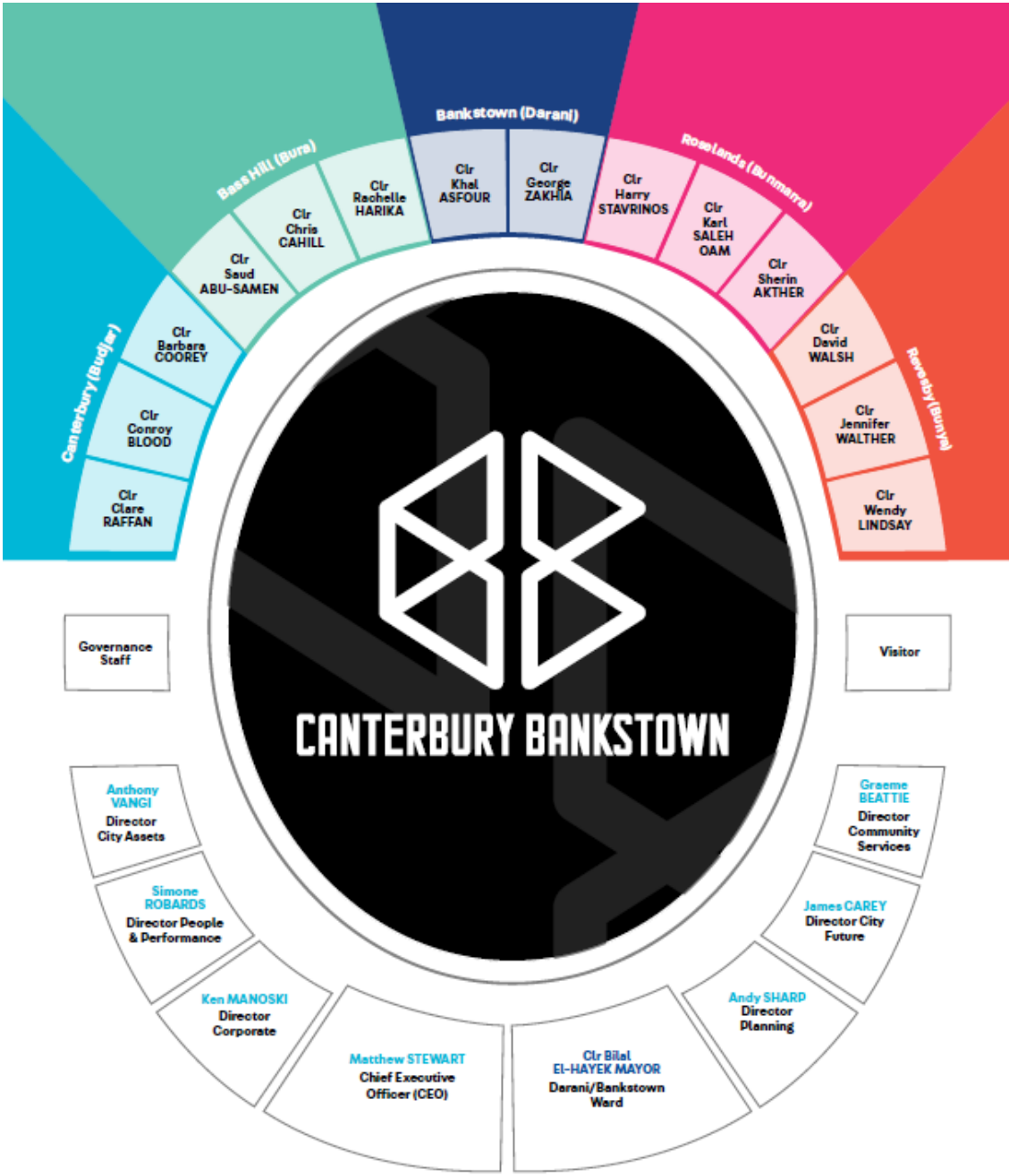




Agenda for the Ordinary Meeting

25 February 2025





Statement of Ethical Obligations

Oath or Affirmation of Office

In taking the Oath or Affirmation of Office, each Councillor has made a commitment to undertake the duties of the office of councillor in the best interests of the people of Canterbury Bankstown and Canterbury Bankstown Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act 1993 or any other Act to the best of their ability and judgment.

Conflicts of Interest

A councillor who has a conflict of interest in any matter with which the council is concerned, and who is present at a meeting of the council when the matter is being considered, must disclose the interest and the nature of the interest to the meeting as soon as practicable. Both the disclosure and the nature of the interest must be recorded in the minutes of the Council meeting where the conflict of interest arises. Councillors should ensure that they are familiar with Parts 4 and 5 of the Code of Conduct in relation to their obligations to declare and manage conflicts of interests.

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1 LEAVE OF ABSENCE

2 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

The following minutes are submitted for confirmation -

2.1	Minutes of the Ordinary Meeting of Council of 3 December 2024.....	11
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CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 3 DECEMBER 2024

PRESENT: Mayor, Councillor El-Hayek
Councillors Abu-Samen, Akther, Asfour, Blood, Cahill, Coorey, Harika, Lindsay,
Raffan, Saleh OAM, Stavrinis, Walsh, Walther, Zakhia

APOLOGIES Nil

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.11PM.

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.

SECTION 1: LEAVE OF ABSENCE
Nil

SECTION 2: CONFIRMATION OF MINUTES
(60) CLR. ZAKHIA:/CLR. STAVRINOS

RESOLVED that the minutes of the Ordinary Council Meeting held on 26 November 2024 be adopted.

- CARRIED

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

In respect to Item 10.1 – Minutes of the Traffic Committee Meeting held on 26 November 2024, Mayor El-Hayek declared a significant non-pecuniary conflict of interest given his affiliation and close working relationship with an applicant who is affected by the matter and as such he will vacate the chamber, taking no part in debate or the decision on the matter.

In respect to Item 10.1 – Minutes of the Traffic Committee Meeting held on 26 November 2024, Clr Asfour declared a significant non-pecuniary conflict of interest given his close working relationship with an applicant with regards to the matter and as such he will vacate the chamber, taking no part in debate or the decision on the matter.

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In respect to Item 12.2 – Property Matter – 571-577 Punchbowl Road, Lakemba, Mayor El-Hayek declared a significant non-pecuniary conflict of interest given his previous and ongoing working relationship with the Australian National Sports Club and as such he will vacate the chamber, taking no part in debate or the decision on the matter.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 RCC 50TH ANNIVERSARY

(61) CLR. EL-HAYEK

RESOLVED that Council congratulate and thank the Riverwood Community Centre on their 50-year milestone, and present the Chairperson of the Board, Ms Pauline Gallagher OAM, with this Mayoral Minute on behalf of our City.

- CARRIED

ITEM 4.2 CHRISTMAS MESSAGE 2024

(62) CLR. EL-HAYEK

RESOLVED that a safe and Merry Christmas is wished to our residents, our businesses, all Councillors, their families and to the Executive and staff at Council.

- CARRIED

ITEM 4.3 LOCAL COMMUNITY BASED DONATIONS

(63) CLR. EL-HAYEK

RESOLVED that

1. Council support a donation of \$1,000 towards Fitness for Purpose towards the cost of venue hire for the Documentary Launch and associated activities.
2. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

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SECTION 5: ITEMS OF BUSINESS TO BE RESOLVED BY EXCEPTION

Nil

SECTION 6: PLANNING MATTERS

Nil

SECTION 7: POLICY MATTERS

ITEM 7.1 DRAFT FOOTPATH BARBECUE POLICY

(64)

CLR. RAFFAN:/CLR. WALSH

RESOLVED that

1. Council adopt the Footpath Barbecue Policy and fees and charges, as provided in Attachment 1.
2. The Footpath Barbecue Policy be supported for a 12-month trial.
3. A further report be provided at the end of the trial.

- CARRIED

CLR SALEH OAM ARRIVED AT THE MEETING AT 6.26PM.

ITEM 7.2 CAR SHARE POLICY AND ASSOCIATED FEES AND CHARGES

(65)

CLR. STAVRINOS:/CLR. ASFOUR

RESOLVED that Council adopt the draft Car Share Policy (Attachment 1) and associated fees and charges.

- CARRIED

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ITEM 7.3 **COUNCILLOR EXPENSES AND FACILITIES POLICY**
(66) **CLR. RAFFAN:/CLR. ZAKHIA**

RESOLVED that Council adopts the Councillor Expenses and Facilities policy.

- CARRIED

SECTION 8: **GOVERNANCE AND ADMINISTRATION MATTERS**

ITEM 8.1 **PROPERTY MATTER - ICE SKATING CLUB LICENCE FOR PART OF 17 PHILLIPS**
(67) **AVENUE, CANTERBURY**
CLR. ABU-SAMEN:/CLR. BLOOD

RESOLVED that

1. Council agree in-principle to grant a three-year licence to the Ice Skating Club of NSW Co-operative Limited (ISC) for part of 17 Phillips Avenue, Canterbury.
2. Council authorise the Chief Executive Officer to negotiate with the ISC and determine the terms of the licence of Council's land located at 17 Phillips Avenue Canterbury – as outlined in the report.
3. In accordance with the *Local Government Act 1993*, the proposed licence be publicly exhibited.
4. Following the exhibition process, a further report be provided to Council for its consideration and decision.

- CARRIED

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

ITEM 8.2 **COUNCIL ADVISORY COMMITTEES AND MEMBERSHIP OF OTHER BODIES**
(68) **CLR. HARIKA:/CLR. STAVRINOS**

RESOLVED that

1. Council approve the Advisory Committee structure as detailed in the report.

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2. Council adopt the draft Community Advisory Committee and Working Group Guidelines and Charters, as attached; and
3. Expressions of Interest be sought from community representatives for membership of Advisory Committees, as outlined in the report.

- CARRIED

ITEM 8.3 ADOPTION OF THE DRAFT URBAN BUSHLAND AND BIODIVERSITY STRATEGIC PLAN

(69) CLR. BLOOD:/CLR. RAFFAN

RESOLVED that Council adopt the draft Urban Bushland and Biodiversity Strategic Plan (Attachment 1).

- CARRIED

SECTION 9: SERVICE AND OPERATIONAL MATTERS

Nil

SECTION 10: COMMITTEE REPORTS

ITEM 10.1 MINUTES OF THE TRAFFIC COMMITTEE MEETINGS HELD ON 26 NOVEMBER 2024

In respect to Item 10.1 – Minutes of the Traffic Committee Meeting held on 26 November 2024, Mayor El-Hayek declared a significant non-pecuniary conflict of interest given his affiliation and close working relationship with an applicant who is affected by the matter and as such he vacated the chamber, taking no part in debate or the decision on the matter.

In respect to Item 10.1 – Minutes of the Traffic Committee Meeting held on 26 November 2024, Clr Asfour declared a significant non-pecuniary conflict of interest given his close working relationship with an applicant with regards to the matter and as such he vacated the chamber, taking no part in debate or the decision on the matter.

In respect to Item 10.1 – Minutes of the Traffic Committee Meeting held on 26 November 2024, Clr Saleh OAM declared a significant non-pecuniary conflict of

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interest given his affiliation and close working relationship with an applicant who is affected by the matter and as such he vacated the chamber, taking no part in debate or the decision on the matter.

HIS WORSHIP THE MAYOR CLR EL-HAYEK AND CLRS ASFOUR AND SALEH OAM TEMPORARILY VACATED THE CHAMBER AT 6.45PM.

The Chief Executive Officer conducted an election for Chairperson in accordance with the Code of Meeting Practice.

COUNCILLOR COOREY WAS ELECTED CHAIRPERSON.

COUNCILLOR COOREY ASSUMED THE CHAIR AT 6.46PM.

(70)

CLR. STAVRINOS:/CLR. HARIKA

RESOLVED that the recommendations contained in the minutes of the Canterbury-Bankstown Council Traffic Committee meeting held on 26 November 2024, be adopted.

- CARRIED

HIS WORSHIP THE MAYOR CLR EL-HAYEK RETURNED TO THE CHAMBER AT 6.47PM AND RESUMED THE CHAIR.

CLRS ASFOUR AND SALEH OAM RETURNED TO THE CHAMBER AT 6.47PM.

SECTION 11:

NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

STATUS OF PREVIOUS NOTICES OF MOTION - DECEMBER 2024

ITEM 11.1

(71)

CLR. ZAKHIA:/CLR. STAVRINOS

RESOLVED that the information be noted.

- CARRIED

ITEM 11.2

SUPPORTING DV SAFE PHONE

(72)

CLR. WALTHER:/CLR. STAVRINOS

RESOLVED that Council investigate;

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1. The feasibility of partnering with DV Safe Phone, a charity that repurposes de-commissioned mobile phones for those escaping domestic violence.
2. Identifying and assessing opportunities for Council to donate its de-commissioned mobile phones to DV Safe Phone for repurposing and distribution through frontline domestic violence services and shelters.
3. Ways to raise community awareness about DV Safe Phone, encouraging local residents and businesses to contribute to the initiative by donating their unused or old mobile phones.

- CARRIED

SECTION 12: CONFIDENTIAL SESSION

(73) CLR. ZAKHIA:/CLR. CAHILL

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 12.1, 12.2 and 12.3 in confidential session for the reasons indicated:

Item 12.1 Property Matter - Acquisition of Bike Path Adjacent to Belfield Bowling Club

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 12.2 Property Matter - 571-577 Punchbowl Road, 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.

Item 12.3 Grant Opportunity - Public Domain Improvements

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

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would, if disclosed, confer a commercial advantage on a competitor of the council.

- CARRIED

COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 6.56PM AND REVERTED BACK TO OPEN COUNCIL AT 7.27PM.

ITEM 12.1 **PROPERTY MATTER - ACQUISITION OF BIKE PATH ADJACENT TO BELFIELD BOWLING CLUB**

(74) **CLR. RAFFAN:/CLR. STAVRINOS**

RESOLVED that the recommended approach regarding the matter, as outlined in the report, be approved.

- CARRIED

ITEM 12.2 **PROPERTY MATTER - 571-577 PUNCHBOWL ROAD, LAKEMBA**

In respect to Item 12.2 – Property Matter – 571-577 Punchbowl Road, Lakemba, Mayor El-Hayek declared a significant non-pecuniary conflict of interest given his previous and ongoing working relationship with the Australian National Sports Club and as such he vacated the chamber, taking no part in debate or the decision on the matter.

HIS WORSHIP THE MAYOR CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 7.01PM.

THE DEPUTY MAYOR CLR SALEH OAM ASSUMED THE CHAIR.

(75) **CLR. STAVRINOS:/CLR. CAHILL**

RESOLVED that

1. Council conduct an Expression of Interest /Selective Tender Process seeking submissions from suitable entities to operate the clubhouse/facility located at 571-577 Punchbowl Road Lakemba, as outlined in the report.
2. A further report be provided to Council following the Expression of Interest process.

- CARRIED

HIS WORSHIP THE MAYOR CLR EL-HAYEK RETURNED TO THE CHAMBER AT 7.26PM AND RESUMED THE CHAIR.

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ITEM 12.3
(76)

GRANT OPPORTUNITY - PUBLIC DOMAIN IMPROVEMENTS

CLR. ASFOUR:/CLR. WALSH

RESOLVED that Council endorse the recommended approach, as outlined in the report.

- CARRIED

THE MEETING CLOSED AT 7.27PM.

Minutes confirmed 25 FEBRUARY 2025

.....
Mayor

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

4 MAYORAL MINUTES

The following items are submitted for consideration -

4.1	OAM Recipients	25
4.2	Jordan Mailata	27
4.3	Water Safety	29
4.4	Shopping Trolley Fines	31
4.5	Local Community Based Donations	33

Mayoral Minutes - 25 February 2025

ITEM 4.1 OAM Recipients

Councillors,

Its unquestionable our community boasts thousands of selfless, unassuming individuals who dedicate their lives to the service and wellbeing of others. They seek no rewards, or accolades, instead celebrating the success of others whose lives they have touched.

Tonight, we celebrate two such people, Abla Kadous and Hassan Iskander, both recently honoured with a Medal of the Order of Australia (OAM). . . . And both of whom are with us in the gallery.

Abla Kadous is the President of the Islamic Women’s Welfare Association, a not-for-profit organisation she founded, which empowers women and helps them participate in their communities. It also conducts school readiness programs, youth camps, events and provides food and essentials to people in need.

She migrated to this country from Egypt and despite being in her 70s, is still hands on, and leads a team of around 50 staff and volunteers. I should also add that Abla has been volunteering for more than 35 years and embodies the spirit of generosity and giving back to the community.

