

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

PRESENT: Mayor, Councillor Asfour
Councillors Abouraad, Akter, Cahill, Coorey, Downey, Harika, Ishac, Nguyen,
Saleh, Waiba, Walsh and Zakhia

PRESENT BY AUDIO
VISUAL LINK: Councillors Raffan and El-Hayek

APOLOGIES Nil

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.31 PM.

COUNCILLORS ATTENDING REMOTELY

(119) CLR. ZAKHIA:/CLR. DOWNEY

RESOLVED that permission be granted to Councillors Raffan and El-Hayek 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.

SECTION 1: CONFIRMATION OF MINUTES

(120) CLR. HARIKA:/CLR. DOWNEY

RESOLVED that the minutes of the Ordinary Council Meeting held on 24 May 2022 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE

Nil

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

Nil

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

SECTION 4: MAYORAL MINUTES

ITEM 4.1 INFRASTRUCTURE CONTRIBUTIONS
(121) CLR. ASFOUR

RESOLVED that Council write to the NSW Minister for Planning, Anthony Roberts, seeking an urgent meeting to highlight our City's concerns and to seek clarification so we can plan for our City, and local communities with some certainty.

- CARRIED

ITEM 4.2 FOOTWAY DINING
(122) CLR. ASFOUR

RESOLVED that Council waives the 2022/23 "Outdoor Dining Fee" acknowledging the operational cost implication in the order of \$200,000.

- CARRIED

ITEM 4.3 LOCAL COMMUNITY BASED DONATIONS
(123) CLR. ASFOUR

RESOLVED that

1. Council support a donation of \$1000 for the Padstow Community Care Winter Appeal 2022.
2. Council support the fee waiver of \$1158 for the Lebanese Australian Friendship Association.
3. Council support a donation of \$500 to Kookies N Kream Dance Crew towards their fundraising to travel to the Hip-Hop International Championships in Arizona USA.
4. Council support a fee waiver of \$570 and \$380 Works in Kind donation to the East Hills Charity Car Show.
5. Council support a donation of \$500 to the Australian Federation of Qadisha Maronite Region Limited (AFQMR).
6. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

ITEM 5.2 **PLANNING PROPOSAL FOR WSU MILPERRA SITE AT 2 AND 2A BULLECOURT AVENUE, MILPERRA (RZ-3/2020)**

(126) **CLR. DOWNEY:/CLR. WALSH**

RESOLVED that the matter be deferred for;

1. Councillors to receive a full briefing on the NSW government gateway approval.
2. Milperra Residents to be informed in writing of the NSW government's gateway approval and its implications prior to Council giving consideration to the matters outlined in Item 5.2.
3. Council to write to the Federal Education Minister, Mr Jason Clare, and request his intervention in order to retain this site as an educational facility for NSW public school students and the local Milperra Community.
4. Council to not finalise the site specific DCP until matters listed under Item 5.2, point 4 (page 50) of the 23 June 2022 business paper are resolved.

- CARRIED

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

Against:- Nil

ITEM 5.3 **EXHIBITION OF PLANNING PROPOSAL - 30 TREVENAR STREET, ASHBURY**

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

RESOLVED that

1. Council notes this report.
2. The Mayor and General Manager request an urgent meeting with the Minister for Planning and Homes to seek NSW Government financial support to acquire the land for public open space purposes.
3. In July 2022, the General Manager advise Council of the outcome of any meeting with the Minister for Planning and Homes together with a recommendation on whether or not to proceed with the Planning Proposal.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

ITEM 5.4 **DRAFT HOUSEKEEPING AMENDMENTS TO THE COMMUNITY PARTICIPATION PLAN**

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

RESOLVED that

1. Council exhibit the draft amendments to the Community Participation Plan for a minimum 28 days, as provided in Attachment A.
2. The matter be reported to Council following the exhibition period.

