

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 MAY 2023

PRESENT: Mayor, Councillor El-Hayek
Councillors Abouraad, Asfour, Cahill, Coorey, Downey, Harika, Ishac, Nguyen,
Raffan, Saleh OAM, Walsh and Zakhia

APOLOGIES Councillors Akter and Waiba

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.58PM.

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.

SECTION 1: CONFIRMATION OF MINUTES

(419)

CLR. ASFOUR:/CLR. ZAKHIA

RESOLVED that the minutes of the Ordinary Council Meeting held on 18 April 2023 be adopted.

- CARRIED

(420)

CLR. ASFOUR:/CLR. ZAKHIA

RESOLVED that the minutes of the Extraordinary Council Meeting held on 11 May 2023 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE

(421)

CLR. SALEH OAM:/CLR. ISHAC

RESOLVED that Leave of Absence be granted to Clr Akter and Clr Waiba 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 10.2 - "A True Heart, The Fights of My Life", By Billy Dib, Clr El-Hayek declared a Non-significant, Non Pecuniary Conflict of Interest given that he knows Mr Dibb, and as such and as a matter of precaution, he will vacate the chamber taking no part in debate.

In respect of Item 11.1 - Unsolicited Proposal - Greenacre Community Place, Clr El-Hayek declared a Significant, Non Pecuniary Conflict of Interest due to a reportable donation being made to his election campaign by a person associated with the United Muslims Australia, and as such, he will vacate the chamber taking no part in debate.

In respect of Item 11.1 - Unsolicited Proposal - Greenacre Community Place, Clr Asfour declared a Significant, Non Pecuniary Conflict of Interest due to a reportable donation being made to his election campaign by a person associated with the United Muslims Australia, and as such, he will vacate the chamber taking no part in debate.

In respect of Item 10.2 - A True Heart, The Fights of My Life", By Billy Dib, Clr Saleh OAM declared a Non-significant, Non Pecuniary Conflict of Interest given that he knows Mr Dibb. Clr Saleh OAM advised that it will not affect his consideration of the item and he will remain in the Chamber.

In respect of Item 11.1 - Unsolicited Proposal - Greenacre Community Place, Clr Saleh OAM declared a Non-significant, Non Pecuniary Conflict of Interest due to his relationship with the United Muslims Australia, and as such, he will vacate the chamber taking no part in debate.

In respect of Item 10.9 – Federal Pharmacy Changes, Clr Zahkia declared a Significant, Non Pecuniary Conflict of Interest given the nature of his commercial holdings, and as such, he will vacate the chamber taking no part in debate.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 EMERGENCY SERVICES LEVY (ESL)
(422) CLR. EL-HAYEK

RESOLVED that Council write to the Treasurer, The Hon. Daniel Mookhey MLC, the Minister for Emergency Services, The Hon. Jihad Dib MP and the Minister for Local Government, The Hon. Ron Hoenig MP to

1. Review and restore the Emergency Services Levy subsidy for 2023/24 and

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2. Request them to consider legislation which will separate the Emergency Services Levy from the rate peg, and to explore other options to meet the levy, and establish a fairer system, without putting a further burden on local councils.

- CARRIED

ITEM 4.2 **WESTINVEST FUNDING ALLOCATIONS - REVIEW**
(423) **CLR. EL-HAYEK**

RESOLVED that Council write to the NSW Treasurer, The Hon. Daniel Mookhey MLC, urging him to back calls by his colleagues for a review into the allocation of funding, and to ensure our City is fairly treated when the final allocation is dispensed.

- CARRIED

ITEM 4.3 **DEAMALGAMATION - UPDATE**
(424) **CLR. EL-HAYEK**

RESOLVED that

1. Council writes to the Minister for Local Government The Hon. Ron Hoenig MP to meet with him to discuss this matter. The outcome, and his clear direction from the meeting, will come back to Councillors at a workshop.
2. Council invite the Deputy Secretary of the Office of Local Government to attend that Councillor workshop to provide an update on OLG's approach to supporting de-amalgamations in NSW.

