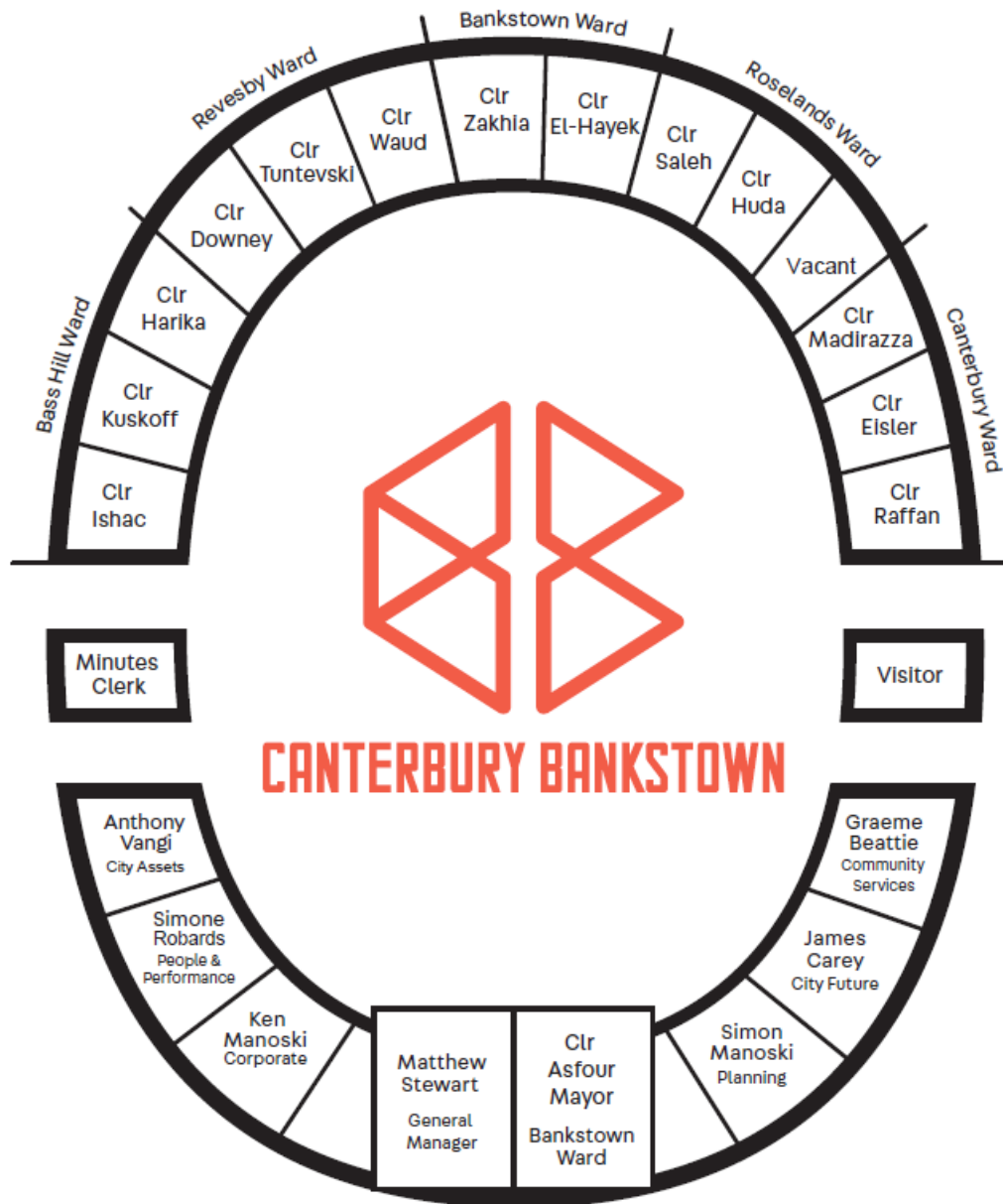




AGENDA FOR THE ORDINARY MEETING

23 November 2021

Gallery



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1 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

The following minutes are submitted for confirmation -

1.1	Minutes of the Ordinary Meeting of Council of 26 October 2021	7
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CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 26 OCTOBER 2021

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

PRESENT BY AUDIO
VISUAL LINK: Councillors Raffan, Zakhia, Waud, Eisler

APOLOGIES Councillors Huda, Kuskoff

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.05PM.

COUNCILLOR ATTENDING REMOTELY

(1456) CLR. TUNTEVSKI:/CLR. ISHAC

RESOLVED that permission be granted to Councillors Raffan, Zakhia, Waud and Eisler to attend the meeting remotely by zoom.

- CARRIED

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

(1457) CLR. DOWNEY:/CLR. HARIKA

RESOLVED that the minutes of the Ordinary Council Meeting held on 28 September 2021 be adopted.

- CARRIED

(1458) CLR. DOWNEY:/CLR. HARIKA

RESOLVED that the minutes of the Extraordinary Council Meeting held on 28 September 2021 be adopted.

- CARRIED

CANTERBURY BANKSTOWN
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ORDINARY MEETING OF COUNCIL
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SECTION 2: LEAVE OF ABSENCE

(1459) CLR. DOWNEY:/CLR. TUNTEVSKI

RESOLVED that Leave of Absence be granted to Councillor Huda due to health reasons and Councillor Kuskoff due to personal reasons.

- CARRIED

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

In respect of Item 7.4 – 2021 COVID Relief Grants, Clr Saleh declared a significant, Non Pecuniary Conflict of Interest due to her working association with Riverwood Community Centre who are one of the recipients of a grant and also auspiced a number of other grant applications, and as such she will vacate the meeting taking no part in debate.

In respect of Item 7.4 – 2021 COVID Relief Grants, Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest due to his association with the Lighthouse Community Support Inc. who are one of the recipients of a grant and as such he will vacate the meeting taking no part in debate.

In respect of Item 7.4 – 2021 COVID Relief Grants, Clr Zakhia declared a significant, Non Pecuniary Conflict of Interest due to his association with the Zahle Association Incorporation who are one of the recipients of a grant and as such he will vacate the meeting taking no part in debate.

In respect of Item 7.4 – 2021 COVID Relief Grants, Councillor Harika declared a non-significant, Non Pecuniary Conflict of Interest due to her membership of the congregations of St Charbel's who are recipients of a grant. Councillor Harika advised that it will not affect her consideration of the item and she will remain in the Chamber.

In respect of Item 7.4 – 2021 COVID Relief Grants, Councillor Ishac declared a non-significant, Non Pecuniary Conflict of Interest due to his membership of the congregations of St Charbel's who are recipients of a grant. Councillor Ishac advised that it will not affect his consideration of the item and he will remain in the Chamber.

In respect of Item 7.4 – 2021 COVID Relief grants, the Mayor Asfour declared a non-significant, Non Pecuniary Conflict of Interest due to his role as Mayor where he is an Honorary Patron of one of the recipients of a grant. He is also a member of the congregations St Charbel's, St Johns and St Nicholas Antiochian Orthodox Churches who are also recipients of a grant. Mayor Asfour advised

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that it will not affect his consideration of the item and he will remain in the Chamber.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 BACK TO BUSINESS

(1460) CLR. ASFOUR

RESOLVED that the Mayoral Minute be noted.

- CARRIED

ITEM 4.2 COVID GRANT

(1461) CLR. ASFOUR

RESOLVED that

1. The Mayoral Minute be noted.
2. The General Manger finalise the necessary administrative obligations required under the Grant agreement..

- CARRIED

ITEM 4.3 LOCAL COMMUNITY BASED DONATIONS

(1462) CLR. ASFOUR

RESOLVED that

1. Council support Padstow Community Care by way of \$250 donation to help with launching its Spring Exercise Challenge.
2. Council support the Zonta Club's request through sponsoring an award in their 2021-2022 Citizenship Award by way of a \$250 donation, and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.
3. Council support Muslim Care through a \$270 donation that can be used towards the cost to hire Lakemba Seniors Citizen Centre, and that any future requests for assistance be made through Council's Community Grants and Event Sponsorship Program.

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4. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

SECTION 5: PLANNING MATTERS

ITEM 5.1 PLANNING PROPOSAL - 34 ALLAN AVENUE, BELMORE AND BENDA STREET RESERVE, BELMORE

(1463) CLR. DOWNEY:/CLR. EISLER

RESOLVED that

1. Council prepare and submit a Planning Proposal for the following properties to seek a Gateway Determination from the Department of Planning, Industry & Environment (the Department):

For the land at 34 Allan Avenue, Belmore:

- a) Amend the zoning of the land from Zone RE1 Public Recreation to Zone R3 Medium Density Residential;
- b) Permit a maximum Floor Space Ratio of 0.5:1;
- c) Permit a maximum of 8.5m Height of Building;
- d) Apply 460m² minimum Lot Size Area;
- e) Remove the subject site from the Land Reservation Acquisition Map.

For the land known as Benda Street Reserve:

- f) Amend the zoning of the land from Zone R3 Medium Density Residential to Zone RE1 Public Recreation;
- g) Remove a maximum Floor Space Ratio of 0.5:1;
- h) Remove a maximum of 8.5m Height of Building;
- i) Remove 460m² minimum Lot Size Area.

2. Council exhibit the Planning Proposal in accordance with the Gateway Determination issued by the Department.
3. Council seek delegation from the Department as the local plan making authority.
4. The General Manager be delegated authority to make relevant changes to the Planning Proposal as required by the Gateway Determination.
5. Council consider a further report post exhibition including outcomes of the consultation process.

- CARRIED

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

Against:- Nil

ITEM 5.2 DRAFT AFFORDABLE HOUSING CONTRIBUTION SCHEME AND PLANNING PROPOSAL

(1464) CLR. DOWNEY:/CLR. EL-HAYEK

RESOLVED that

1. Council prepare and submit the planning proposal, as provided in Attachment A, to the Department of Planning, Industry and Environment to seek a Gateway Determination.
2. Council seek authority from the Department of Planning, Industry and Environment to exercise the delegation in relation to the plan making functions under section 3.36(2) of the Environmental Planning and Assessment Act 1979.
3. Subject to the issue of a Gateway Determination, Council exhibit the planning proposal and the Draft Affordable Housing Contribution Scheme concurrently, and the matter be reported to Council following the exhibition.

- CARRIED

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

Against:- Nil

SECTION 6: POLICY MATTERS

Nil

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SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

(1465) CLR. TUNTEVSKI:/CLR. DOWNEY

RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts all the recommendations of the Governance and Administration Reports with the exception of Item 7.4.