Hassan Iskander, or should I refer to him as the Grand Master. . . a legend in the martial arts community who has dedicated more than 50 years of his life to the art of Taekwondo and other martial disciplines. A 9th degree black belt he has guided the careers of many athletes, achieving success at national and international level.

An Earlwood local that has achieved greatness through his commitment to excellence, leadership and passion.

On behalf of our City, I would also like to acknowledge our latest OAMs, and to recognise their work in our community by presenting them with a Mayoral Certificate of recognition.

Councillors, I put the Mayoral Minute.

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ITEM 4.2 Jordan Mailata

Councillors,

During the Second World War, Bankstown earned the nickname of “Yankstown” due to the imposing presence of the US Air Force based at our Aerodrome. . . . Now the yanks are getting Bankstown’s version of an imposing presence in the form of NFL giant Jordan Mailata.

The 27-year-old Bankstown boy’s winning Super Bowl performance, a first by any Australian, attracted worldwide interest, including that of US President Donald Trump. Jordan’s story is nothing short of inspirational.

Raised in the family home by parents Tupai and Maria, along with his three brothers and sisters, times were tough . . . his parents working six days a week to provide for the family. In fact, his mum worked just across the road at Vicinity as a cleaner.

He attended Condell Park High and it’s no surprise to learn he was a great shot putter and footballer . . . and believe it or not, a choirboy with his local church.

The road to success wasn’t an easy one, He played for the Bankstown Bulls, Canterbury-Bankstown Bulldogs under 18s, and the South Sydney Rabbitohs under 20s before being told his weight was an issue . . . ironically it was his 168kg frame that would elevate him onto the world stage.

He was drafted by the Philadelphia Eagles in 2018 and now earns more than \$100 million.

Councillors, Jordan Mailata is a Bankstown Boy through and through, a global star and shining example to young people in our city.

Tonight, I extend an open invitation to meet with him and present him with keys to our city. I further request his name be included for consideration in the Bankstown Sporting Hall of Fame and a \$1000 grant be made available to a young local artist to paint a mural of him at an appropriate location.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 25 February 2025

ITEM 4.3 Water Safety

Councillors,

A few short weeks ago I shared a video of a mother talking about the loss of her child through drowning whilst the tragedy took place more than 10 years ago, she said she wanted to speak out and alert others about the importance of swimming lessons and how her life changed forever.

The reaction to her story was overwhelming, and sadly this mother is not alone!

The latest national Drowning report released on 20 August last year, revealed there were 323 drowning deaths in the previous 12 months, an alarming 16 per cent increase on the 10-year average.

What needs to be said is that it is not only the thousands of families and loved ones that suffer but the persistent trauma faced by many first responders and entire communities.

Councillors, you will be surprised to learn that since that report was dropped, more than 60 people have drowned, the latest a couple of weeks ago when a 9-year-old girl was pulled from a backyard pool at Edensor Park.

It will come as no shock, as we have one of the largest populations of any LGA in the country, that we have the highest number of drownings. . . . And that an alarming 95 per cent of drownings in NSW come from Greater Western Sydney areas.

Despite decades of water safety messages, and the Federal Government's goal of 'zero drownings', the toll continues to rise, and its time all levels of Government and lifesaving organisations rethink their approach and come up with new strategies.

Let's be very clear, our staff do a fantastic job promoting water safety across our City including safe swim discussions with children, bus to safe beaches, partnering with Royal Life Saving to subsidise lessons through first lap vouchers, established an amazing training and development program for the community to become swimming instructors.

Tonight, I propose we do even more and escalate our education and safety campaigns with an increased focus on our multicultural community and write to the NSW Government for funding assistance. I further propose we reach out to neighbouring LGAs to explore running joint campaigns.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 25 February 2025

ITEM 4.4 Shopping Trolley Fines

Councillors,

The castor wheels on shopping trolleys are free-rolling and traversing our streets and neighbourhoods. . . .

Despite my pleas to the supermarket giants to restrict the movements of shopping trolleys in and around their stores, we are seeing little, or no change, as more and more dumped trolleys litter our City.

Councillors will recall I put the supermarkets on notice late last year and wrote to the CEOs of the major retailers demanding an explanation on how they collect abandoned trolleys, and how they plan to stop this from occurring. I also invited them to meet.

It may surprise you to learn that my letters went largely ignored, except for Woolworths, and to their credit they reached out, and I met with a delegation in my office in early February.

It was an open and frank meeting, and a number of issues were raised, including:

- increasing their trolley collection patrols around stores, in particular hotspot areas.
- wheel locking technology.
- A \$1000 monthly incentive paid by supermarkets to residents who report abandoned trolleys on the trolley-tracker app.
- Implementing coin-return operated trolleys.

They agreed to consider the matters discussed and come back to me.

On 12 February, I received a response on behalf of Woolworths and BIG W which was underwhelming to say the least and did nothing to proactively fix the problem of abandoned trolleys.

Councillors, we have repeatedly tried to work with the retailers across our city without any joy, and it's now time to start hitting them with hefty fines. I propose Council staff explore all options available to fine retailers and seize trolleys abandoned in our city.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 25 February 2025

ITEM 4.5 Local Community Based Donations

In accordance with Clause 5.1.5 of Council's Community Grants and Event Sponsorship Policy, the following community-based organisation has approached Council for financial assistance.

SES Bankstown Unit

NSW SES – Bankstown Unit will be hosting an Emergency Services Expo at the Unit's headquarters 2 Johnston Rd, Bass Hill on 23 February, 2025. The event is open to the public between the hours of 10.00 am and 3.00 pm and entry will be FREE.

This event is aimed to provide Community Safety messages and demonstrations to the public by not only the NSW SES, but all of the emergency services including NSW Police Force, NSW Fire and Rescue, NSW Ambulance Service, NSW Rural Fire Service, National Parks, Surf Life Saving, Volunteer Rescue NSW and St John Ambulance.

In addition to providing Community Safety and Education messages, this event will provide the community direct access to personnel from each of the agencies who will discuss specific situations, provide advice, share techniques and hints and allow members the opportunity to see vehicles, vessels and equipment up close and in some cases have hands-on demonstrations.

The organisers have booked Manuka and McLean Reserves and have requested funding towards the venue cost. The total cost of hire is \$1163.50, comprising \$575.50 for hire fees and \$588.00 for provision of bins and rubbish disposal.

I recommend that Council support a donation of \$1163.50 towards the cost of venue hire and rubbish disposal for this event.

RECOMMENDATION

1. Council support a fee-waiver of \$1163.50 towards the SES Bankstown Unit for the hire of Manuka and McLean Reserves and rubbish disposal for the event.
2. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

Councillors, I put the Mayoral Minute.

5 ITEMS OF BUSINESS TO BE RESOLVED BY EXCEPTION

6 PLANNING MATTERS

The following item is submitted for consideration -

6.1 NSW Government's Special Entertainment Precinct Kickstart Grant Program 39

Planning Matters - 25 February 2025

ITEM 6.1 **NSW Government's Special Entertainment Precinct Kickstart Grant Program**

AUTHOR **Planning**

SUMMARY

- The NSW Government has identified that existing regulatory constraints, including restrictions on trading hours and live performances, have impacted Sydney's night-time economy. The night-time economy encompasses the mix of commercial, social, cultural, entertainment, and dining activities occurring in centres after 6 pm.
- In November 2024, the NSW Government introduced *Special Entertainment Precincts* to support the night-time economy by allowing councils to adjust late-night trading hours and set higher thresholds for noise complaints. This framework aims to encourage diverse late-night offerings, such as live performances, while also offering incentives like reduced licensing fees to attract investment.
- Following a pilot phase, Inner West Council declared Enmore Road as Sydney's first Special Entertainment Precinct, demonstrating the potential for broader implementation.
- The NSW Government is encouraging councils to establish Special Entertainment Precincts and is offering funding of up to \$200,000 under the Special Entertainment Precinct Kickstart Grant Program (the Program). Councils may use the funding to conduct required studies and establish precincts, in line with the Local Government Act 1993. Applications close on 12 March 2025.
- Council meets the eligibility criteria for funding, with existing policies supporting the establishment of Special Entertainment Precincts in key centres. Bankstown City Centre and Campsie Town Centre have been identified as suitable locations. However, to proceed with the funding application, Council must formally endorse the location and boundaries of these precincts (Attachment 1).
- If successful, Council will have until December 2025 to amend its Local Environmental Plan and until June 2027 to complete a trial period before deciding whether to make the Special Entertainment Precincts permanent.

RECOMMENDATION That Council -

1. Endorse the establishment of trial Special Entertainment Precincts in Bankstown City Centre and Campsie Town Centre, as outlined in Attachment 1.

2. Apply for funding under the NSW Government's Special Entertainment Precinct Kickstart Grant Program to support the establishment of these trial precincts.

ATTACHMENTS [Click here for attachments](#)

1. Proposed Trial Special Entertainment Precincts
2. Special Entertainment Precinct Guidelines
3. SEP Kickstart Grant Program Guidelines

INTEGRATED PLANNING AND REPORTING ALIGNMENT

The NSW Night-time Economy Insights 2024 report (page 16) highlights strong growth in the night-time economy, particularly in western and south-western Sydney. Between 2022 and 2024, night-time economy businesses in Bankstown grew by 13.8%, driven by population growth and changing consumer habits.

Council's policies already support the night-time economy, including the establishment of Special Entertainment Precincts. Key strategic documents include:

- **Operational Plan 2024/25** – Identifies initiatives to enhance the night-time economy, including encouraging outdoor dining and live music (page 38).
- **Night-Time Economy Action Plan 2021–26** – Establishes actions to support businesses and live entertainment, including:
 - Reviewing policies to make them more business-friendly (Action 2.2, page 24).
 - Investigating grants to assist businesses in extending night-time trading (Action 2.3, page 24).
 - Reviewing planning controls to support late-night activity (Action 4.1, page 25).
- **Local Strategic Planning Statement – Connective City 2036** – Prioritises enhancing local centres as day-and-night destinations, including night-time economy action plans (page 51-53).
- **Employment Lands Strategy** – Recommends changes to planning rules to promote a night-time economy (page 150, 251).
- **Bankstown City Centre & Campsie Town Centre Master Plans** – Propose night-time economy maps and planning controls to manage late-night activities while mitigating amenity impacts (page 64).
- **Canterbury-Bankstown Development Control Plan 2023** – Encourages 24-hour activation in the City Centre Core Precincts (Chapter 6.2, pages 15, 19, and 23).

STRATEGIC IMPACT

- The Special Entertainment Precinct Kickstart Grant Program offers up to \$200,000 per successful application. Council is not required to provide matching funds.

- The funding may be used for:
 - Temporary project coordination positions
 - Acoustic reports, planning proposals, and precinct management plans
 - Community engagement strategies and consultation activities
 - Marketing and communication efforts during the trial period

- The funding cannot be used for:
 - Permanent staff salaries
 - Capital works
 - Special Entertainment Precincts outside the grant scope
 - Ongoing precinct management and maintenance

DETAILED INFORMATION

Purpose

- The purpose of this report is to seek Council’s endorsement of proposed trial Special Entertainment Precincts and to recommend applying for funding under the Special Entertainment Precinct Kickstart Grant Program.

Background

- The NSW Government has identified regulatory barriers affecting Sydney’s night-time economy and, in response, introduced the NSW 24-Hour Economy Strategy (September 2024).
- This strategy supports extended trading hours in Special Entertainment Precincts and provides councils with greater powers to adjust trading hours and noise thresholds.
- In November 2024, the NSW Government released Special Entertainment Precinct Guidelines (Attachment 2) outlining the legislative framework for precinct establishment, operation, suspension, or revocation.
- The NSW Government is encouraging councils to apply for funding (up to \$200,000) under the Kickstart Grant Program to support precinct establishment (Attachment 3).

Discussion

To be eligible for funding, Council must meet the following criteria:

Eligibility Criteria	Status	Action
Have adopted a night-time economy strategy.	Met	No action required. <u>Comment:</u> Council adopted the Night-Time Economy Action Plan 2021–26 at its Ordinary Meeting of 22 June 2021.
Have an existing resolution to establish Special Entertainment Precincts, identifying specific locations	Pending	Council must endorse precinct locations (Attachment 1) <u>Comment:</u> Council’s existing policies support the establishment of Special Entertainment Precincts in our centres, commencing with the Bankstown City Centre and Campsie Town Centre.

If successful, the grant application will allow Council to:

- Allow for extended trading hours in defined areas without the need for development applications;
- Allow for analysis of potential noise and venue management controls to be put in place in these precincts;
- Ensure residential development in these precincts does not compromise the ability for late night trading to occur;
- Promote precincts as places for night-time investment.

Proposed Trial Precinct Locations

- Bankstown: The Night-Time Economy Action Plan 2021–26 and Bankstown City Centre Master Plan recommend 24-hour activation in the City Centre Core Precincts (Attachment 1).
- Campsie: The Night-Time Economy Action Plan 2021–26 and Campsie Town Centre Master Plan recommend 24-hour activation in the Beamish Street Core Precinct (Attachment 1).

Recommended Approach

- If Council endorses the proposed trial Special Entertainment Precincts, the next step is to submit a funding application by 12 March 2025.
- If successful, Council will:
 - Update the Local Environmental Plan by December 2025.
 - Conduct a trial period until June 2027 before determining whether to make the precincts permanent.
- Council may explore additional precinct locations following the trial period.

7 POLICY MATTERS

There were no items submitted for this section at the time the Agenda was compiled.

8 GOVERNANCE AND ADMINISTRATION MATTERS

The following items are submitted for consideration -

8.1	Disclosure of Interest Returns	49
8.2	Property Matter - Ice Skating Club Licence for Part of 17 Phillips Avenue, Canterbury	53
8.3	Quarterly Review of the 2024/25 Operational Plan and Budget to 31 December 2024	57
8.4	Cash and Investment Report as at 30 November 2024, 31 December 2024 and 31 January 2025	69

Governance and Administration Matters - 25 February 2025

ITEM 8.1 Disclosure of Interest Returns

AUTHOR Corporate

SUMMARY

- Council elections took place on 14 September 2024 and subsequently the polls were declared on 30 September 2024.
- In accordance with Section 4.21 of the Code of Conduct a Councillor must complete and lodge with the Chief Executive Officer, within three months after becoming a Councillor a Disclosure of Interest Return as prescribed in Schedule 2 of the Code of Conduct.
- Further, in accordance with Section 4.25 of the Code of Conduct the returns lodged must be tabled at the first meeting of council after the last day for lodgement.
- All Councillors lodged their Returns in accordance with statutory requirements.
- In addition, Council's Senior Management Team have been added as Designated Persons required to complete an annual Disclosure of Interests Return, and their Returns are also tabled for Council's notation.

RECOMMENDATION

That the tabling of Councillor and Senior Management Team Disclosure of Interest Returns be noted.

ATTACHMENTS

Nil

INTEGRATED PLANNING AND REPORTING ALIGNMENT

- This report addresses Council's requirements under the Code of Conduct.
- In accordance with the *Government Information (Public Access) Act 2009 and Regulation*, Pecuniary Interest Returns are open access information and will be placed on Council's website in a redacted format.

STRATEGIC IMPACT

- This matter has no direct financial impact upon Council's adopted budget.
- The report demonstrates transparency in Local Government and ensures Council is accountable to the community and meets legislative requirements.
- The report has no impacts on Council's Workforce and Asset Management Strategies.

DETAILED INFORMATION

Purpose

- In accordance with Section 4.21 of the Code of Conduct a Councillor must complete and lodge with the Chief Executive Officer, within three months after becoming a Councillor a Disclosure of Interest Return as prescribed in Schedule 2 of the Code of Conduct.
- In addition, Council's Senior Management Team have been added as Designated Persons required to complete an annual Disclosure of Interests Return.
- Further, in accordance with Section 4.25 of the Code of Conduct the returns lodged must be tabled at the first meeting of Council after the last day for lodgement.

Background

- Council elections took place on 14 September 2024 and subsequently the polls were declared on 30 September 2024. Therefore Councillors were required to lodge Returns by 30 December 2024.
- Council's Senior Management Team have been added as Designated Persons required to complete an annual Disclosure of Interests Return.

Discussion

All Councillors and the Senior Management Team have lodged their Returns in accordance with statutory requirements

Recommended Approach

Having complied with the requirements of Council's Code, it is recommended that:

- The tabling of the Disclosure of Interest Returns be noted.

