

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 APRIL 2021

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

PRESENT BY AUDIO VISUAL LINK: Councillors Raffan and Zakhia

APOLOGIES Councillor Huda

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.04 PM.

COUNCILLORS ATTENDING REMOTELY

(1265)

CLR. WAUD:/CLR. ISHAC

RESOLVED that permission be granted to Councillors Zakhia and Raffan to attend the meeting remotely by zoom due to personal reasons.

- 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

(1266)

CLR. MADIRAZZA:/CLR. EL-HAYEK

RESOLVED that the minutes of the Ordinary Council Meeting held on 23 March 2021 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE

(1267)

CLR. EL-HAYEK:/CLR. SALEH

RESOLVED that Leave of Absence be granted to Clr Huda due to personal reasons.

- CARRIED

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

In respect of Item 5.1 – Draft Campsie City Centre Master Plan, I Clr Raffan declare a significant, Non Pecuniary Conflict of Interest given my principal place of residence falls within the area that is the subject of the Campsie Master Plan and indicate I will vacate the Chamber taking no part in debate.

In respect of Item 5.2 – Draft Bankstown City Centre Master Plan, I Clr El-Hayek declare a significant Non Pecuniary Conflict of Interest given a reportable donation was made to my election campaign and the donor as well as my employer have property which is the subject of this report and indicate I will vacate the Chamber taking no part in debate.

In respect of Item 5.2 – Draft Bankstown City Centre Master Plan, I Clr Asfour declare a significant Non Pecuniary Conflict of Interest given my role on the Board of Bankstown RSL and a reportable donation was made to my election campaign where both the Bankstown RSL and the donor have property which is the subject of this report and indicate I will vacate the Chamber taking no part in debate.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 VALE ED CAROLAN

AT THIS STAGE HIS WORSHIP THE MAYOR ACKNOWLEDGED THE PASSING OF JOHN KONRADS FORMER RESIDENT AND OLYMPIC SWIMMER.

(1268) CLR. ASFOUR

RESOLVED that the Mayoral Minute be received.

- CARRIED

Council observed a minutes silence in memory of Edward Carolan OAM and John Konrads.

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ITEM 4.2 **TAFE FUNDING**
(1269) **CLR. ASFOUR**

RESOLVED that Council adds its voice of support to various organisations like the Australian Education Union in their support of TAFE. Furthermore, Council write to the State and Federal Governments to make TAFE one of their priorities in their upcoming budgets and commit more resources and funding to ensure the sustainability and future of this time-honoured learning institution.

- CARRIED

ITEM 4.3 **DISABILITY ABUSE**
(1270) **CLR. ASFOUR**

RESOLVED that Council thank the collaborative consisting of local organisations for the fantastic work they have done in formulating an action plan responding to the issue of disability abuse and Council to sign a Commitment statement on behalf of our community.

- CARRIED

ITEM 4.4 **CLOSING THE LOOP**
(1271) **CLR. ASFOUR**

RESOLVED that Council share the Closing the Loop on Waste program with industry by allowing them access to our technical methodologies, hosting an industry showcase event and publishing a comprehensive case study, as a guide for all to use.

- CARRIED

ITEM 4.5 **SES WOW DAY**
(1272) **CLR. ASFOUR**

RESOLVED that Council set aside \$2000 towards the cost of lighting up the BLAKC orange on the night of Wednesday May 19 and for staff and the community to wear orange on the day as a symbolic gesture to the many men and women of OUR SES and that these funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

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ITEM 4.6 **MAINTENANCE AND CARE OF NATURE STRIPS**
(1273) **CLR. ASFOUR**

RESOLVED that Council

1. Work with those affected property owners with the view to “tidy up” and mow their verges as a “one-off” goodwill gesture. Council personally engage with those property owners about caring for their verges and to instil a sense of fairness, pride in our city and/or to have a conversation about what support they might need if they are in a vulnerable situation.
2. Reach out to the community and engage with them about our policy and more broadly about Council’s social services through writing to residents and via our social and digital media channels.
3. An additional amount of funding (estimated to be around \$100,000) will be required to carry out the above works, and that this amount be reflected in Council’s quarterly review process.

