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

APOLOGIES: Clr Harika

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.03 PM

ACKNOWLEDGEMENT OF COUNTRY

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

REF: CONFIRMATION OF MINUTES
(658) CLR. ZAKHIA:/CLR. KUSKOFF
RESOLVED that the minutes of the Ordinary Council Meeting held on 23 July 2019 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE
(659) CLR. EL-HAYEK:/CLR. MADIRAZZA
RESOLVED that Leave of Absence be granted to Clr Harika due to Council business.

- CARRIED

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

In respect of Item 4.4 – Local Community Based Donations, Clr Zaman declared a significant, Non Pecuniary Conflict of Interest as he has an association with the organising Committee of Lais Fita Sydney Inc and indicated he would vacate the Chamber taking no part in debate.
In respect of Item 8.2 – 2019-2020 Community Grants and Events Sponsorship Program, Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest due to community work he undertakes and as such has an association with a number of the recipients of a community grant and indicated he would vacate the Chamber taking no part in debate.

In respect of Item 8.2 – 2019-2020 Community Grants and Events Sponsorship Program, Clr Saleh declared a significant, Non Pecuniary Conflict of Interest due to her working association with Riverwood Community Centre who are one of the recipients of a community grant and indicated she would vacate the Chamber taking no part in debate.

In respect of Item 8.2 – 2019-2020 Community Grants and Events Sponsorship Program, Clr Huda declared a significant, Non Pecuniary Conflict of Interest as he is a Board Member of Riverwood Community Centre, one of the recipients of a community grant and indicated he would vacate the Chamber taking no part in debate.

In respect of Item 8.2 – 2019-2020 Community Grants and Events Sponsorship Program, His Worship the Mayor, Clr Asfour declared a non-significant, Non Pecuniary Conflict of Interest due to his role as Mayor where he is an Honorary Patron of a number of the recipients of a community grant and indicated it will not affect his consideration of the matter and he will remain in the Chamber.

In respect of Item 8.2 – 2019-2020 Community Grants and Events Sponsorship Program, Clr Zakhia declared a significant, Non Pecuniary Conflict of Interest as he is a Board Member of a number of recipients of a community grant and indicated he would vacate the Chamber taking no part in debate.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 CBCITY - EMPLOYER OF CHOICE

(660) CLR. ASFOUR

RESOLVED that Council note that the City of Canterbury Bankstown was named as an Employee of Choice at the 2019 Australian Business Awards.

- CARRIED
ITEM 4.2 MAYORAL SCHOLARSHIP PROGRAM
(661) CLR. ASFOUR

RESOLVED that Council endorse the Mayoral Scholarship Program and that an amount of $10,000 be made available from Council’s Community Grants and Events Sponsorship budget to fund the program.

- CARRIED

ITEM 4.3 WESTERN SYDNEY UNIVERSITY GIVING DAY
(662) CLR. ASFOUR

RESOLVED that

1. Council donate an amount of $1,000 to the Western Sydney University Giving Day in support of two innovative programs - The Baby Lab and The Solar Car Project.

2. These funds be made available from Council’s Community Grants and Events Sponsorship budget.

- CARRIED

ITEM 4.4 LOCAL COMMUNITY BASED DONATIONS

IN RESPECT OF ITEM 4.4 – LOCAL COMMUNITY BASED DONATIONS, CLR ZAMAN DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST AS HE HAS AN ASSOCIATION WITH THE ORGANISING COMMITTEE OF LAIS FITA SYDNEY INC AND INDICATED HE WOULD VACATE THE CHAMBER TAKING NO PART IN DEBATE.

CLR ZAMAN TEMPORARILY RETIRED FROM THE MEETING AT 6.11 PM

(663) CLR. ASFOUR

RESOLVED that

1. Council support the request from the Bankstown East Hills Handicapped Association and waive their fee of $507.95 for occupation of the footpath outside their op shop at 4-6 Revesby Place.
2. Council support the request from MetroAssist who are holding a community event at Campsie Library on 20 September and waive the room hire fee in the amount of $79.54.

3. Council support the request from Lais Fita Sydney Inc who held the Grand Lakemba Eid Bazar at Jubilee Reserve on 3 and 10 August and waive their park hire fee of $1,500.

