

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

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

**PRESENT BY AUDIO**  
**VISUAL LINK:** Councillors Raffan, Huda, Eisler, Waud

**APOLOGIES** Nil

---

**HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.03 PM**

**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**

**(1196) CLR. ISHAC:/CLR. MADIRAZZA**

RESOLVED that the minutes of the Ordinary Council Meeting held on 8 December 2020 be adopted.

- CARRIED

**(1197) CLR. ISHAC:/CLR. MADIRAZZA**

RESOLVED that the minutes of the Extraordinary Council Meeting held on 4 February 2021 be adopted.

- CARRIED

**SECTION 2: LEAVE OF ABSENCE**

Nil

---

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

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

In respect of Item 4.8 – Local Community Based Donations, Clr El-Hayek declared a significant, Non-Pecuniary Conflict of Interest due to his working relationship with Human Appeal and indicated he would vacate the Chamber taking no part in the debate on this matter.

**SECTION 4:                   MAYORAL MINUTES**

**ITEM 4.1                    LILLIANE BRADY MM OBIT**

**(1198)                    CLR. ASFOUR**

RESOLVED that the Mayoral Minute be received.

- CARRIED

Council observed a minutes silence in memory of Cobar Mayor Lilliane Olive Brady.

**ITEM 4.2                    MYANMAR ACTION**

CLR EL-HAYEK TEMPORARILY RETIRED FROM THE MEETING AT 6.09 PM.

**(1199)                    CLR. ASFOUR**

RESOLVED that –

1. Council support the “Hear the voice for Myanmar” event by waiving fees for the use of Bryan Brown Theatre totalling \$1,327 and that any future requests for assistance be made through Council’s Community Grants and Event Sponsorship Program.
2. Council write to the Prime Minister, Ambassador for Myanmar and United Nations on behalf of our City calling for the immediate release of Aung San Suu Kyi and the reinstatement of the democratically elected government.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 4.3**

**LIZ MESSIH**

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

**(1200)**

**CLR. ASFOUR**

RESOLVED that Council publicly thanks Liz Messih for her selfless contribution to our community and as a token of our appreciation Council arrange a small covid safe civic reception which can be accommodated from within Council's corporate events budget.

- CARRIED

**ITEM 4.4**

**CSIRO PARTNERSHIP**

**(1201)**

**CLR. ASFOUR**

RESOLVED that Council partners with the CSIRO and commits to the STEM Community Partnership Program for the betterment of our youth and our city.

- CARRIED

**ITEM 4.5**

**AUSGRID REPAIRS**

**(1202)**

**CLR. ASFOUR**

RESOLVED that

1. Council acknowledges the commitment of Ausgrid to undertake upgrade works in the Bankstown LGA.
2. Council will continue to monitor progress and make further representations if necessary.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 4.6**  
**(1203)**

**JUICE FOR GOOD**  
**CLR. ASFOUR**

RESOLVED that

1. Council enters into a 12-month trial with OZ Harvest for the installation of two fresh orange juice vending machines in the Bankstown LGA with no fees payable.
2. Council conduct a review at the end of the trial period.

- CARRIED

**ITEM 4.7**  
**(1204)**

**SMART CITIES FUNDING**  
**CLR. ASFOUR**

RESOLVED that

1. Council staff be congratulated after receiving a Civic Innovation Award from Harvard University.
2. Council explore opportunities and nominate projects and seek funding from the NSW Government's Digital Restart Fund (Smart City Acceleration program).

- CARRIED

**ITEM 4.8**

**LOCAL COMMUNITY BASED DONATIONS**

In respect of Item 4.8 – Local Community Based Donations, Clr El-Hayek declared a significant, Non-Pecuniary Conflict of Interest due to his working relationship with Human Appeal and vacated the Chamber taking no part in the debate on this matter.

CLR EL-HAYEK TEMPORARILY RETIRED FROM THE MEETING AT 6.25 PM AND RETURNED AT 6.26 PM.

**(1205)**

**CLR. ASFOUR**

RESOLVED that

1. Council support the request from Bahayra Youth Association by waiving the fees totalling \$674.55 comprising of Domestic Waste charges of \$565.00 and Fire Safety fees of \$109.55, and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

2. Council support the request from White Ribbon Foundation by donating a Canterbury Bankstown Monopoly Board game for auction, and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.
3. Council support the request from Parkrun by waiving the fees for use of St Mary Mackillop Reserve totalling \$77.50, and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.
4. Council support Mr John Bestel's efforts by way of donation \$200 to Frontline Services, and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.
5. Council support the request from Human Appeal by purchasing a \$1,000 sponsorship, and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.
6. Council support the request from Al-Minia Charitable Association by waiving \$1,000 of the fees for use of Bryan Brown Theatre totalling \$1,365 and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.
7. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

**SECTION 5: PLANNING MATTERS**

**ITEM 5.1 EXHIBITION OF THE PLANNING AGREEMENT - 60 KITCHENER PARADE, BANKSTOWN**

**(1206) CLR. EL-HAYEK:/CLR. TUNTEVSKI**

RESOLVED that

1. Council enter into the Planning Agreement as provided in Attachments A and B.
2. The General Manager be given authority to make minor changes to the document that may be required for the purposes of execution, so long as these do not alter the intent or substance of the planning agreement.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