- CARRIED

ITEM 7.1 2021 LOCAL GOVERNMENT ELECTIONS - IMPORTANT DATES AND EVENTS

(1466) CLR. TUNTEVSKI:/CLR. DOWNEY

RESOLVED that

1. The information be noted.
2. Council authorise the outgoing Mayor to continue to fulfil Council's civic and ceremonial functions for the period between Election Day and the holding of the Mayoral Election, as outlined in the report.

- CARRIED

ITEM 7.2 DISCLOSURE OF INTEREST RETURNS 2020-21

(1467) CLR. TUNTEVSKI:/CLR. DOWNEY

RESOLVED that the tabling of the Disclosure of interest Returns for 2020-21 be noted.

- CARRIED

ITEM 7.3 PROPOSED FEE AND CHARGE FOR REGIONALLY SIGNIFICANT DEVELOPMENT APPLICATIONS

(1468) CLR. TUNTEVSKI:/CLR. DOWNEY

RESOLVED that Council adopt the Fees and Charges outlined in the report.

- CARRIED

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ITEM 7.4 **2021 COVID RELIEF GRANTS**

In respect of Item 7.4 – 2021 COVID Relief Grants, Clr Saleh declared a significant, Non Pecuniary Conflict of Interest due to her working association with Riverwood Community Centre who are one of the recipients of a grant and also auspiced a number of other grant applications, and as such she will vacate the meeting taking no part in debate.

In respect of Item 7.4 – 2021 COVID Relief Grants, Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest due to his association with the Lighthouse Community Support Inc. who are one of the recipients of a grant and as such he will vacate the meeting taking no part in debate.

In respect of Item 7.4 – 2021 COVID Relief Grants, Clr Zakhia declared a significant, Non Pecuniary Conflict of Interest due to his association with the Zahle Association Incorporation who are one of the recipients of a grant and as such he will vacate the meeting taking no part in debate.

In respect of Item 7.4 – 2021 COVID Relief Grants, Councillor Harika declared a non-significant, Non Pecuniary Conflict of Interest due to her membership of the congregations of St Charbel's Church who are recipients of a grant. Councillor Harika advised that it will not affect her consideration of the item and she will remain in the Chamber.

In respect of Item 7.4 – 2021 COVID Relief Grants, Councillor Ishac declared a non-significant, Non Pecuniary Conflict of Interest due to his membership of the congregations of St Charbel's who are recipients of a grant. Councillor Ishac advised that it will not affect his consideration of the item and he will remain in the Chamber.

In respect of Item 7.4 – 2021 COVID Relief grants, the Mayor Asfour declared a non-significant, Non Pecuniary Conflict of Interest due to his role as Mayor where he is an Honorary Patron of one of the recipients of a grant. He is also a member of the congregations St Charbel's, St Johns and St Nicholas Antiochian Orthodox Churches who are also recipients of a grant. Mayor Asfour advised that it will not affect his consideration of the item and he will remain in the Chamber.

CLRS EL-HAYEK, ZAKHIA AND SALEH TEMPORARILY VACATED THE MEETING AT 6.25PM AND RETURNED AT 6.26PM.

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(1469) **CLR. DOWNEY:/CLR. MADIRAZZA**
RESOLVED that Council approve the distribution of the 2021 COVID Relief Grants Program as outlined in Attachment A.

- CARRIED

ITEM 7.5 **EMERGENCY FINANCIAL SUPPORT - COVID-19**

(1470) **CLR. TUNTEVSKI:/CLR. DOWNEY**
RESOLVED that Council adopt the financial support package.

- CARRIED

ITEM 7.6 **THE FESTIVAL OF PLACE - OPEN STREETS PARTNERSHIP FUNDING**

(1471) **CLR. TUNTEVSKI:/CLR. DOWNEY**
RESOLVED that Council endorse Campsie as the nominated centre for The Festival of Place – Open Streets partnership funding for the reasons outlined in this report and that an application be submitted.

- CARRIED

ITEM 7.7 **CASH AND INVESTMENT REPORT AS AT 30 SEPTEMBER 2021**

(1472) **CLR. TUNTEVSKI:/CLR. DOWNEY**
RESOLVED that

1. The Cash and Investment Report as at 30 September 2021 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

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ITEM 7.8 **UNAUDITED 2020/21 ANNUAL FINANCIAL REPORT**
(1473) **CLR. TUNTEVSKI:/CLR. DOWNEY**

RESOLVED that

1. Council resolves that the attached 2020/21 Unaudited Annual Financial Reports, for the financial year ended 30 June 2021 have been prepared in accordance with the relevant sections and parts of the Local Government Act and Regulations and are submitted to Council for its consideration.
2. The Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer duly sign the Statement of Council's Unaudited Annual Financial Reports on behalf of the Council.
3. Subject to Items 1 and 2, the Statement and the 2020/21 Unaudited Annual Financial Report be referred to Council's Auditor in finalising the year-end audit process.
4. The General Manager be authorised to set the date for the public meeting and give notice in accordance with the Local Government Act 1993.

- CARRIED

SECTION 8: **SERVICE AND OPERATIONAL MATTERS**

ITEM 8.1 **SPORTS FACILITIES STRATEGIC PLAN**
(1474) **CLR. HARIKA:/CLR. EISLER**

RESOLVED that

1. Council endorse the draft Sports Facilities Strategic Plan for public exhibition.
2. A further report be submitted to Council at the conclusion of the public exhibition period to consider any submissions received.

- CARRIED

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ITEM 8.2 **MIRAMBEENA REGIONAL RESERVE PLAN OF MANAGEMENT**
(1475) **CLR. TUNTEVSKI:/CLR. DOWNEY**

RESOLVED that

1. Council adopt the Mirambeena Regional Reserve Plan of Management.
2. Council update the Generic Plan of Management for Community Land and Crown Land with amendment notice revoking its application to Lansdowne Reserve and Amaroo Reserves.

- CARRIED

SECTION 9: COMMITTEE REPORTS

ITEM 9.1 **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 12 OCTOBER 2021**
(1476) **CLR. HARIKA:/CLR. DOWNEY**

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 12 October 2021, be adopted.

- CARRIED

ITEM 9.2 **MINUTES OF THE AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING HELD**
(1477) **13 OCTOBER 2021**
CLR. ISHAC:/CLR. HARIKA

RESOLVED that

1. The recommendations contained within the minutes of the Audit Risk and Improvement Committee meeting held on 13 October 2021, be adopted; and
2. The 4-Year (2021 – 2025) Strategic Internal Audit Plan be adopted.

- CARRIED

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SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

(1478) CLR. TUNTEVSKI:/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 10.2, 10.3, 10.4, 10.8 and 10.9.

- CARRIED

ITEM 10.1 NOTICE OF MOTIONS

(1479) CLR. TUNTEVSKI:/CLR. EL-HAYEK

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2 CARINYA ROAD PLAYGROUND

(1480) CLR. DOWNEY:/CLR. TUNTEVSKI

RESOLVED that Council investigate and implement appropriate protection measures at the playground located at Carinya Road, Picnic Point Reserve to maintain the safety of children.

- CARRIED

ITEM 10.3 FOOTPATH FUNDING

(1481) CLR. DOWNEY:/CLR. TUNTEVSKI

RESOLVED that Council seek the financial support of the NSW State Government so that Council can provide safer access throughout our suburbs by the provision of a more extensive formalised footpath network.

- CARRIED

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ITEM 10.4 **PEDESTRIAN OVERPASS MILPERRA**
(1482) **CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that Council advocate to the NSW Government to provide a pedestrian and cycle overpass as an integral part of any upgrades proposed to the Henry Lawson Drive Milperra.

- CARRIED

ITEM 10.5 **LITTER PREVENTION**
(1483) **CLR. TUNTEVSKI:/CLR. EL-HAYEK**

RESOLVED that Council

1. In principle endorse the Cooks River Litter Strategy and its target and principles.
2. Identify possible actions to support this strategy as part of Council's own Clean City Strategic Plan currently being developed.

- CARRIED

ITEM 10.6 **INFORMATION ON METRO**
(1484) **CLR. TUNTEVSKI:/CLR. EL-HAYEK**

RESOLVED that Council call on the State Government to pay for and commission local artists to improve the facades of the substation and service building monstrosities being constructed as part of the Sydney Metro. This is to be done in collaboration with the Bankstown Arts Centre.

- CARRIED

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ITEM 10.7
(1485)

TREE MANAGEMENT

CLR. TUNTEVSKI:/CLR. EL-HAYEK

RESOLVED that Council, as part of the development of the Urban Forest Strategy, consider and incorporate educating the community on the importance of and benefit made by urban trees to the natural and built environment, to community resilience and to individual wellbeing.

- CARRIED

ITEM 10.8
(1486)

COOL OUR SUBURBS WITH REFLECTIVE ROOFING

CLR. EISLER:/CLR. MADIRAZZA

RESOLVED that Council:

1. Examine opportunities as part of the future DCP review to include controls on external finishes and roofing material to minimise heat retention in new developments.
2. Develop information and education resources for the community on the environmental benefits of choosing more reflective external finishing and roofing materials to reduce heat absorption, these may include solar panels.
3. Identify Council owned buildings that could be painted to become light coloured or heat reflective roofs.
4. Council prepare and submit a motion on this matter to the LGNSW Annual Conference to be held in February 2022.

- CARRIED

CLR TUNTEVSKI TEMPORARILY VACATED THE CHAMBER AT 6.41PM AND RETURNED AT 6.43PM

CLR HARIKA TEMPORARILY VACATED THE CHAMBER AT 6.44PM

ITEM 10.9
(1487)

PROTECTING KOALAS

CLR. EISLER:/CLR. DOWNEY

RESOLVED that Council:

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1. Notes that since 1990, NSW koala populations have declined by between 20% and 50%, to be in the range of 15,000 to 25,000 remaining. Local extinctions have already occurred and the species is projected to become extinct in the wild in NSW within 30 years. Urgent action is needed to ensure future generations can see these iconic species in the wild.
2. Writes to the Premier, Minister for Planning & Public Spaces, Minister for Energy and Environment, and Minister for Agriculture urging them to:
 - a. Maintain council dual consent provisions for Private Native Forestry in Local Environmental Plans, to account for the variability within regions, zoning objectives, site survey needs, traffic and infrastructure limitations, and consultation with adjoining land holders;
 - b. Maintain council's ability to regulate environmental zones to protect, manage and restore lands of high ecological, scientific, cultural or aesthetic values, particularly for the protection of core koala habitat;
 - c. Provide planning certainty, resources and support for identifying core koala habitat and the development of Koala Plans of Management; and
 - d. Allow for departures from the Koala Habitat Protection Guideline based on existing surveys, local circumstances or emerging technology where this is agreed to by the Department.