- CARRIED

ITEM 4.7 **LOCAL COMMUNITY BASED DONATIONS**
(1274) **CLR. ASFOUR**

RESOLVED that

1. Council support Cancer Council – Dance for Cancer by way of a \$2,000.00 sponsorship and that any future requests for assistance be made through Council’s Community Grants and Event Sponsorship Program.
2. Council support Australian Council of Human Rights and Education by waiving an amount of \$1,000 to be taken off the total fee hire for the use of Memorial Oval and that any future requests for assistance be made through Council’s Community Grants and Event Sponsorship Program.
3. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

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SECTION 5: PLANNING MATTERS

ITEM 5.1 DRAFT CAMPSIE TOWN CENTRE MASTER PLAN

In respect of Item 5.1 – Draft Campsie City Centre Master Plan, Clr Raffan declared a significant, Non Pecuniary Conflict of Interest given her principal place of residence falls within the area that is the subject of the Campsie Master Plan and vacated the Chamber taking no part in debate.

CLR RAFFAN TEMPORARILY VACATED THE CHAMBER AT 6.55 PM.

(1275) CLR. TUNTEVSKI:/CLR. EISLER

RESOLVED that the information and next steps as outlined in the report, be noted.

- CARRIED

CLRS KUSKOFF AND DOWNEY STOOD FOR A DIVISION.

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

Against:- Clr Kuskoff

CLR RAFFAN RETURNED TO THE MEETING AT 6.59 PM.

ITEM 5.2 DRAFT BANKSTOWN CITY CENTRE MASTER PLAN

In respect of Item 5.2 – Draft Bankstown City Centre Master Plan, Clr El-Hayek declared a significant Non Pecuniary Conflict of Interest given a reportable donation was made to his election campaign and the donor as well as his employer have property which is the subject of this report and vacated the Chamber taking no part in debate.

In respect of Item 5.2 – Draft Bankstown City Centre Master Plan, Clr Asfour declared a significant Non Pecuniary Conflict of Interest given his role on the Board of Bankstown RSL and a reportable donation was made to his election campaign where both the Bankstown RSL and the donor have property which is the subject of this report and vacated the Chamber taking no part in debate.

HIS WORSHIP THE MAYOR CLR ASFOUR AND CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 6.59 PM.

THE DEPUTY MAYOR CLR HARIKA ASSUMED THE CHAIR.

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(1276)

CLR. DOWNEY:/CLR. TUNTEVSKI

RESOLVED that the information and next steps as outlined in the attached report, be noted.

- CARRIED

CLRS KUSKOFF AND DOWNEY STOOD FOR A DIVISION.

For:-

Clrs Downey, Eisler, Harika, Ishac, Madirazza, Raffan, Saleh, Tuntevski, Waud and Zakhia

Against:-

Clr Kuskoff

HIS WORSHIP THE MAYOR CLR ASFOUR AND CLR EL-HAYEK RETURNED TO THE CHAMBER AT 7.20 PM.

HIS WORSHIP THE MAYOR CLR ASFOUR ASSUMED THE CHAIR.

SECTION 6: POLICY MATTERS

ITEM 6.1

UNSOLICITED PROPOSALS POLICY AND GUIDELINE

(1277)

CLR. DOWNEY:/CLR. TUNTEVSKI

RESOLVED that Council adopts the Unsolicited Proposals Policy and Guideline.

- CARRIED

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1

OPERATION DASHA

CLR RAFFAN TEMPORARILY RETIRED THE MEETING AT 7.32 PM.