Governance and Administration Matters - 25 February 2025

ITEM 8.2 **Property Matter - Ice Skating Club Licence for Part of 17 Phillips Avenue, Canterbury**

AUTHOR **Corporate**

SUMMARY

- At its Ordinary Meeting in July 2024, Council agreed to grant a new three-year Agreement for Lease (AFL) and a further eighteen-year Lease to the Ice-Skating Club (ISC) for 17A Phillips Avenue, Canterbury.
- Subsequently, the ISC have approached Council requesting a further licence over part of 17 Phillips Avenue, Canterbury – Tasker Park, for use as a compound site to enable the Club to undertake construction on the Ice-Skating Rink premises.
- At its Ordinary Meeting on 3 December 2024, Council agreed in-principle to ISC request - subject to it being publicly exhibited in accordance with the *Local Government Act 1993*.
- The purpose of this report is to advise Council of the outcome of the exhibition period for the proposed new licence with ISC.
- Six submissions were received with no objections being raised regarding the proposed licence.
- It is proposed that Council enter into the three year licence agreement with the Ice-Skating Club for the land.

RECOMMENDATION That -

1. Council agree to grant a three-year licence to the Ice Skating Club of NSW Co-operative Limited (ISC) for part of 17 Phillips Avenue, Canterbury.
2. The Chief Executive Officer to finalise the matter with the ISC and be delegated authority to sign all documentation, as required.

ATTACHMENTS [Click here for attachment](#)

1. Previous Report to Council - 3 December 2024 Meeting

INTEGRATED PLANNING AND REPORTING ALIGNMENT

- Licensing of the land at 17 Phillips Avenue, Canterbury to the ISC aligns with the objective of Council's Delivery Plan of Safe and Strong and demonstrates Council's commitment to ensuring our buildings meet the community's needs and are well used.

STRATEGIC IMPACT

- The report has no direct impact on Council's budget.

DETAILED INFORMATION

Purpose

- The Purpose of the report is to consider the submissions received regarding the request from the Ice Skating Club (ISC) for a licence over part of 17 Phillips Avenue, Canterbury – Tasker Park for use as a compound site to enable the Club to undertake construction on the Ice Skating Rink premises.

Background

- At its Ordinary Meeting on 3 December 2024, Council agreed in-principle to grant a three-year Licence to the Ice-Skating Club (ISC) for part of 17 Phillips Avenue, Canterbury – Tasker Park, subject to public exhibition.
- Six submissions were received in response to the public exhibition and these submissions are addressed below.

Discussion

- Public Exhibition
 - Public exhibition for the proposed licence took place from 13 January 2025 to 10 February 2025 in accordance with the requirements of the Local Government Act 1993.
- The public exhibition consisted of the following:
 - A notice of the proposed licence was placed on the front of the property facing the street;
 - A notice was placed on the Council web site on the “Have Your Say” page;
 - Letters to adjoining neighbours were distributed; and
 - A copy of the licence agreement was placed in the Campsie and Bankstown Customer Service areas.
- The “Have Your Say” page had 238 views with six submissions received all in support of the proposal. A summary of the submissions is set out in the table below:

Comment	Council Response
Please consider including a gym, sauna and steam room facilities just like Ashfield Aquatic Centre.	Noted. The licence agreement is for use of land as a compound site and does not address possible facilities to be included in the new Ice Skating facility
I feel the council should support the Ice Skating Club in any way possible. This is a unique community resource, that services the greater Sydney area, not just our own suburb. And my kids want to skate.	Noted
Please proceed ASAP.	Noted

I live nearby and am very supportive of the work to repair and modernise the ice rink, including this license agreement.	Noted
Dear Council, So long as the granting of this licence will not negatively impact the works to Canterbury Pool, then I support it.	Noted
I am for licensing.	Noted

- Plan of Management
 - The proposed use of the land aligns with the core objectives identified in the adopted Generic Plan of Management and Council’s long-term strategy for the site.

Recommended Approach

It is recommended that:

- Given there are no submissions that object to the proposed licence, Council agree to grant a three-year licence to the Ice Skating Club of NSW Co-operative Limited (ISC) for part of 17 Phillips Avenue, Canterbury as detailed in the report.
- Council authorise the Chief Executive Officer to finalise the matter with the ISC and to sign all documentation, as required.

Governance and Administration Matters - 25 February 2025

ITEM 8.3 **Quarterly Review of the 2024/25 Operational Plan and Budget to 31 December 2024**

AUTHOR **Corporate**

SUMMARY

This report provides the second progress update on CBCity 2025, Council's current Delivery Program and 2024/25 Operational Plan, for the quarter 1 October 2024 to 31 December 2024. The Delivery Program and Operational Plan translate Council priorities and services into measurable actions for a Council term and a financial year.

Separately, the report considers the review of Council's financial results and proposed budget adjustments for the same period.

RECOMMENDATION That -

1. Council note the quarterly review of the 2024/25 Operational Plan and 2022-25 Delivery Program to 31 December 2024.
2. Council adopt the quarterly review of the 2024/25 Budget to 31 December 2024, including proposed budget variations [Attachment 2 (Annexure C & H)] - as outlined in this report.

ATTACHMENTS [Click here for attachments](#)

1. Quarter Two Progress Report 2024-25 Operational Plan
2. December Revision Reports

INTEGRATED PLANNING AND REPORTING ALIGNMENT

In NSW, every Council is required to undertake Integrated Planning and Reporting (IP&R) in line with the *Local Government Act 1993* and the NSW Office of Local Government Integrated Planning and Reporting Guidelines (2021).

The main components of the IP&R Framework include:

- **Community Strategic Plan** - The highest level of strategic planning undertaken by a council, with a ten-year plus timeframe. All other plans must support achievement of the Community Strategic Plan objectives. Canterbury-Bankstown's Community Strategic Plan is known as CBCity 2036. It will be reviewed and re-adopted in 2025.
- **Resourcing Strategy** - Shows how a council will resource its strategic priorities, identified through IP&R. The Resourcing Strategy includes:
 - Long-Term Financial Planning;
 - Workforce Management Planning; and
 - Asset Management Planning.
- **Delivery Program** – This represents a council's commitment to the community about what it will deliver during its term in office to achieve the Community Strategic Plan objectives. 2024/25 represents the last year of the current Delivery Program – a new Delivery Program will be prepared and adopted in 2025, for the period 2025-2029.
- **Operational Plan** - Shows the individual projects and activities a council will undertake in a specific year. It includes Council's annual budget and Statement of Revenue Policy.
- **Annual Report** - Reports back to the community on the work undertaken by a council in a given year to deliver on the commitments of the Delivery Program via that year's Operational Plan.

The IP&R Guidelines also require regular progress reports to be provided to the council and community on the delivery of the Delivery Program and Operational Plan. Reports are provided to Council each quarter, also outlining Council's financial position.

The budget reports are prepared to meet all related legislative requirements as set out in the *Local Government Act 1993*, associated Regulations, and Local Government Code of Accounting Practice and Financial Reporting.

STRATEGIC IMPACT

- The attached reports present Council's operating result and financial performance against budget for the quarter ended 31 December 2024.
- Whilst Council's current financial performance and its position – from a cash flow perspective – is considered sound and stable, Council's more longer-term position does present a number of challenges, particularly its financial capacity to continue to address the compounding issues of rate pegging on operating costs, and growth in its asset management obligations.
- Council's long-term financial position is a matter which Councillors will need to both consider and determine how it chooses to respond to some of the challenges throughout its term.

- Councillors will shortly have that opportunity when formulating its 2025-2029 Delivery Plan and its 2025/26 Operational Planning - in particular setting/adopting a series of funding long-term financial strategies/options to deal with some of the economic and financial pressures expected to be faced by our City.

DETAILED INFORMATION

Purpose

- To provide an update on CBCity 2025, Council’s current Delivery Program and 2024/25 Operational Plan, for the quarter 1 October to 31 December 2024, and separately, to consider the review of Council’s financial results and proposed budget adjustments for the same period.

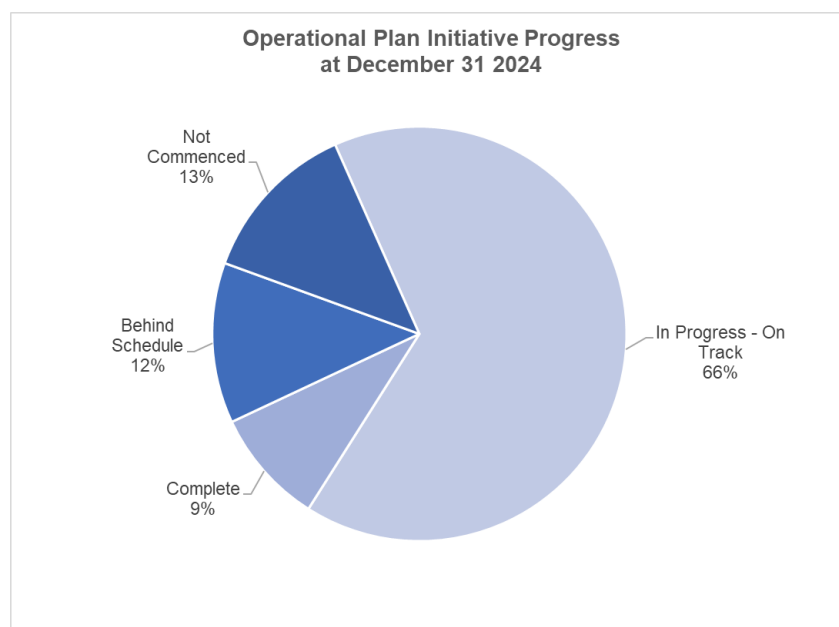
Background

- This report has been prepared in accordance with the requirements of the *Local Government Act 1993* and Integrated Planning and Reporting (IP&R) Framework which stipulates that regular progress reports are required to be provided to Council and the community. At the City of Canterbury Bankstown, they are provided on a quarterly basis.

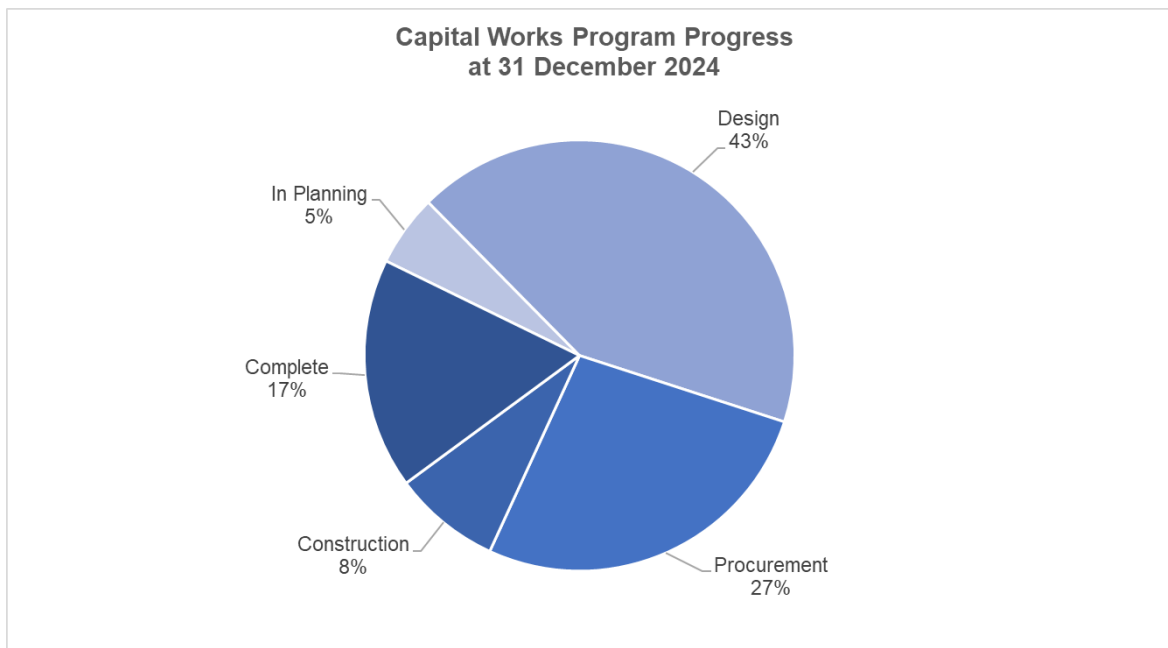
Discussion

PART A - Quarterly progress on the delivery of the 2022-25 Delivery Program and 2024/25 Operational Plan to 31 December 2024

- At the close of quarter two, 75% of the Operational Plan’s initiatives for 2024/25 were “Completed” or “In Progress - On Track”.



- At the close of quarter two 2024/25, 17% of Council’s capital works program had been completed, while a further 8% was in construction. Currently, 27% of projects are in the procurement phase and are set to progress to delivery in the coming months.
- Of the 58 completed projects, 33 were roads, bridges, and traffic management projects, three were building projects, nine were open space projects and three were drainage and water devices.



- Attachment 1 provides an overview of progress against each of Council’s 28 services. This includes a list of highlights, as well as information about how we are tracking against key service measures, progress of specific projects/ initiatives for each service to 31 December.
- Highlights for the 1 October to 31 December 2024 quarter include:
 - Council hosted a faith and safety forum on 7 November in collaboration with the Department of Communities and Justice, Justice Support Centre, Metro Assist and NSW Police. The forum featured a range of guest speakers and panels who discussed the challenges of supporting victims of domestic and family violence within multicultural communities, as well as how faith leaders and community organisations can build relationships and collaborate effectively to raise awareness and respond in culturally sensitive ways.
 - A digital catalogue of plant species within the City in partnership with Sydney University was finalised and is already providing important insight into rare species and being used to inform a rare species propagation project. Surveying of sites to determine ideal locations for the planting of propagated species has also commenced.
 - Illegal dumping investigations resulted in infringement notices to the total of \$120,000 being issued. All of these investigations were supported by Council's illegal dumping cameras being able to capture footage of the dumpers in action, leading to identification and successful prosecution.
 - The draft Guidelines for Assessment of Impact of Developments on Public Infrastructure was completed and underwent consultation with internal stakeholders. The final draft will be placed on public exhibition and, once adopted by Council, will provide an overarching, high-level approach in assessing the impacts of development proposals and capital works holistically.

- Participation in the Canterbury-Bankstown Children's Summit to support the development of the Child Friendly City Action Plan and to undertake a survey of young people on behalf of the Australian Human Rights Commission for their next five-year delivery plan.
- The proactive Special Rate Variation (SRV) funded tree maintenance program included assessing 50 streets for tree pruning (evaluation of 2,293 trees) and resulted in 10,021 tree records being updated, ensuring accurate, ongoing street tree care.
- Being successful in securing \$1.73 million in grant funding from Transport for NSW under the Safer Roads Program for 2024/25 and 2025/26, which will provide funds to complete five road safety projects that will improve accessibility and pedestrian safety. The projects will be delivered by June 2026.
- Capital works highlights for the quarter included:
 - The opening of the upgraded Canterbury Underpass in December 2024, providing cyclists and pedestrians with a safe and accessible 100-metre-long, 3.5-metre-wide shared path;
 - The completion of four playgrounds at Bennett Park, Croydon Park, Deverall Park and The Crest, as well as upgrades to the basketball court at Killara Reserve;
 - The completion of The Nook, Condell Park which includes additional seating and tables, shade and landscaping; and
 - Deepwater Park bank stabilisation upgrade works.

PART B – December 2024 Quarterly Budget Review

Financial Performance

- Following is a review of the second quarter financial performance, Council's broader financial position continues to convey a sound and stable position and generally compares well to its budget estimates.
- Given it being halfway through in the financial year, this quarterly review tends to focus on adjustments that:
 - Adjust for known grants and contributions;
 - Adjusting Council's budget to reflect variations to certain operating costs and capital works projects identified throughout the quarter; and
 - Any other general transactions not identified at the time of preparing the original budget and/or throughout the quarter.
- Having made the relevant adjustments, Council's Income Statement for the December 2024 Quarter is as follows.