- CARRIED

CLR HARIKA RETURNED TO THE CHAMBER AT 6.46PM

ITEM 10.10 **FRONT-LINE WORKERS OF OUR CITY**
(1488) **CLR. TUNTEVSKI:/CLR. EL-HAYEK**

RESOLVED that Council install temporary banners to thank the hard working front-line workers of our City that have got us through this lockdown.

- CARRIED

SECTION 11: **CONFIDENTIAL SESSION**

PRIOR TO CONSIDERING THE REPORT IN CONFIDENTIAL SESSION COUNCILLORS EISLER, ZAKIA, RAFFAN AND WAUD WHO WERE ALL ATTENDING THE MEETING BY AUDIO VISUAL LINK DECLARED THERE WERE NO PERSONS WITHIN SIGHT OR HEARING OF THEM.

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(1489) CLR. DOWNEY:/CLR. MADIRAZZA

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 Dunc Gray Velodrome – Handlebar Tavern Centre of Excellence Proposal

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

COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 6.53PM AND REVERTED BACK INTO OPEN COUNCIL AT 6.56PM.

ITEM 11.1 DUNC GRAY VELODROME – HANDLEBAR TAVERN CENTRE OF EXCELLENCE PROPOSAL

(1490) CLR. MADIRAZZA:/CLR. ZAKHIA

RESOLVED that

1. The Council in principle endorses the proposal to enter into a Heads of Agreement with the Canterbury Bankstown Bulldogs to for the use of the Handle Bar Tavern as a short term 'Centre of Excellence'.
2. The General Manager be delegated authority to negotiate the terms of the Heads of Agreement and transition it into a lease as outlined in this report.
3. Subject to 2 Council publicly exhibit the intended Heads of Agreement in accordance with Section 47A (2) (a) of the Local Government Act 1993.
4. At the conclusion of the above a further report be provided for Council's consideration and decision.

- CARRIED

THE MEETING CLOSED AT 6.57PM

Minutes confirmed 23 NOVEMBER 2021

.....
Mayor

2 LEAVE OF ABSENCE

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

4 MAYORAL MINUTES

The following items are submitted for consideration -

4.1	Australia Day Honours 2022	29
4.2	Council Achievements	31
4.3	Thank You	33
4.4	Mayors Christmas Message	35

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ITEM 4.1 Australia Day Honours 2022

It's hard to believe, but it is that time of the year again when we call on people to nominate someone, they believe has made a real difference in the community. And never has it been more important than following this most difficult year.

Selfless local heroes who don't seek recognition, or fame but deserve our gratitude and thanks in our Australia Day honours list.

People from all walks of life who do what they do out of a commitment to the community and love for others.

Carers of the elderly and the disabled, volunteers, community leaders, mentors and role models. Someone who makes a real difference in your life, or the life of others.

This is Councils' chance to acknowledge and recognise them and I encourage you all to make the effort and nominate those that are deserving.

The award categories include

- Citizen of the Year;
- Young Citizen of the Year;
- Volunteer of the Year;
- Community Organisation of the Year; and
- Jack Munday Environment and Heritage Award.

Councillors, tonight I propose we go out to the community in support of seeking nominations.

The winners of the awards will be announced at the Australia Day Ceremony when a group of residents will also proudly become Australian Citizens.

Nominations Forms and all details will be available on Council's website. In all that this year has brought, I look forward to the joy of reviewing the stories of these unsung heroes and indeed of the day itself.

Mayoral Minutes - 23 November 2021

ITEM 4.2 Council Achievements

Councillors

Tonight, I would like to take a few moments to talk about the achievements of Council during this current term... which If you weren't aware, today marks 4 years and 75 days since being elected.

Where does one begin in extolling the work of this Council in providing for the community and elevating our status as a leader in innovation and smart thinking.

Despite the obvious obstacles along the way, Council's fiscal responsibility, good management and committed staff have ensured we are one of the best performing Council's across the State on many fronts.

And for these things alone, we should be very proud.

During our term we have overseen a massive spend on infrastructure and facilities... something like \$118 million on improvements in and around our town centres which includes things like roads and bridges.

Our priority of ensuring our residents can enjoy the outdoors was high... investing just under \$37 million on improving and upgrading around 180 parks, playgrounds and sporting facilities. Then of course the many millions spent on maintaining and constructing community buildings, footpaths and boardwalks across the entire City.

Our core services were front of mind. We brought back the collection of our waste services "in house" ... and have a listen to these numbers... our trucks emptied something like 40 million bins and swept more than 400,000 streets. A massive operation by any Council's standards and I would daresay, not matched by any other Council.

But the heart of any City is its people... and along the way we supported the community. During Covid we provided millions of dollars in support and grants to businesses and the needy... and of course, our Meals on Wheels service which I am proud to say delivered around 400,000 meals.

Other milestones included holding NSWs' largest Citizenship ceremony, winning various awards for our innovation in the use of AI technology and of course planning design.

Councillors, they are just some of the achievements of this Council during this term of Council.

A more detailed report has been prepared by Council officers and will be presented later. I commend this report to you.

Mayoral Minutes - 23 November 2021

ITEM 4.3 Thank You

Councillors

As you have just heard, during your term as elected community representatives you have played a significant role in the betterment of the City and the community.

There is no doubt your passion and your interest have set the agenda, enabling Council to function smoothly, and in the best interests of all concerned.

Since being elected a little more than 4 years ago on September 9th 2017, the journey has been at times very challenging . . . firstly, dealing with the upheaval of the merger and in the past two years dealing with the COVID Crisis. . . . and as we all know, engaging face to face with the community was not always possible.

For some of you here tonight, that journey has ended, as you have indicated you will not be contesting the upcoming elections.

On behalf of my fellow Councillors and Council staff I would like to thank Councillors Linda Eisler, Nadia Saleh, Glen Waud, Steve Tuntevski, Alex Kuskoff, Philip Madirazza and Mohammad Huda for your support and dedication to serving our City.

You leave knowing that you have made our City a better place to live.

I wish you and all your families all the very best for the future.

Mayoral Minutes - 23 November 2021

ITEM 4.4 Mayors Christmas Message

Councillors

It's that time of the year... when people are unpacking their Christmas lights... selecting what gifts they are going to buy and planning their Christmas parties...

And why shouldn't they celebrate after the year we have all had.

With some restrictions still in place, Council's staff have been working as hard as Santa's elves to put in place some events and decorations to give our City a Christmassy feel.

Our Christmas celebrations kick off in just over a week's time on Thursday 2 December with the traditional lighting of the huge tree in Paul Keating Park.

And for those who don't want to travel to the City for their annual Carols, we are hosting our own spectacular at the Wiley Park Amphitheatre on the Sunday.

Families are encouraged to bring a picnic basket and blanket and join in the singalong which will feature the ABC's Hooley Dooleys and Prinnie Stevens, a finalist on *The Voice*.

There will be food stalls and wandering magical characters for all the kids to enjoy... I'm looking forward to popping in and singing along...

And for those in the community that really get into the Christmas spirit, our staff will be on the lookout for the best decorated house in our Christmas lights competition. You can enter by sending us your photos.

We want the community to feel like it's Christmas, so that's why we will be installing a number of huge trees at selected locations across the City... from Earlwood and Campsie through to Greenacre and Revesby.

Councillors, there's no doubt Christmas is a very special time for most of us, whether it's spending time with family and loved ones or volunteering to help others in need.

On behalf of my fellow Councillors, I would like to thank all the staff here at Council for their efforts throughout the year and wish them, and their families, a safe and happy Christmas. And to all in our City I hope you have a Merry Christmas.

5 PLANNING MATTERS

The following item is submitted for consideration -

- 5.1 Report on Council's Performance in the Assessment of Development Applications for the first quarter of the 2021/22 financial year, Clause 4.6 Variations Approved for the first quarter of the 2021/22 financial year and Planning Related Legal Appeals 39

Planning Matters - 23 November 2021

ITEM 5.1 **Report on Council's Performance in the Assessment of Development Applications for the first quarter of the 2021/22 financial year, Clause 4.6 Variations Approved for the first quarter of the 2021/22 financial year and Planning Related Legal Appeals**

AUTHOR **Planning**

PURPOSE AND BACKGROUND

The purpose of this report is to provide Council information regarding:

1. Performance for processing of development applications for the first quarter of the 2021/22 financial year;
2. Development applications approved with a Clause 4.6 Variation for the first quarter of the 2021/22 financial year; and
3. Planning related legal appeals currently before the Land and Environment Court.
4. Active Planning Proposals.

RECOMMENDATION

That the report be noted.

ATTACHMENTS [Click here for attachments](#)

- A. Development applications approved with a Clause 4.6 Variation for the first quarter of the 2021/22 financial year
- B. Planning related legal appeals currently before the Land and Environment Court
- C. List of Active Planning Proposals

POLICY IMPACT

This matter has no policy implications.

FINANCIAL IMPACT

This matter has no financial implications.

COMMUNITY IMPACT

The timely processing of development applications increases housing stock, provides employment opportunities, additional facilities for the community and improves the appearance of the City. Council's record of being one of the fastest Councils in metropolitan Sydney for processing development applications is a significant benefit for the community and industry in this regard.

However, it is also important to ensure that the community is protected from inappropriate development. This report will detail that in instances where Council has not supported poor development outcomes, Council has been successful in defending a majority of appeals lodged by applicants, or in affecting changes to a proposal to advance it to a point that it satisfactorily meets relevant planning rules and represents orderly development.

The progression of Planning Proposals stimulates the NSW economy, creates jobs and housing, delivers infrastructure, provides public benefits to the community and facilitates urban renewal across the city where appropriate and it can be demonstrated that a change to planning rules will result in improved outcomes to the locality based on a broad number of factors, including economic, social and environmental factors.

DETAILED INFORMATION

1. DEVELOPMENT APPLICATIONS

Processing of development applications for the first quarter of the 2021/22 financial year

For the first quarter of the 2021/ 22 financial year, Council determined 337 development applications and 88 Section 4.55 applications (applications to modify a development consent), with a total capital investment value of approximately \$382 million (\$382,039,313). The median gross determination times for all development applications was 50 days, which is an improvement over the previous financial year figure of 59 days.

Reporting of development applications which involved a Clause 4.6 submission

On 21 February 2018, the NSW Government's Department of Planning, Industry and Environment issued Planning System Circular PS 18-003 Variation to Development Standards. The Circular requires that a report of all variations approved under delegation from a Council must be provided to a meeting of the Council at least once each quarter.

During the first quarter of the 2021/ 22 financial year, a total of 7 variations to an environmental planning instrument were approved. The report provided at Attachment A is the required report and includes all results for the fourth quarter of the current financial year.

