

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

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

**APOLOGIES** Councillor Raffan

---

**HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.01 PM.**

**ACKNOWLEDGEMENT OF COUNTRY**

THE MAYOR ACKNOWLEDGED THE TRADITIONAL CUSTODIANS OF THE LAND, WATER AND SKIES OF WHERE WE ARE MEETING TODAY THE DARUG (DARAG, DHARUG, DARUK AND DHARUK) PEOPLE AND PAID RESPECT TO DARUG CULTURAL HERITAGE, BELIEFS AND RELATIONSHIP WITH THE LAND. THE MAYOR ALSO ACKNOWLEDGED FIRST PEOPLES' CONTINUING IMPORTANCE TO OUR COMMUNITY.

**(646) CLR. EL-HAYEK:/CLR. DOWNEY**

RESOLVED that in accordance with Section 15.22 of Council's Code of Meeting Practice, Channel 9 be permitted to record Item 4.2 – Cancer Appeal.

- CARRIED

**SECTION 1: CONFIRMATION OF MINUTES**

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

RESOLVED that the minutes of the Ordinary Council Meeting held on 28 November 2023 be adopted.

- CARRIED

**SECTION 2: LEAVE OF ABSENCE**

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

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

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

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

Nil

**SECTION 4:                   MAYORAL MINUTES**

**ITEM 4.2                    CANCER APPEAL**  
**(649)                        CLR. EL-HAYEK**

RESOLVED that Council

1.    Call on all local businesses, clubs, community groups and sporting organisations to open their hearts and get behind the Tarei family.
  
2.    Share the Tarei Family story on our social media platforms and promote the GoFundMe page which will help the family in their time of desperate need.

- CARRIED

**HIS WORSHIP THE MAYOR ADJOURNED THE MEETING AT 6.09 PM AND RESUMED THE MEETING AT 6.12 PM.**

**ITEM 4.1                    CHRISTMAS MESSAGE 2023**  
**(650)                        CLR. EL-HAYEK**

RESOLVED that a peaceful and loving Christmas is wished to our community, all Councillors, their families and to the Executive and staff at Council.

- CARRIED

**SECTION 5:                   PLANNING MATTERS**

Nil

**SECTION 6:                   POLICY MATTERS**

Nil

**SECTION 7:                   GOVERNANCE AND ADMINISTRATION MATTERS**

Nil

---

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

**SECTION 8: SERVICE AND OPERATIONAL MATTERS**

**ITEM 8.1 RAMADAN NIGHTS LAKEMBA**  
**(651) CLR. SALEH OAM:/CLR. WAIBA**

RESOLVED that Council

1. Endorse Event Footprint OPTION 2 (move of event footprint north necessitating a hard closure at the corner of Gilles Street and Haldon Street, away from the highest density of residents), with the exception of 154-168 Haldon Street, to operate from Fri-Sun for a one week trial.

*[note: operating hours for 154-168 Haldon Street be restricted to Fri-Sat (until 12PM) and Sun (until 10PM) during the one-week trial]*

2. Endorse Event Timing OPTION 2 (Event to only be advertised and promoted for 4 days (Thu-Sun). Stalls will still be able to operate Mon-Wed with the intention of servicing local needs. Advise the community/stall holders of the intention to reduce the number of days trading from 2025 onward.
3. Endorse creation of a *5-year Event Funding and Operational Strategy*. This would include the exploration of costs, location, duration and possible relocation of the event to another venue and its associated costs and implications.
4. Identify opportunities to better reflect the values of Ramadan within the event including prayers on the street and possible Iftar.
5. Endorse the implementation of further event management and regulation measures to help improve event management and regulation.

- CARRIED

**ITEM 8.2 OVERVIEW OF DEVELOPMENT ASSESSMENT AND THE NSW PLANNING SYSTEM**

CLR. SALEH OAM TEMPORARILY VACATED THE CHAMBER AT 6.27 PM AND RETURNED AT 6.31 PM.

CLR. SALEH OAM TEMPORARILY VACATED THE CHAMBER AT 6.36 PM AND RETURNED AT 6.38 PM.

CLR. COOREY TEMPORARILY VACATED THE CHAMBER AT 6.36 PM AND RETURNED AT 6.37 PM.

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

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

RESOLVED that Council

1. Write to the NSW Premier seeking an urgent meeting to discuss the NSW Planning system and the conflicting directions and comments being made by the Government and its Ministers.
2. Write to the NSW Department of Planning to request an urgent briefing to Council on the details of all the proposed changes.

- CARRIED

**SECTION 9: COMMITTEE REPORTS**

**(653) CLR. HARIKA:/CLR. WALSH**

RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts all the recommendations of the Committee Reports.