4. Council support the request from Sydney Eid Festival Inc and waive their park hire fee of $1,500 for the use of Paul Keating Park.

5. Council support the request from K.U.D. Vardar Bankstown and donate $600 to fund the purchase of costumes for dancers.

6. These funds be made available from Council’s Community Grants and Events Sponsorship budget.

- CARRIED

CLR ZAMAN RETURNED TO THE MEETING AT 6.12 PM

SUSPENSION OF STANDING ORDERS

(664) CLR. DOWNEY:/CLR. KUSKOFF

RESOLVED that

i) Permission be granted to those people who have made the necessary application to address Council for five minutes.

ii) Standing Orders be suspended and Item 8.1 be dealt with now.

iii) Standing Orders then be resumed.

- CARRIED

ITEM 8.1 ADOPTION OF THE LEISURE AND AQUATIC STRATEGIC PLAN

MS TANIA MIHAILUK MP ADDRESSED COUNCIL.

MS CAROL FULTON (RESIDENT) ADDRESSED COUNCIL.

(665) CLR. ISHAC:/CLR. KUSKOFF

RESOLVED that an extension of two minutes be given to Ms Fulton to address Council.

- CARRIED
MS PAM BATKIN (WOODVILLE ALLIANCE) ADDRESSED COUNCIL.

(666) CLR. ISHAC:/CLR. TUNTEVSKI
RESOLVED that an extension of two minutes be given to Ms Batkin to address Council.

- CARRIED

MS CAROL TOMKINSON (RESIDENT) ADDRESSED COUNCIL.

(667) CLR. TUNTEVSKI:/CLR. ISHAC
RESOLVED that an extension of two minutes be given to Ms Tomkinson to address Council.

- CARRIED

MOTION CLR. KUSKOFF:/CLR. DOWNEY
That
1. Council adopt the Leisure and Aquatic Strategic Plan (Attachment A) and commence its implementation, subject to removing references to closing and demolishing Wran Leisure Centre and replace with Council continue to operate Wran Leisure Centre and explore options to revitalise the facility and reduce operating costs.

2. Council endorse the inclusion of suitable funding in the quarterly budget review to commence the priority actions for 2019-20 as outlined in the report.

3. Action items identified in this report for financial years 2020-2023 are listed and considered in Council’s forward capital works program.

4. Opportunities for Federal and State Government grant funding are investigated to assist in the delivery of Leisure and Aquatics Strategic Plan.

- LOST

(668) CLR. EISLER:/CLR. EL-HAYEK
RESOLVED that
1. Council adopt the Leisure and Aquatic Strategic Plan (Attachment A) and commence its implementation.

2. Council endorse the inclusion of suitable funding in the quarterly budget review to commence the priority actions for 2019-20 as outlined in the report.
3. Action items identified in this report for financial years 2020-2023 are listed and considered in Council’s forward capital works program.

4. Opportunities for Federal and State Government grant funding are investigated to assist in the delivery of Leisure and Aquatics Strategic Plan.

- CARRIED

CLR KUSKOFF REQUESTED THAT HIS NAME BE RECORDED AS HAVING VOTED AGAINST THE MOTION.

AT 7.28 PM COUNCIL ADJOURNED AND RESUMED AT 7.40 PM WHEN STANDING ORDERS WERE RESUMED.

STANDING ORDERS WERE RESUMED.

SECTION 5: PLANNING MATTERS

ITEM 5.1 REPORTING OF (1) PERFORMANCE FOR PROCESSING OF DEVELOPMENT APPLICATIONS FOR THE 2018/19 FINANCIAL YEAR, (2) DEVELOPMENT APPLICATIONS APPROVED WITH A CLAUSE 4.6 VARIATION FOR THE FOURTH QUARTER OF THE 2018/19 FINANCIAL YEAR, AND (3) PLANNING RELATED APPEALS CURRENTLY BEFORE THE LAND AND ENVIRONMENT COURT

(669) CLR. EL-HAYEK:/CLR. ISHAC

RESOLVED that the report be noted.

