

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

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

APOLOGIES Councillors Asfour and Raffan

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 7.15 PM.

ACKNOWLEDGEMENT OF COUNTRY

THE MAYOR, ACKNOWLEDGED THE TRADITIONAL OWNERS OF THE LAND WHERE WE ARE MEETING TODAY THE DARUG (DARAG, DHARUG, DARUK AND DHARUK) AND THE EORA PEOPLES, AND PAID RESPECT TO THEIR ANCIENT CULTURE AND THEIR ELDERS PAST AND PRESENT.

SECTION 1: CONFIRMATION OF MINUTES

(454)

CLR. ABOURAAD:/CLR. HARIKA

RESOLVED that the minutes of the Ordinary Council Meeting held on 23 May 2023 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE

(455)

CLR. HARIKA:/CLR. ISHAC

RESOLVED that Leave of Absence be granted to Clr Asfour and Clr Raffan due to personal reasons.

- CARRIED

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

In respect of Item 4.5 – Local Community Based Donations, Clr Saleh OAM declared a Significant, Non Pecuniary Conflict of Interest given his role as Chair of the Riverwood Community Centre, and as such, he will vacate the chamber taking no part in debate.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

In respect of Item 4.5 – Local Community Based Donations, Clr Waiba declared a Significant, Non Pecuniary Conflict of Interest given her role as Board Member of the Riverwood Community Centre, and as such, she will vacate the chamber taking no part in debate.

In respect of Item 11.4 – Voyager Point Footbridge – Agreement with Liverpool City Council, Clr Ishac declared a Non-significant, Non Pecuniary Conflict of Interest given his work involvement at Liverpool City Council, and as a matter of precaution, he will vacate the chamber taking no part in debate.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 THE VOICE TO PARLIAMENT REFERENDUM

(456) CLR. EL-HAYEK

RESOLVED that

1. Council establishes a Your Choice, Your Voice information page on our corporate and social media sites, and to utilise the Federal Government’s Yes and No referendum material to present a balanced and unbiased coverage.
2. Council facilitates information sessions across our City, which includes distributing the Federal Government material.

- CARRIED

ITEM 4.2 MAYOR'S SLEEPOUT 2023

(457) CLR. EL-HAYEK

RESOLVED that

1. Council to hold a Mayor’s sleepout on 11 August 2023, aptly during homelessness week (6-12 August 2023).
2. Community leaders and business CEOs be invited to join me as we raise funds through Mission Australia.
3. Council staff identify a suitable location and coordinate the event, including promoting it through the community.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 4.3 **BANKSTOWN-LIDCOMBE HOSPITAL LOCATION**
(458) **CLR. EL-HAYEK**

RESOLVED that Council write to the NSW Health Minister the Hon. Mr Ryan Park MP asking him to clear up the ambiguity around the location of the new hospital and to update us on a timeline to build it.

- CARRIED

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

ITEM 4.4 **MAYORAL CERTIFICATES OF RECOGNITION**
(459) **CLR. EL-HAYEK**

RESOLVED that

1. Council introduce Mayoral Certificates of Recognition, certificates awarded to individuals, organisations and school children and not based on any popular vote but merit.
2. The first certificate will be a Mayoral award bestowed to locals who contribute to our city. This recognition could be a certificate of letter to those I encounter, or am told about, during my visits across our City.
3. The second certificate will acknowledge the school children in our City by introducing the Mayor's Merit Award. This non-academic award will be given to a student/s, nominated by their school, as someone who has contributed to making a real difference. It could be through volunteering, through creative and innovative thinking or maybe mentoring other students.

- CARRIED

ITEM 4.5 **LOCAL COMMUNITY BASED DONATIONS**

In respect of Item 4.5 – Local Community Based Donations, Clr Saleh OAM declared a Significant, Non Pecuniary Conflict of Interest given his role as Chair of the Riverwood Community Centre, and as such, he vacated the chamber taking no part in debate.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

In respect of Item 4.5 – Local Community Based Donations, Clr Waiba declared a Significant, Non Pecuniary Conflict of Interest given her role as Board Member of the Riverwood Community Centre, and as such, she vacated the chamber taking no part in debate.

CLRS SALEH OAM AND WAIBA TEMPORARILY VACATED THE CHAMBER AT 7.30 PM AND RETURNED AT 7.31 PM.