Budgeted Income Statement – for the year ending 30 June 2025

	2024/25 Original Budget \$M	Carryover Budget \$M	Sep Quarter Variation \$M	2024/25 Sept Budget \$M	Dec Quarter Variation \$M	2024/25 Dec Budget \$M	Mar Quarter Variation \$M	2024/25 Mar Budget \$M	Jun Quarter Variation \$M	2024/25 Jun Budget \$M
Total Operating Income	399.0	-	(4.4)	394.6	4.2	398.8				
Total Operating Expenses	322.1	15.6	11.4	349.2	3.7	352.9				
Net Operating Result Before Capital Grants and Contributions	76.8	(15.6)	(20.0)	45.4	0.5	45.9	-	-	-	-
Add: Capital Grants and Contributions	31.8	-	57.8	89.6	4.5	94.1				
Less Depreciation Expense - Funded	(52.2)	-	-	(52.2)	-	(52.2)				
Less Depreciation Expense - Unfunded	(44.8)	-	(4.2)	(49.0)	-	(49.0)				
Net Operating Result for the Year	11.6	(15.6)	37.8	33.8	5.1	38.9	-	-	-	-

- As noted, Council's revised Operating Result is expected to be a surplus of \$38.9M. Once adjusted for capital grants and contributions - Council's net operating result before capital grants and contributions is negative \$55.2M.
- A summary of the Budget Variations and Adjustments to Council's Budget are as follows:

September 2024 Quarter Budget Review

Description	Budget Variations \$M	Funding
Income Variations		
Grants & Contributions - Operating	1,246	Grant Funded
Grants & Contributions – Capital	57,845	Grant Funded – Capital Works
Financial Assistance Grant – Received in 2023/24	(9,462)	Restricted in 23/24 and released in 24/25
Interest & Investment Income	2,500	Part Restricted for External Restrictions
Other – Various	1,322	General Funds
Income Variations	53,451	
Operating Expenditure Variations		
Grants & Contributions - Operating	1,246	Grant Funded
Depreciation Expense	4,202	Non-Cash Expense
Capital Expense - State Govt Assets	9,791	Restricted Funds
Other - Various	391	General Funds
Operating Expenditure Variations	15,630	
Net Variations – September Quarter	37,820	

December 2024 Quarter Budget Review

Description	Budget Variations \$M	Funding
Income Variations		
Grants & Contributions - Operating	880	General Funds
Grants & Contributions – Capital	4,516	Grant Funded – Capital Works
Roads User Charges and Fees	700	General Funds
Interest & Investment Income	1,200	Part Restricted for External Restrictions
Insurance Proceeds - Legal matters	1,300	General Funds
Other – Various	165	General Funds
Income Variations	8,761	
Operating Expenditure Variations		
Fees - Legal matters	1,400	General Funds
Grants & Contributions - Operating	880	General Funds
Roads Maintenance costs	700	General Funds
Other - Various	719	Part Restricted for External Restrictions
Operating Expenditure Variations	3,699	
Net Variations – December Quarter	5,062	

- As Councillors would be aware, whilst Council’s negative Net Operating Result – before capital grants and contributions – provides an important insight into its capacity to meet its ongoing operating costs, one must also consider/take-note that it also:
 - Reflects/includes all income and operating expenses funded from the various sources available to Council – General Funds, External/Internal Restrictions, Grants;
 - Reflects Grants & Contributions for specific capital projects – for which the expenditure is not reflected in the Income Statement - though separately made available for Council’s Capital Works Budget; and

- A negative net result tends to generally/largely suggest that there is a shortfall in available funding (equivalent to Depreciation Expense) to renew/replace assets in the future.

As Councillors would be aware, this is common issue for many councils – and their ongoing ability to generate adequate recurrent general funds to meet the long-term replacement of infrastructure asset.

At present, the replacement value of Council’s infrastructure asset base is around \$6.2B – with an annual Depreciation Expense of around \$101M. Council’s current long-term funding strategy provides around \$53M to replace assets – as and when required. Whilst the available funding is quite substantial – it is still somewhat short of the required level.

Whilst Council’s current financial performance and its position – from a cash flow perspective – is considered sound and stable, Council’s more longer-term position does require Council to consider its financial capacity to continue to both balance and address the compounding issues of rate pegging on operating costs and growth in its asset management obligations.

- A comprehensive summary of Council’s Income Statement is attached – Attachment 2 (Annexure B) - and a listing of all operating budget variations to Council’s Income Statement for the quarter are noted in Attachment 2 (Annexure C).
- A further detailed assessment of Council’s revenues and expenditure will be conducted as part of the March quarterly budget review.

Cash Flow / Working Funds

- Whilst all councils are required to present a Budgeted Income Statement – consistent with relevant Accounting Standards and Codes – for financial reporting purposes, an assessment of a council’s cashflow tends to be particularly important, given that it provides relevant information on Council’s capacity to fund/meet:
 - Its annual operational commitments and capital works program, including the amount of cash used from dedicated reserve funds to balance our budget;
 - Liabilities, such as payment of employee entitlements, loans and creditors, as and when they fall due; and
 - Restrict/preserve funds which have been collected for specific purposes, such as stormwater levy and development contributions.
- Having regard to the above, Council’s Budgeted Cashflow Statement / Working Fund for 2024/25 is as follows:

Budgeted Cash Flow / Working Fund – for the year ending 30 June 2025

Description	Original Budget \$M	Budget December Quarter \$M	Actuals December Quarter \$M
Cash Flows from Operating Activities			
Add: Receipts	430.7	492.9	252.3
Less: Payments	(317.4)	(356.2)	(126.8)
Net Cash Flows from Operating Activities	113.3	136.8	125.5
Cash Flows from Investing/Financing Activities			
Add: Proceeds from the Sale of Assets	1.3	1.3	0.5
Add: Loan Borrowings	44.0	44.0	35.0

Less: Acquisition of Assets	(115.5)	(284.8)	(51.1)
Less: Loan Repayments	(1.1)	(1.1)	(0.1)
Net Cash Flows from Investing/Financing Activities	(71.3)	(240.6)	(15.8)
Net Cash Flow	42.0	(103.9)	109.7
Cash Reserve Movements			
Add: Cash Reserves Utilised for Specific Projects/Programs	129.7	416.6	83.8
Less: Cash Restricted for Specific Projects/Programs	(171.7)	(312.7)	(193.5)
Net Cash Reserve Movements	(42.0)	103.9	(109.7)
Net Cash Flows / Working Fund for the Period	-	-	-

- The following provides a summary of Council's Cash & Investments for the period.

Cash & Investments – for the year ending 30 June 2025

Description	Original Budget \$M	2023/24 Actual \$M	December Quarter \$M
Closing Balance - Cash & Investments	432.9	531.0	427.1
Less: Internal Restrictions	(186.3)	(225.2)	(190.2)
Less: External Restrictions	(240.7)	(302.3)	(233.4)
Closing Balance - Unrestricted Cash	5.9	3.5	3.5

- Councillors will note that Council has a sound level of liquidity (cash & investments) to deal with ongoing operational requirements and contingencies, including preserving specific cash and investments for future asset replacement programs, protecting its liabilities and satisfying Council's statutory obligations.
- A comprehensive summary of Council's Cash flow for the period is attached – Attachment 2 (Annexure E).

Capital Expenditure (CAPEX)

Description	December Recommended Changes \$,000
Bridges	(341)
Buildings	2,231
Carparks	(154)
Drainage Conduits	(1,574)
Waste Management	2,000
Town Centres	1,069
Open Space	174
Park / Street Furniture	(286)
Pathways and Boardwalks	(614)
Road Pavement	(334)
Traffic Management	1,906
Operational Assets	560
Total	4,639

- Council's CAPEX is now expected to be \$284.8 million, a net increase of \$4.6 million to that previously adopted.
- The CAPEX variations include projects that have received additional grant funding during the December quarter.
- After a detailed review of the capital works program, a number of projects have been deferred and have now been rescheduled to 2025/26. These adjustments are a part of Council's ongoing review which ensures that the capital works and acquisition program reflects the planned pattern of expenditure.
- A comprehensive summary of Council's Capital Expenditure budget is attached – Attachment 2 (Annexure G) - and a listing of all capital budget variations for the quarter are noted in Attachment 2 (Annexure D).

Ratios and Restrictions

- Having incorporated all proposed variations as part of this review, Council's ratios for its major financial indicators are expected to be as follows:

	Industry Benchmark	December Quarter
Operating Performance	>0%	(13.85%)
Debt Service Ratio	<10.0%	0.83%
Unrestricted Current	>1.50	2.04
Own Source Operating Revenue	>60%	78%
Cash Expense Cover	>3 mths	14.66 mths
Capital Expenditure Ratio	>1	2.82

- In finalising Council's December 2024 Review, a number of adjustments to specific external/internal restrictions have also been made to comply with certain statutory/policy and/or contractual requirements.
- In total, Council's planned balance of internal and external restrictions as at 30 June 2025 is expected to be \$190.2 million and \$233.4 million respectively.
- Further detailed analysis regarding the December review, including the Quarterly Budget Review Statements, is provided in Attachment 2.

Conclusion

- Quarterly Reports detail Council's progress towards addressing the priorities and meeting the outcomes of the Delivery Program and the Community Strategic Plan for the City. They ensure Council is meeting obligations under the Integrated Planning and Report Framework, financial reporting requirements and they contribute to the ongoing enhancement of good governance across Council.
- The data contained within these reports will also be made available on Council's website.

Governance and Administration Matters - 25 February 2025

ITEM 8.4 **Cash and Investment Report as at 30 November 2024, 31 December 2024 and 31 January 2025**

AUTHOR **Corporate**

SUMMARY

- In accordance with Clause 212 of the *Local Government (General) Regulation 2021*, the Responsible Accounting Officer must provide the Council with a written report each month, which sets out the details of all money that council has invested under Section 625 of the Local Government Act 1993.
- Given Council's recess period, this report provides Council with Cash Investment summary reports for the months of November 2024, December 2024 and January 2025.
- This report is to certify that Council's investments are made in accordance with the Local Government Act 1993, the Regulation and Council's Investment Policy.
- It is recommended that Council note the matter.

RECOMMENDATION

- That -
1. The Cash and Investment Report as at 30 November 2024, 31 December 2024 and 31 January 2025 be received and noted.
 2. The Certification by the Responsible Accounting Officer incorporated in this report, be noted.

ATTACHMENTS

- [Click here for attachments](#)
1. Arlo Advisory Monthly Investment Review November 2024
 2. Arlo Advisory Monthly Investment Review December 2024
 3. Arlo Advisory Monthly Investment Review January 2025

INTEGRATED PLANNING AND REPORTING ALIGNMENT

- The adoption of the recommendations will ensure that Council meets the legislative requirements regarding Council's investment portfolio as at 30 November 2024, 31 December 2024 and 31 January 2025.
- The adoption of the recommendations will assist Council meet its Operational and Delivery Plan goals of being Leading and Engaged including the delivery of action 7.3.4 of the Operational Plan.

STRATEGIC IMPACT

- Councils total Investment and Cash position was **\$591M** as at 30 November 2024, **\$604M** as at 31 December 2024 and **\$594M** as 31 January 2025 with investments earning interest of \$2.4M for the month of January 2025, \$2.8M for December 2024 and \$2M for November 2024 which was favourable compared to the budget.
- For the month of January, the total portfolio (excluding cash) provided a solid return of +0.42% percent (actual), outperforming the benchmark AusBond Bank Bill Index return of +0.38 percent (actual).
- For the month of December, the total portfolio (excluding cash) provided a solid return of +0.42% percent (actual), outperforming the benchmark AusBond Bank Bill Index return of +0.38 percent (actual).
- For the month of November, the total portfolio (excluding cash) provided a solid return of +0.41% percent (actual), outperforming the benchmark AusBond Bank Bill Index return of +0.36 percent (actual).
- On an annualised basis, the total portfolio (excluding cash) provided a return of +5.06 percent per annum, outperforming the AusBond Bank Bill Index return of +4.59 percent per annum.
- Overall, Council:
 - Maintains a well-constructed investment portfolio and continues to maximise returns in the current challenging economic environment;
 - Is well diversified across the various horizons; and
 - Has sufficient cash available at all times (typically at least ~5-10% is held in overnight cash accounts) for ongoing liquidity/operational requirements.

DETAILED INFORMATION

Purpose

- The purpose of this report is to advise Council of funds invested in accordance with Section 625 of the Local Government Act 1993. Additionally, the report provides details and certification as required by Section 212(1) of the Local Government (General) Regulation 2021.
- Given Council's recess period, this report provides Council with Cash Investment summary reports for the months of November 2024, December 2024 and January 2025.

Background

- Council invests funds which are not required in the short term for any other purpose. These investments are governed by strict legislative requirements and Council's Investment Policy.
- The Responsible Accounting Officer must report to Council monthly details of the funds invested and certify that they have been made in accordance with the legislation and Council policy.

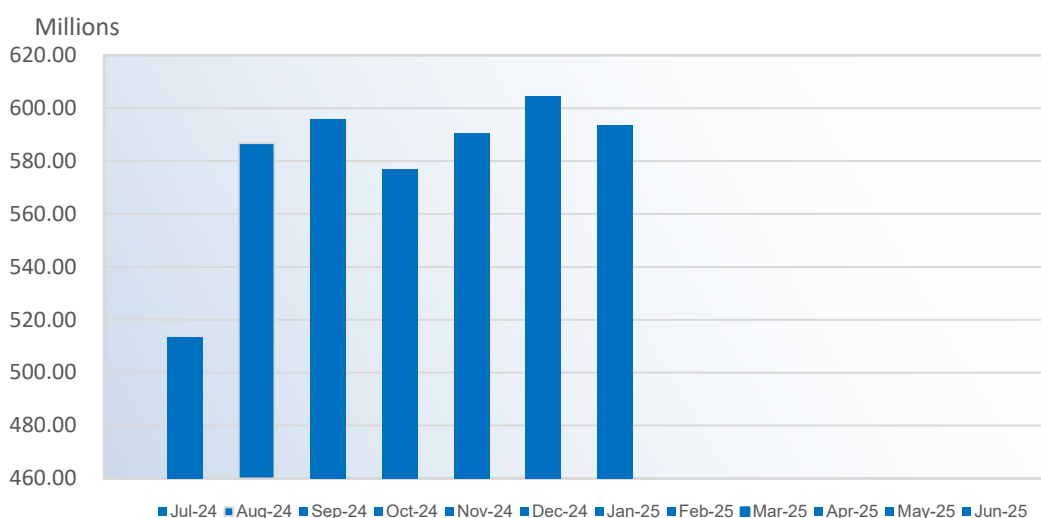
Discussion

- In total, Council's cash and investment holdings as at **31 January 2025** is as follows:

Cash and Investments (January 2025)	\$
Cash at Bank	1,642,030
Deposits at Call	7,596,428
Term Deposits	465,017,588
Floating Rate Notes	85,999,518
Bonds	33,249,030
Total cash and investments	593,504,594

- Council's level of cash and investments varies from month to month, particularly given the timing of Council's rates and collection cycle, its operations and carrying out its Capital Works Program.
- The portfolio balances are made up of cash balances at month end held for external restrictions (e.g. unspent developer contributions, domestic waste reserves and unexpended grants), internal restrictions (e.g., infrastructure reserves, employee leave provisions, cash deposits and other reserves) and unrestricted cash (Council's working capital).
- Council Officers closely monitor ongoing cash flow to ensure adequate funding for day-to-day operations and to maintain adequate levels of working capital.
- The following graph outlines Council's closing cash and investment balances from July 2024 to January 2025:

Cash and investments rolling monthly balance 2024-2025



- Council is also required to ensure that its portfolio has an appropriate level of diversification and maturity profile. This is to ensure that funds are available when required and where possible to minimise any re-investment risk.