- CARRIED

SECTION 6: **POLICY MATTERS**

Nil

SECTION 7: **GOVERNANCE AND ADMINISTRATION MATTERS**

ITEM 7.1 **LOCAL GOVERNMENT REMUNERATION TRIBUNAL - DETERMINATION OF MAYOR AND COUNCILLOR FEES 2022/2023**

(129) **CLR. DOWNEY:/CLR. CAHILL**

RESOLVED that

1. Effective from 1 July 2022, 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 \$92,180 p.a.
 - Councillor Annual Fee \$31,640 p.a.
2. The current Additional Fee for the Deputy Mayor, being 15% of the Mayors Additional Fee, be re-confirmed.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

ITEM 7.2 **ADOPTION OF THE INTEGRATED PLANNING AND REPORTING SUITE – COMMUNITY STRATEGIC PLAN (CBCITY 2036); DELIVERY PROGRAM 2022-25 AND OPERATIONAL PLAN 2022/23 (CBCITY 2025); RESOURCING STRATEGY FOR ASSETS, FINANCE AND WORKFORCE, AND THE COMMUNITY ENGAGEMENT FRAMEWORK, POLICY AND TOOLKIT**

(130) **CLR. DOWNEY:/CLR. ABOURAAD**

RESOLVED that

1. In accordance with *S402-406* of the *Local Government Act 1993*, the Integrated Planning and Reporting documents, including the Community Strategic Plan (CBCity 2036); Resourcing Strategies (Assets, Finance and Workforce); Delivery Program 2022-25 and Operational Plan 2022/23 including Budget and Schedule of Fees and Charges (collectively known as CBCity 2025); and the Community Engagement Framework, Policy and Toolkit, be adopted.
2. Those members of the community that provided formal submissions be thanked and advised of Council's responses in this report.
3. In accordance with the relevant sections of the *Local Government Act 1993*, Council makes the following Rates and Charges – former Bankstown City Council:

3.1 Rating

Subject to the provisions of the *Local Government Act 1993*, an ordinary rate be made and levied for the rating year 1 July 2022 to 30 June 2023 upon the land value of all rateable land within the former Bankstown City Council categorised as Residential or Business as detailed in the following table:

Category / Sub-Category	Ad-Valorem Rate	Minimum Rate
Residential – Ordinary	0.00217268	\$850.00
Business – Commercial Large	0.00657236	\$850.00
Business – Commercial General	0.00602919	\$850.00
Business – Industrial Large	0.00657236	\$850.00
Business – Industrial General	0.00602919	\$850.00
Business – Ordinary	0.00548602	\$850.00
Bankstown Town Centre Special – see 3.1.1	Nil	Nil

The residential and business ad valorem rates in the table above have been adjusted to account for year 2 (2022/23) of the eight-year gradual

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

harmonisation process in order to have one harmonised rating structure for the City by 1 July 2028.

3.1.1 Bankstown Town Centre Special Rate

In implementing its overall rating strategy, Council had agreed to discontinue levying the Bankstown CBD Special Improvement Rate from 1 July 2022. This decision has been applied in setting Council's 2022/23 rating structure.

3.1.2 Bankstown Airport

For properties where an ex-gratia payment in lieu of rates is applicable, Council will apply an equivalent ad-valorem rate or minimum charge that applies to the Business – Industrial General sub-category.

3.2 Domestic Waste Management Service Charges

Subject to provision of Sections 496, 501, 502 and 504 of the *Local Government Act 1993*, annual Domestic Waste Management Charges be made and levied on a pro-rata quarterly basis for the year 1 July 2022 to 30 June 2023, as follows:

Type of Charge	Short Name	Annual Charge
An Annual Domestic Waste Management Service charge per service for each parcel of Rateable Residential land for which a service is available.	Domestic – Waste Management	\$585.00
Each additional service in respect of single dwelling premises.	Domestic Waste Extra Service	\$324.00
Each additional service in respect of multi residential units - 240L.	Domestic Waste Extra Strata Service	\$357.00
Each additional service in respect of multi residential units - 660L.	Domestic Waste Extra Strata Service	\$983.00
Each additional service in respect of multi residential units - 1100L.	Domestic Waste Extra Strata Service	\$1,607.00
Each additional service in respect of recycling.	Extra Recycling Service	\$91.00
Each additional service in respect of Greenwaste.	Extra Green Waste Service	\$148.00
Rateable Vacant Land	Domestic Waste Vacant Land	\$154.00
Each additional service in respect of multi residential unit - single bins	Domestic Waste Extra Service Strata single bin	\$186.00

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

3.3 Stormwater Management Charges

Council make and levy an annual stormwater management service charge for the year 1 July 2022 to 30 June 2023 as follows:

Description of Charge	Charge
Annual residential property charge	\$25.00
Annual residential strata property charge	\$12.50
Annual business property charge per 350 square metres or part there-of for non-vacant business land	\$25.00
Annual business property charge per 350 square metres or part there of surface land area for strata business unit (proportioned to each lot based on unit entitlement) not less than \$5.00.	\$25.00
Mixed Developments – see below	

3.3.1 Mixed Developments

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

3.3.2 Bankstown Airport

- For properties where an ex-gratia payment in lieu of rates is applicable, Council will apply an annual Stormwater Management 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.