(460)

CLR. EL-HAYEK

RESOLVED that

1. Council support a fee waiver for The Association for the Development of the Arabic Folk Poetry in Australia and the Arab World Incorporation towards the hire of the Bryan Brown Theatre of \$500.00.
2. Council support a fee waiver for the Recreation Sports and Aquatics Club towards the hire of Grahame Thomas Oval of \$500.00.
3. Council support a fee waiver for the East Hills Charity Car Show towards the hire of Kelso Park of \$574.00 and an in Kind donation (electrical services) of \$400.00.
4. Council support a donation to support the Padstow Community Care 2023 Winter Appeal of \$1,000.00.
5. Council support a fee waiver for Riverwood Community Centre towards the hire of Salt Pan Creek Reserve of \$643.00.

- CARRIED

SECTION 5:

PLANNING MATTERS

ITEM 5.1

ST PAUL'S ANGLICAN CHURCH – 459 CHAPEL ROAD, BANKSTOWN

(461)

CLR. CAHILL:/CLR. DOWNEY

RESOLVED that

1. Council notes that under Council's delegation for making an Interim Heritage Order, it cannot apply for an Interim Heritage Order for a second time.
2. Council notes that the Heritage Office of the Department of Planning and Environment has noted it would not place an Interim Heritage Order on the St Paul's Anglican Church site, and recommended Council consider heritage as part of the Bankstown City Centre Master Plan.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 6.2 **MOBILE FOOD VENDING VEHICLES POLICY**
(464) **CLR. ZAKHIA:/CLR. ABOURAAD**

RESOLVED that

1. Council endorse the Mobile Food Vending Vehicles Policy, and the Policy to be placed on public exhibition.
2. A further report be brought back to Council, following public exhibition.

- CARRIED

ITEM 6.3 **COUNCILLOR EXPENSES AND FACILITIES POLICY**
(465) **CLR. DOWNEY:/CLR. CAHILL**

RESOLVED that the matter be deferred for a Councillor Briefing.

- CARRIED

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 **INTEGRATED PLANNING AND REPORTING - ADOPTION OF REVISED CBCITY 2025**
(INCORPORATING THE DELIVERY PROGRAM 2022-25 AND OPERATIONAL PLAN
2023/24), ASSET MANAGEMENT STRATEGY 2023-33 AND FINANCIAL
MANAGEMENT STRATEGY 2023-33
(466) **CLR. ABOURAAD:/CLR. CAHILL**

RESOLVED that

1. In accordance with ss402-406 of the *Local Government Act 1993*, Council's revised Integrated Planning and Reporting documents, including Council's Delivery Program 2022-25 and Operational Plan 2023/24 incorporating the Budget and Schedule of Fees and Charges (collectively known as CBCity 2025); Asset Management Strategy 2023-33; and Financial Management Strategy 2023-33 be adopted.
2. Those members of the community that provided formal submissions be thanked and advised of Council's responses in this report.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

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 2023 to 30 June 2024 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	0.00126660	\$990.00
Business – Commercial Large	0.00424311	\$990.00
Business – Commercial General	0.00360981	\$990.00
Business – Industrial Large	0.00424311	\$990.00
Business – Industrial General	0.00360981	\$990.00
Business – Ordinary	0.00297651	\$990.00

The residential and business ad valorem rates in the table above have been adjusted to account for year 3 (2023/24) of the eight-year gradual harmonisation process in order to have one harmonised rating structure for the City by 1 July 2028.

3.1.1 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 2023 to 30 June 2024, as follows:

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

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	\$605.00
Each additional service in respect of single dwelling premises.	Domestic Waste Extra Service	\$335.00
Each additional service in respect of multi residential units - 240L.	Domestic Waste Extra Strata Service	\$369.00
Each additional service in respect of multi residential units - 660L.	Domestic Waste Extra Strata Service	\$1015.00
Each additional service in respect of multi residential units - 1100L.	Domestic Waste Extra Strata Service	\$1,667.00
Each additional service in respect of recycling.	Extra Recycling Service	\$94.00
Each additional service in respect of Greenwaste.	Extra Green Waste Service	\$153.00
Rateable Vacant Land	Domestic Waste Vacant Land	\$159.00
Each additional service in respect of multi residential unit - single bins	Domestic Waste Extra Service Strata single bin	\$166.00

3.3 Stormwater Management Charges

Council make and levy an annual stormwater management service charge for the year 1 July 2023 to 30 June 2024 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