Cash and Investment Summary - January 2025

- The tables below outline Council's portfolio by maturity limits and investment type:

Maturity profile (January 2025)		
	Actual % of portfolio	Policy limits %
Cash	1.56	100
Working capital funds (0-3 months)	4.86	100
Short term (3-12 months)	41.57	100
Short – medium (1-2 years)	32.68	70
Medium (2-5 years)	19.33	50
Long term (5-10 years)	-	5
Total cash and investments	100%	

Portfolio allocation (January 2025)	
	Actual % of portfolio
Cash at bank	0.28%
Deposits at call	1.28%
Term deposits	78.35%
Floating Rate Notes	14.49%
Bonds	5.60%
Total cash and investments	100%

- A summary of Council’s investment interest income earned for the period to 31 January 2025 is as follows:

Interest income	January 2025 \$	Year-to-date January 2025 \$
Budget	1,964,583	13,752,083
Actual interest	2,487,781	16,257,136
Variance	523,198	2,505,053
Variance (%)	26.63%	18.22%

- In total, Council’s cash and investment holdings as at **31 December 2024** is as follows:

Cash and Investments (December 2024)	\$
Cash at Bank	425,324
Deposits at Call	19,585,983
Term Deposits	465,017,588
Floating Rate Notes	86,164,962
Bonds	33,249,898
Total cash and investments	604,443,755

Cash and Investment Summary - December 2024

- The tables below outline Council’s portfolio by maturity limits and investment type:

Maturity profile (December 2024)		
	Actual % of portfolio	Policy limits %
Cash	3.31	100
Working capital funds (0-3 months)	6.43	100
Short term (3-12 months)	38.86	100
Short – medium (1-2 years)	30.74	70
Medium (2-5 years)	20.66	50
Long term (5-10 years)	-	5
Total cash and investments	100%	

Portfolio allocation (December 2024)	
	Actual % of portfolio
Cash at bank	0.07%
Deposits at call	3.24%
Term deposits	76.93%
Floating Rate Notes	14.26%
Bonds	5.50%
Total cash and investments	100%

Cash and Investment Summary - November 2024

- A summary of Council's investment interest income earned for the period to 31 December 2024 is as follows:

Interest income	December 2024 \$	Year-to-date December 2024 \$
Budget	1,964,583	11,787,500
Actual interest	2,801,982	13,769,355
Variance	837,399	1,981,855
Variance (%)	42.62%	16.81%

- In total, Council's cash and investment holdings as at **30 November 2024** is as follows:

Cash and Investments (November 2024)	\$
Cash at Bank	4,959,552
Deposits at Call	16,637,067
Term Deposits	445,017,588
Floating Rate Notes	85,973,712
Bonds	38,236,470
Total cash and investments	590,824,389

- The tables below outline Council's portfolio by maturity limits and investment type:

Maturity profile (November 2024)		
	Actual % of portfolio	Policy limits %
Cash	3.66	100
Working capital funds (0-3 months)	8.27	100
Short term (3-12 months)	36.11	100
Short – medium (1-2 years)	28.33	70
Medium (2-5 years)	23.64	50
Long term (5-10 years)	-	5
Total cash and investments	100%	

Portfolio allocation (November 2024)	
	Actual % of portfolio
Cash at bank	0.84%
Deposits at call	2.82%
Term deposits	75.32%
Floating Rate Notes	14.55%
Bonds	6.47%
Total cash and investments	100%

- A summary of Council’s investment interest income earned for the period to 30 November 2024 is as follows:

Interest income	November 2024 \$	Year-to-date November 2024 \$
Budget	1,964,583	9,822,917
Actual interest	2,054,935	10,967,373
Variance	90,351	1,144,456
Variance (%)	4.60%	11.65%

Certification by Responsible Accounting Officer

- In accordance with Section 212(1)(b) of the Local Government (General) Regulation 2021, Council’s Responsible Accounting Officer certifies that all investments have been made in accordance with the Act, the Regulations, and Council's Investment Policy.

9 SERVICE AND OPERATIONAL MATTERS

The following items are submitted for consideration -

- | | | |
|-----|--|----|
| 9.1 | Removal of Easement and Imposition of new Easement at 56 Prescott Parade, Milperra | 79 |
| 9.2 | 29 Macquarie Road, Earlwood - Extinguishment of Easement Portion | 85 |
| 9.3 | Canterbury-Bankstown Bulldogs Centre of Excellence Proposal | 89 |

Service and Operational Matters - 25 February 2025

ITEM 9.1 **Removal of Easement and Imposition of new Easement at 56 Prescott Parade, Milperra**

AUTHOR **Planning**

SUMMARY

- The purpose of the report is to seek Council’s approval to remove an existing drainage easement associated with the redevelopment of the former Riverlands golf course site. The existing easement registered on title identifies Council as the beneficiary as it allows for the drainage of stormwater from Council’s roadway in Prescott Parade. The easement will be immediately re-imposed by a new easement for the same purpose, in a slightly altered alignment.
- The report also seeks Council’s approval to impose easements, rights of access, positive covenants and restrictions on title on the proposed lots to be created under Subdivision Certificate No. SUB-274/2022 that are worded so as to allow Council the flexibility to modify those easements in the future should the need arise as the development proceeds, being matters for which Council is the beneficiary.
- The Riverlands Development was approved by the NSW Land and Environment Court across four separate DAs, to ultimately result in the redevelopment of part of the former Riverlands Golf Course into a new subdivision of residential lots and associated facilities.
- In order for an easement to which Council is the beneficiary to be extinguished, elected Council must resolve to allow this to happen, in accordance with section 377 of the *Local Government Act, 1993*.
- Similarly, in order for an easement, right, positive covenant or restriction for which Council is the beneficiary to be imposed and be worded so as to allow the possibility that it may be extinguished at some point in the future, elected Council must resolve to allow this to happen at the time that it is being imposed.

RECOMMENDATION That -

1. Council consents to the extinguishment of the “Easement for Drainage 3.66 Wide (DP231642)” [labelled ‘(Q)’] on Lot 10 in DP 731859 for 56 Prescott Pde, Milperra on the terms outlined in the report.
2. Council consents to imposition of new easements, rights, positive covenants and restrictions on the proposed lots being created under DA-1107/2019 and SUB-274/2022, the wording of which includes their future extinguishment in the Section 88B Instrument accompanying SUB-274/2022, only if the need arises in future based on works being completed.

3. If the easements, rights of access, positive covenants or restrictions on title to be created by the 88B instrument approved through subdivision certificate application No. SUB-274/2022 are required to be extinguished in the future in a manner consistent with the terms of that 88B instrument, Council consents to the Mayor and General Manager signing of all documents required by NSW Land Registry Services to remove records of those existing easements, rights, restrictions on title or positive covenants from the title of the lot burdened and the lot benefited.
4. The Mayor and Chief Executive Officer be authorised to sign all necessary documentation for SUB-274/2022 relating to the release of the existing easement for drainage 3.66 Wide (DP231642) ['(Q)'] and the imposition of new easements, under the common seal of Council.

ATTACHMENTS

[Click here for attachments](#)

1. Existing Lot Layout of Riverlands Site - 27 Lots (showing Easement 'Q')
2. 'Diagram A' from DP 731859 - Showing Easement (highlighted)
3. Proposed Lot Layout for Riverlands Site (6 lots)
4. Reimposition of old Easement Q as new Easements O1, O2 and O3

INTEGRATED PLANNING AND REPORTING ALIGNMENT

- The proposed approach to any easement, right, positive covenant or restriction for which Council is the beneficiary aligns with the objective of Council's Delivery Plan of Leading and Engaged by demonstrating Council's commitment to open governance and compliance with Council's Instrument of Delegations and the *Local Government Act, 1993*.

STRATEGIC IMPACT

- There will be no strategic impact or any long-term or ongoing recurrent financial implications for Council;
- The imposition of any easement, right, positive covenant or restriction for which Council is the beneficiary as proposed under SUB-274/2022, will ensure the protection of Council's future assets.

DETAILED INFORMATION

Purpose

- The purpose of the report is to seek Council's approval to remove an existing drainage easement associated with the redevelopment of the former Riverlands golf course site. The existing easement registered on title identifies Council as the beneficiary as it allows for the drainage of stormwater from Council's roadway in Prescott Parade.
- The report also seeks Council's approval to impose easements, rights of access, positive covenants and restrictions on title on the proposed lots to be created under Subdivision Certificate No. SUB-274/2022 that are worded so as to allow Council the flexibility to modify those easements in the future should the need arise as the development proceeds, being matters for which Council is the beneficiary.

Background

- On 16 June 2022, the NSW Land and Environment Court approved four separate development applications which sought to redevelop the former Riverlands Golf Course, as follows:

DA-1107/2019	Procedural re-subdivision of 27 existing lots into six lots
DA-4/2020	Subdivision of Proposed Lot 1 into 180 lots
DA-108/2020	Construction of Keys Pde
DA-370/2020	Construction of Bank Stabilisation Works along the Georges River

- DA-1107/2019 permitted the existing 27 lots that make up the former Riverlands Golf Course site to be re-subdivided into six lots, reflecting the future redevelopment of the golf course, as follows:
 - Lot 1 represents the area of the golf course that had been re-zoned by Council in 2010 from Private Recreation to Low-density Residential.
 - Lot 4 represents a lot along the eastern bank of the Georges River, running from the M5 Motorway in the south to the Vale of Ah Reserve in the north, required to be remediated by the developer and dedicated to Council.
 - Lot 6 represents the alignment of Keys Pde, an undeveloped road reserve that is required to be built and dedicated to Council as a public roadway.
 - The other lots – numbered 2, 3 and 5 – do not form part of the redevelopment.
- To enable the re-subdivision approved under DA-1107/2019, Subdivision Certificate Application No. SUB-274/2022 was submitted by the applicant/developer (MIRVAC).
- The re-subdivision of the existing 27 lots into six new lots that better reflect the redevelopment of the former Riverlands Golf Course requires a number of existing easements, rights, restrictions on title or positive covenants to be re-imposed over the new lot layout. In most instances these easements are either private easements for drainage or access purposes, or easements that benefit public authorities. Some easements are being extinguished as the benefit is no longer required, while others are being re-applied, as per the conditions of DA-1107/2019.

Discussion

- One easement, denoted as 'Q' on the plan provided with the Subdivision Application and referred to as an "Easement for Drainage 3.66 Wide (DP231642)" on the title of Lot 10 in DP731859, benefits Canterbury-Bankstown Council as it permits the drainage of stormwater from the end of Prescott Pde, Milperra to discharge into the Georges River. As part of the re-subdivision process, this easement (Q) is required to be extinguished and then is being re-imposed as easements O1, O2, and O3 through the new Riverlands development lots. The new easements essentially follow the same alignment of the easement they are replacing, with a slight increase in the width of the easement at the junction of easements O1, O2 and O3. Canterbury Bankstown Council remains the beneficiary of the easement and the stormwater from the upstream catchment that drains to the end of Prescott Pde can still discharge to the Georges River via the newly-created easements.
- As a secondary matter, the creation of the new Riverlands Development Lot under DA-1107/2019 and SUB-274/2022, seeks to include the creation of a number of new easements, rights of access, restrictions on title or positive covenants to appropriately accommodate new infrastructure associated with the redevelopment of the site to ultimately accommodate up to 320 dwellings. The majority of this infrastructure is related to the drainage of stormwater. The work is being undertaken by MIRVAC under the requirements of DA-4/2020, but is not yet completed.
- MIRVAC have requested that the rights, easements, positive covenants and restrictions for this new infrastructure be created now, before the work is completed, but with appropriate clauses inserted when the easements are created under SUB-274/2022, which allow Council to make alterations to them should final inspections of the works find that the infrastructure has not been constructed exactly within the easements. Council's legal advisors have reviewed this request and advised that this can be accommodated and appropriate wording has been developed, reviewed and found to be satisfactory.
- The insertion of the clauses in the relevant rights, easements, positive covenants and restrictions that allow Council to modify them at a later time will require a similar process to the extinguishment of Easement '(Q)' and its replacement with Easements O1, O2 and O3. The main difference is that the mechanism of potential future extinguishment and imposition in the correct location is being established now and inserted into the instrument that is being created under Section 88B of the *Conveyancing Act 1919*.

Recommended Approach

- In order for an easement to which Council is the beneficiary to be extinguished, elected Council must resolve to allow this to happen, in accordance with section 377 of the *Local Government Act, 1993*.

- Similarly, in order for an easement, right, positive covenant or restriction for which Council is the beneficiary to be imposed and be worded so as to allow the possibility that it may be extinguished at some point in the future, elected Council must resolve to allow this to happen at the time that it is being imposed.
- Both the release of the easement and the wording of the new easements to be imposed are supported as this is consistent with the conditions that have been imposed on the property by the four development consents (DA-1107/2019, DA-4/2020, DA-108/2020 and DA-370/2020) granted by the NSW Land Environment Court.
- This process allows the re-development of the former Riverlands Golf Course to proceed in accordance with the conditions that have been imposed on the four development consents issued by the NSW Land and Environment Court, in particular DA-1107/2019. Council's interests remain protected throughout the process and the Development Unit supports the application.

Service and Operational Matters - 25 February 2025

ITEM 9.2 **29 Macquarie Road, Earlwood - Extinguishment of Easement Portion**

AUTHOR **City Assets**

SUMMARY

- The Owners of 29 Macquarie Road Earlwood have requested the extinguishment of part of a Council drainage easement 1.83 metres wide (Dealing C853860) located along southern side boundary of their property to facilitate the installation of a swimming pool.
- Council currently has three drainage easements over No 29 Macquarie Rd Earlwood.
- Following investigations, the easement portion proposed to be extinguished has been confirmed to be redundant to council's current and future stormwater drainage requirements and therefore suitable to be considered for such extinguishment.
- The easement was originally flagged for amendment and removal in 1942 however, it was not progress by Council at the time.

RECOMMENDATION That -

1. The extinguishment of the no longer necessary portion of drainage easement C853860, located at 29 Macquarie Road Earlwood as outlined in the report, be authorised.
2. The Mayor and Chief Executive Officer be delegated authority to sign all documentation under the Common Seal of Council, as required.

ATTACHMENTS

Nil

INTEGRATED PLANNING AND REPORTING ALIGNMENT

- There are no implications for, or impacts on, Council and the community from the recommendations of this report.

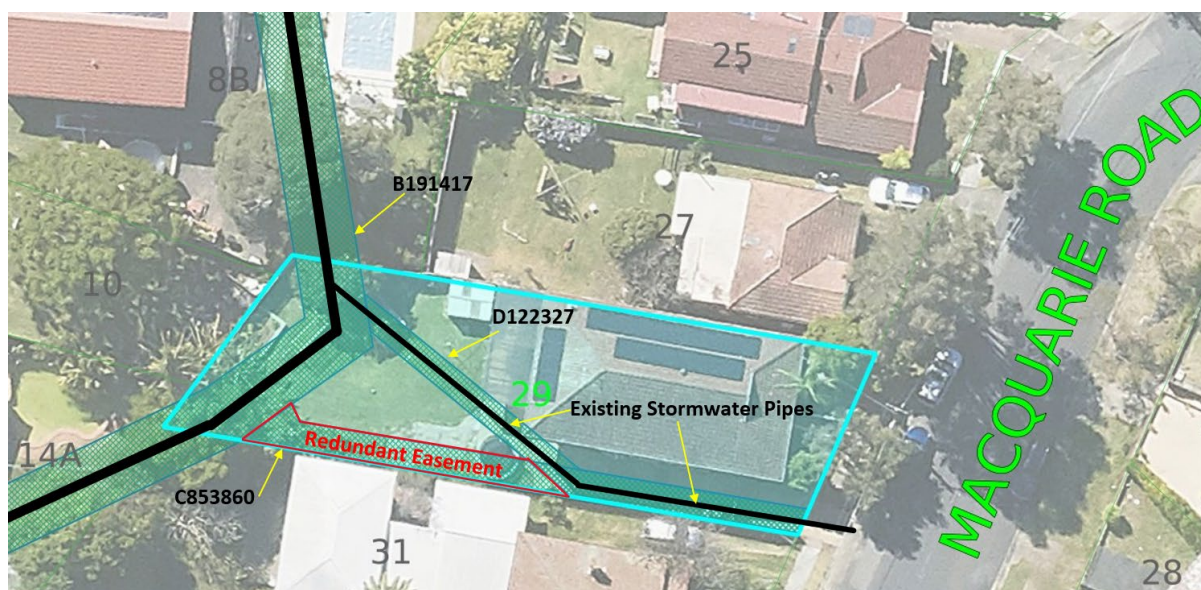
STRATEGIC IMPACT

- The extinguishment of the subject portion of easement will result in the correlation of Council's records between the alignment of the existing stormwater system's location through the property and remaining easements.
- There is no cost to Council as the owners of 29 Macquarie Road Earlwood will cover all costs associated with the extinguishment of the redundant easement.

DETAILED INFORMATION

Purpose

- The Owners of 29 Macquarie Rodd Earlwood have requested the extinguishment of a portion of a redundant Council drainage easement located within their property; such easement adjoining and parallel to the property's southern boundary, as shown in red on the plan below.
- There are three current easements over this property. The extinguishment of the redundant portion of the easement will facilitate the owners' progress of the intended installation of a swimming pool in the property's rear yard.