- CARRIED

SECTION 6: POLICY MATTERS

ITEM 6.1 NATURE STRIP MOWING POLICY

(670) CLR. HUDA;/CLR. ZAKHIA

RESOLVED that

1. Council endorse the Nature Strip Mowing Policy and the policy to be placed on public exhibition in accordance with the legislative requirements outlined in the Local Government Act 1993 (NSW).

2. A further report be submitted to Council following public exhibition.

- CARRIED
SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 REVIEW OF THE 2018-19 OPERATIONAL PLAN, DELIVERY PROGRAM 2018-21, AND BUDGET TO 30 JUNE 2019

(671) CLR. TUNTEVSKI:/CLR. ZAMAN

RESOLVED that


2. Council authorise the carryover of $30.9M of funding to complete certain capital and operating projects commenced throughout the 2018/19 financial year, as outlined in the report.

3. Council apply all rates and charges written off during the year to its rating databases in satisfying its obligation under the Local Government Act 1993 and Local Government (General) Regulation 2005, as outlined in the report.

4. Council endorse the write-off of sundry debts for the 2018/19 financial year, as outlined in the report.

- CARRIED

ITEM 7.2 CODE OF MEETING PRACTICE - AMENDMENT TO 2019 SCHEDULE OF MEETINGS

(672) CLR. WAUD:/CLR. EL-HAYEK

RESOLVED that the 2019 Schedule of Council Meetings be amended, and the Ordinary Meeting of Council scheduled for 15 October 2019 be rescheduled to 22 October 2019.

- CARRIED
ITEM 7.3  CASH AND INVESTMENT REPORT AS AT 31 JULY 2019

RESOLVED that
1. The Cash and Investment Report as at 31 July 2019 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 THE LEISURE AND AQUATIC STRATEGIC PLAN

THIS MATTER WAS DISCUSSED PREVIOUSLY. SEE RESOLUTION NO. 668 ON PAGE 5 OF THESE MINUTES.

ITEM 8.2  2019-2020 COMMUNITY GRANTS & EVENT SPONSORSHIP PROGRAM

IN RESPECT OF ITEM 8.2 – 2019-2020 COMMUNITY GRANTS AND EVENTS SPONSORSHIP PROGRAM, CLR EL-HAYEK DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO COMMUNITY WORK HE UNDERTAKES AND AS SUCH HAS AN ASSOCIATION WITH A NUMBER OF THE RECIPIENTS OF A COMMUNITY GRANT AND INDICATED HE WOULD VACATE THE CHAMBER TAKING NO PART IN DEBATE.

IN RESPECT OF ITEM 8.2 – 2019-2020 COMMUNITY GRANTS AND EVENTS SPONSORSHIP PROGRAM, CLR SALEH DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HER WORKING ASSOCIATION WITH RIVERWOOD COMMUNITY CENTRE WHO ARE ONE OF THE RECIPIENTS OF A COMMUNITY GRANT AND INDICATED SHE WOULD VACATE THE CHAMBER TAKING NO PART IN DEBATE.

IN RESPECT OF ITEM 8.2 – 2019-2020 COMMUNITY GRANTS AND EVENTS SPONSORSHIP PROGRAM, CLR HUDA DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST AS HE IS A BOARD MEMBER OF RIVERWOOD COMMUNITY CENTRE, ONE OF THE RECIPIENTS OF A COMMUNITY GRANT AND INDICATED HE WOULD VACATE THE CHAMBER TAKING NO PART IN DEBATE.
IN RESPECT OF ITEM 8.2 – 2019-2020 COMMUNITY GRANTS AND EVENTS SPONSORSHIP PROGRAM, HIS WORSHIP THE MAYOR, CLR ASFOUR DECLARED A NON-SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HIS ROLE AS MAYOR WHERE HE IS AN HONORARY PATRON OF A NUMBER OF THE RECIPIENTS OF A COMMUNITY GRANT AND INDICATED IT WILL NOT AFFECT HIS CONSIDERATION OF THE MATTER AND HE WILL REMAIN IN THE CHAMBER.