- CARRIED

ITEM 4.4 **LOCAL COMMUNITY BASED DONATIONS**
(425) **CLR. EL-HAYEK**

RESOLVED that

1. Council support Little Wings with the provision of 20 recycling bins at an estimated cost of \$1060.00.
2. 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 REPORT ON COUNCIL'S PERFORMANCE IN THE ASSESSMENT OF DEVELOPMENT APPLICATIONS FOR THE THIRD QUARTER OF THE 2022/23 FINANCIAL YEAR, CLAUSE 4.6 VARIATIONS APPROVED FOR THE THIRD QUARTER OF THE 2022/23 FINANCIAL YEAR, PLANNING RELATED LEGAL APPEALS, AND THE STATUS OF CURRENT PLANNING PROPOSALS

(426) CLR. ISHAC:/CLR. DOWNEY

RESOLVED that the report be noted.

- CARRIED

ITEM 5.2 HERITAGE GRANT FUND

(427) CLR. DOWNEY:/CLR. NGUYEN

RESOLVED that

1. Council endorse the recommendations as provided in Attachment A and grants be allocated in accordance with Council's Heritage Incentives Policy.
2. Council notify its decision to owners who submitted applications.

- CARRIED

ITEM 5.3 POST EXHIBITION OF PLANNING PROPOSAL, DRAFT DEVELOPMENT CONTROL PLAN AND DRAFT PLANNING AGREEMENT: 445 CANTERBURY ROAD, CAMPSIE

(428) CLR. ASFOUR:/CLR. ABOURAAD

RESOLVED that

1. Council adopts the planning proposal, as shown in Attachment A, and submits it to the NSW Department of Planning and Environment for finalisation.
2. Council endorses the draft site specific Development Control Plan for 445 Canterbury Road, Campsie as shown in Attachment B to amend the Canterbury DCP 2012 and the subsequent draft Consolidated DCP and that it

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be brought into effect once the LEP amendment is finalised and published on the NSW Legislation website.

3. Council endorses the draft Planning Agreement, as provided in Attachment C, and authorises the Chief Executive Officer to enter into the Planning Agreement.

- CARRIED

For:- Clrs Abouraad, Asfour, Cahill, Downey, El-Hayek, Harika, Ishac, Saleh OAM, Nguyen, Raffan, Walsh and Zakhia

Against:- Clr Coorey

ITEM 5.4 POST-EXHIBITION FOR PROPOSED AMENDMENT TO PLANNING AGREEMENT - PALMS HOTEL PLANNING PROPOSAL 165-185 HUME HIGHWAY, GREENACRE

CLR RAFFAN TEMPORARILY VACATED THE CHAMBER AT 7.53PM.

(429) CLR. ASFOUR:/CLR. ZAKHIA

RESOLVED that

1. Council endorse the updated Planning Agreement and authorise the Chief Executive Officer to execute the agreement on behalf of Council, including any other administrative changes that does not alter the intent.
2. Once executed, Council write to the Department of Planning and Environment to advise that Council nominates itself as the relevant public acquisition authority for the RE1 zoned land and submit the land reservation acquisition map to the Department.

- CARRIED

For:- Clrs Abouraad, Asfour, Cahill, Coorey, Downey, El-Hayek, Harika, Ishac, Saleh OAM, Nguyen, Walsh and Zakhia

Against:- Nil

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SECTION 6: POLICY MATTERS

ITEM 6.1 RESILIENT CBCITY STRATEGY

CLR RAFFAN RETURNED TO THE CHAMBER AT 7.55PM.

(430) CLR. WALSH:/CLR. ABOURAAD

RESOLVED that

1. Council adopts the Resilient CBCity Strategy.
2. A Resilient CBCity Action Plan be prepared to support the strategy's implementation.