Current planning related appeals before the New South Wales Land and Environment Court

Attachment B to this report provides details of the appeals currently before the New South Wales Land and Environment Court, as of 5 November 2021. The attached list identifies a total of 14 appeals. At the commencement of the 2020/21 financial year, there were 33 active appeals, with the current listing representing a 58% reduction in appeal numbers. It is worth noting that of all the appeals on the attached list, four relate to the redevelopment of the "Riverlands" site.

The active matters relate to refused development applications, or "deemed refused" matters, where Council has requested modifications to a proposal to bring about an acceptable development outcome and the applicant has sought approval through the Court rather than amend the development.

2. PLANNING PROPOSALS

At its Ordinary Meeting on 8 December 2020, Council resolved to receive a regular report detailing all Planning Proposals. The section below provides Council an outline of the Planning Proposals currently before Council and at what stages of the Planning Proposal process each is at. Planning Proposals are considered by the Canterbury Bankstown Local Planning Panel with the Panel advice being forwarded to Council for its consideration with exception of planning proposals that correct obvious errors, are minor in nature or that the General Manager considers will not have any significant adverse impact on the environment or adjoining land.

Planning Proposals are made public at the time of being considered by the Panel and prior to being considered formally by Council.

Council currently has 10 Planning Proposals in progress which are outlined in the attachment to this report (and divided into stages in Figure 1 below). Of these, 4 private proposals are related to Council’s master planning program and are located within the Campsie and Lakemba Precincts.

The largest of Council’s applicant initiated Planning Proposals is for Bankstown Central, with an approximate capital investment value of \$1.3 Billion. There are several other major urban renewal proposals at various stages of the process, including Chester Square, and two private hospitals.

One of Council’s Planning Proposals is with the Department of Planning, Industry and Environment to be finalised and one has received Gateway to proceed to exhibition and commenced public exhibition on 17 November 2021.



Figure 1: Number of Planning Proposals at key stages of the process

Public Space Legacy Program

The Public Spaces Legacy Program was announced by the NSW State Government in August 2020 in response to the COVID-19 pandemic with the key purpose to provide funding to Councils to deliver new public and open space to protect the health of the community and to provide economic and jobs stimulus. The program supports Councils to accelerate the assessment of development applications and planning proposals that create new capacity to will meet the demand for housing and employment over the next decade.

All Planning Proposals and regionally significant development applications related to this program have been finalised or are with the Department for finalisation. Council met the target of a median DA timeframe of 59 days at 30 June. The remaining commitment required the consolidated LEP to be completed by June 2021. Council has submitted its draft consolidated LEP to the Department which is currently in the process of finalising the legal instrument.

Council has completed Stage 1 of the Legacy Program. Stage 2 involves Council exhibiting planning proposals to implement the Campsie and Bankstown Masterplans in order to receive a total of \$5.5 million for public open space. Consistent with the Council resolutions on 25 August 2020 (item 8.1) and 8 December 2020 (also item 8.1) these funds will be directed towards improvement and upgrades to Paul Keating Park.

On 1 October 2021, Council received a letter from the Department proposing a variation to the funding agreement to allow an additional 18 months to the timeframe for exhibiting the planning proposals. Council has agreed to the variation, and the updated timing is outlined in the table below.

Milestone	Amount of Funding	Status
1. Execution of the funding agreement	\$825,000	Completed
2. Execution of the variation to the funding agreement	\$2,750,000	In progress
3. Exhibit the planning proposals to implement the Campsie and Bankstown Masterplans by 31 December 2022.	\$1,925,000	In progress

6 POLICY MATTERS

There were no items submitted for this section at the time the Agenda was compiled.

7 GOVERNANCE AND ADMINISTRATION MATTERS

The following items are submitted for consideration -

7.1	Quarterly Review of the 21/22 Operational Plan and Budget to 30 September 2021	49
7.2	Code of Meeting Practice - 2022 Schedule of Meetings	57
7.3	Code of Conduct Complaints Report	61
7.4	CBCity 2028 - End of Term Report 2017-2021	63
7.5	2020/21 Annual Financial Reports	67
7.6	Cash and Investment Report as at 31 October 2021	77

Governance and Administration Matters - 23 November 2021

ITEM 7.1 Quarterly Review of the 21/22 Operational Plan and Budget to 30 September 2021

AUTHOR City Future

PURPOSE AND BACKGROUND

To present the first quarter performance against Council's 2021/22 Operational Plan activities including capital works and financial performance for the three-month period July to September 2021.

ISSUE

This report has been prepared in accordance with the requirements of the Integrated Planning and Reporting Framework which stipulates that regular progress reports are required to be provided to Council and the community.

It demonstrates the organisation's performance during the period 1 July 2021 to 30 September 2021 in delivering the actions outlined in Council's 2021/22 Operational Plan. The Operational Plan is a key plan for our City. It translates our priorities and services, set out in our Delivery Program, into measurable actions for the financial year.

In providing information on performance measures, status of projects, highlights and achievements, this report is divided into the following components:

- Operational Plan progress; and
- Financial performance.

RECOMMENDATION That -

1. Council note the quarterly progress report of the 2021/22 Operational Plan to 30 September 2021.
2. The quarterly review of the 2021/22 Budget as outlined in this report be adopted.

ATTACHMENTS [Click here for attachments](#)

- A. Q1 - July to Sept 2021 - Summary Report
- B. Q1 - July to Sept 2021 - Detailed Progress
- C. September Revision Budget Reports
- D. September Revision Budget Review

POLICY IMPACT

The review integrated planning documents are prepared in accordance with Section 406 of the *Local Government Act 1993*, which requires regular progress reports to be provided to Council and community. Council currently generates reports on a quarterly basis to ensure thorough monitoring of the commitments it has made to the community.

In line with the Stronger Community Fund (SCF) Guidelines developed by the Department of Premier and Cabinet, Council is required to table progress reports at least quarterly to a Council Meeting on the expenditure and outcomes of the SCF. In addition, Council must also provide six monthly reports each year by 31 July and 31 January to the Office of Local Government (OLG) on those projects selected for funding, delivery progress and expenditure to date.

FINANCIAL IMPACT

The report presents Council's operating result as at 30 September 2021.

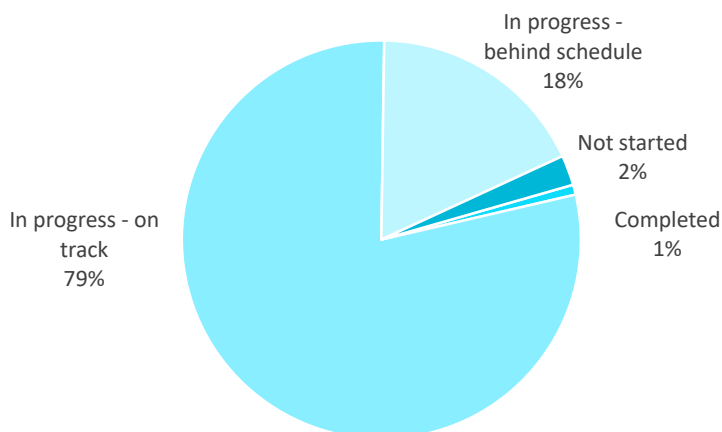
COMMUNITY IMPACT

The report provides the community with an understanding of Council's performance in delivering its yearly Operational Plan as well as an update on the financial position as at 30 September 2021.

DETAILED INFORMATION

PART A – Quarterly progress of the 2021/22 Operational Plan to 30 September 2021

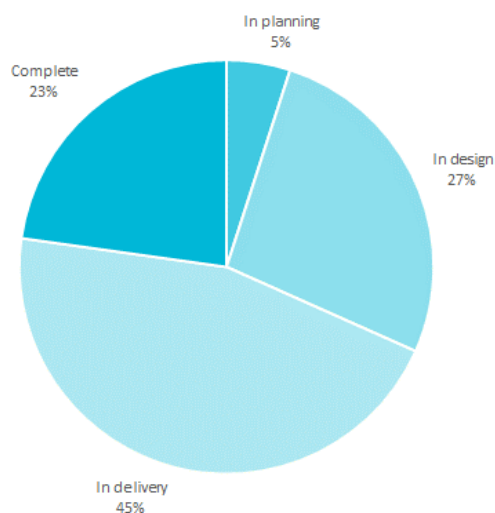
Given the health and environmental challenges this quarter due to the COVID-19 lockdown, progress on Council’s Operational Plan has been good, with 80% of projects listed as complete or on track for completion by 30 June 2022.



This quarter, Council staff have worked hard to ensure that essential services like waste collection, street cleaning, parks maintenance, roads maintenance, development services, regulation and compliance, and Meals on Wheels continue to be delivered in line with COVID-19 restrictions and health orders. Specific impacts on programs are highlighted in the attachments to this report and impacts on income and expenditure are detailed later in this report.

Despite these challenges, Council has shown compassion, courage and resilience, adapting and changing the way we operate to ensure delivery of key services for our community, where safe to do so. We are still working to understand the ongoing impacts of the current situation and will continue to monitor and review our response, and our delivery of services, programs and projects to ensure we can continue to provide for the changing needs of the community. This needs to be balanced with likely, but largely unknown changes to our income and expenditure, and continuing our adaptive response to new challenges as they arise.

At the close of the first quarter, 23% of Council’s Capital Works Program is complete. This equates to 87 projects valuing \$9.3 million, including 55 transport projects, 7 buildings projects, 6 stormwater projects and 19 sportsfields, playground and open space projects. A further 72% of projects are in progress or in the design phase. See further information in Part B of this report.



Attachment A provides an overview of key highlights and achievements for this quarter structured around the seven destinations. The destinations are: Safe & Strong; Clean & Green; Prosperous & Innovative; Moving & Integrated; Healthy & Active; Liveable & Distinctive; and Leading & Engaged. They help to identify how Council is progressing towards achieving the community’s aspirations in each of these areas.

Detailed actions for the entire 2021/22 Operational Plan are outlined in Attachment B.

The combined attachments highlight the progress of many important projects and initiatives and confirm our firm and continued commitment to Council’s contribution to CBCity 2028. Whilst supporting the community during the pandemic is our immediate priority, Council also continues to work towards our vision of creating a city that is thriving, dynamic and real. A city that promotes healthy and active lifestyles. One of our key highlights for the quarter was the unveiling of the concept plans for the new Canterbury Leisure and Aquatic Centre. This is one of Council’s largest ever projects and this significant investment will provide leading, world-class facilities for current, and future, generations. Other important highlights are summarised below.

Leading and Engaged

- Prepared for the re-opening of Council libraries and pools, ensuring COVID-safe plans and protocols were in place;
- Re-activated rate relief up to March 2022; and
- Carried out major COVID-19 communication campaign kept our diverse community informed about changes that impacted them.