- CARRIED

**ITEM 9.1 MINUTES OF THE COMMUNITY & INCLUSION ADVISORY COMMITTEE MEETING HELD ON 15 NOVEMBER 2023**

**(654) CLR. HARIKA:/CLR. WALSH**

RESOLVED that the minutes of the Community & Inclusion Advisory Committee meeting held on 15 November 2023 be endorsed.

- CARRIED

**ITEM 9.2 MINUTES OF THE ARTS & CULTURE ADVISORY COMMITTEE MEETING HELD ON 22 NOVEMBER 2023**

**(655) CLR. HARIKA:/CLR. WALSH**

RESOLVED that the minutes of the Arts & Culture Advisory Committee meeting held on 22 November 2023 be endorsed.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

**ITEM 9.3**                      **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 28 NOVEMBER 2023**  
**(656)**                              **CLR. HARIKA:/CLR. WALSH**

RESOLVED that the recommendations contained in the minutes of the Canterbury-Bankstown Council Traffic Committee meeting held on 28 November 2023, be adopted.

- CARRIED

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

**ITEM 10.1**                      **STATUS OF PREVIOUS NOTICES OF MOTION - DECEMBER 2023**  
**(657)**                              **CLR. ASFOUR:/CLR. ZAKHIA**

RESOLVED that the information be noted.

- CARRIED

**ITEM 10.2**                      **EXTENSION OF THE WESTERN SYDNEY AIRPORT NOISE ABATEMENT PROGRAM**  
**(658)**                              **CLR. ISHAC:/CLR. DOWNEY**

RESOLVED that

1. Council prepare and make a submission to the Commonwealth Government on the proposed Western Sydney International (Nancy-Bird Walton) Airport EIS. The submission is to include a request for noise insulation for those properties worse off as a result of increased exposure to noise due to changes to flight paths from Sydney (Kingsford Smith) Airport.
2. Council displays in all the libraries the Western Sydney International (Nancy-Bird Walton) Airport EIS information that was on display during their consultation event at the Sports Club on Saturday.
3. Council write to Federal Members of Watson, Hon Tony Burke MP, and Barton, Hon Linda Burney MP, to call on their support in distributing the EIS information to their constituents.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

**ITEM 10.3**                      **WESTERN SYDNEY UNIVERSITY MILPERRA**

CLR. WAIBA TEMPORARILY VACATED THE CHAMBER AT 6.52 PM AND RETURNED AT 6.55 PM.

CLR. SALEH OAM VACATED THE CHAMBER AT 6.58 PM AND RETIRED FROM THE MEETING.

CLR. COOREY TEMPORARILY VACATED THE CHAMBER AT 6.59 PM AND RETURNED AT 7.00 PM.

**MOTION**                      **CLR. ABOURAAD:/CLR. ZAKHIA**

That –

1. Council writes to Hon. Jason Clare MP requesting Federal Grants to assist with the transformation of the UWS Milperra Site into a Public Education facility.
2. Council request that he engage with Prue Car MP and explore what additional support he can provide to her whilst she completes her investigation into retaining the UWS site for educational purposes.
3. This letter be forwarded to the Hon. Prue Car MP, Hon. Paul Scully MP and Kylie Wilkinson MP.

**AMENDMENT**                      **CLR. DOWNEY:/CLR. WALSH**

That -

1. Council writes to the Western Sydney University as owner, and Mirvac Residential Developments, as the developer, to revisit their plans for the Milperra site with a view of creating an ongoing public education use for the site.
2. Council invites representatives of Western Sydney University to brief Councillors on the history surrounding the strategic and legal decisions, which were made leading up to the proposed rezoning of the Milperra site.

**THE AMENDMENT WAS CARRIED AND BECAME THE MOTION.**

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

RESOLVED that

1. Council writes to the Western Sydney University as owner, and Mirvac Residential Developments, as the developer, to revisit their plans for the

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

Milperra site with a view of creating an ongoing public education use for the site.

2. Council invites representatives of Western Sydney University to brief Councillors on the history surrounding the strategic and legal decisions, which were made leading up to the proposed rezoning of the Milperra site.

- CARRIED

CLRS. ABOURAAD AND ISHAC STOOD FOR A DIVISION.

**For:-**

Clrs Asfour, Cahill, Downey, El-Hayek, Harika, Walsh, Waiba

**Against:-**

Clrs Abouraad, Akter, Coorey, Ishac, Nguyen, Zakhia

AT THIS STAGE OF THE MEETING, IN ACCORDANCE WITH CLAUSE 15.14 OF THE CODE OF MEETING PRACTICE, HIS WORSHIP THE MAYOR ISSUED A FIRST WARNING AT 7.15 PM TO COUNCILLOR COOREY FOR AN ACT OF DISORDER.