- CARRIED

CLR COOREY REQUESTED THAT HER NAME BE RECORDED AS HAVING VOTED AGAINST THIS RESOLUTION.

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 INTEGRATED PLANNING AND REPORTING - REVISED DELIVERY PROGRAM (2022-25), DRAFT OPERATIONAL PLAN (2023/24), AND REVISED RESOURCING STRATEGIES FOR ASSETS AND FINANCE

CLR ABOURAAD TEMPORARILY VACATED THE CHAMBER AT 8.05PM AND RETURNED AT 8.09PM.

(431) CLR. HARIKA:/CLR. ZAKHIA

RESOLVED that

1. In accordance with Section 406 of the *Local Government Act 1993*, the following Integrated Planning and Reporting Documents be placed on public exhibition:
 - Revised Delivery Program 2022-25 incorporating draft 2023/24 Operational Plan, 2023/24 Budget, Revenue Policy, Pricing Policy and 2023/24 Schedule Fees and Charges;
 - Revised 2023-33 Asset Management Strategy; and
 - Revised 2023-33 Financial Management Strategy.
2. Council notes the Rates Harmonisation path for both former Council rating structures, as outlined in this report.

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3. The proposed Rating and Annual Charges for 2023/24 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 rates for 2023/24 making provision for an ad valorem structure and an increase to Council's general income equivalent to the percentage of 7.8%, being a 2.5% rate peg increase plus a 5.3% special rate variation increase as determined by the Independent Pricing and Regulatory Tribunal (IPART).
 - (ii) A Minimum Ordinary Residential Rate of \$990.00 in respect of each separate parcel of rateable land in the City categorised as Residential land as specified by the Independent Pricing and Regulatory Tribunal (IPART).
 - (iii) A Minimum Ordinary Business Rate of \$990.00 for each parcel of rateable land in the City categorised as Business as specified by the Independent Pricing and Regulatory Tribunal (IPART).
 - (iv) Council notes its earlier decision regarding Business Sub-Categories, and adjustments to the business ad valorem rates as outlined in this report.
 - (v) Annual charges from Domestic Waste collection be set at \$605.00 for all Residential properties.
 - (vi) Annual charges from Trade Waste collection be set at \$605.00 for all Business properties in the former City of Canterbury
 - (vii) 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'.
 - (viii) 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

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metres by which the area of the parcel of land exceeds 350 square metres.

- 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 2021*, 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

4. A maximum rate of interest on overdue rates and charges as specified by the Minister for Local Government be applied.

- CARRIED

AT THIS STAGE OF THE MEETING (8.18PM), IN ACCORDANCE WITH CLAUSE 15.4 OF THE CODE OF MEETING PRACTICE, HIS WORSHIP THE MAYOR ISSUED A FIRST WARNING TO CLR COOREY FOR AN ACT OF DISORDER.

ITEM 7.2 CASH AND INVESTMENT REPORT AS AT 30 APRIL 2023

CLR ISHAC TEMPORARILY VACATED THE CHAMBER AT 8.29PM.

(432) CLR. DOWNEY:/CLR. ABOURAAD

RESOLVED that

1. The Cash and Investment Report as at 30 April 2023 be received and noted.

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2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

ITEM 7.3 **INTEGRATED PLANNING AND REPORTING - QUARTERLY PROGRESS OF THE 2022/23 OPERATIONAL PLAN AND BUDGET TO 31 MARCH 2023**

(433) **CLR. WALSH:/CLR. CAHILL**

RESOLVED that

1. Council note the quarterly review of the 2022/23 Operational Plan to 31 March 2023, as outlined in the report.
2. Council adopt the March 2023 Quarterly Budget Review, as outlined in this report.
3. Council note the revised Administrative Guidelines Debt Management and Recovery of Rates and Annual Charges as outlined in this report.