Safe and Strong

- Meals on Wheels volunteers delivered more 200 hygiene packs;
- Launched a new campaign, Stay Safe, Stay Connected, aimed at spreading positivity and inspiration;
- Launched an online program, Culture and Connection Creators program, to help train and mentor young people in our community;
- Council’s 2021-22 Community Grants and Events Sponsorship Program awarded \$500,000 in community grants; and

- Children Services Manager, Karen Roberts, won the prestigious HESTA Early Childhood Education and Care Award for individual leadership.

Clean and Green

- Supported Plastic Free July and donated 500 polyester banners to community co-op Reverse Garbage for re-use;
- Supported and implemented initiatives for Biodiversity Month that included education campaign and webinars;
- Worked collaboratively with the Cooks River Alliance on a Community Values Survey; and
- Won the 'most innovative government firm' by the Australian Financial Review, with our work on Closing the Loop on Waste program highlighted.

Prosperous and Innovative

- 15,000 community members participated in several online events through the Bankstown Arts Centre;
- Council partnered with the Canterbury-Bankstown Chamber of Commerce to host a free information webinar to assist local businesses through the pandemic; and
- Launched the online Careers+ Expo pages, designed to be an ongoing resource to support local job seekers.

Moving and Integrated

- 50% of lights on our local roads replaced by LED as part of the Street Lighting Improvement Program to reduce cost and greenhouse emissions;
- Approximately 5kms of roads in the suburbs of Bankstown, Greenacre and Narwee were given an overlay as part of the Road Pavement Preventative Maintenance program; and
- Hector Street bridge was opened to traffic.

Healthy and Active

- Council unveiled plans for the new Canterbury Leisure and Aquatic Centre;
- Council committed \$5.5 million to transform Paul Keating Park at Bankstown and has started community consultation;
- Construction started on the exciting Greenacre waterplay and playspace; and
- Launched a new library e-resources page to help community members find e-resources more easily.

Liveable and Distinctive

- Council installed four new urban interventions;
- Maintained the median development application processing time at 50 days in line with our target despite a significant 62% increase in development applications; and
- Adoption of the Bankstown City Centre Master Plan.

Stronger Communities Fund

The Stronger Communities Fund (SCF) was established by the NSW Government to provide newly merged Councils with funding to kick start the delivery of projects that improve community infrastructure and services. The City of Canterbury Bankstown was allocated \$10 million in funding. Councils were required to consult with their community to allocate the SCF through two programs – a Community Grants Program and Major Projects Program.

As previously reported, the Community Grants Program was an allocation of up to \$1 million and this component of the funding is complete.

Projects being delivered under the Major Projects Program are either complete or substantially underway. A variation request was submitted to the NSW Government requesting an extension to the delivery of the SCF Major Projects due to delays associated with the impact of COVID-19. Confirmation of this variation request has been received with remaining projects to be completed by 30 June 2022.

An update on the status of all Major Projects is as follows:

Project	Progress
Regional Sports Framework – Multipurpose synthetic surface at Jensen Park	COMPLETE. This project is complete and was officially opened on 23 February 2019. Final Project Report has been submitted to OLG.
All Abilities Playground – Bankstown City Gardens Stage 2	COMPLETE. This project is complete and was officially opened on 28 September 2018. Final Project Report has been submitted to OLG.
Wiley Park Parkland upgrade and renewal	The Wiley Park Masterplan was adopted by Council in 2019. The detail design of the Stage 1 of the Wiley Park Ponds Project is complete with preparation for the construction process underway.
Changing Places portable facility for community events	COMPLETE. This project is complete, and the facility was officially launched last year. Final Project Report has been submitted to OLG.
Community engagement vehicle	COMPLETE. This project is complete, and the upgraded Kombi has been used on a regular basis to support Council’s community engagement activities. Final Project Report has been submitted to OLG.
Cooks River interactive litter capture device	The new litter capture device was installed onsite during May and is working well. The associated media campaign launch has been planned for October- December due to COVID-19 restrictions. Further work is being undertaken in relation to cleaning access.
Enhanced play experience at Greenacre	Greenacre Splash Park is currently under construction. The landscape and building construction contracts have been awarded. Artwork commission has been awarded and the design process is currently underway.
Parry Park upgrade and renewal	Construction of the Parry Park Playspace is underway. The building and landscape construction contracts have also been awarded.
Red Chair Movement	COMPLETE. This project is complete following the installation of the new infrastructure at Panania and Riverwood. Final Project Report has been submitted to OLG.

Project	Progress
Smart Cities, kick start of the City's journey	COMPLETE. The Activated Data Roadmap and public consultation work has concluded, and the plan is ready and will be submitted for formal adoption by Council this financial year. Final Project Report is being prepared for submission to OLG.
Solar Farm	Following the tender review process Council resolved at the July Council meeting to collapse the tender process and go back out to the market in the 21-22 reporting year. The project plan is currently under review.
Implementation of Sports Facilities Strategy - Recreation Initiatives	The construction of the new amenities building at Wagener Oval was completed mid-2020. Several projects being delivered in the 2020/21 capital works program have an allocation of SCF funding. Installation of the Kelso North Baseball Lighting is in progress. The Marco Reserve Sportsfield Lighting is in procurement and the Rudd Park natural fields reconstruction is complete.

PART B – September 2021 Quarterly Budget Review

Financial Performance

Following a review of the first quarter's financial performance, Council's broader financial position continues to convey a sound and stable position and generally compares well to its budget estimates. The Covid-19 pandemic has impacted Council's operating performance during the first quarter of the year. The State Government lockdown forced the closure of numerous Council services and Council implemented a number of relief measures to provide financial assistance to the community and businesses that have been experiencing financial hardship. Due to the pandemic, the loss of income due to service shutdowns and cost of additional relief measures were not known at the time of setting the original budget and have now been reflected in this quarterly budget review.

Having reflected all required adjustments, Council's revised Operating Result is expected to be a surplus of \$3.2M, an increase of \$4.0M to that set as part of the original budget process. The increase is predominantly due to operational budget carryovers of \$13.5M, as resolved by Council at the August Council meeting that are largely grant related, the recognition of new Grants and Contributions income not known at the time of preparing the original budget of \$28.0M, and the prepayment of the 2021/22 Financial Assistance Grant in June 2021 of \$5.6M.

Regarding service reviews, staff realignments and quarterly budget reviews completed during the September quarter;

- A recent service review and community consultation identified the need to establish a new unit to focus on improving how we manage our town centres and public spaces. The new unit called City Improvement has been established with existing staff as a result of staff realignments. One additional FTE is required to administer the strategic cross-functional approach with the operational service areas, focusing on whole-of place management. For the 2021/22 financial year, these additional costs will be offset from expected vacancy savings. Future budgets will reflect the new position.

- Also, a minor Realignment of the Sustainable Future Team was undertaken as a result of grant funding through the NSW EPA's Better Waste and Recycling Fund for a period of two years. The establishment of four temporary grant funded roles will enable Council to deliver a cleaner, greener and tidier city in line with community expectations. There are no additional costs to Council regarding these temporary grant funded roles.

This will see the existing establishment of 1473 increase to 1478.

Council's capital works and acquisition program is now expected to be \$157.5M, having increased by \$92.1M to that originally proposed. The adjustment largely relates to the need to account for carryovers (2020/21) resolved by Council at the August Council meeting and additional grant funded projects identified throughout the first quarter less projects that have been deferred. These adjustments are a part of Council's ongoing review which ensures that the capital works and acquisition program reflects the planned pattern of expenditure.

In reflecting our carryover program and other adjustments made as a part of this revision, Council's level of cash and cash equivalents are expected to increase by approximately \$3.2M (assuming no carryovers exist at 30 June 2022).

Having completed the review, Council's major ratios remain at acceptable industry levels.

Further detailed analysis regarding the September review, including the Quarterly Budget Review Statements, is provided in Attachments C and D. The review contains details of any major variations which are reflected by the adjustments detailed in the Quarterly Budget Review Statements.

Conclusion

The Quarterly Report (Attachments A and B) provide a progress report for the first quarter of Council's 2021/22 Operational Plan. The provision of this report ensures Council is meeting its obligations under the Integrated Planning and Report Framework and contributes to the ongoing enhancement of good governance across Council. The data contained within these reports will also be made available on Council's website.

Governance and Administration Matters - 23 November 2021

ITEM 7.2 **Code of Meeting Practice - 2022 Schedule of Meetings**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

In accordance with Section 365 of the Local Government Act 1993 and Code of Meeting Practice, Council is required to meet at least ten times each year, each time in a different month. This report nominates proposed meeting dates for 2022.

ISSUE

It is proposed to schedule Council Meetings for 2022, as follows;

22 February
15 March
26 April
24 May
28 June
26 July
23 August
27 September
18 October
22 November
6 December

The October Council meeting has been scheduled for the third Tuesday of the month in order to avoid any conflict with the LGNSW annual conference, which is scheduled to be held from Sunday, 22 October – Tuesday, 25 October 2022.

In the event that Council needs to vary the date for a meeting/s of Council, a further report will be submitted suggesting an alternate date/s.

Council will be in recess following the Ordinary Meeting of Council on 23 November 2021 until the first meeting of the new Council following the declaration of the Poll as a result of the 4 December 2021 Local Government Elections.

A report will be submitted to the Ordinary Meeting of Council in February 2022 informing Council of any matters determined under Delegated Authority during the recess period.

RECOMMENDATION

That the 2022 Schedule of Council Meetings be adopted.

ATTACHMENTS

Nil

POLICY IMPACT

The schedule primarily follows Council's Code of Meeting Practice whereby Ordinary Meetings are held on the 4th Tuesday of each month unless the meetings conflict with other activities. Formal notification of each meeting will be made in accordance with Section 3.1 of Council's Code of Meeting Practice.

FINANCIAL IMPACT

There is no financial impact.

COMMUNITY IMPACT

There is no community impact.

Governance and Administration Matters - 23 November 2021

ITEM 7.3 Code of Conduct Complaints Report

AUTHOR Corporate

PURPOSE AND BACKGROUND

Council is required to annually complete and submit relevant Code of Conduct complaints statistics to the Office of Local Government.

The reporting period is 1 September 2020 to 31 August 2021.

Council carries out an assessment of all formal complaints received throughout the year, as they relate to Councillors and the General Manager.

Where necessary, Council's procedures require certain complaints to be independently assessed (eg. referred to a Conduct Reviewer) and relevant action taken, as determined/required.

The Return is required to report on Code of Conduct complaints relating to Councillors and the General Manager only.

Attached is the required annual return for the preceding reporting period. There was one complaint recorded for the period, and accordingly resolved in accordance with relevant procedures.