AT THIS STAGE OF THE MEETING, IN ACCORDANCE WITH CLAUSE 15.14 OF THE CODE OF MEETING PRACTICE, HIS WORSHIP THE MAYOR ISSUED A FIRST WARNING AT 7.21 PM TO COUNCILLOR ABOURAAD FOR AN ACT OF DISORDER.

**ITEM 10.4**

**METRO'S TEMPORARY BUSSING PLANS**

CLR. NGUYEN TEMPORARILY VACATED THE CHAMBER AT 7.34 PM AND RETURNED AT 7.35 PM.

**(660)**

**CLR. ABOURAAD:/CLR. COOREY**

RESOLVED that Council provide the background of this motion to Transport for NSW to analyse as part of its temporary bussing plan as part of the 2024/25 Bankstown Rail Line Shutdown.

- CARRIED

**SECTION 11:**

**CONFIDENTIAL SESSION**

**(661)**

**CLR. DOWNEY:/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 Items 11.1, 11.2, 11.3 and 11.4 in confidential session for the reasons indicated:

Item 11.1 Q78-24 Request for Quotations Lead Consultant (Design) Campsie Cultural Hub

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

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

Item 11.2 Recycling Tender

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

Item 11.3 Canterbury Leisure and Aquatic Centre (CLAC) Redevelopment

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

Item 11.4 T11-24 - The Mall, Appian Way and North Terrace Stormwater Upgrade

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

- CARRIED

**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 7.43 PM AND REVERTED BACK TO OPEN COUNCIL AT 7.59 PM.**

**ITEM 11.1**

**Q78-24 REQUEST FOR QUOTATIONS LEAD CONSULTANT (DESIGN) CAMPSIE CULTURAL HUB**

CLR. CAHILL TEMPORARILY VACATED THE CHAMBER AT 7.43 PM AND RETURNED AT 7.45 PM.

CLR. HARIKA TEMPORARILY VACATED THE CHAMBER AT 7.43 PM AND RETURNED AT 7.46 PM.



**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

CLR. AKTER TEMPORARILY VACATED THE CHAMBER AT 7.43 PM AND RETURNED AT 7.47 PM.

CLR. WAIBA TEMPORARILY VACATED THE CHAMBER AT 7.43 PM AND RETURNED AT 7.47 PM.

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

RESOLVED that

1. Council accepts the tender received from Studio Hollenstein for an amount of \$3,368,544 (excluding GST) for the Campsie Cultural Hub, subject to finalising Council's Evaluation Plan, as outlined in the report.
2. The Chief Executive Officer be authorised to finalise and enter into a contract with Studio Hollenstein, in accordance with Council's resolution, as required
3. Council notifies the unsuccessful tenderers in writing and thank them for tendering.

- CARRIED

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

**ITEM 11.2 RECYCLING TENDER**

**(663) CLR. WALSH:/CLR. ZAKHIA**

RESOLVED that

1. Council accepts the tender received from Visy for a period of 10-years for the provision of Recycling Processing.
2. The Chief Executive Officer be authorised to finalise and enter into a contract with Visy, in accordance with Council's resolution, as required.
3. Council notifies the unsuccessful tenderer in writing and thank them for tendering.

- CARRIED

**ITEM 11.3 CANTERBURY LEISURE AND AQUATIC CENTRE (CLAC) REDEVELOPMENT**

**(664) CLR. ASFOUR:/CLR. ZAKHIA**

RESOLVED that

1. Council endorses Lipman's revised lump sum offer to redevelop the Canterbury Leisure and Aquatic Centre, as detailed in the report.

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 7 DECEMBER 2023**

---

2. The Chief Executive Officer be authorised to finalise and enter into a contract with Lipman, in accordance with Council’s resolution, as required.
3. Council approve the revised/required funding for the project as outlined in the report and that Council’s 2023/24 Operational Plan and Budget be updated to reflect the matter.

- CARRIED

**ITEM 11.4**  
**(665)**

**T11-24 - THE MALL, APPIAN WAY AND NORTH TERRACE STORMWATER UPGRADE**  
**CLR. ZAKHIA:/CLR. WALSH**

RESOLVED that

1. Council accepts the tender received from CA&I Pty Ltd for an amount of \$14,111,843.00 (excluding GST) for T11-24 The Mall, Appian Way and North Terrace Stormwater Upgrade.
2. The Chief Executive Officer be authorised to finalise and enter into a contract with CA&I Pty Ltd, in accordance with Council’s resolution, as required.
3. Council notifies the unsuccessful tenderers in writing and thanks them for tendering.

- CARRIED

**THE MEETING CLOSED AT 8.00 PM.**

Minutes confirmed 27 FEBRUARY 2024

.....  
Mayor