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

**Against:-** Nil

**ITEM 5.2 PLANNING PROPOSAL AND SITE SPECIFIC DCP FOR 15-33 BRIGHTON AVENUE, CROYDON PARK**

**(1207) CLR. EISLER:/CLR. MADIRAZZA**

RESOLVED that

1. Council adopt the planning proposal as shown in Attachment A and it be sent to the NSW Department of Planning, Infrastructure and Environment for finalisation.
2. Council endorse the draft site specific development control plan for 15-33 Brighton Avenue, Croydon Park as shown in Attachment B subject to further planning controls being inserted into the development control plan requiring solar generated power on this site for communal areas and use by occupants prior to the development control plan being finalised and that the DCP be enforced on the date the LEP amendment is finalised.

- CARRIED

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

**Against:-** Clrs Huda and Raffan

**SECTION 6: POLICY MATTERS**

**ITEM 6.1 MARKETS POLICY**

**(1208) CLR. DOWNEY:/CLR. ZAKHIA**

RESOLVED that Council adopts the Markets Policy.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS**

**PUBLIC ADDRESS**

**(1209) CLR. DOWNEY:/CLR. HARIKA**

RESOLVED that permission be granted to the person who has made the necessary application to address Council for five minutes.

- CARRIED

**ITEM 7.1 REVIEW OF THE 2020/21 OPERATIONAL PLAN, DELIVERY PROGRAM AND BUDGET TO 31 DECEMBER 2020**

MRS BARBARA COOREY (RESIDENT) ADDRESSED COUNCIL.

**(1210) CLR. DOWNEY:/CLR. MADIRAZZA**

RESOLVED that

1. The quarterly review of the 2020/21 Operational Plan and six-monthly review of the Delivery Program to 31 December 2020 be noted, and the December 2020 Quarterly Budget Review Budget as outlined in this report be adopted.
2. Council endorse the listing of proposed projects to be funded from the Federal Government's Local Roads and Community Infrastructure Program (LRCI Program), as outlined in the report.
3. With respect to item 2, the General Manager be required to submit the listing of proposed projects for consideration and approval by the Federal Government, in accordance with the LRCI Program's requirements.
4. Council allocate Ward Funds as outlined in the report.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 7.2**                      **RENEWAL OF LEASE OVER GREENACRE CAR PARK SITE**  
**(1211)**                         **CLR. EL-HAYEK:/CLR. HARIKA**

RESOLVED that

1. Council agree to extend the current lease for 158 Waterloo Road Greenacre (Lot 3 DP 408508) for a further period of five years, to 30 June 2027, for the purposes of providing public car parking.
2. The Mayor and General Manager be delegated authority to sign all documentation under the Common Seal of Council, as required.

- CARRIED

**ITEM 7.3**                      **MATTERS DETERMINED UNDER DELEGATED AUTHORITY 9 DECEMBER 2020 TO 22**  
**(1212)**                         **FEBRUARY 2021**  
**CLR. ISHAC:/CLR. DOWNEY**

RESOLVED that the information be noted.

- CARRIED

**ITEM 7.4**                      **DISCLOSURE OF INTEREST RETURNS**  
**(1213)**                         **CLR. WAUD:/CLR. TUNTEVSKI**

RESOLVED that the tabling of the Disclosure of Interest Returns be noted.

- CARRIED



**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 7.5**                    **CASH AND INVESTMENT REPORT AS AT 31 JANUARY 2021, 31 DECEMBER 2020 AND 30 NOVEMBER 2020**

**(1214)**                    **CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that

1.     The Cash and Investment Report as at 31 January 2021, 31 December 2020 and 30 November 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**                    **GREATER CITIES SPORTS FACILITIES FUND**

**(1215)**                    **CLR. MADIRAZZA:/CLR. RAFFAN**

RESOLVED that

1.     Council proceed with submitting an application under the Greater Cities Sports Facility Fund for the Waterworth Park Masterplan Implementation.
2.     If successful in receiving funding under the Greater Cities Sports Facility Fund, Council allocate 25% of the total project cost as part of the 2021/22 Operational Plan.

- CARRIED

**ITEM 8.2**                    **CANTERBURY TOWN CENTRE STAGE 2 PROJECT - CLOSE STREET RESERVE SITE YARD LICENCE**

**(1216)**                    **CLR. EISLER:/CLR. MADIRAZZA**

RESOLVED that

1.     Council agree, in principle, to providing a short term licence agreement to Abergeldie Contractors Pty Ltd for the use of Close Street Reserve, for the purposes of completing the Canterbury Town Centre Stage 2 Works.

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

2. Council exhibit the details of the proposed licence agreement in accordance with the provisions of the Local Government Act 1993.
3. Council undertake specific notification and engagement of the neighbouring residents.
4. Following public exhibition, and subject to their being no submissions received, the General Manager be authorised to enter into a Licence Agreement with Abergeldie Contractors Pty Ltd, based on the terms and conditions, as outlined in the report.
5. In the event that submissions are received from the public exhibition process, a further report will be presented to Council.