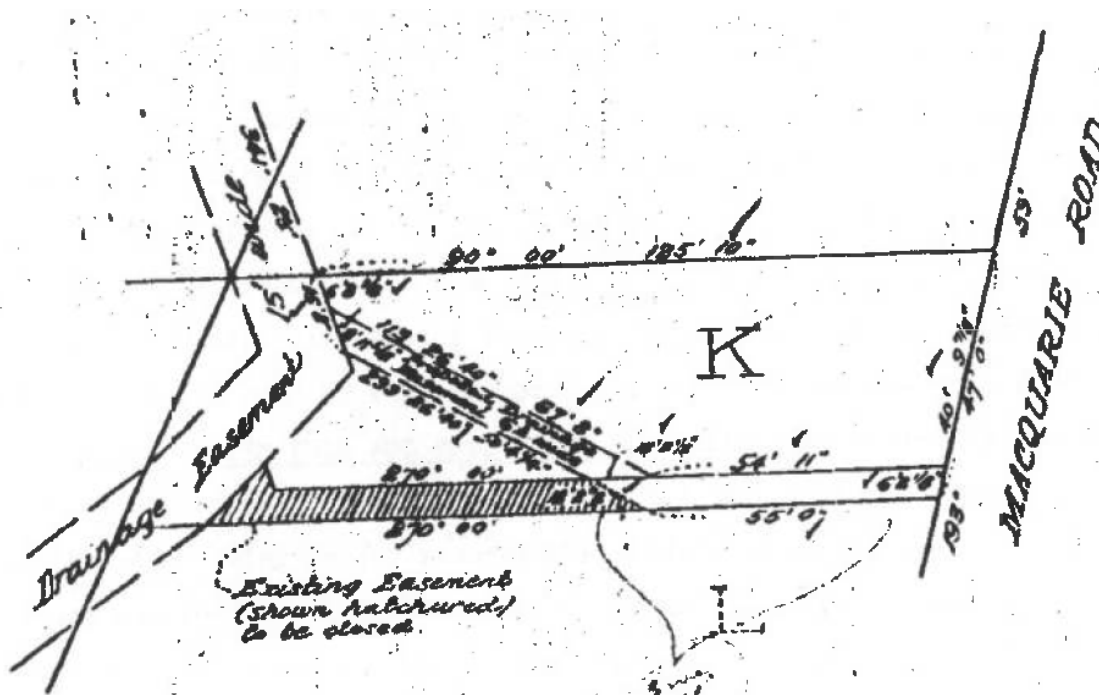
Background

- Easement C853860 (for drainage purposes) was resumed on Canterbury Municipal Council's behalf by the Minister for Public Works vide notice in the NSW Government Gazette No 123 on 11 August 1939. Such easement was registered on the title to the property on 27 December 1939. It is:
 - Located within the property adjacent-to and (mostly) parallel-with the property's southern boundary;
 - Mostly 1.83 metres wide; and
 - Located between the property's front boundary and the eastern extent of the 4.55 metre wide drainage easement (B191417, created in 1925) at the property's rear.
- On 18 June 1942, another easement for drainage (D122327) 1.83m wide was registered on the property's title. The easement's creation was by means of a grant and transfer to Council by the property's owner.

- Such easement connected to the interval of C853860 from the property's front boundary to points approximately halfway along its original course, then proceeding in a north-westerly direction to connect with the 4.55m wide easement B191417 at points nearer to the property's northern boundary.

Discussion

- From the physical evidence obtained, the area corresponding to the eastern-most interval of C853860 together with the interval corresponding to easement D122327 is that in which are located the only Council-installed stormwater drainage pipes from Macquarie Road connecting to the 4.55 metre wide drainage easement at the rear of the property. There are no drainage pipes in the portion of C853860 westerly beyond where easement D122327 intersects.
- Details of the plan annexed to Dealing D122327, show nominal consideration by Council for granting and transferring to it of the easement, are evidence of an intention to do away with the interval of the resumed easement that was rendered redundant by the 1942 acquired D122327 as a "swap". It is most likely that the 1942 easement was intended by Council to provide an alternative (not additional) route of stormwater passage through the property.



Original amendment proposed that was not finalised

Recommended Approach

- As the easement portion is not required by Council for the current or future management of stormwater, it is recommended that Council authorise to extinguish the easement.
- There be no cost to Council, all costs associated with the extinguishment of the easement portion to be covered by the owners of 29 Macquarie Road Earlwood.

Service and Operational Matters - 25 February 2025

ITEM 9.3 **Canterbury-Bankstown Bulldogs Centre of Excellence Proposal**

AUTHOR **City Future**

SUMMARY

- At its Ordinary Meeting in February 2024 (Attachment 1), Council resolved that:
 - *Council supports the proposal from the Canterbury-Bankstown Bulldogs to develop a Centre of Excellence at Belmore Oval Sports Complex (3B Edison Lane, Belmore);*
 - *Council, in principle, agree to a new long-term lease arrangement with the Bulldogs, having regard to the conditions outlined in the report.*
 - *Subject to (1), the CEO be authorised to prepare/develop the relevant pathway to facilitate the proposed new agreement as outlined in the report.*
 - *A further report be provided to Council on the matter, as required.*
- Following its decision, Council has - in conjunction with the Bulldogs - prepared a proposed Heads of Agreement (HOA), enabling the Bulldogs to deliver their centre of Excellence (CoE).
- This report provides details of the proposed HOA and subsequent steps to progress the matter.

RECOMMENDATION That -

1. Council agrees to conditionally endorse the proposed Heads of Agreement with the Canterbury-Bankstown Bulldogs (Attachment 2), subject to compliance with section 47(5)(b) of the *Local Government Act 1993*, including public exhibition of the proposed Heads of Agreement and a final resolution of Council to approve the matter.
2. Council writes to the Minister for Local Government, and notify him of the proposal.
3. Council publicly exhibits the proposed Heads of Agreement with the Canterbury-Bankstown Bulldogs for community consultation, in accordance with Section 47 of the *Local Government Act, 1993*, and invites submissions regarding the proposal.

4. Following the conclusion of the public exhibition period, a further report be provided to Council, outlining any submissions received and consider whether to proceed with the matter.
5. After considering the above – and if agreeing to proceed with the matter – Council writes to the Minister for Local Government seeking consent to the proposed lease term of 30 years, provided for in the Agreement.
6. Subject to the Ministers consent, Council finalises the Heads of Agreement and proceeds with granting the lease to the Canterbury-Bankstown Bulldogs.

ATTACHMENTS

[Click here for attachments](#)

1. Canterbury-Bankstown Bulldogs Centre for Excellence Previous Report
2. Bulldogs HOA 30.01.2025

INTEGRATED PLANNING AND REPORTING ALIGNMENT

Council's Community Strategic Plan, CBCity 2036, supports a vision for Canterbury-Bankstown to be 'Healthy and Active'. The CoE proposal will provide a unique facility that brings together a mix of community and high-performance elements intended to foster excellence in Rugby League at all levels of the participation pathway.

STRATEGIC IMPACT

The CoE proposal will be subject to the State Significant Development approval pathway as it has an estimated capital investment value of \$50 million. The consent authority will be either the Minister for Planning or the Independent Planning Commission. At which time the community will have the opportunity to provide feedback on any issues related to use, traffic, noise or other concerns.

DETAILED INFORMATION

Purpose

Having regard to Council's decision on 27 February 2024 regarding the matter (Attachment 1), the purpose of this report is for Council to now consider the proposed HOA, seeking a long-term lease to facilitate the development of a Centre of Excellence (CoE) at Belmore Oval Sports Complex.

Background

- The Bulldogs have been tenants of Belmore Oval for several decades. The most recent lease commenced on 1 November 2014 and is set to expire on 31 October 2035. Over the years, Council and the Bulldogs have collaborated on the maintenance of the Oval and associated facilities, ensuring that Belmore Oval remains a high-standard venue for professional and community sport.
- In 2023, the Bulldogs initiated conversations with Council regarding their aspirations to develop a CoE at Belmore Oval. This facility would integrate high-performance training and rehabilitation facilities with community amenities. By late 2023, the Bulldogs secured \$40 million in funding from the NSW Government, with an additional \$10 million committed from their own resources.
- On 27 February 2024, Council resolved to support the Bulldogs' proposal to develop the CoE. Council agreed that the Bulldogs' investment in the precinct and their unique position as long-term tenants.
- The Bulldogs have requested a new Heads of Agreement to consolidate the current leases, which are set to expire in 2035, and to extend the lease for 30 years. The CoE will provide significant community and professional sports infrastructure.

Discussion

Proposed Heads of Agreement

In consultation with the Bulldogs, Council has negotiated a proposed HoA – which sets out the broader parameters for a long-term lease for the Belmore Oval Sports Complex.

The specific details are contained in the HoA (Attachment 2) for Council's consideration, however the more prevalent elements of the proposed HoA are as follows:

- *Lease Area:* Includes the eastern hill, eastern portion of the Belmore Sportsground arena, western portion of the Belmore Sportsground arena, western grandstand, and car park.
- *Lease Term:* it is proposed a new lease term of 30-years be granted to the Bulldogs – subject to Ministerial approval.

- *Commencement:* The new lease will commence upon the Practical Completion of the Construction of the CoE. A construction period of three (3) years be provided to complete the CoE.
- *Permitted Use:* The Lease will provide for the Bulldogs to utilise the site for rugby league training and administration, training, matches, medical and rehabilitation services, and match day corporate entertainment. Other uses will be permitted with consent from Council.
- *Annual Rent:* A valuation is to be obtained to provide a rent that is to be agreed by both parties however this is not less than the current rent paid by the Bulldogs.
- *Rent Reviews:* On the 10th and 20th anniversary of the Lease Commencement Date, with reference to CPI on other anniversaries.
- *Outgoings:* The Lessee is responsible for outgoings such as Council rates, water rates, and any government charges arising from the use and occupation of the Lease Area.
- *Capital works:* Lessee is responsible for all capital and fit-out works.
- *Repairs and Maintenance:* The Lessee shall be responsible for all maintenance and repair of the playing surface, and all improvements erected within the Lease Area (noting that the Western Grandstand is to be maintained in accordance with the provisions of the existing leases and licences).
- *Existing Sub-Lease:* the existing sub-lessees (Sydney Olympic) agreement to the HoA.

Local Government Act 1993

- The ongoing uses and management of the site is governed by Council's *Generic Plan of Management for Community Land and Crown Land* (the POM).
- In accordance with the *Local Government Act 1993* (the Act), generally, Council may grant a lease:
 - to an organisation, community groups, sports clubs and associations, non-government organisations, charities, community welfare services, non-profit organisations and government authorities;
 - for period of up to twenty-one (21) years;
 - A lease for a term exceeding five (5) years may be granted only by tender, unless it is granted to a non-profit organisation; and
 - Pursuant to Section 47 of the *Local Government Act 1993*, Council may grant a lease for a term exceeding five (5) years, subject to public notice and consideration of any submissions regarding the matter. If the lease exceeds twenty-one (21) years, Council must obtain Ministerial consent before granting the lease.

- Council is required to adhere to the following process with regards to the matter:
 - *Public Exhibition & Community Consultation:* The HoA will be exhibited for public feedback in accordance with section 47 of the *Local Government Act, 1993*.
 - *Review of Submissions & Council Decision:* A further report will be presented to Council to consider any submissions and determine whether to proceed.
 - *Ministerial Approval:* If Council resolves to proceed, Ministerial consent for the 30-year lease will be sought.
 - *Finalisation of Lease:* Subject to Ministerial approval, the lease will be formally executed.

- It should also be noted that the Bulldogs has confirmed that they are a non-profit organisation and as such, Council are able to directly grant a lease to them and not be required to carry out a tender process for the lease – Section 46A / Section 55(3)(e).

Recommended Approach

The proposed lease – and indeed the construction of the new CoE - will offer a unique facility that brings together a mix of community and high-performance elements intended to foster excellence in Rugby League at all levels of the participation pathway within our local government area.

Given Council’s previous resolution (February 2024) to support the Bulldogs proposal agreement – including an in-principle agreement to a long-term lease - it is now proposed that in accordance with the relevant provisions of the *Local Government Act 1993*, that:

- Council agrees to conditionally endorse the proposed Heads of Agreement with the Canterbury-Bankstown Bulldogs (Attachment 2), subject to compliance with section 47(5)(b) of the *Local Government Act 1993*, including public exhibition of the proposed Heads of Agreement and a final resolution of Council to approve the matter;
- Council writes to the Minister for Local Government, and notify him of the proposal.
- Council publicly exhibits the proposed Heads of Agreement with the Canterbury-Bankstown Bulldogs for community consultation, in accordance with Section 47 of the *Local Government Act, 1993*, and invites submissions regarding the proposal.
- Following the conclusion of the public exhibition period, a further report be provided to Council, outlining any submissions received and consider whether to proceed with the matter.

- After considering the above – and if agreeing to proceed with the matter – Council writes to the Minister for Local Government seeking consent to the proposed lease term of thirty (30) years, provided for in the Agreement.
- Subject to the Ministers consent, Council finalises the Heads of Agreement and proceeds with granting the lease to the Canterbury-Bankstown Bulldogs.

10 COMMITTEE REPORTS

The following items are submitted for consideration -

10.1 Minutes of the Audit Risk and Improvement Committee Meeting held 27 November 2024	99
10.2 Minutes of the Traffic Committee Meetings held on 11 February 2025	103

Committee Reports - 25 February 2025

ITEM 10.1 **Minutes of the Audit Risk and Improvement Committee Meeting held 27 November 2024**

AUTHOR **Corporate**

SUMMARY

In accordance with Section 428A of the Local Government Act (1993), Canterbury-Bankstown Council has established an Audit Risk and Improvement Committee (ARIC) which meets on a quarterly basis.

The purpose of this report is to consider the minutes of the meeting of the ARIC held on 27 November 2024.

RECOMMENDATION

That the recommendations contained in the minutes of the Audit Risk and Improvement Committee meeting held on 27 November 2024, be adopted.

ATTACHMENTS [Click here for attachment](#)

1. Minutes of the Audit Risk and Improvement Committee meeting held 27 November 2024

INTEGRATED PLANNING AND REPORTING ALIGNMENT

- As an important part of our governance structure, the Audit Risk and Improvement Committee contributes to the Leading and Engaged destination where we are a well-governed city with brave and future focused leaders.

STRATEGIC IMPACT

Nil.

DETAILED INFORMATION

- *Refer to minutes of the Audit Risk and Improvement Committee meeting held 27 November 2024.*

Committee Reports - 25 February 2025

ITEM 10.2 **Minutes of the Traffic Committee Meetings held on 11 February 2025**

AUTHOR **City Assets**

SUMMARY

- Attached are the minutes of the Canterbury-Bankstown Council Local Traffic Committee meetings held on 11 February 2025.
- The Committee have been constituted to advise and make recommendations in relation to traffic activities. It has, however, no delegated authority and cannot bind Council.
- The recommendations of the Committee are in line with the objectives of the Committee and with established practices and procedures.

RECOMMENDATION

That the recommendations contained in the minutes of the Canterbury-Bankstown Council Traffic Committee meeting held on 11 February 2025, be adopted.

ATTACHMENTS [Click here for attachment](#)

1. Traffic Committee Minutes - February 2025

INTEGRATED PLANNING AND REPORTING ALIGNMENT

- As an important part of our implementation of the Traffic Committee actions, the report contributes to Moving and Integrated destination where we are an accessible city with great local destination and many options to get there.

STRATEGIC IMPACT

- Potential costs arising out of recommendations of the Traffic Committees are detailed in each report and included in either current Operational Budgets or Future Works Programs for Roadworks/Traffic Facilities.

11 NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

The following items are submitted for consideration -

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Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.1 **Status of Previous Notices of Motion - February 2025**

AUTHOR **Chief Executive Officer**

ISSUE

The attached schedule provides information to questions raised at Council's previous meeting.

RECOMMENDATION

That the information be noted.

ATTACHMENTS [Click here for attachments](#)

1. Status of Previous Notices of Motion - February 2025
2. Outgoing Correspondence
3. Incoming Correspondence

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.2 Darriea Turley Thanks

I, Councillor Clare Raffan hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council acknowledges and thanks outgoing President of the Board of Local Government NSW, and Broken Hill Cr Darriea Turley AM, for her strong leadership and advocacy on behalf of members.

I further propose we meet with Broken Hill Council to better understand the circumstances which led to their Council withdrawing as Members of LGNSW, and to discuss the future of our Sister City relationship.”

BACKGROUND

Broken Hill Councillor Darriea Turley AM was first elected as President of the Board of Local Government NSW (LGNSW) in December 2021 and re-elected in November 2023.

Her term as President cut short following the unexpected resignation of Broken Hill Council as Members of LGNSW. Their withdrawal meant she was ineligible to hold that position.