- CARRIED

ITEM 7.4 **LOCAL GOVERNMENT REMUNERATION TRIBUNAL - DETERMINATION OF MAYOR AND COUNCILLOR FEES 2023/2024**

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

RESOLVED that

1. Council note the Local Government Remuneration Tribunal decision to re-categorise Council from *Metropolitan Large* to the newly established *Metropolitan Major* category for the purposes of fees paid to Councillors and Mayors.
2. Effective from 1 July 2023, Council continues to apply the maximum fees structure for the Mayor and Councillors, as determined by the Local Government Remuneration Tribunal, being:
 - Mayoral Additional Fee \$106,960 p.a.
 - Councillor Annual Fee \$34,590 p.a.

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3. The current Additional Fee for the Deputy Mayor, being 15% of the Mayors Additional Fee, be confirmed.

- CARRIED

ITEM 7.5 ALCOHOL FREE ZONE'S (AFZ) AND ALCOHOL PROHIBITED AREA'S (APAS)

CLR ISHAC RETURNED TO THE CHAMBER AT 8.31PM.

(435) CLR. NGUYEN:/CLR. COOREY

RESOLVED that Council endorse that the proposed Alcohol-Free Zones and Alcohol Prohibited Areas are placed on Public Exhibition.

- CARRIED

ITEM 7.6 REQUEST FOR NEW LEASE AGREEMENT FOR 82 BRIGHTON AVENUE, CROYDON PARK (FORMER CROYDON PARK BOWLING CLUB)

(436) CLR. RAFFAN:/CLR. NGUYEN

RESOLVED that

1. Council agree in-principle to offer the KSS the opportunity to enter into a new five year lease, with a further five year option, with similar terms and conditions as in their current agreement with Council, as outlined in the report.
2. Council publicly exhibit the proposed lease in accordance with the requirements of the *Local Government Act 1993*.
3. At the conclusion of the public exhibition period, a further report be provided to Council for consideration.

- CARRIED

SECTION 8: SERVICE AND OPERATIONAL MATTERS

Nil

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SECTION 9: COMMITTEE REPORTS

ITEM 9.1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 9 MAY 2023
(437) CLR. HARIKA:/CLR. SALEH OAM

RESOLVED that the recommendations contained in the minutes of the Canterbury-Bankstown Council Traffic Committee meeting held on 9 May 2023, be adopted.

- CARRIED

SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

ITEM 10.1 STATUS OF PREVIOUS NOTICES OF MOTION - MAY 2023
(438) CLR. ASFOUR:/CLR. WALSH

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2 "A TRUE HEART, THE FIGHTS OF MY LIFE", BY BILLY DIB

IN RESPECT OF ITEM 10.2 - "A TRUE HEART, THE FIGHTS OF MY LIFE", BY BILLY DIB, CLR SALEH OAM DECLARED A NON-SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST GIVEN THAT HE KNOWS MR DIBB. CLR SALEH OAM ADVISED THAT IT WILL NOT AFFECT HIS CONSIDERATION OF THE ITEM AND HE REMAINED IN THE CHAMBER.

IN RESPECT OF ITEM 10.2 - "A TRUE HEART, THE FIGHTS OF MY LIFE", BY BILLY DIB, CLR EL-HAYEK DECLARED A NON-SIGNIFICANT, NON PECUNIARY, CONFLICT OF INTEREST GIVEN THAT HE KNOWS MR DIBB, AND AS SUCH AND AS A MATTER OF PRECAUTION, HE VACATED THE CHAMBER TAKING NO PART IN DEBATE.

HIS WORSHIP THE MAYOR CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 8.38PM.

THE DEPUTY MAYOR CLR RAFFAN ASSUMED THE CHAIR.

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(439) CLR. ASFOUR:/CLR. ABOURAAD

RESOLVED that Council purchases nine copies of boxing champion Billy Dib's inspirational book, "A True Heart, The Fights of My Life" and makes them available in our library and knowledge centres across the City.