IN RESPECT OF ITEM 8.2 – 2019-2020 COMMUNITY GRANTS AND EVENTS SPONSORSHIP PROGRAM, CLR ZAKHIA DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST AS HE IS A BOARD MEMBER OF A NUMBER OF RECIPIENTS OF A COMMUNITY GRANT AND INDICATED HE WOULD VACATE THE CHAMBER TAKING NO PART IN DEBATE.

CLRS EL-HAYEK, SALEH, HUDA AND ZAKHIA TEMPORARILY RETIRED THE MEETING AT 7.46 PM.

(674) CLR. DOWNEY:/CLR. ZAMAN

RESOLVED that Council approve the distribution of the 2019-2020 Community Grants and Event Sponsorship Program as outlined in Attachment A.

- CARRIED

CLRS EL-HAYEK, SALEH, HUDA AND ZAKHIA RETURNED TO THE MEETING AT 7.47 PM.

ITEM 8.3

DRAFT YOUTH ACTION PLAN 2019-2023

(675) CLR. SALEH:/CLR. EL-HAYEK

RESOLVED that


2. The draft Youth Action Plan be placed on public exhibition for a period of 60 days.

3. A further report be provided to Council following public exhibition.

- CARRIED
SECTION 9: COMMITTEE REPORTS

ITEM 9.1 MINUTES OF THE ENVIRONMENTAL SUSTAINABILITY ADVISORY COMMITTEE MEETING HELD ON 24 JULY 2019

(676) CLR. EISLER:/CLR. ISHAC

RESOLVED that the minutes of the Environmental Sustainability Advisory Committee meeting held on 24 July 2019, be endorsed.

- CARRIED

ITEM 9.2 MINUTES OF THE INTEGRATED TRANSPORT ADVISORY COMMITTEE MEETING HELD ON 25 JULY 2019

(677) CLR. EISLER:/CLR. ISHAC

RESOLVED that the minutes of the Integrated Transport Advisory Committee meeting held on 25 July 2019, be endorsed.

- CARRIED

ITEM 9.3 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 13 AUGUST 2019

(678) CLR. EISLER:/CLR. ISHAC

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 13 August 2019, be adopted.

- CARRIED

ITEM 9.4 MINUTES OF THE AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING HELD ON 10 JULY 2019

(679) CLR. EISLER:/CLR. ISHAC

RESOLVED that the recommendations contained in the minutes of the Audit Risk and Improvement Committee meeting held on 10 July 2019, be adopted.

- CARRIED
SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

ITEM 10.1 NOTICES OF MOTION AND QUESTIONS WITH NOTICE
(680) CLR. KUSKOFF:/CLR. MADIRAZZA
RESOLVED that the information be noted.
- CARRIED

ITEM 10.2 PROFITS FOR THEM, POTHOLES FOR US - AUSGRID’S PICNIC POINT TO REVESBY REPLACEMENT CABLE PROGRAM
(681) CLR. TUNTEVSKI:/CLR. EISLER
RESOLVED that Council writes to the NSW Premier Gladys Berejiklian and Ausgrid requesting that the local roads affected by Ausgrid’s Picnic Point to Revesby replacement cable program have their full width re-surfaced at no cost to ratepayers.
- CARRIED

ITEM 10.3 COMBUSTIBLE CLADDING
(682) CLR. EL-HAYEK:/CLR. RAFFAN
RESOLVED that Council
1. Write to the New South Wales Minister for Planning to highlight its concerns with regard to the financial hardship that will be inflicted upon members of our local community as they replace combustible cladding on their apartment buildings with safe materials.

2. Call on the New South Wales Government to provide financial assistance to affected residents in the form of government administered interest free loans, payment plans and other forms of assistance where required.
- CARRIED
ITEM 10.4  HEART ATTACK AWARENESS
(683)  CLR. DOWNEY:/CLR. ZAKHIA

RESOLVED that Council assists with the distribution of the Heart Foundation’s heart attack awareness flyers and magnets, through its library and knowledge centres, community centres and other suitable community partners.