- CARRIED

**SECTION 9: COMMITTEE REPORTS**

**ITEM 9.1 (1217) MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 9 FEBRUARY 2021  
CLR. HARIKA:/CLR. DOWNEY**

RESOLVED that

1. The recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 9 February 2021, be adopted.
2. Item 18 Belmore Town Centre be referred back to the next meeting of the Traffic Committee for further monitoring.
3. The Traffic Committee request that the Police consider increasing patrols around local schools to deter illegal driving.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 9.2**                    **MINUTES OF THE LAKEMBA RAMADAN EVENT REFERENCE GROUP MEETING HELD 3 FEBRUARY 2021**  
**(1218)**                    **CLR. EL-HAYEK:/CLR. ZAKHIA**  
RESOLVED that the minutes of the Lakemba Ramadan Event Reference Group meeting be endorsed.

- CARRIED

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

**MATTER OF URGENCY**  
**(1219)**                    **CLR. TUNTEVSKI:/CLR. ISHAC**  
RESOLVED that urgency be permitted and Item 10.7 be considered in Notice of Motions and Questions with Notice.

- CARRIED

**(1220)**                    **CLR. DOWNEY:/CLR. EL-HAYEK**  
RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts all the recommendations of the Notice of Motions and Questions with Notice with the exception of Item 10.7.

- CARRIED

**ITEM 10.1**                    **NOTICE OF MOTIONS**  
**(1221)**                    **CLR. DOWNEY:/CLR. EL-HAYEK**  
RESOLVED that the information be noted.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 10.2**                    **SERVICE NSW BASS HILL WARD**  
**(1222)**                    **CLR. DOWNEY:/CLR. EL-HAYEK**

RESOLVED that Council writes to the Minister for Customer Service to request that a Service NSW Centre be opened in Bass Hill Ward.

- CARRIED

**ITEM 10.3**                    **AUSTRALIA DAY AWARDS 2022**  
**(1223)**                    **CLR. DOWNEY:/CLR. EL-HAYEK**

RESOLVED that Council investigate the inclusion of a new award in the 2022 Australia Day honours, to recognise a leading, local media outlet.

- CARRIED

**ITEM 10.4**                    **COVID RESTRICTIONS AT COUNCIL FACILITIES**  
**(1224)**                    **CLR. DOWNEY:/CLR. EL-HAYEK**

RESOLVED that Council review the current restrictions in place at council facilities, namely swimming pools, and provide a plan for easing restrictions.

- CARRIED

**ITEM 10.5**                    **CURBING ILLEGAL RUBBISH DUMPING**  
**(1225)**                    **CLR. DOWNEY:/CLR. EL-HAYEK**

RESOLVED that Council provide a report on what action is being currently taken to curb the spread of illegal dumping, and investigate what additional initiatives could be taken to deter and detect illegal dumping.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 10.6**                      **VEGETATION CLEARING ALONG THE COOKS RIVER PIPELINE**  
**(1226)**                              **CLR. DOWNEY:/CLR. EL-HAYEK**

RESOLVED that

1. Council writes to Ampol (formerly Caltex) and Viva Energy demanding any future tree removal cease until a Vegetation Management Plan is developed in consultation with the community and Council.
2. Council write to the Minister for Planning and public spaces requesting a review of the approval.

- CARRIED

**ITEM 10.7**                      **CREATING A CLEANER CITY BY BUILDING CITY PRIDE**  
**(1227)**                              **CLR. EL-HAYEK:/CLR. ISHAC**

RESOLVED that Council develops targeted educational messages and resources that encourage residents to take pride in their city and to correctly dispose of rubbish and litter in our streets, town centres and parks.

- CARRIED

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

**(1228)**                              **CLR. DOWNEY:/CLR. EL-HAYEK**

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 11.1 in confidential session for the reasons indicated:

Item 11.1 General Manager's Performance Review

*This report is considered to be confidential in accordance with Section 10A(2)(a) of the Local Government Act, 1993, as it relates to personnel matters concerning particular individuals.*

- CARRIED

**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 7.02 PM AND REVERTED BACK INTO OPEN COUNCIL AT 7.09 PM.**

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 23 FEBRUARY 2021**

---

**ITEM 11.1                    GENERAL MANAGER'S PERFORMANCE REVIEW**

MS KATH ROACH FROM SINC SOLUTIONS CONSULTING ADDRESSED COUNCIL IN RESPECT OF THIS MATTER.

**(1229)                    CLR. EL-HAYEK:/CLR. ISHAC**

RESOLVED that

1. Council receive and note the General Manager Performance Review Panel's Report.
2. Council note the General Manager's performance for the review period as determined by the panel was either 'highly effective' or 'exceptional' in all four (4) Strategic Outcome/Topic criteria.

- CARRIED

**THE MEETING CLOSED AT 7.10 PM.**

Minutes confirmed 23 MARCH 2021

.....  
Mayor