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

- 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 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 2023 to 30 June 2024 (inclusive) will be 9.0% 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 2023 to 30 June 2024 upon the

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

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	0.00129942	\$990.00
Business – Commercial Large	0.00435306	\$990.00
Business – Commercial General	0.00370335	\$990.00
Business – Industrial Large	0.00435306	\$990.00
Business – Industrial General	0.00370335	\$990.00
Business – Ordinary	0.00305364	\$990.00

The residential and business ad valorem rates in the table above have been adjusted to account for year 3 (2023/24) 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 2023 to 30 June 2024, as follows:

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	\$605.00
Properties categorised as Business (with or without residential accommodation)	Waste Management – Business	\$605.00
Each additional service.	Domestic Waste Extra Service	\$335.00
Each additional service in respect of multi residential units - 240L.	Domestic Waste Extra Strata Service	\$369.00
Each additional service in respect of multi residential units - 660L.	Domestic Waste Extra Strata Service	\$1,015.00

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

Each additional service in respect of multi residential units - 1100L.	Domestic Waste Extra Strata Service	\$1,667.00
Each additional service in respect of recycling.	Extra Recycling Service	\$94.00
Each additional service in respect of Greenwaste.	Extra Green Waste Service	\$153.00
Rateable Vacant Land	Domestic Waste Vacant	\$159.00

4.3 Stormwater Management Charges

Council make and levy an annual stormwater management service charge for the year 1 July 2023 to 30 June 2024 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	

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

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

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 2023 to 30 June 2024 (inclusive) will be 9.0% 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.
7. Council adopt the use of Ward Funds, as outlined in the report.

- CARRIED

ITEM 7.2
(467) **GRIFFITH PARK PRECINCT PLAN**
CLR. DOWNEY:/CLR. HARIKA

RESOLVED that Council commence the Griffith Park Precinct Design process.

- CARRIED

ITEM 7.3
(468) **CASH AND INVESTMENT REPORT AS AT 31 MAY 2023**
CLR. ABOURAAD:/CLR. ZAKHIA

RESOLVED that

1. The Cash and Investment Report as at 31 May 2023 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 7.4 **2023-2027 COMMUNITY SAFETY & CRIME PREVENTION PLAN**
(469) **CLR. DOWNEY:/CLR. WALSH**

RESOLVED that

1. Council endorses the draft 2023 – 2027 Community Safety & Crime Prevention Plan for Public Exhibition.
2. A further report be brought back to Council following the Public Exhibition.
3. Council engage with Police during the exhibition to establish their infrastructure needs to support this plan.

- CARRIED

ITEM 7.5 **CODE OF MEETING PRACTICE - AMENDMENT TO 2023 SCHEDULE OF MEETINGS**
(470) **CLR. ISHAC:/CLR. HARIKA**

RESOLVED that the 2023 Schedule of Council Meetings be amended – whereby the August 2023 Ordinary Meeting of Council be rescheduled from Tuesday, 22 August 2023 to Tuesday, 29 August 2023.

- CARRIED

SECTION 8: SERVICE AND OPERATIONAL MATTERS

ITEM 8.1 **CAMPSIE ADMINISTRATION BUILDING - REACTIVATION OF COUNCIL MEETINGS**
(471) **CLR. DOWNEY:/CLR. CAHILL**

RESOLVED that Council does not proceed with any refurbishment of the former council chambers at Campsie, for the reasons as outlined in the report.

- CARRIED

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

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

- ITEM 9.1** **MINUTES OF THE FLOODPLAIN MANAGEMENT COMMITTEE HELD ON 3 MAY 2023**
- (475)** **CLR. ZAKHIA:/CLR. HARIKA**
- RESOLVED that the recommendations contained in the minutes of the Floodplain Management Committee meeting held on 3 May 2023 be endorsed.
- CARRIED
-
- ITEM 9.2** **MINUTES OF THE COMMUNITY & INCLUSION ADVISORY COMMITTEE MEETING HELD ON 15 MAY 2023**
- (476)** **CLR. ZAKHIA:/CLR. HARIKA**
- RESOLVED that the minutes of the Community & Inclusion Advisory Committee meeting held on 15 May 2023 be endorsed.
- CARRIED
-
- ITEM 9.3** **MINUTES OF THE UNIVERSAL ACCESS ADVISORY COMMITTEE MEETING HELD ON 7 JUNE 2023**
- (477)** **CLR. ZAKHIA:/CLR. HARIKA**
- RESOLVED that the minutes of the Universal Access Advisory Committee meeting held on 7 June 2023 be endorsed.
- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 9.4 **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 13 JUNE 2023**
(478) **CLR. ZAKHIA:/CLR. HARIKA**

RESOLVED that the recommendations contained in the minutes of the Canterbury-Bankstown Council Traffic Committee meeting held on 13 June 2023, be adopted.