Cr Turley has worked and volunteered in health and welfare for over 40 years and in 2008 was nominated as NSW Woman of the Year. She has dedicated her life to serving the local community and advocating on their behalf. Her work on behalf of regional NSW was exceptional and highlighted the issues and concerns facing non-metropolitan Councils.

We have a Sister City relationship with Broken Hill Council and in October 2018, former Mayor Khal Asfour, presented the then Mayor Cr Turley, with a cheque for \$5000 for drought relief.

FINANCIAL IMPACT

There is no cost associated with the motion, as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no cost associated with the motion, as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.3 Illegal Fireworks

I, Councillor George Zakhia hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council write to the NSW Police Force and the NSW Government, including the Minister for Police and the Attorney General, requesting:

1. Enhanced enforcement against the illegal sale, distribution, and use of fireworks.
2. Increased penalties for offenders involved in illegal fireworks activities.
3. Development of a statewide public education campaign on the dangers and consequences of illegal fireworks.”

BACKGROUND

Illegal fireworks use is a growing concern in our community, especially during holidays and unsanctioned events. These activities pose significant risks, including:

- Public Safety Risks: Unregulated fireworks cause injuries to users and bystanders.
- Distress to Vulnerable Groups: Loud noises distress individuals with sensory sensitivities, young children, and pets.
- Fire Hazards: Fireworks increase the risk of fires, especially during dry periods.
- Environmental Impact: Fireworks contribute to air and noise pollution, harming wildlife, and ecosystems.
- Resident Disruption: Fireworks disrupt local residents, compromising their peace and safety.

The local impact over New Years Eve 2024 was significant, with several people hospitalised due to serious injury and damage to public property at a cost to Council of \$50,000.

Existing enforcement and penalties have not effectively deterred illegal use. Addressing this issue is essential to safeguard public safety, protect vulnerable community members, and ensure the peaceful enjoyment of our local area. Stronger enforcement, greater penalties, and enhanced community education are critical to mitigating these risks and promoting a safer community.

FINANCIAL IMPACT

There is no cost associated with the motion, as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no cost associated with the motion, as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.4 Lebanese President Congratulations

I, Councillor George Zakhia hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council writes to Lebanese Ambassador His Excellency Mr Milad Raad, and Australia’s Ambassador to Lebanon Mr Andrew Barnes, to convey our City’s congratulations to Lebanon’s newly-elected President General Joseph Aoun.”

BACKGROUND

The election of the Lebanese President has been a long arduous process which started on 29 September 2022, and coming to a head on 9 January 2025 with the Chief of the armed forces General Joseph Aoun securing the necessary votes to take office.

His victory is being hailed by most as a watershed moment for the Middle East and a turning point for Lebanon.

Messages of congratulations have been pouring in from around the world including the United States, France, Europe, Australia and the Middle East. The Pope has also conveyed his message of hope while here in Australia the Maronite Catholic Bishop Antoine-Charbel Tarabay held masses offering thanksgiving and prayer for guidance.

In his first speech to lawmakers, the 60-year-old President said one of his main priorities was repairing and rebuilding the damage caused by recent bombings in and around Beirut. He also vowed to focus on political and economic reforms necessary to drag the country out of a six-year economic depression, the worst recorded in recent times.

News of President Aoun’s election has also been widely applauded by the Lebanese community living in our City. The latest bureau of statistics data revealing that people with Lebanese ancestry outnumbered all other nationalities.

FINANCIAL IMPACT

There is no cost associated with the motion, as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no cost associated with the motion, as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.5 Georges River Walk

I, Councillor Rachelle Harika hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council:

1. Write to the NSW Government to seek clarification about the future ownership of Mirambeena Regional Reserve under the Greater Sydney Parklands Trust, and its level of commitment to fund the ongoing management, development and promotion of the Reserve.
2. Advocate to the NSW Government to formally recognise the Georges River Walk as a “Great walk of NSW” and seek funding for its embellishment.”

BACKGROUND

I have been made aware that the Greater Sydney Parklands Trust (GSP) tabled a report to the NSW Parliament about the future management of Mirambeena Regional Reserve. The report recommends that Mirambeena Regional Reserve is suitable to be considered as future parklands estate under the ownership of GSP Trust, subject to a sustainable funding stream being secured for the ongoing management of the Reserve.

Mirambeena Regional Reserve is an important recreational and environmental asset for our community. It contains an extensive network of walking and cycling paths, which connects to further pathways within Canterbury-Bankstown to the south and Fairfield City to the north. I am concerned that any discussion of the GSP taking over its management must be done in consultation with Council.

Even if the reserve is not incorporated into the GSP, this network should be funded and promoted by the NSW Government. Stretching from Western Sydney Regional Park in the north-west to Georges River National Park in the south, the **Georges River Walk** has the potential to become one of Sydney’s great walks.

FINANCIAL IMPACT

There is no financial impact as the resolution, as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact as the resolution, as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.6 Christmas Trees

I, Councillor Karl Saleh OAM hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council investigate the possibility of installing Christmas trees at Lakemba and Belmore Town Centres for each year.”

BACKGROUND

I was pleased to see the City decorated in the Christmas spirit last year and I know both the community and businesses appreciate the decorations.

Currently we have a single Christmas tree in each Ward (along with a tree in our major centres of Campsie and Bankstown). I have had several requests for more Christmas trees in my Ward. While I know we have many centres, and it is not possible to decorate all of them, I am proposing that Council investigate the cost of providing two trees for Roselands Ward (to be located at Lakemba and Belmore). If there were to be two trees in every Ward this would potentially involve an additional five trees.

Adding Christmas trees shows that the Council values the traditions and experiences of the community.

FINANCIAL IMPACT

I am proposing that Council look at the costing of this as part of the development of the 2024/25 Budget. The funding for the additional trees could come from reducing funding to other events activities.

CHIEF EXECUTIVE OFFICER'S COMMENT

In November 2024 Council endorsed the calendar of City Events and Activations 2025 which also specifically included Installations of trees at Chester Hill, Earlwood, Greenacre, Revesby, Belmore (in addition to Campsie and Bankstown which are Council’s major centres). Costs are approximately \$10,000 per tree for a five metre tree (such as we have in the smaller centres). Costs include set up, decorations and lights, and pack up.

If an extra tree was provided to allow for an extra tree in Roselands Ward, this would be an additional \$10,000 or \$50,000 for an extra tree in all five wards. This would require a reduction in funding of other events such as cutting funding to Bankstown Bites, Australia Day Pool parties, Ramadan or Lunar New Year.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.7 Paul Keating Park Night Markets

I, Councillor Khal Asfour hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council call an Expression of Interest for organisations to operate a Night Food Market in Paul Keating Park Bankstown at no cost to Council.”

BACKGROUND

I know that we all want Canterbury Bankstown to be a place that is renowned for its vibrancy and culture. A place where we can visit for shopping, culture, food and creative experiences, especially in the evening and night. Council's own Night Time Economy Action Plan identifies the importance of activating our city and the economic benefits this brings to businesses and the community.

One way of achieving this is through night food markets. We have already seen the success of this with the Christmas Markets at Bankstown and Campsie. Engagement during the development of the CSP also showed that our community wanted a vibrant night time economy with more events, markets and festivals.

This endeavour aligns with Council's strategic goals of activating the city, supporting surrounding local businesses by encouraging greater foot traffic, while requiring no financial outlay from Council.

While I know this has been trialled several years ago in Paul Keating Park, Bankstown has dramatically changed since then. I think now is an opportune time to look at having markets in the Park, potentially Thursday to Sunday.

FINANCIAL IMPACT

I am proposing that the Expression of Interest ensures that there is no cost to Council. I see there is an opportunity to incorporate a fee for any successful business who wishes to operate the market.

CHIEF EXECUTIVE OFFICER'S COMMENT

The action is consistent with Council's adopted Night time Economy Action Plan.

The recommendation as written does not have any direct financial impact. Preparing the EoI can be undertaken as part of Council's existing Economic Development Service. It would be proposed that an EoI would be based on a 6 month period with possibility of extending to 12 months subject to success.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.8 Federal and State Financial Assistance for 2025/26

I, Councillor Saud Abu-Samen hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council:-

1. Writes to the Prime Minister Anthony Albanese and Opposition leader Peter Dutton, and their NSW Counterparts Chris Minns and Mark Speakman, to convey our communities’ gravest concerns about the rising cost of living and the financial hardship it has placed on their budgets.
2. Requests bi-partisan agreement at both the Federal and State levels of Government and calls on them to provide financial support to Council, equivalent to IPART’s published rate-peg (inflation), an increase of 5.5% for 2025/26.
3. Council passes on this financial support to ratepayers by freezing the base inflationary rate increase for the 2025/26 financial year.”

BACKGROUND

Many throughout our community are currently impacted by the current economic climate. The combination of rising living costs, inflation, and higher interest rates has placed considerable pressure on many households in the Canterbury-Bankstown region, making it even harder for families to make ends meet.

Council itself is not immune to these same cost pressures with the increasing cost of fuel, concrete, asphalt, plant and equipment, electricity, all the things needed to service our City.

The impact on Council not keeping pace with inflation would present a significant financial challenge in continuing to provide the necessary services for our community and the detrimental effect it would have on our long-term financial position is significant. That is why I am asking that in this economic climate, that the higher levels of Government are asked to help our residents by providing some relief for our Ratepayers by providing funding equivalent to a rate-peg freeze for one financial year to allow our Ratepayers to use those funds to support their families and assist with managing their households.

Whilst I recognise that both the Federal and State Governments are providing some relief to support those most vulnerable – it’s evident that more needs to be done.

This motion provides a significant opportunity for all levels of Government to unite, and importantly seek bi-partisan support, to introduce a one-off financial relief package whereby NSW Councils are able to implement a funded *rate-peg freeze* for the 2025/26 financial year.

The package will support our community and ensure that Council is not left with a financial crisis of their own.

FINANCIAL IMPACT

The motion – as written – presents no financial impact for Council.

IPART have publicised the rate-peg amounts for all NSW Councils, which specify what percentage increase each Council is able to implement (refer to https://www.ipart.nsw.gov.au/sites/default/files/cm9_documents/Information-Paper-Rate-pegs-for-NSW-councils-for-2025-26-1-October-2024.PDF)

I note IPART have reflected the required IPART rate-peg of 5.5% as its inflationary off-set to cost increases for Canterbury Bankstown Council which I understand equates to around \$12.5M.

On that basis, Council should receive an additional \$12.5M throughout 2025/26 from the Federal and State Governments to off-set a *rate-peg freeze* for our Ratepayers.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the recommendation as written.

\$12.5M compounded forward over 10 years at 4% equates to \$150M.

If Council were to remove 5.5% from its 2025/26 budget as a one off, that one off 'freeze' would cost council \$12.5M in the next budget and cost an accumulated \$150M in just the next 10 years.

The motion as written seeks that this \$12.5M be funded by Federal and State Governments to offset this financial impact to enable the value to be passed through to ratepayers.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.9 Metro Need to Repair Their Damage to Our Roads

We, Councillors Saud Abu-Samen and Harry Stavrinou hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That:

1. Council writes to the new Minister for NSW Transport Hon. John Graham to brief him on the damage caused to our road network by the increasing number of buses operating because of the Metro project, and;
2. I further propose that the Minister honors a funding commitment made by TfNSW to fund the necessary road repairs in our LGA.”

BACKGROUND

The shutdown of the Bankstown line has seen nearly 400 additional buses on our streets and with that number of movements comes the obvious wear and tear on our roads network.

There is no question that this increased traffic has significantly accelerated the wear and tear on our road surfaces, making the potholes more frequent and problematic. This is clearly evident by the number of complaints I receive from our residents.

Given the increased traffic load and the financial strain our Council's budget, it seems only fair that the State government honors its commitment and contributes, considering the direct impact caused by the increase of bus traffic on these roads. In fact, it is a condition of consent for the Metro project that they do so.

The current make safe, using cold mix, is only a band aid solution, and they do not address the root of the problem. What we need is a more durable solution that can withstand the higher traffic volume and provide long-term relief for our residents and commuters.

This would help ensure that our streets are properly maintained and that we can provide safer and more reliable infrastructure for our community.

This expenditure can only occur when the NSW Government commits to funding the repair of damage it is doing in accordance with their own Conditions of Consent.

I have been advised that Council staff have had several meetings with TfNSW and to date there has been lots of talking and no funding. In fact, I am told they still don't have a dilapidation report even though buses have been running since 1 Oct 2024.

I am further advised that Council has spent around \$175 thousand to date, with hundreds of thousands more needed.

The Metro is a \$20 billion project, and the Government must be held to account for the damage caused.

FINANCIAL IMPACT

The report seeks to get money from the NSW Government to meet its obligations and so this would be a positive financial impact.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.10 Greek Independence Day 2025

I, Councillor Barbara Coorey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That:

1. Council hosts a celebration morning tea at Earlwood Senior Citizens Centre.
2. The Greek flag be flown in Earlwood on 25 March 2025 in support of the strong Greek community, as well as our Council chambers in Campsie and Bankstown.”

BACKGROUND

The 25th of March is known to many of my residents as the “Επανάσταση” (“Epanastasi”), the “Revolution” in Greek. It marks the beginning of the Greek War of Independence in 1821. This day is celebrated annually as Greece's National Independence Day, symbolising the nation's fight for freedom and the restoration of its sovereignty after nearly 400 years of Ottoman occupation.

This 400-year period was marked by the attempt of the neighbouring Ottoman Empire to erase Greek identity from Greece. However, as seen through the existence of the modern state of Greece, this forced merger did not last. The Greek people fought back, with the mantra of “Ελευθερία ή θάνατος” (“Eleftheria y thanatos” – “Freedom or Death”), which is immortalised in the nine stripes of the Greek flag, representing the nine syllables of the phrase. The Greek people fought courageously for their liberty, identity, and the preservation of their religion. The 25th of March is also significant as it coincides with the Feast of the Annunciation of the Virgin Mary.

The 25th of March holds cultural and historical significance for our ever-present Greek community, epitomised by the fact that 1 in 4 people in Earlwood alone are of Greek heritage, making it home to the largest Greek diaspora in a single suburb of Australia. The day is commemorated in the community through church services, parades, flag waving, and immense appreciation for freedom and sovereignty. The resilient and brave nature of the Greek revolutionaries is embodied in our hardworking Greek community, and these characteristics and values resonate with all people in my ward.

To celebrate freedom, I propose that the Greek flag be flown on the 25th of March 2025 at our Council chambers in Campsie and Bankstown to show that we stand against any form of occupation or oppression, and that a flag be flown in Earlwood (at the Earlwood Senior Citizens Centre) to honour the large Greek community that has made Earlwood the great suburb it is today. Additionally, I call for a morning tea to be held in Earlwood, in line with previous years, to celebrate Greek independence and encourage community engagement within our strong Greek community.

I kindly request that we publicise this event via social media, posters throughout Earlwood and a large banner outside the Earlwood Senior Citizens Centre 7 days prior to the event.

FINANCIAL IMPACT

No financial impact provided.

CHIEF EXECUTIVE OFFICER'S COMMENT

The motion – as written – would require a minimal funding to undertake the event and as such could be accommodated within from within Council's existing operational budget.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.11 106th Anniversary Korean Independence Day

I, Councillor Clare Raffan hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council stands with the Korean community by commemorating the Proclamation of Korean Independence, raising their flag at Campsie on March 1.”

BACKGROUND

On March 1, 1919, thirty-three Korean nationalists and religious leaders issued a Proclamation of Korean Independence in Tapgoi Park, Seoul. This major Korean protest against Japanese colonial rule would also be known as, the March 1st Independence Movement.

A day which will be remembered in Korea’s history for mass demonstrations, heroics and the brutal retaliation by the Japanese. The Japanese responding to protests with arrests, torture and the execution of thousands of people.

Two million Koreans participated in more than 1500 protest rallies, and the human toll was heartbreaking. An estimated 7500 Koreans killed, 16,000 injured and around 46,000 taken into custody.

The sacrifice was huge, however the pressure led to Korean participation in governance.

The flying of the Korean flag on March 1 at Campsie is a symbolic gesture of remembrance and goodwill with the Korean community residing in Canterbury-Bankstown.

FINANCIAL IMPACT

There should be no financial impact of raising a Korean flag where we already fly flags.

CHIEF EXECUTIVE OFFICER'S COMMENT

The raising of an alternate flag can be carried out as part of our daily operations.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.12 Maya Sonji Library Books

I, Councillor Rachelle Harika hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council support local author/publisher Maya Sonji by purchasing eight of her Children’s and Young Adult books and promoting them throughout all our libraries.”