- CARRIED

HIS WORSHIP THE MAYOR CLR EL-HAYEK RETURNED TO THE CHAMBER AT 8.42PM.

HIS WORSHIP THE MAYOR RESUMED THE CHAIR.

ITEM 10.3 UNDERREPRESENTATION OF WOMEN IN LOCAL GOVERNMENT

(440) CLR. RAFFAN:/CLR. COOREY

RESOLVED that Council write to The Hon. Jodie Harrison MP, Minister for Women, The Hon. Ron Hoenig MP, Minister for Local Government and The Hon. Steve Kamper MP, Minister for Multiculturalism, to alert them to the underrepresentation of women, especially Culturally and Racially Marginalised women, in local government, and request they consult with stakeholders, seeking feedback on the impediments women face in the local government sector.

- CARRIED

ITEM 10.4 CULTURAL PRECINCTS IN CANTERBURY BANKSTOWN COUNCIL

(441) CLR. RAFFAN:/CLR. ASFOUR

RESOLVED that

1. Council undertake community consultation on their thoughts on identifying, developing and promoting specific Cultural Precincts throughout the city.
2. A report be brought back to Council on the findings of the engagement.

- CARRIED

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ITEM 10.5 **ELECTRIC VEHICLE CHARGING STATIONS IN CANTERBURY BANKSTOWN -
REQUEST FOR AN UPDATE**

(442) **CLR. DOWNEY:/CLR. RAFFAN**

RESOLVED that Councillors receive an updated report on the status of establishing EV charging stations in our City, and any potential implications.

- CARRIED

ITEM 10.6 **INVESTIGATION FOR A NEW BRIDGE IN PARRY PARK**

(443) **CLR. SALEH OAM:/CLR. ASFOUR**

RESOLVED that Council investigate a potential location and estimated cost for constructing a pedestrian bridge over the Sydney Water Chanel in Parry Park to provide improved access to the new playground recreation area.

- CARRIED

ITEM 10.7 **REVIEW OF WESTINVEST**

(444) **CLR. SALEH OAM:/CLR. ABOURAAD**

RESOLVED that Council write to the NSW Government calling for a public review of the application selection process for all WestInvest projects under the Competitive Community Project Round.

- CARRIED

ITEM 10.8 **REINSTATEMENT OF THE UPFRONT HECS DISCOUNT**

MOTION **CLR. ISHAC:/CLR. NGUYEN**

That Council write to the Federal Education Minister, The Hon Jason Clare MP, requesting the urgent reinstatement of the upfront HECS payment discount.

AMENDMENT **CLR. ASFOUR:/CLR. HARIKA**

That Council write to the Federal Education Minister, The Hon Jason Clare MP, requesting information on the upfront HECS payment discount.

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THE AMENDMENT WAS ACCEPTED BY THE MOVER AND SECONDER.

(445)

CLR. ISHAC:/CLR. NGUYEN

RESOLVED that Council write to the Federal Education Minister, The Hon Jason Clare MP, requesting information on the upfront HECS payment discount.

- CARRIED

ITEM 10.9

FEDERAL PHARMACY CHANGES

IN RESPECT OF ITEM 10.9 – FEDERAL PHARMACY CHANGES, CLR ZAKHKIA DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST GIVEN THE NATURE OF HIS COMMERCIAL HOLDINGS, AND AS SUCH, HE VACATED THE CHAMBER TAKING NO PART IN DEBATE.

CLR ZAKHIA TEMPORARILY VACATED THE CHAMBER AT 9.05PM.

MOTION

CLR. ISHAC:/CLR. COOREY

That Council writes to the Federal Health Minister, The Hon Mark Butler, calling on him to urgently review the 60-day dispensing policy for pharmacists which will come into effect from 1 September 2023.

AMENDMENT

CLR. CAHILL:/CLR. WALSH

That Council writes to the Federal Health Minister, The Hon Mark Butler, for reassurances the new changes to the Pharmaceutical Benefits Scheme announced in this month's budget, whilst benefiting millions of Australians, will not cause drug supply shortages or be to the detriment of local pharmacies.