The return will be forwarded to the Office of Local Government as required.

ISSUE

To note the attached Code of Conduct Complaints Statistics Report prepared for the Office of Local Government.

RECOMMENDATION

That the information be noted.

ATTACHMENTS [Click here for attachment](#)

- A. Code of Conduct Complaints Statistics

POLICY IMPACT

The requirements of the Code of Conduct have been met.

FINANCIAL IMPACT

There is no financial impact.

COMMUNITY IMPACT

There is no community impact.

Governance and Administration Matters - 23 November 2021

ITEM 7.4 **CBCity 2028 - End of Term Report 2017-2021**

AUTHOR **City Future**

PURPOSE AND BACKGROUND

CBCity 2028, Council's first 10-year Community Strategic Plan (CSP), was adopted in June 2018 and outlines the future aspirations for the City and its people. It was followed by the development of a four-year Delivery Program, Resourcing Strategies and subsequent one-year Operational Plans which specifically addressed Council's responsibilities in implementing CBCity 2028.

Integrated Planning and Reporting legislation requires all NSW councils to provide an End of Term (EOT) Report from the outgoing Council on its effectiveness in achieving social, environmental, economic and civic leadership objectives over the past four years.

The End of Term Report must be presented at the final meeting of an outgoing Council.

ISSUE

To provide Council with an End of Term Report on progress towards CBCity 2028, the 10-year Community Strategic Plan for Canterbury-Bankstown, in accordance with the *Local Government Act 1993* and Local Government General Regulations 2005.

RECOMMENDATION

That the 2017-2021 End of Term Report be noted.

ATTACHMENTS [Click here for attachment](#)

- A. 2017-2021 End of Term Report

POLICY IMPACT

The End of Term Report has been prepared in accordance with Section 406 of the *Local Government Act 1993* and the Planning and Reporting Guidelines for local government in NSW. The report will be available on Council's website for community review after 5 December 2021 in accordance with caretaker period for the NSW local government election to be held on 4 December 2021.

FINANCIAL IMPACT

There are no financial implications arising from this report.

COMMUNITY IMPACT

The End of Term Report provides information for Councillors, key stakeholders and the community on the 2017-2021 progress towards the City's 10-year Community Strategic Plan – CBCity 2028.

DETAILED INFORMATION

Under the NSW Government's Integrated Planning and Reporting Legislation for Local Government, Council is required to produce an End of Term (EOT) Report on its progress in implementing the Community Strategic Plan during its term. It is presented to the last meeting of Council prior to the elections.

The EOT Report is also an important resource for use by the incoming Council as it prepares new integrated planning documents for the forthcoming Council term.

The Report is structured around the seven City Destinations set out in CBCity 2028 and provides a good summary for Council, the community and key stakeholders of the significant achievements and works from 2017 to 2021.

The Report shows that, together with other government agencies, organisations, community groups and individuals, a great deal has been achieved in the last four years in making Canterbury-Bankstown a 'thriving, dynamic and real' City.

Over the last four years, nearly \$1.3 billion was invested in Canterbury-Bankstown by Council on a diverse range of services and over 900 infrastructure projects to improve liveability and to benefit the community, economy and environment.

Other projects looked to the health, wellbeing and social connectedness of the City particularly during COVID-19 restrictions. As well, there has been continued advocacy to ensure that Canterbury-Bankstown has a seat at the table when critical planning and major decisions are being made for the City and its people.

In line with legislative requirements, a copy of the EOT Report will be available on Council's website following the elections to be held on 4 December 2021.

Governance and Administration Matters - 23 November 2021

ITEM 7.5 2020/21 Annual Financial Reports

AUTHOR Corporate

PURPOSE AND BACKGROUND

Councillors will recall considering Council's Unaudited 2020/21 Annual Financial Reports at its meeting in October 2021 and resolving to refer them to our External Auditor in finalising the year-end process.

Having completed the audit, in accordance with Sections 418 and 419 of the Local Government Act 1993, Council's 2020/21 Audited Annual Financial Reports, including the Auditors Report, were publicly exhibited and are now being presented to Council for information.

ISSUE

These financial reports are for the financial year ending 30 June 2021.

Council's External Auditor has expressed an "Unmodified Opinion", on Council's 2020/21 general purpose financial statements, meaning that our statements reflect a true and fair view of our financial performance and position for the year.

In brief, as at 30 June Council's financial position is considered sound and stable. This is an excellent result considering the financial challenges posed by the Covid-19 pandemic.

Council's net operating result for the year was a surplus of \$7.2M exceeding the original budget estimate of a \$1.2M surplus. Once adjusted for one-off capital grants and contributions (which establishes/provides the true result of managing our day-to-day operations), Council's net result declines to a deficit of \$32.7M comparing favourably to the original budget deficit of 33.8M. Council also delivered its largest ever capital works program with the addition of over \$90M of assets.

Councillors would be aware of the processes that have commenced to address our long-term funding needs and ensure Council is financially sustainable to deliver on its service requirements and the replacement of infrastructure.

Section 420 of the Act also allows for any person to make submissions to Council with respect to the audited financial statements or Auditor's Reports, which must be received by Council within seven days of the public meeting.

The Act requires that Council assess all submissions and take such action as it considers appropriate in addressing the matter. In the event that Council receives any submissions, details of the issues and proposed actions will be reported to the next Ordinary Meeting of Council.

Copies of all submissions received will be referred to the Council's External Auditor. Council's Auditor, being the NSW Audit Office, will be in attendance this evening to address Council on the 2020/21 Audited Annual Financial Reports.

RECOMMENDATION That -

1. Council note the 2020/21 Annual Financial Reports and Auditor Reports.
2. Any submissions received and proposed actions relating to those submissions will be reported back to Council at the next Ordinary Meeting, if required.
3. Copies of all submissions received will be referred to Council's External Auditor.

ATTACHMENTS [Click here for attachment](#)

- A. Canterbury Bankstown Council Annual Financial Statements 2021

POLICY IMPACT

Council has met all related legislative requirements as set out in the Local Government Act 1993, associated Regulations and Local Government Code of Accounting Practice and Financial Reporting.

FINANCIAL IMPACT

Whilst this report does not present any direct financial impact for Council, it does convey that Council's 2020/21 financial reports presents a stable financial position for Council as at 30 June 2021.

That said, Councillors would be aware of Council's requirement to address its longer-term financial requirements, which is the subject of a separate special rate variation process currently underway.

COMMUNITY IMPACT

There is no direct community impact resulting from this report.

DETAILED INFORMATION

Executive Summary

Councillors will note Council's financial performance (before capital grants and contributions) is reported as a deficit of \$32.7M, which reflects a number of non-cash accounting entries (eg. adjusting for the revaluation of assets and depreciation expense), which contribute to Council's deficit position.

Whilst having no immediate cash/financial impact, the information does provide and/or suggests that there is a longer-term imbalance of available funding to both manage our service expectations and ensure that adequate funding is allocated for asset maintenance and replacement purposes. That's said, this matter is expected to be addressed as part of Council's decision to adjust its rating income over the coming 4 financial years.

Council's financial reports provide a detailed assessment of Council's performance and position however, overall, some of the more pertinent details of our results are as follows:

- Total combined Net Operating Result of \$7.2M, and a Net Result before Grants and Contributions of (\$32.7M) – incorporates/reflects estimated shortfall (depreciation) in required funding to replace and/or renew our assets;
- Capital Expenditure for the year of \$90M, and total infrastructure asset base of \$3.6B (Net Carrying Amount / Written Down Value);
- Total Cash and Investment of \$374.8M, of which \$8.1M is unrestricted;
- Total Liabilities of around \$114.0M, which are largely of an employee nature, payables to suppliers and tip remediation works;
- Council's combined cost to bring existing infrastructure to a satisfactory standard - estimated at around \$52.2M; and
- No outstanding borrowings.

More broadly, Council's detailed financial results are outlined below.

COVID-19

The COVID-19 pandemic has impacted the 2020/21 financial reports by approximately \$8.5M through loss of income from government-imposed shutdowns, income that was indirectly impacted by the crisis and other relief measures provided by Council. A further impact of \$6M is expected in the 2021/22 financial year.

These impacts were foreshadowed in the original budget documents resolved by Council at its June 2021 meeting and in further reports to Council in July 2021 and August 2021 regarding further financial assistance provided by Council.

Further details will be provided throughout the financial year as part of the quarterly review budget process reported to Council as part of its annual Integrated Planning and Reporting requirements.

As a precaution, Council has held cash and cash equivalents on hand for operational needs to ensure we manage any adverse cashflow impacts from any delays in recouping council receivables, especially from rates. As at 30 June 2021 Council's Rates Outstanding ratio was higher than previous years (see note F5-1).

Financial Performance

Overall, Council's short-term financial position as at 30 June 2021 is well placed and considered reasonable. A summary of Council's financial performance for the reporting period is as follows:

Canterbury-Bankstown Council Financial Performance – Year Ending 30 June 2021

Description	2020/21 Budget \$'000	2020/21 Actual \$'000	2019/20 Actual \$'000
INCOME FROM CONTINUING OPERATIONS			
Rates and Annual Charges	244.3	247.6	237.9
User Charges and Fees	15.5	17.6	19.4
Interest and Investment Income	7.2	6.2	9.1
Other Revenues	13.6	15.1	17.0
Grants and Contributions - Operating	24.7	25.2	24.6
Grants and Contributions - Capital	35.0	39.9	20.9
Other Income	4.2	6.2	5.5
Total Income from Continuing Operations	344.5	357.8	334.4
EXPENSES FROM CONTINUING OPERATIONS			
Employee Benefits and On-costs	146.9	142.1	132.9
Borrowing Costs	0.5	0.1	0.2
Materials and Services	109.9	103.3	102.9
Depreciation and Amortisation	74.3	75.0	75.1
Other Expenses	11.7	14.0	11.0
Net Loss from Disposal of Assets	0.0	16.1	10.7
Total Expenses from Continuing Operations	343.3	350.6	332.8
OPERATING RESULT	1.2	7.2	1.6
Net Operating Result for the period before grants and contributions provided for capital purposes	(33.8)	(32.7)	(19.3)

Comparison with Original Budget

Once adjusted for specific capital grants and contributions, Council's Net Operating Result was a deficit of \$32.7M compared to an original budgeted deficit of \$33.7M. This is primarily due to:

- outperformance with a number of user fees and charges including vehicular crossing design services \$628k, child care fees \$424k, recreation and community fees \$257k, planning and rating certificates \$384k, development and construction fees \$341k;
- outperformance with other revenues items including external income for BLAKC and parks \$307k, trade waste \$166k, and fines \$40k;
- Council was successful in obtaining additional capital grants during the financial year and report these to council and make adjustments to budget during the year through the quarterly budget reviews. Examples of additional grants received included the Department of Industries Federal Funding program phase 2 \$5.5M and phase 2 of the local roads and community infrastructure program \$1M;
- The continued low interest rate environment has meant that as existing investment deposits matured, they have been reinvested at the much lower prevailing rates. Also, Council's relief measures and lower cashflows during the year also contributed to actual income being lower than budget. Given official rates have fallen to record lows, Council is likely to see a rapid decline in interest income over future financial years. Council made adjustments to forecast interest income during the year as part of quarterly budget review;
- Council increased tip usage during the year leading to higher than original budget expenditure for EPA levies (\$3.3M). Adjustments were made to EPA levy budget throughout the year through the quarterly budget review process. This was partially offset by lower than budgeted costs for subsidies and donations \$754k and work cover levies \$223k; and
- Council does not budget for any net losses on disposal of assets unless known at the time of preparing the original budget. The majority of the losses relate to write-offs of various infrastructure assets as part of Council's asset renewal program, particularly as infrastructure assets are renewed and/or replaced.