BACKGROUND

Maya Sonji is a Villawood local that is passionate about spreading knowledge by stimulating thought and imagination, particularly in the minds of young children. A university lecturer and academic writer, she made the decision to venture into creating imaginative and meaningful books.

Her first publication an engaging, delightful 7-part series the Little Chikki Chihuahua. A series filled with fun and adventure with the intent of nurturing empathy and emotional intelligence.

The Little Chikki Chihuahua series will appeal to children through charming illustrations and engaging texts.

Maya is also writing a Young Adult series, “Nara” with the first book “Nara: Droplet of Fire” being recently published.

My hope is that by assisting Maya and promoting her creative work in our Libraries, it will entice more and more children to reading.

FINANCIAL IMPACT

The books could be purchased as part of Council’s normal book purchase processes and budget.

CHIEF EXECUTIVE OFFICER'S COMMENT

The purchase of the nine books can be accommodated from within the Library Book Vote.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.13 Transport for State Road Verges (TfSRV)

I, Councillor Harry Stavrinou hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council write to the NSW Roads Minister, the Hon. John Graham MP requesting it provide funding or resources to maintain verges along State Roads throughout Canterbury Bankstown.”

BACKGROUND

Under old road arrangements the NSW Government made councils the roads authority for all roads. However, to ensure traffic coordination and flow along busy regionally significant roads Transport for NSW take over the running of the road and ownership of everything between the gutters.

This is not an issue for a small Council that might one of these State Roads running through their town, but Canterbury Bankstown is the second largest Council in NSW and right in the middle to metropolitan Sydney with all the cross connections to industry and other centres that comes with that size and location.

This means that we have a lot of State Roads:

Alfords Point Road;
Bexley Road;
Canterbury Road;
Davies Road;
Fairford Road;
Georges River Road;
Henry Lawson Drive;
Hume Highway;
King Georges Road;
M5 Motorway;
Milperra Road;
Punchbowl Road;
Roberts Road;
Rookwood Road;
Stacey Street
Woodville Road.

That's a lot of State Road.

For our residents, or Council, to go and cut the grass there are a lot of safety and liability issues with slashing and cutting right next to 40,000 cars a day, not to mention to convoluted bureaucratic process of approvals from Transport for NSW to work on or near a State Road.

For this reason, I am calling on the NSW Roads Minister, the Hon. John Graham MP to establish a State Road Verges Department to maintain the verges along these roads, or to provide Council with the resources and support to do this without the costs having to be passed on to residents via higher rates or service cuts.

FINANCIAL IMPACT

The motion seeks to have this service level provided by the NSW Government.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.14 Reviewing Australia Day Celebrations

I, Councillor Jennifer Walther hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“The Council undertake a review of the current events program to ensure they align with community priorities and serve our communities, and identify opportunities for the re-introduction of a family-friendly Australia Day festival, similar to the one previously held at Garrison Point. This review should be brought back to a workshop with Councillors before the end of June 2025 with the intent that all events should remain within the existing funding envelope.”

BACKGROUND

Canterbury-Bankstown is such a vibrant and diverse community that celebrates many international events and cultural festivities. With the current cost of living crisis, many locals and families are looking for accessible cost free or low cost Local Government held events on these significant days.

One such event I remember fondly growing up in this area is the Australia Day Event that would run out of Garrison Point - a major regional park located on the Georges River right between the Hume Highway and the M5. This popular, inclusive and free event ran through the day and into the evening featuring music, entertainment, food and fireworks for all ages.

This event was a major event on Council’s event calendar as it brought together people from all nationalities, cultures and wards to a single location to reflect, respect and celebrate Australia Day together, and what it means to be Australian. I would love to see the return of a similar event so all residents, young, old and families across our City, can mark Australia Day in a family friendly festival atmosphere.

I recently attended our 2025 Australia Day Pool Parties and it was great to see young people and their families marking Australia Day. The Pool Parties were a great and novel approach when they were introduced a few years ago. Although I am supportive of trying new things, the pool parties are weather dependent, and may not be as inclusive and accessible to residents of all ages and abilities. As such, I have received feedback from local residents that they instead attend larger festival gatherings in other Local Government Areas.

I propose that staff undertake a review of our current events schedule and identify opportunities to change up what we do in a way where can free up funding to have an Australia Day festival while also continuing to deliver the other range of wonderful experiences we provide across Canterbury-Bankstown.

I however recognise that Council has a finite budget, and any such events would need to be within the existing funding envelope. I am advised that the last Australia Day festival held some 10 years ago cost in the order of \$500,000, and understand that the Pool Parties cost \$100,000 this past 26 January 2025. As such we should be examining all events to ensure they align with community priorities and serve our communities needs and expectations. We should also utilise grant opportunities and partnership opportunities with businesses and community organisations which may be able to co-sponsor certain activities.

I know our communities deserve fun, inclusive events to celebrate significant milestones in our calendar, and I specifically believe that marking Australia Day and what it means to be Australian is worth the effort to see if we can make this a reality without impacting the bottom line.

FINANCIAL IMPACT

I realise that significant events like this come with significant budgets, however this motion seeks to review and workshop with Councillors options that might suit running this event without impacting the current budget bottom line.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.15 Return the Landfill Levy to Councils

I, Councillor Clare Raffan hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council writes to the NSW government to demand funds raised through the Landfill Levy are made available to Councils to cover the purchase, installation and servicing of public litter bins.”

BACKGROUND

We all know how important public litter bins are in maintaining a clean, tidy and well-maintained City.

Unfortunately, Council’s existing street litter bins are struggling to cater for existing waste. At a recent presentation we saw first hand the challenge faced with many of Council’s 1,000 park and street litter bins looking old and dirty, too small, and no longer fit for purpose.

With a significant increase in population as a result of TOD related growth we can expect to see busier streets, higher foot traffic, more commercial activity, and greater use of parks and open spaces, all resulting greater demands on our existing litter infrastructure. This, in turn, will result in more litter in public spaces, increasing maintenance costs and negative perceptions. In fact, we are already seeing an increase in domestic waste filling up public bins. With the current financial resources available to Council, it will take more than 10 years to upgrade our street litter bins and more than 20 years to upgrade park bins and we will never be able to stay on top of servicing them with the current growth.

There is one thing that is more messy than when people leave rubbish on the ground and that is the mess as a result of successive State Governments not returning the Waste levy funds collected by councils back to Council.

The funds are there, flowing from our residents pockets straight into the NSW Treasury coffers. That money is not meant to be NSW Government income, its meant to deal with waste, so let’s get behind this initiative and let our taxes deal with the issue.

While our residents have to wait for upgrades to basic infrastructure, the NSW Government is taking literally millions of dollars out of our community each year through the Landfill Levy. That is why I am calling on the government to provide additional, non-competitive, funding to Councils to provide public bins in strategic locations to ensure our streets, parks, and public spaces remain clean and welcoming.

FINANCIAL IMPACT

There is no financial impact of the motion as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.16 NSW Illegal Dumping Register

I, Councillor Clare Raffan hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council write to the NSW Minister for the Environment, the Hon. Penny Sharpe, asking that she establish an illegal dumping register for NSW which can publicly and transparently track illegal dumps and illegal dumpers.”

BACKGROUND

One fine day during January earlier this year I jumped in my car to head off for work and I was overwhelmed with a feeling of loving my home, loving my suburb and loving my City, until I turned into Seventh Ave Campsie.

It would have to be one of the worst streets for littering and illegal dumping, and it is a bus route and a heavily used road and so that is the showcase that many see.

I know that our staff are constantly patrolling and cleaning all these illegal dumps up and that we are doing our very best to catch the illegal dumpers, but we all know that its almost impossible to catch them red handed and we know that its costing our ratepayers millions to clean up the illegal mess of people that don't love our City like we do.

Illegal dumping is not something that only happens out the front of the illegal dumpers house. Our Regulatory Compliance staff often find that illegal dumpers travel into our City to dump, or they travel away from their house to dump. Wherever they come from and wherever they do it though, we all pay to clean it up.

If you can't already tell, I've had enough.

I would like the NSW Government to set up a public registry like they have for Food Safety health breaches and builder and certifier development breaches. The good people of NSW should have a transparent map showing all the dumping around NSW with all the details of what's dumped, where its dumped, and when we know who has dumped it and where the dump came from. It's time to put this in peoples faces and name and shame the people that make our city look dumped on.

I love Canterbury Bankstown and in particular Campsie where I live and so I hope all Councillors support me in calling for this statewide initiative.

FINANCIAL IMPACT

There is no financial impact of the motion, but it will help stop illegal dumping that costs us money.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.17 Shopping Trolleys in Campsie

I, Councillor Barbara Coorey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council endorse and support a joint delegation of Canterbury Ward's three councillors to meet with the store manager at Campsie Woolworths to negotiate the immediate upgrading and modernising of their trolley system to a coin-operated system.

That Stephen Haran of Campsie, co-author of the 10 February submission to Woolworths on this matter (circulated to all councillors), be part of the delegation.”

BACKGROUND

Campsie Woolworths is the only major supermarket in Canterbury Ward without a coin-operated system.

Canterbury Woolworths, Canterbury Aldi, Clemton Park Coles and Earlwood Coles all have a coin-operated trolley system.

The current situation in Campsie is that supermarket trolleys are everywhere dumped in residential streets, and around the main commercial and business areas. This practice degrades the whole suburb. A coin operated system will go a long way to halt the degradation to our suburban streets with some trolleys ending up in the waterways and on the roads causing damage to vehicles etc.

FINANCIAL IMPACT

There is no financial impact of this motion as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of this motion as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.18 Supporting Bankstown Hospital Staff

I, Councillor Wendy Lindsay hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council writes to the General Manager of Bankstown-Lidcombe Hospital Peter Rophail, in support of the hardworking doctors, nurses and entire staff who have been subjected to unwelcome scrutiny following the release of a racially charged video involving two of their nursing colleagues.”

BACKGROUND

It was disturbing to watch the recent video of two medical staff from Bankstown Hospital expressing their hatred and anti-Semitic views. Equally disturbing were comments in the video relating to patients, and it is those vulnerable patients of NSW Health which I am focused on. It is an absolute priority in our health system that ALL patients feel safe and believe that they will get the best possible health assistance and treatment no matter who they are, where they are from or what they believe.

After having spent time in the emergency department with my children, my grandmother and visiting other relatives over many years at Bankstown Hospital, as both a local resident and in my former role as the State Member for East Hills – I know with great certainty that the actions of these two people, does in no way, reflect the sentiments of the staff working at Bankstown Hospital.

Over many years, I have seen first-hand how hard the staff at the Hospital work. I have friends who have spent the majority of their working career at Bankstown Hospital, and I know they are equally disappointed at the negative attention their place of work has received. They are unquestionably passionate and committed to the well-being of all within our community.

Our Council has a history of working collaboratively with hospital staff and this was evident during COVID when Council issued them with parking permits. It is timely that we once again support out frontline workers and express our gratitude for all they do.

FINANCIAL IMPACT

There is no financial impact of the motion as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

Notice of Motions & Questions With Notice - 25 February 2025

ITEM 11.19 BDS Update

We, Councillors Christopher Cahill and Conroy Blood hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That the CEO provide an update to Council of the review into BDS investments and links to companies that are complicit in human rights violations on the Palestinian People.”

BACKGROUND

Councillor Christopher Cahill moved a motion in July last year that the CEO review Council’s investments and links to companies that are complicit in human rights violations on the Palestinian people. I also asked that the review should include both suppliers used by Council and the City’s investment and contractual obligations.

The CEO has since carried out his review and briefed Councillors, however there are still some members of the community wanting to know the outcome of his findings.

This motion before Council tonight aims to put on the record the true position of Council when it comes to our investments and contractual links with those complicit with human rights violations against the Palestinian people.

FINANCIAL IMPACT

The report seeks an update on the matter only.

CHIEF EXECUTIVE OFFICER'S COMMENT

A review was carried out on Council’s Procurement and Investment Policy, which included any legislative and contractual implications. The review confirmed that Council has no cash investments, or contractual ties, with companies/entities identified by BDS.

Independent advice was also sought from Council’s Investment Advisor who also confirmed the findings of the review.

As reported to Councillors previously, Council is quite limited as to where and how it can invest its available investments. These investments must comply with the Ministers Order (local Government Act 1993 -Investment Order-2011) and Council’s Cash Investment Policy.

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ITEM 11.20 Urgent Heritage Intervention for 212-222 Canterbury Road, Canterbury

I, Councillor Barbara Coorey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That the Council Director of Planning urgently convene a meeting with the owner and/or applicant for DA505/2017 which enables demolition of the properties at 212-22 Canterbury Road, Canterbury to explore their willingness to halt demolition and consider an alternative development that retains these buildings of significant heritage value.”

BACKGROUND

This issue is of great public importance. The buildings are very unique.

212-222 Canterbury Road, Canterbury, contains five shop fronts that are the last remaining buildings representing of the development and growth of Canterbury, both from before WW1 (with 2 of the buildings having been completed construction in 1908) and after WW1 (the other 3 shop fronts being finished in 1920, more than 100 years ago).

The shops are a prime and architecturally stunning group of Inter-War commercial buildings with residences above. The prominent display of locally sourced bricks and stone detailing contribute to Canterbury’s recognisable character. The group retains much of their original character despite and positively juxtaposes the Charles Streets development. It is unfortunate that they will now be demolished.

Councillors would remember that Council staff did identify these properties as worthy of heritage listing and Council specifically resolved at the 22 October 2024 Council Meeting that:

The NSW Department of Planning, Housing and Infrastructure undertake a more detailed analysis on Heritage and further engage with the community to allow sufficient time for owners to properly assess and comment on the heritage aspect of any changes before any decisions are made by the Department.

As we are aware the NSW Government are currently making amendments to the LEP and I was stunned to be advised by staff that the NSW Department of Planning have said that they do not propose to incorporate heritage recommendations as suggested by Council.

Even if they did however the applicant has an existing DA approving demolition (DA505/2017) which expires on 5 March 2025 (including COVID provisions that applied) and all they need to do to keep that beyond that date is substantially commence acting on the consent, which is a very low bar to cross.

I would love to ask for an Interim Heritage Order (IHO) but even if Council were successful with an IHO and ultimately heritage listing of these buildings, it would not prevent them ultimately acting on their existing consent to demolish meaning we will lose these buildings forever.

The only hope now is that the developer is willing to see the value in keeping these buildings for future generations. The only hope is that by reaching out we can at least ask them and open the door for them to consider this and to open a dialogue on how they might develop this site in a feasible way for them, but also in a way that values our past and respects our future.

Retention of heritage preserved shop fronts and buildings has been successfully done throughout Sydney – it adds a uniqueness to the buildings which sets them apart from others in this category. There are numerous sites across Sydney where applicants have smartly worked with Local Councils to ensure controls and heritage can work together and this site is no different, there are approaches that the developer can take that will allow the buildings to be restored and maintained at ground level – façade.

FINANCIAL IMPACT

There is no financial impact of reaching out to see if the property owner is willing to preserve unique and irreplaceable history.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

12 CONFIDENTIAL SESSION

12.1 T28-25 Lease Council Premises - Kiosk at Gough Whitlam Park Earwood

12.2 Dunc Gray Velodrome

12.3 Greenacre Community Place EOI-01-25

Chief Executive Officer's Statement

Confidentiality

Councillors and staff are reminded of their obligations in respect to the need for confidentiality and not disclose or otherwise misuse the information which is about to be discussed, failure to do so could result in a reference to the NSW Civil and Administrative Tribunal and/or result in a prosecution in accordance with Sec. 664 of the Act for which the maximum penalty is \$5,500.

CONFIDENTIAL SESSION

Section 10A(2) of the Local Government Act, 1993 provides that Council may, by resolution, close to the public so much of its meeting as comprises the receipt or discussion of matters as listed in that section, or for any matter that arises during the course of business during the meeting that should be treated as confidential in accordance with Section 10(2) of the Act.

Council's Agenda for this meeting contains reports that meet the criteria specified in Section 10A(2) of the Act. To consider these reports in confidential session, Council can adopt the following recommendation:

RECOMMENDATION

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 12.1, 12.2 and 12.3 in confidential session for the reasons indicated:

Item 12.1 T28-25 Lease Council Premises - Kiosk at Gough Whitlam Park Earlwood

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 12.2 Dunc Gray Velodrome

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 12.3 Greenacre Community Place EOI-01-25

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.