THE AMENDMENT ON BEING PUT WAS CARRIED AND BECAME THE MOTION.

THE MOTION WAS THEN PUT.

(446)

CLR. CAHILL:/CLR. WALSH

RESOLVED that Council writes to the Federal Health Minister, The Hon Mark Butler, for reassurances the new changes to the Pharmaceutical Benefits Scheme announced in this month's budget, whilst benefiting millions of Australians, will not cause drug supply shortages or be to the detriment of local pharmacies.

- CARRIED

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ITEM 10.10 **CANTERBURY TOWN CENTRE**

CLR ZAKHIA RETURNED TO THE CHAMBER AT 9.27PM.

(447) **CLR. COOREY:/CLR. ABOURAAD**

RESOLVED that Council be briefed on the matter and subsequently prepare an urgent report to be presented at the June Ordinary Meeting of Council regarding the Canterbury Town Centre Upgrade to include the following:

- Program and scope of works;
- Proper and committed timeline for the program and scope of works; and
- Budget and source of funding for the works.

- CARRIED

ITEM 10.11 **JUDY FINLAYSON MEMORIAL**

(448) **CLR. COOREY:/CLR. ISHAC**

RESOLVED that Council liaise with the Wollie Creek Preservation Society and the family of the late Judy Finlayson to provide an appropriate memorial for the late Judy Finlayson.

- CARRIED

SECTION 11: **CONFIDENTIAL SESSION**

(449) **CLR. ISHAC:/CLR. ABOURAAD**

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, 11.2, 11.3 and 11.4 in confidential session for the reasons indicated:

Item 11.1 Unsolicited Proposal - Greenacre Community Place

This report is considered to be confidential in accordance with Section 10A(2)(f) of the Local Government Act, 1993, as it relates to matters affecting the security of the Council, Councillors, Council staff or Council property.

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Item 11.2 Property Matter - Canterbury Golf Course

This report is considered to be confidential in accordance with Section 10A(2)(c) of the Local Government Act, 1993, as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Item 11.3 Canterbury Leisure and Aquatic Centre Redevelopment

This report is considered to be confidential in accordance with Section 10A(2)(c) of the Local Government Act, 1993, as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Item 11.4 Recycling contract

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 9.38PM AND REVERTED
BACK TO OPEN COUNCIL AT 9.43PM.**

ITEM 11.1

UNSOLICITED PROPOSAL - GREENACRE COMMUNITY PLACE

IN RESPECT OF ITEM 11.1 - UNSOLICITED PROPOSAL - GREENACRE COMMUNITY PLACE, CLR EL-HAYEK DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO A REPORTABLE DONATION BEING MADE TO HIS ELECTION CAMPAIGN BY A PERSON ASSOCIATED WITH THE UNITED MUSLIMS AUSTRALIA, AND AS SUCH, HE VACATED THE CHAMBER TAKING NO PART IN DEBATE.

IN RESPECT OF ITEM 11.1 - UNSOLICITED PROPOSAL - GREENACRE COMMUNITY PLACE, CLR ASFOUR DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO A REPORTABLE DONATION BEING MADE TO HIS ELECTION CAMPAIGN BY A PERSON ASSOCIATED WITH THE UNITED MUSLIMS AUSTRALIA, AND AS SUCH, HE VACATED THE CHAMBER TAKING NO PART IN DEBATE.

IN RESPECT OF ITEM 11.1 - UNSOLICITED PROPOSAL - GREENACRE COMMUNITY PLACE, CLR SALEH OAM DECLARED A NON-SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HIS RELATIONSHIP WITH THE UNITED MUSLIMS AUSTRALIA, AND AS SUCH, HE VACATED THE CHAMBER TAKING NO PART IN DEBATE.