3.3.3 Exemptions

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

3.4 Interest Rate on Overdue Rates & Charges

Subject to the provisions of Section 566(3) of the *Local Government Act 1993* the rate of interest charged on overdue rate instalments be set at the

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

maximum rate specified by the Minister for Local Government from time to time. The rate of interest payable on overdue rates and charges for the period 1 July 2022 to 30 June 2023 (inclusive) will be 6.0% per annum.

3.5 Voluntary Pensioner Rebate

In addition to the current maximum pensioner rebate of \$250.00 per annum, Council continue to provide a further voluntary rebate, totalling \$40.00 per annum in accordance with Council's 'Rates and Charges, debt recovery and Hardship Assistance Policy.

4. In accordance with the relevant sections of the *Local Government Act 1993*, Council makes the following Rates and Charges – former Canterbury City Council:

4.1 Rating

Subject to the provisions of the *Local Government Act 1993*, an ordinary rate be made and levied for the rating year 1 July 2022 to 30 June 2023 upon the land value of all rateable land within the former Canterbury City Council categorised as Residential or Business as detailed in the following table:

Category / Sub-Category	Ad-Valorem Rate	Minimum Rate
Residential – Ordinary	0.00189735	\$850.00
Business – Commercial Large	0.00573948	\$850.00
Business – Commercial General	0.00526515	\$850.00
Business – Industrial Large	0.00573948	\$850.00
Business – Industrial General	0.00526515	\$850.00
Business – Ordinary	0.00479081	\$850.00

The residential and business ad valorem rates in the table above have been adjusted to account for year 2 (2022/23) of the eight-year gradual harmonisation process in order to have one harmonised rating structure for the City by 1 July 2028.

4.2 Domestic Waste Management Service Charges

Subject to the provisions of Sections 496, 501, 502 and 504 of the *Local Government Act 1993*, annual Domestic and Non-Domestic Waste Management Charges be made and levied on a pro-rata quarterly basis for the year 1 July 2022 to 30 June 2023, as follows:

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

Type of Premises	Short Name	Annual Charge
An Annual Domestic Waste Management Service charge per service for each parcel of Rateable Residential land for which a service is available.	Domestic Waste Service	\$585.00
Properties categorised as Business (with or without residential accommodation)	Waste Management – Business	\$585.00
Each additional service.	Domestic Waste Extra Service	\$324.00
Each additional service in respect of multi residential units - 240L.	Domestic Waste Extra Strata Service	\$357.00
Each additional service in respect of multi residential units - 660L.	Domestic Waste Extra Strata Service	\$983.00
Each additional service in respect of multi residential units - 1100L.	Domestic Waste Extra Strata Service	\$1,607.00
Each additional service in respect of recycling.	Extra Recycling Service	\$91.00
Each additional service in respect of Greenwaste.	Extra Green Waste Service	\$148.00
Rateable Vacant Land	Domestic Waste - Vacant	\$154.00

4.3 Stormwater Management Charges

Council make and levy an annual stormwater management service charge for the year 1 July 2022 to 30 June 2023 as follows:

Description of Charge	Charge
Annual residential property charge	\$25.00
Annual residential strata property charge	\$12.50
Annual business property charge per 350 square metres or part there-of for non-vacant business land	\$25.00
Annual business property charge per 350 square metres or part there of surface land area for strata business unit (proportioned to each lot based on unit entitlement) not less than \$5.00.	\$25.00
Mixed Developments – see below	

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

4.3.1 Mixed Developments

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

4.3.2 Exemptions

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

4.4 Interest Rate on Overdue Rates & Charges

Subject to the provisions of Section 566(3) of the *Local Government Act 1993* the rate of interest charged on overdue rate instalments be set at the maximum rate specified by the Minister for Local Government from time to time. The rate of interest payable on overdue rates and charges for the period 1 July 2022 to 30 June 2023 (inclusive) will be 6.0% per annum.

4.5 Voluntary Pensioner Rebate

In addition to the current maximum pensioner rebate of \$250.00 per annum, Council continue to provide a further voluntary rebate, totalling \$40.00 per annum, in accordance with Council's 'Rates and Charges, Debt Recovery and Hardship Assistance Policy.