(1278)

CLR. EISLER:/CLR. DOWNEY

RESOLVED that

1. Council note the Independent Commission Against Corruption's (ICAC's) Report regarding the matter.

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4. The proposed Rating and Annual Charges for 2021/22 as outlined in Annexures F and G (forming part of Attachment A to this report) be exhibited. The proposal is based on the following:
- (i) Council's ordinary and special (CBD Infrastructure Improvement) rates for 2021/22 making provision for an ad valorem structure and an increase to Council's general income equivalent to the percentage of 2.0%, as specified by the Independent Pricing and Regulatory Tribunal (IPART).
 - (ii) A Minimum Ordinary Residential Rate of \$728.18 in respect of each separate parcel of rateable land in the City categorised as Residential land – subject to approval by the Office of Local Government.
 - (iii) A Minimum Ordinary Business Rate of \$794.27 for each parcel of rateable land in the City categorised as Business – subject to approval by the Office of Local Government.
 - (iv) Council note its earlier decision regarding *Establishing Business Sub-Categories*, as outlined in the report.
 - (v) Annual charges from Domestic Waste collection be set at \$580.00 for all Residential properties and Business properties in the former City of Canterbury.
 - (vi) The maximum mandatory pensioner rebate of \$250.00 per annum. In addition Council continue to provide a further voluntary rebate, which equates to \$40.00 per annum in accordance with Council's 'Rates and Charges Debt Recovery and Hardship Assistance Policy'.
 - (vii) Annual Charges for Stormwater Management Services as follows:
 - **Residential Properties**
 - Annual Residential Charge of \$25.00 per property.
 - Annual Residential Strata Charge of \$12.50 per property.
 - **Business Properties**
 - Annual Charge of \$25.00 per property plus an additional \$25.00 for each 350 square metres or part of 350 square metres by which the area of the parcel of land exceeds 350 square metres.

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- **Mixed Development**

- Adopt the dominant Rating category as applied to the parcel of land as determined by the Valuer General and apply to each relevant property.
- In the event that a mixed development is 50% residential and 50% business, Council will apply a residential charge.

- **Exemptions**

In addition to the exemptions stipulated in the *Local Government Act 1993* and the *Local Government (General) Regulation 2005*, the following exemptions will also apply in managing the service:

- Council-owned land;
- Bowling and Golf Clubs - where the dominant use is open space;
- Properties zoned:
 - Open space 6(a);
 - Private Recreation 6(b); and
 - Rural

(viii) A maximum rate of interest on overdue rates and charges as specified by the Minister for Local Government.

- CARRIED

ITEM 7.4
(1281)

CASH AND INVESTMENT REPORT AS AT 31 MARCH 2021

CLR. MADIRAZZA:/CLR. ISHAC

RESOLVED that

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

- CARRIED

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PUBLIC ADDRESS

(1282)

CLR. EISLER:/CLR. MADIRAZZA

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

- CARRIED

SECTION 8: SERVICE AND OPERATIONAL MATTERS

ITEM 8.1

ADOPTION OF THE ACTIVE TRANSPORT ACTION PLAN

CLR RAFFAN TEMPORARILY RETIRED FROM THE MEETING AT 7.34 PM AND RETURNED AT 7.35 PM.

MR MARTIN GRAY (RESIDENT) ADDRESSED COUNCIL.

(1283)

CLR. WAUD:/CLR. ISHAC

RESOLVED that Council adopt the Active Transport Action Plan (Attachment A) and consider the actions as part of future operational plans.

- CARRIED

ITEM 8.2

CLOSING THE LOOP ON WASTE

(1284)

CLR. EISLER:/CLR. EL-HAYEK

RESOLVED that

1. Council note the outcomes as highlighted in the report and attachment.
2. Council investigate and further invest in the outcomes demonstrated as a result of the program, including:
 - Artificial Intelligence and Machine Learning
 - Proactive Customer notifications
 - Vehicle routing
 - RFID
 - Data analytics and software (including the bespoke Loop platform)

- CARRIED

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SECTION 9: COMMITTEE REPORTS

**ITEM 9.1 MINUTES OF THE AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING HELD
17 MARCH 2021**

(1285) CLR. HARIKA:/CLR. TUNTEVSKI

RESOLVED that

1. The recommendations contained within the minutes of the Audit Risk and Improvement Committee meeting held on 17 March 2021, be adopted;
2. The revised Charters for the ARIC and Internal Audit be endorsed by Council;
3. The revised Charters for the ARIC and Internal Audit be adopted by Council; and
4. The contents of the Annual Report to Council are noted.