- CARRIED

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

(479) **CLR. ZAKHIA:/CLR. CAHILL**

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 10.2, 10.3, 10.4, 10.5, 10.6, 10.7 and 10.11.

- CARRIED

ITEM 10.1 **STATUS OF PREVIOUS NOTICES OF MOTION - JUNE 2023**
(480) **CLR. ZAKHIA:/CLR. CAHILL**

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2 **LAMBETH RESERVE**
(481) **CLR. DOWNEY:/CLR. ABOURAAD**

RESOLVED that Council write to Transport for NSW (TfNSW) requesting a joint investigation into the feasibility of improving pedestrian access across Henry Lawson Drive (HLD) to Lambeth Reserve at Picnic Point.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 10.3 **BEACONSFIELD AND ALBERT ST ROUNDABOUT**
(482) **CLR. DOWNEY:/CLR. WALSH**

RESOLVED that Council investigates the feasibility of constructing a roundabout at the intersection of Beaconsfield and Alberts Streets at Revesby, and to apply for any grant funding available.

- CARRIED

CLR ISHAC TEMPORARILY VACATED THE CHAMBER AT 8.13 PM.

ITEM 10.4 **WE LOVE OUR RIVERS PROJECT**
(483) **CLR. NGUYEN:/CLR. ABOURAAD**

RESOLVED that Council acknowledges the staff and community groups that made the We Love Our Rivers campaign a huge success and Council write to those groups thanking them for their participation.

- CARRIED

ITEM 10.5 **DEDICATED CAR SHARE PARKING SPACES IN CANTERBURY BANKSTOWN**
(484) **CLR. NGUYEN:/CLR. ABOURAAD**

RESOLVED that Council reviews the provision and possible locations for dedicated car share spaces in the City.

- CARRIED

CLR ISHAC RETURNED TO THE CHAMBER AT 8.15 PM.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 10.6 **PUBLIC SCREENING - FIFA WOMEN'S WORLD CUP 2023**
(485) **CLR. NGUYEN:/CLR. EL-HAYEK**

RESOLVED that Council works with the local football associations and Groups to offer them financial support (up to the value of \$3,000 per event) to host a maximum of three live screening of any of the upcoming games across the City.

- CARRIED

ITEM 10.7 **UPDATED MASTER PLAN FOR JENSEN PARK**
(486) **CLR. CAHILL:/CLR. HARIKA**

RESOLVED that

1. At the next Quarterly Review, Council introduce funds to undertake the following:
 - a. Investigate and understand the costs to transition to LED lighting at Jensen Park
 - b. Prepare a concept plan and layout of a new amenities building
 - c. Review and update the 2014 Jensen Park Masterplan
2. Following the above, delivery of these projects then be considered as part of a future review of the Delivery Program and Capital Works Program.
3. Council work cooperatively with the Lions Football Club to achieve the vision outlined in the revised Masterplan.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 10.8
(487)

BLOCKED BY UTILITIES

CLR. ZAKHIA:/CLR. CAHILL

RESOLVED that Council write to all utilities requesting a change to their procedures where Council is immediately notified of any planned or emergency road closures.

- CARRIED

ITEM 10.9
(488)

FINDING FREEDOM

CLR. ZAKHIA:/CLR. CAHILL

RESOLVED that Council staff be acknowledged for their ongoing efforts in raising awareness about the issues facing refugees, especially during Refugee Week (18 Jun-24 Jun). I further support Council in continuing to advocate on their behalf and to support the Refugee Council promote the “Finding Freedom” theme.

- CARRIED

ITEM 10.10
(489)

COOKS RIVER - CATCHMENT MANAGEMENT

CLR. ZAKHIA:/CLR. CAHILL

RESOLVED that Council write to the NSW Government calling for a review of catchment management across the State with a view of the bringing back greater accountability and ownership of State Government Agencies in the coordination and management of the Cooks River.