5. Council endorse the adjustment to Council's full time equivalent employee resources, as outlined in the report.
6. Council adopt the proposed Financial Management and Asset Management Strategies and actions, as outlined in the report.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

ITEM 7.3 **2022-2026 DISABILITY INCLUSION ACTION PLAN**
(131) **CLR. RAFFAN:/CLR. EL-HAYEK**

RESOLVED that

1. Council adopt the 2022-2026 Disability Inclusion Action Plan (Attachment A) and consider the actions as part of future operational plans.
2. Discussions be held with representatives of Dylan Alcott's Sport4All program to assess the feasibility of Council participating in the program.

- CARRIED

ITEM 7.4 **CASH AND INVESTMENT REPORT AS AT 31 MAY 2022**
(132) **CLR. DOWNEY:/CLR. CAHILL**

RESOLVED that

1. The Cash and Investment Report as at 31 May 2022 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

SECTION 8: SERVICE AND OPERATIONAL MATTERS

ITEM 8.1 **ADOPTION OF SPORTS FACILITIES STRATEGIC PLAN**
(133) **CLR. ABOURAAD:/CLR. WALSH**

RESOLVED that Council adopt the Sports Facilities Strategic Plan (Attachment A) and begin implementing the priority actions.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

SECTION 9: COMMITTEE REPORTS

- ITEM 9.1** **MINUTES OF THE LAKEMBA RAMADAN EVENT WORKING GROUP MEETING HELD ON 25 MAY 2022**
- (134)** **CLR. SALEH:/CLR. WAIBA**
- RESOLVED that the minutes of the Lakemba Ramadan Event Working Group meeting be endorsed.
- CARRIED

- ITEM 9.2** **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 14 JUNE 2022**
- (135)** **CLR. HARIKA:/CLR. ISHAC**
- RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 14 June 2022, be adopted.
- CARRIED

SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

- ITEM 10.1** **NOTICE OF MOTIONS**
- (136)** **CLR. DOWNEY:/CLR. ISHAC**
- RESOLVED that the information be noted.
- CARRIED

CLR ZAKHIA RETIRED FROM THE CHAMBER AT 7.43 PM.

- ITEM 10.2** **CONGRATULATIONS TO THE HENRY LAWSON DRIVE-POZIERES INTERSECTION ACTION GROUP**
- (137)** **CLR. DOWNEY:/CLR. EL-HAYEK**
- RESOLVED that Council acknowledges the Henry Lawson Drive-Pozieres Intersection Action Group, for their relentless “people power” safety campaign in driving Transport for NSW to install a red-light speed camera at the intersection of Henry Lawson Drive and Pozieres Avenue at Milperra.
- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

ITEM 10.3 **LIVE SCREENING OF AUSTRALIA'S FIFA WORLD CUP CAMPAIGN**
(138) **CLR. EL-HAYEK:/CLR. SALEH**

RESOLVED that a report be brought back to the next meeting of Council on the feasibility, costs and benefits of providing live screening of Australia's 2022 FIFA World Cup™ campaign with the report to consider:

- A preferred location;
- The timing and number of games possible to show;
- Other activities to occur during the screening;
- Licencing requirements and guidelines;
- Costs and other resource implications;
- An estimate of the crowd numbers expected to attend the live-screening events;
- Consideration should be given to partnering or promoting existing planned events with the LGA and wide Metro area.

- CARRIED

ITEM 10.4 **ASHBURY NETBALL CLUB**
(139) **CLR. NGUYEN:/CLR. ABOURAAD**

RESOLVED that Council explore basic upgrades to improve the existing amenity and supporting infrastructure at the Ashbury Netball Club site as part of Council's regular maintenance and in the ongoing review of Council's operational plan and capital works budget.

- CARRIED

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

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

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 JUNE 2022

SECTION 11: CONFIDENTIAL SESSION

(140) CLR. COOREY:/CLR. ISHAC

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

Item 11.1 Stormwater Infrastructure Upgrade - The Appian Way, Bankstown

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

- CARRIED

COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 8.03 PM AND REVERTED BACK TO OPEN COUNCIL AT 8.09 PM.

ITEM 11.1 STORMWATER INFRASTRUCTURE UPGRADE - THE APPIAN WAY, BANKSTOWN

(141) CLR. DOWNEY:/CLR. WALSH

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

- CARRIED

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

THE MEETING CLOSED AT 8.11 PM.

Minutes confirmed 26 JULY 2022

.....
Mayor