- CARRIED

ITEM 9.2 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 13 APRIL 2021

(1286) CLR. HARIKA:/CLR. DOWNEY

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 13 April 2021, be adopted.

- CARRIED

SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

(1287) CLR. ZAKHIA:/CLR. HARIKA

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 10.4.

- CARRIED

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ITEM 10.1
(1288)

NOTICE OF MOTIONS

CLR. ZAKHIA:/CLR. HARIKA

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2
(1289)

WALK TO SCHOOL DAY

CLR. ZAKHIA:/CLR. HARIKA

RESOLVED that Council, through Council's established communication and social media channels, informs the community to get involved and support Walk to School Day throughout our City.

- CARRIED

ITEM 10.3
(1290)

PUNCHBOWL ROAD

CLR. ZAKHIA:/CLR. HARIKA

RESOLVED that Council writes to Transport for NSW, requesting that Punchbowl Road at Punchbowl be prioritised for investigation and improvements to address the significant congestion at this location.

- CARRIED

ITEM 10.4
(1291)

STREET TREE MAINTENANCE

CLR. RAFFAN:/CLR. EL-HAYEK

RESOLVED that Council:

1. Reviews neighbour notification protocols for street tree maintenance;
2. Introduces a public tree register, to be available on Council's website; and
3. Develops a strategy for the management of street trees and other trees in the public domain.

- CARRIED

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ITEM 10.5 **MASS COVID-19 VACCINATION CLINICS**
(1292) **CLR. ZAKHIA:/CLR. HARIKA**

RESOLVED that Council write to the Federal and State Government requesting the establishment of mass Covid-19 vaccination clinic's within the City of Canterbury Bankstown, so as to fast track the roll out of the Covid-19 vaccination program and safeguard our residents from Covid-19.

- CARRIED

SECTION 11: **CONFIDENTIAL SESSION**

PRIOR TO CONSIDERING THE REPORTS IN CONFIDENTIAL SESSION COUNCILLORS RAFFAN AND ZAKHIA WHO WERE ATTENDING THE MEETING BY AUDIO VISUAL LINK DECLARED THERE WERE NO PERSONS WITHIN SIGHT OR HEARING OF THEM.

(1293) **CLR. ISHAC:/CLR. DOWNEY**

RESOLVED that, in accordance with Section 10A(2) of the Local Government Act, 1993, the Public and the Press be excluded from the meeting to enable Council to determine Items 11.1 and 11.2 in confidential session for the reasons indicated:

Item 11.1 Dunc Gray Velodrome - Interim Operating Agreement

This report is considered to be confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

Item 11.2 T38-21 Provision of Insurance and Insurance Brokerage Services

This report is considered to be confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

- CARRIED

**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 7.50 PM AND
REVERTED BACK INTO OPEN COUNCIL AT 7.55 PM.**

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ITEM 11.1 **DUNC GRAY VELODROME - INTERIM OPERATING AGREEMENT**
(1294) **CLR. HARIKA:/CLR. MADIRAZZA**

RESOLVED that Council notes this report and progress made in executing an Interim Operating agreement with the NSW Office of Sport for the operations of the Dunc Gray Velodrome.

- CARRIED

ITEM 11.2 **T38-21 PROVISION OF INSURANCE AND INSURANCE BROKERAGE SERVICES**
(1295) **CLR. TUNTEVSKI:/CLR. MADIRAZZA**

RESOLVED that

1. Council accept the tender received from JLT Risk Solutions Pty Ltd for a period of three years, with the option to extend the contract by two further periods each of up to one year in duration, subject to satisfactory performance of the contractor and approval under the delegation of the General Manager, for the provision of Insurance and Insurance Brokerage Services.
2. The General Manager be authorised to enter into the contract and sign all documentation in accordance with Council's resolution, as required.
3. A further report be provided to consider the placement of insurance policies for 2021/22.

- CARRIED

THE MEETING CLOSED AT 7.56 PM.

Minutes confirmed 25 MAY 2021

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Mayor