Comparison with Previous Year Result

When assessing Council financial performance to that of the previous year, Councillors would note that Council's Net Operating Result for the year improved from a surplus \$1.6M in 2019/20 to a surplus of \$7.2M for 2020/21. Whilst the COVID-19 pandemic impacted Council's income for the year, this was offset by increased income from grants during the same period.

Whilst having provided Councillors with detailed movements and/or variation to costs in previous Council reports, broadly, the major variations are due to:

- the reduction in user charges and fees, and other revenues as a direct result of COVID-19 pandemic impacts of around \$3.7M;

- increased net losses on the disposal of assets of around \$5.4M;
- increased grants and contributions received during the year of around \$19.6M including one off emergency services levy funding \$0.6M, one off grants for smart cities and environmental improvement projects \$0.9M, new Roads to Recovery Funding and Local Roads and Community Infrastructure Funding \$17.4M;
- decrease in interest and investment income from lower interest rates and reinvesting investments at significantly lower interest rates of around \$2.9M; and
- increase in EPA levy costs associated with tipping fees as a result of largest capital works program completed by council of around \$2.5M.

Overall, the above variations provide some insight into the pressures and constraints facing Council, particularly in areas we have little influence and/or control as to how cost vary from year to year.

Financial Position

Broadly, Council's financial position reflects the following balances:

Canterbury-Bankstown Council Statement of Financial Position – as at 30 June 2021

Description	\$M
FINANCIAL POSITION	
Current Assets	191
Non-Current Assets	3,819
Total Assets	4,010
Current Liabilities	91
Non-Current Liabilities	23
Total Liabilities	114
Net Assets / Equity	3,896
CASH & INVESTMENTS	
External Restrictions	203
Internal Restrictions	164
Unrestricted Cash	8
Total Cash & Investments	375

Council has a sound level of liquidity (cash & investments) to deal with ongoing operational requirements and contingencies, including preserving specific cash and investments for future asset replacement programs, protecting its liabilities and satisfying Council's statutory obligations.

In terms of assets, Council capitalised a further \$90M throughout the period. Primarily, most funds were allocated to replacing/renewing Council's infrastructure assets, such as roads (\$21.1M), parks & reserves (\$7.1M), stormwater management (\$3.5M), footpaths (\$2.5M) and buildings (\$8.1M).

Council is similarly well placed to meet its short and long-term obligations (current and non-current liabilities), such as employee entitlements, payments to its creditors within the coming financial year.

Performance Ratios

NSW councils are required to report their performance against certain set financial ratios and benchmarks set by the State Government. Notwithstanding the varied scale and size of all councils, the ratios provide a basis to annually compare all councils on a consistent basis.

A summary of Council's performance ratios, when compared to the benchmarks is as follows:

Ratio	Industry B/Mark	CBC (2020/21)	CBC (2019/20)	B/Mark (2020/21)
Operating performance	>0%	(5.29%)	(2.77%)	No
Own source operating Revenue	>60%	81.8%	86.4%	Yes
Unrestricted current	>150%	380%	412%	Yes
Debt service cover	>2X	85X	62X	Yes
Rates and annual charges outstanding	<5.0	6.3%	5.5%	No
Cash expense (months)	>3.0	14.5	14.2	Yes
Building & infrastructure renewals	>100%	78.0%	62.0%	No

As at 30 June 2021, Council exceeded all operational related financial benchmarks except operating performance and rates and annual charges outstanding. This is primarily due to the impacts of the Covid-19 pandemic, non-cash net losses from adjustments on infrastructure assets, lower interest income and required funding to match the depreciation expense of infrastructure assets.

Council's rates and charges outstanding ratio has increased from previous year and currently sits above the industry benchmark. This is a result of the Covid-19 relief measures that have been put in place by Council for ratepayers suffering financial hardship, though will be addressed in the coming financial year.

Separately, Council's building & infrastructure renewals ratio improved significantly from the previous financial year due to the largest capital works program delivered in 2020/21. Despite the improvement in this ratio, the ratio is still well below the industry benchmark and highlights the long-term funding issues being addressed by Council in order for Council to continue to deliver, maintain and renew the infrastructure and services expected by the community. Councillors would be well aware of this issue, particularly as detailed in Council's Financial Management Strategy incorporating Council's Long Term Financial Plan.

Annual Financial Reports

A complete set of Council's 2020/21 financial reports are attached, for Council's information. As indicated earlier, Council's Auditor will be in attendance to address Council on the matter and provide a more detailed assessment of Council's results.

Governance and Administration Matters - 23 November 2021

ITEM 7.6 **Cash and Investment Report as at 31 October 2021**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

In accordance with clause 212 of the Local Government (General) Regulation 2021, the Responsible Accounting Officer must provide the council with a written report each month, which sets out the details of all money that council has invested under section 625 of the Local Government Act 1993.

Council's investments are managed in accordance with Council's Investment policy. The report below provides a consolidated summary of Council's total cash investments.

ISSUE

This report details Council's cash and investments as at 31 October 2021.

RECOMMENDATION That -

1. The Cash and Investment Report as at 31 October 2021 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

ATTACHMENTS [Click here for attachment](#)

- A. Imperium Markets Monthly Investment Report October 21

POLICY IMPACT

Council's investments are maintained in accordance with legislative requirements and its Investment Policy.

FINANCIAL IMPACT

Interest earned for this period has been reflected in Council's financial operating result for this financial year. Council's annual budget will be reviewed, having regard to Council's actual returns, as required.

COMMUNITY IMPACT

There is no impact on the community, the environment and the reputation of Canterbury Bankstown.

DETAILED INFORMATION

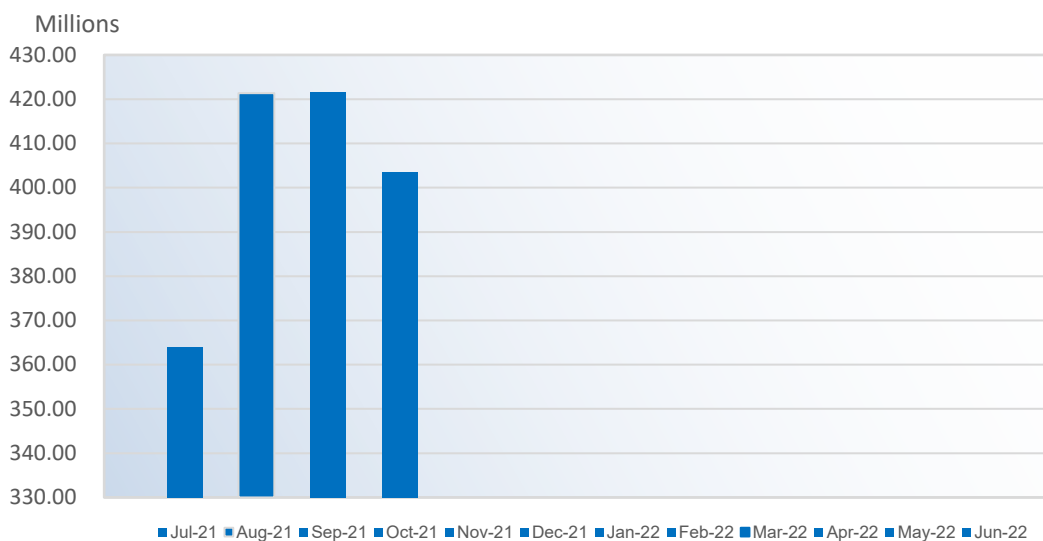
Cash and Investment Summary – as at 31 October 2021

In total, Council’s Cash and Investments holdings as at 31 October 2021 is as follows:

Cash and Investments	\$
Cash at Bank	505,434
Deposits at Call	64,623,011
Term Deposits	260,611,000
Floating Rate Notes	41,744,160
Bonds	36,000,000
Total Cash and Investments	403,483,605

Council’s level of cash and investments varies from month to month, particularly given the timing of Council’s rates and collection cycle, its operations and carrying out its capital works program. The following graph outlines Council’s closing cash and investment balances from July 2021 to June 2022.

Cash and Investment Rolling Monthly Balance 2021-2022



A summary of Council’s investment interest income earned for the period to 31 October 2021 is as follows:

Interest Income	Oct 2021 \$	Year-to-date Oct 2021 \$
Budget	501,875	2,007,500
Actual Interest	450,028	1,783,679
Variance	(51,847)	(223,821)
Variance (%)	(10.33%)	(11.15%)

Council is also required to ensure that its portfolio has an appropriate level of diversification and maturity profile. This is to ensure that funds are available when required and where possible to minimise any re-investment risk.

The tables below outline Council's portfolio by maturity limits and investment type:

Maturity Profile		
	Actual % of Portfolio	Policy Limits %
Cash	16.1	100
Working Capital Funds (0-3 months)	9.7	100
Short Term (3-12 months)	13.9	100
Short – Medium (1-2 years)	15.5	70
Medium (2-5 years)	41.0	50
Long Term (5-10 years)	3.8	5
Total Cash and Investments	100%	

Portfolio Allocation	
	Actual % of Portfolio
Cash at Bank	0.1
Deposits at Call	16.0
Term Deposits	64.6
Floating Rate Notes	10.4
Bonds	8.9
Total Cash and Investments	100%

8 SERVICE AND OPERATIONAL MATTERS

There were no items submitted for this section at the time the Agenda was compiled.