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HIS WORSHIP THE MAYOR CLR EL-HAYEK, CLR ASFOUR AND CLR SALEH OAM TEMPORARILY VACATED THE CHAMBER AT 9.43PM.

THE DEPUTY MAYOR CLR RAFFAN ASSUMED THE CHAIR.

(450)

CLR. WALSH:/CLR. ZAKHIA

RESOLVED that

1. Council note the outcomes of the assessment of the USP submitted for the future use of Council's land at Greenacre Community Place (33 Banksia Road, Greenacre).
2. Council undertake a community facilities and open space planning process for the Greenacre Place Precinct.
3. A further report be provided on the matter, as required.

- CARRIED

HIS WORSHIP THE MAYOR CLR EL-HAYEK, CLR ASFOUR AND CLR SALEH OAM RETURNED TO THE CHAMBER AT 9.45PM.

HIS WORSHIP THE MAYOR RESUMED THE CHAIR.

ITEM 11.2

PROPERTY MATTER - CANTERBURY GOLF COURSE

(451)

CLR. ISHAC:/CLR. ABOURAAD

RESOLVED that

1. Council agrees to apply the extenuating circumstances associated with the agreement in accordance with section 55(3) (i) of the Local Government Act 1993, and as outlined in the report.
2. Subject to Council's endorsement of recommendation 1, Council agree to proceed to enter into a Management Agreement with Stacey Holdings Pty Ltd for a further five-year term to operate Canterbury Golf Course, as outlined in the report.
3. The Chief Executive Officer be delegated authority to prepare and sign all relevant documentation, as required.

- CARRIED

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ITEM 11.3 **CANTERBURY LEISURE AND AQUATIC CENTRE REDEVELOPMENT**
(452) **CLR. DOWNEY:/CLR. RAFFAN**

RESOLVED that

1. Council endorses the option to redevelop the Canterbury Leisure and Aquatic Centre, being Option 3, as outlined in the report.
2. Subject to it endorsing Recommendation 1, Council agree to enter into a contract with Lipman for the redevelopment of the Centre.
3. The Chief Executive Officer be authorised to finalise the negotiations and terms of the contract, and sign all documentation in accordance with Council's resolution, as outlined in the report.
4. Council notifies the unsuccessful tenderer in writing and thank them for tendering.
5. Subject to item 1, Council's 2023/24 Draft Operational Plan and Budget be updated to reflect the required funding for the project, and in turn consider it at its Ordinary Meeting in June 2023 - following its exhibition.

- CARRIED

AT THIS STAGE OF THE MEETING (10.04PM), IN ACCORDANCE WITH CLAUSE 15.4 OF THE CODE OF MEETING PRACTICE, HIS WORSHIP THE MAYOR ISSUED A FIRST WARNING TO CLR ASFOUR FOR AN ACT OF DISORDER.

AT THIS STAGE OF THE MEETING (10.04PM), IN ACCORDANCE WITH CLAUSE 15.4 OF THE CODE OF MEETING PRACTICE, HIS WORSHIP THE MAYOR ISSUED A SECOND WARNING TO CLR COOREY FOR AN ACT OF DISORDER.

CLR COOREY REQUESTED THAT HER NAME BE RECORDED AS HAVING VOTED AGAINST THIS RESOLUTION.

ITEM 11.4 **RECYCLING CONTRACT**
(453) **CLR. HARIKA:/CLR. CAHILL**

RESOLVED that

1. Council agrees to apply the extenuating circumstances associated with the agreement in accordance with section 55(3) (i) of the Local Government Act 1993, and as outlined in the report.

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2. Subject to Council endorsing recommendation 1, Council to enter into a month-by-month commercial arrangement with Visy Recycling for processing of recyclables, for up to six months, as outlined in the report.
3. The Chief Executive Officer be authorised to finalise the matter, as required.
- CARRIED

THE MEETING CLOSED AT 10.18PM.

Minutes confirmed 27 JUNE 2023

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Mayor