- CARRIED

ITEM 10.11
MOTION

RE-ZONING 20-22 WARDELL RD, EARLWOOD

CLR. COOREY:/CLR. ZAKHIA

That Council

1. Receive a report to the July 2023 Council Meeting outlining the considerations and merits of initiating a planning proposal to rezone the lands known as 20-22 Wardell Rd Earlwood from R2 Residential to Open Space Recreation; and funding options for Council to consider in nominating itself as the acquisition authority;

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

2. Council write to Local Federal, State MP's and Inner West Council requesting funds to cover the acquisition of these properties.

- LOST

CLRS ISHAC AND ABOURAAD STOOD FOR A DIVISION.

For:- Clrs Abouraad, Akter, Coorey, Ishac, Nguyen and Zakhia

Against:- Clrs Cahill, Downey, El-Hayek, Harika, Saleh OAM, Waiba and Walsh

ITEM 10.12 **RECOGNITION OF THE KERSHAW FAMILY**
(490) **CLR. ZAKHIA:/CLR. CAHILL**

RESOLVED that Council investigate and report back at or before the October Ordinary meeting regarding the dedication of a park/space in Ashbury, to the Kershaw family, who for over 100 years have made a significant historical and cultural contribution to the suburb.

- CARRIED

SECTION 11: **CONFIDENTIAL SESSION**

(491) **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 Extinguishment of Easement - 6 Glyn Avenue Picnic Point

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 11.2 Canterbury Town Centre Update

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

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

on a person with whom the Council is conducting (or proposes to conduct) business.

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.

Item 11.3 The Appian Way Culverts

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 Voyager Point Footbridge - Agreement with Liverpool City Council

This report is considered to be confidential in accordance with Section 10A(2)(g) of the Local Government Act, 1993, as it relates to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

- CARRIED

**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 8.44 PM AND
REVERTED BACK TO OPEN COUNCIL AT 9.12 PM.**

**ITEM 11.1
(492)**

EXTINGUISHMENT OF EASEMENT - 6 GLYN AVENUE PICNIC POINT

CLR. CAHILL:/CLR. DOWNEY

RESOLVED that

1. Council consents to the extinguishment of the drainage easement located at 6 Glyn Avenue Picnic Point on the terms outlined in the report.
2. The Mayor and Chief Executive Officer be delegated authority to sign all documentation under the Common Seal of Council, as required.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

ITEM 11.2 **CANTERBURY TOWN CENTRE UPDATE**
(493) **CLR. ZAKHIA:/CLR. ABOURAAD**

RESOLVED that Council note the information contained in the report.

- CARRIED

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

ITEM 11.3 **THE APPIAN WAY CULVERTS**
(494) **CLR. ZAKHIA:/CLR. CAHILL**

RESOLVED that

1. Pursuant to Section 55(3)(i) of the Local Government Act 1993, Council agrees to the extenuating circumstances associated with the supply and delivery of precast concrete culverts for The Appian Way, Bankstown Culvert Upgrade, as outlined in the report.
2. Subject to Council's endorsement of Recommendation 1, Council agree that in lieu of inviting tenders, the Chief Executive Officer, carry out a procurement process with suitable suppliers for the supply and delivery of precast concrete culverts for The Appian Way, Bankstown Culvert Upgrade, as outlined in the report.
3. The Chief Executive Officer be delegated authority to prepare and sign all relevant documentation, as required.

- CARRIED

ITEM 11.4 **VOYAGER POINT FOOTBRIDGE - AGREEMENT WITH LIVERPOOL CITY COUNCIL**

In respect of Item 11.4 – Voyager Point Footbridge – Agreement with Liverpool City Council, Clr Ishac declared a Non-significant, Non Pecuniary Conflict of Interest given his work involvement at Liverpool City Council, and as a matter of precaution, he vacated the chamber taking no part in debate.

CLR ISHAC TEMPORARILY VACATED THE CHAMBER AT 9.12 PM AND RETURNED AT 9.13 PM.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 JUNE 2023

(495)

CLR. WALSH:/CLR. DOWNEY

RESOLVED that

1. Council reaffirms its resolution adopted on 25 August 2020 to repair the Voyager Point Bridge and relinquish on-going maintenance responsibilities through a lump sum payment to Liverpool City Council.
2. The CEO be delegated authority to consider legal options in defending Council's position and the matter reported back to Council upon resolution.

- CARRIED

THE MEETING CLOSED AT 9.13 PM.

Minutes confirmed 25 JULY 2023

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Mayor