9 COMMITTEE REPORTS

The following item is submitted for consideration -

9.1 Minutes of the Traffic Committee Meeting held on 9 November 2021 85

Committee Reports - 23 November 2021

ITEM 9.1 **Minutes of the Traffic Committee Meeting held on 9 November 2021**

AUTHOR **City Assets**

PURPOSE AND BACKGROUND

Attached are the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 9 November 2021.

The Committee have been constituted to advise and make recommendations in relation to traffic activities. It has, however, no delegated authority and cannot bind Council.

The recommendations of the Committee are in line with the objectives of the Committee and with established practices and procedures.

ISSUE

Recommendations of the Canterbury Bankstown Council Traffic Committee meeting.

RECOMMENDATION

That the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 9 November 2021, be adopted.

ATTACHMENTS [Click here for attachment](#)

A. Minutes of the Traffic Committee Meeting held on 9 November 2021

POLICY IMPACT

The matter has no policy implications to Council.

FINANCIAL IMPACT

Potential costs arising out of recommendations of the Traffic Committees are detailed in future Works Programs for Roadworks/Traffic Facilities.

COMMUNITY IMPACT

The recommendations will improve road safety for the community whilst minimising the adverse impacts on residential amenity. Community consultations have been carried out while required.

10 NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

The following items are submitted for consideration -

10.1 Notice of Motions	89
10.2 Red-Light Speed Camera Milperra - Councillor Linda Downey	91
10.3 Thank You - Councillor Linda Eisler	93
10.4 NSW Electoral Commission - Councillor Linda Downey	95
10.5 NSW Senior Australian of the Year - Councillor Bilal El-Hayek	97
10.6 Dual Naming of Suburbs in CBCITY with Aboriginal names - Councillor Linda Downey	99

Notice of Motions & Questions With Notice - 23 November 2021

ITEM 10.1 **Notice of Motions**

AUTHOR **Office of the General Manager**

ISSUE

The attached schedule provides information to questions raised at Council's previous meeting.

RECOMMENDATION

That the information be noted.

ATTACHMENTS [Click here for attachments](#)

- A. Notice of Motions Table
- B. Correspondence sent in relation to Notice of Motions
- C. Correspondence received in relation to Notice of Motions

Notice of Motions & Questions With Notice - 23 November 2021

ITEM 10.2 Red-Light Speed Camera Milperra

I, Councillor Linda Downey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council make the necessary representations to TfNSW for the prioritisation for a red-light speed camera at the intersection of Henry Lawson Drive and Pozieres Avenue, Milperra.”

BACKGROUND

As I highlighted last month there is a high volume of traffic and therefore related traffic issues afflicting Milperra which is increasing due to the housing density the state government is allowing in this suburb.

As a result, I have received a number of representations from the community raising their concerns with the number of vehicles running the red light traffic signal at the intersection of Henry Lawson Drive and Pozieres Avenue, Milperra.

I share these concerns as I'm aware of 4 accidents in recent years and therefore ask that council officers investigate this intersection and make representation to TfNSW so this intersection can be prioritised for a red-light speed camera to keep the community and motorists safe.

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 23 November 2021

ITEM 10.3 Thank You

I, Councillor Linda Eisler hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“I would like to acknowledge every member of Canterbury Bankstown Council’s Staff for their efforts in supporting Councillors, Residents and Community. They serve our current needs and work towards the future of CBCity.

Their hard work and commitment to innovation and progress means that not only the traditional basic services like Roads, Rates and Rubbish issues are resolved, but also envision the directions we need to go to be a resilient, sustainable, healthy, and attractive city.

Their efforts are often not recognised or understood by the community they serve so I would like my last Council Motion to be one recognising that commitment.

Thankyou Canterbury Bankstown Council staff. Your commitment and dedication are appreciated.”

BACKGROUND

Since beginning on Council since 2008 I have been impressed by the commitment of Council Staff. I was a teacher for over 20 years and recognise their passion.

When on Canterbury Council I had the opportunity to work on a number of committees and projects. Projects like Lakemba Community Gardens and SSROC Solar Project. Also, I was a judge for the Schools Environment Award and Australia Day Awards, helped write Canterbury Statement of Common Values, plus I attended many, many Council functions, and Have Your Say opportunities with the public and during that time I met and interacted with the staff. Their commitment and enthusiasm were always obvious.

Also, I met staff who had their passion supported by their Managers and Directors. One produced a fantastic book on what to plant in your native garden. Another was the Little Free Library, which I was able to support getting started.

I personally experienced how willing they are to resolve issues like the garbage changeover. Everyone who has contacted me has been highly positive about the responses.

When I have had issues in the community, I have had a terrific response whether a dumping issue or a damaged swing in the park. I have always felt supported by staff.

From the staff on the front desk and in the parks to our General Manager Canterbury Bankstown I want to say that I have appreciated my time on Council. It has been a truly rewarding experience and you have certainly contributed to the positive experiences.

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 23 November 2021

ITEM 10.4 NSW Electoral Commission

I, Councillor Linda Downey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council call on the NSW Government to immediately provide additional/necessary funding to the NSW Electoral Commission to appropriately and efficiently carry out their legislative requirements.”

BACKGROUND

Whilst not surprising, it's with great disappointment and frustration to see this Liberal Government continuing to evade its responsibilities and whittle down critical government services/functions.

In particular, I raise the present crisis facing the NSW Electoral Commission (NSW EC), and its ability to effectively perform its basic duties/functions in running the State's Electoral System.

In a recently tabled report, the NSW Parliament was warned that the current funding allocated to the NSW EC does not adequately reflect and/or support its ability to carry out its role and responsibilities – and questions the sustainability of the organisation over the long term.

Despite the Premier indicating his ongoing commitment and support for the NSW EC, it would appear that the EC's ongoing viability is at serious risk for our State. Unless appropriate funding is restored and/or appropriated, it will struggle to properly run our electoral system – creating a risk to the integrity of electoral outcomes and our democratic process, particularly as it relates to running elections, electoral funding, as well as disclosure and lobbying laws.

Indeed, it would also appear that the Government have deferred holding by-elections for five State MP's give that the NSW EC doesn't have the capacity to carrying them out until February 2022.

Another disappointing example is the way that the NSW EC is currently handling our upcoming Local Government elections. It is quite clear that the lack of resources and funding will see our communities both frustrated and discontent – be it the onerous rules imposed as a result of COVID, or the constant push to postal and i-voting – will further erode the very democratic process we all upheld and fought hard to support on behalf of our electors.

Enough is enough. We need to ensure that the Government are held accountable – and immediately provide additional funding to the NSW EC so that they can properly do their job!

GENERAL MANAGER’S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 23 November 2021

ITEM 10.5 NSW Senior Australian of the Year

I, Councillor Bilal El-Hayek hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“We acknowledge and congratulate the President of the Islamic Women’s Welfare Association, Ms Abla Kadous as the recipient of the NSW Senior Australian of the year 2022. The 72-year old has been recognised for her outstanding commitment and tireless work on behalf of Muslim women in our City.”

BACKGROUND

Hajeh Kadous helped establish Australia’s first welfare service for women after arriving from Egypt with her parents in 1967. She recalls getting off the boat in Sydney and immediately falling in love with the City, a City she has called home ever since.

She loves sport and was a champion rower after taking it up at the age of 13.

As president of the Islamic Women’s Welfare Association she has progressed the rights of Muslim women and encouraged and supported them in many ways. Her organisation offers anti-discrimination forums, school-readiness programs, youth camps, cooking classes and also provides food and other essentials to people in need.

Her generosity has seen her volunteering for more than 35 years while also raising her five children and overcoming many obstacles.

One of the biggest obstacles was financial support but she persevered and didn’t give up.

She leads 50 other volunteers and staff and has something like 1500 members from 56 nationalities. Her very firm resolve and focus has been the welfare and advancement of Muslim women.

Her work in providing for those in need is widely known throughout the community and people come from all over the City to pick up parcels of food. . . and as she will tell you, the demand for those food parcels grows every week.

One of her most impressive achievements was buying a state-of-the-art function centre with money she saved after years of sewing, cooking and selling second hand goods.

An incredible, Inspiring and humble woman, Abba has received many awards for her work in the community and we wish her well when the Australian Senior of the year is announced over the coming months.

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 23 November 2021

ITEM 10.6 Dual Naming of Suburbs in CBCITY with Aboriginal names

I, Councillor Linda Downey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council investigate the feasibility of dual naming suburbs in the Canterbury Bankstown Local Government area with Aboriginal names.”

BACKGROUND

I am seeking Council endorsement of this motion as a positive and proactive step in further acknowledging the history of our area and our First Nations people.

I was really proud to see Council late last year take the initiative and endorse a similar recommendation to investigate the Dual Naming of Council Wards with Aboriginal terms.

This was a highly consultative process that involved engaging some of our ATSIC Elders on a Working Party with Council Officers to steer this project through its various stages culminating in a report to Council in September this year.

This was such an important milestone for this Council and its Reconciliation Action Plan with proposed Aboriginal Ward Names being unanimously adopted as:

Bass Hill	Bura (Kangaroo)
Revesby	Bunya (Tea Tree)
Roselands	Bunmarra (Blue Tongue Lizard)
Bankstown	Darani (Ghost Gum)
Canterbury	Budjar (Paperbark)

I propose that a similar process is followed for this investigation that involves representatives from our ATSIC Elders being involved on a Working Party that will be established to steer this investigation and bring a report back to Council for its consideration.

GENERAL MANAGER’S COMMENT

This NOM is consistent with the intent of Council’s Reconciliation Action Plan ‘Investigate opportunities to recognise the culture and heritage of ATSIC peoples in Local Government Infrastructure and Environment’. There are no financial implications of the motion as written.

11 CONFIDENTIAL SESSION

- 11.1 Transport for NSW M5 / Westconnex Motorway Project – Proposed compulsory freehold acquisition of Council-owned land

General Manager's Statement

Confidentiality

Councillors and staff are reminded of their obligations in respect to the need for confidentiality and not disclose or otherwise misuse the information which is about to be discussed, failure to do so could result in a reference to the NSW Civil and Administrative Tribunal and/or result in a prosecution in accordance with Sec. 664 of the Act for which the maximum penalty is \$5,500.

CONFIDENTIAL SESSION

Section 10A(2) of the Local Government Act, 1993 provides that Council may, by resolution, close to the public so much of its meeting as comprises the receipt or discussion of matters as listed in that section, or for any matter that arises during the course of business during the meeting that should be treated as confidential in accordance with Section 10(2) of the Act.

Council's Agenda for this meeting contains reports that meet the criteria specified in Section 10A(2) of the Act. To consider these reports in confidential session, Council can adopt the following recommendation:

RECOMMENDATION

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 Transport for NSW M5 / Westconnex Motorway Project – Proposed compulsory freehold acquisition of Council-owned land

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.