- CARRIED

ITEM 10.5  ABANDONED SHOPPING TROLLEYS
(684)  CLR. TUNTEVSKI:/CLR. EL-HAYEK

RESOLVED that Council

1. Write to the Premier of NSW, Minister for Environment & Energy, Minister for Planning & Public Places and urge;

   a. For the introduction of specific standards, legislation and greater enforcement powers to effectively manage abandoned shopping trolleys.

   b. Facilitate the installation of trolley management systems (such as coin operated trolleys or wheel lock mechanisms) to all retail operators that supply trolleys.

2. Develop a specific trolley management Condition of Consent for all new development applications where the provision of shopping trolleys is to be supplied.

3. Promotes how the public can report abandoned shopping trolleys.

- CARRIED

ITEM 10.6  MANAGEMENT OF CATS
(685)  CLR. EL-HAYEK:/CLR. SALEH

RESOLVED that Council

1. Write to the NSW Minister for Local Government, Minister for Planning and Places and Minister for Environment and Energy and urge that the State Government;
a. Implement new legislation and greater enforcement powers to effectively manage feral and stray cats.

b. Introduce new legislation that creates an offence for those persons providing food for cats in public places.

c. Undertake further research into more innovative, effective and humane methods to control the increasing numbers of cats.

d. Amend the current legislation to make de-sexing of cats compulsory.

- CARRIED

ITEM 10.7 CLIMATE EMERGENCY
(686) CLR. EISLER:/CLR. RAFFAN

RESOLVED that Council

1. Writes to the Federal and State Members for Canterbury-Bankstown, the NSW Environment Minister Matt Kean, the NSW Premier, Gladys Berejiklian and the Federal Environment Minister Susan Ley, and urge them to:

   a. Acknowledge a climate emergency and to act with urgency to address the crisis
   b. Step up and put measures in place to reduce greenhouse gas emissions and meet Australia’s commitment to the Paris Agreement.

2. In acknowledging that there is a climate emergency supports the planned Climate Strike in Sydney CBD on 20 September 2019, and encourages people to attend.

- CARRIED
ITEM 10.8  PRIVATE CERTIFIERS

(687) CLR. WAUD:/CLR. ZAMAN

RESOLVED that the General Manager write to the Building Professionals Board and report back to Council on the complaints, for our LGA, that they have received against Private Certifiers over the past 24 months. The information requested is to identify the number of complaints which have been substantiated and number which were not.

- CARRIED

ITEM 10.9  DRAINAGE PIPES

(688) CLR. WAUD:/CLR. ZAMAN

RESOLVED that Council, through its existing communication channels, undertake an education campaign to raise awareness of property owners’ responsibilities with respect to their stormwater and sewage services where they cross Council land (i.e. footpaths) and Council’s responsibilities in dealing with tree root intrusions in those services.

- CARRIED

ITEM 10.10 AUDIT OF STREET LIGHTING

(689) CLR. ZAMAN:/CLR. MADIRAZZA

RESOLVED that Council write to Ausgrid, requesting that they undertake an audit of street lighting to determine where deficiencies with the Standards occur and to expedite the repair of faulty street lights.

- CARRIED
ITEM 10.11  RECOGNISING SUPT. TIM FOX
(690)  CLR. ZAKHIA:/CLR. WAUD
RESOLVED that Council, in recognition of Superintendent Timothy Fox’s contribution to the community, presents Tim with a “Tim Fox Way” Canterbury Bankstown street sign.
- CARRIED

ITEM 10.12  3D PEDESTRIAN CROSSINGS
(691)  CLR. ZAKHIA:/CLR. ISHAC
RESOLVED that Council write to the NSW Roads and Maritime Services, requesting them to review the use of 3D painted pedestrian crossings and develop guidelines for their use by road authorities including councils.
- CARRIED

SECTION 11:  CONFIDENTIAL SESSION
(692)  CLR. DOWNEY:/CLR. EL-HAYEK
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 Property Matter - Haldon Street Lakemba

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

- CARRIED

COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 8.15 PM AND REVERTED BACK TO OPEN COUNCIL AT 8.22 PM
ITEM 11.1 PROPERTY MATTER - HALDON STREET LAKE MBA

CLR. DOWNEY:/CLR. EL-HAYEK

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

- CARRIED

THE MEETING CLOSED AT 8.23 PM

Minutes confirmed 24 SEPTEMBER 2019

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Mayor