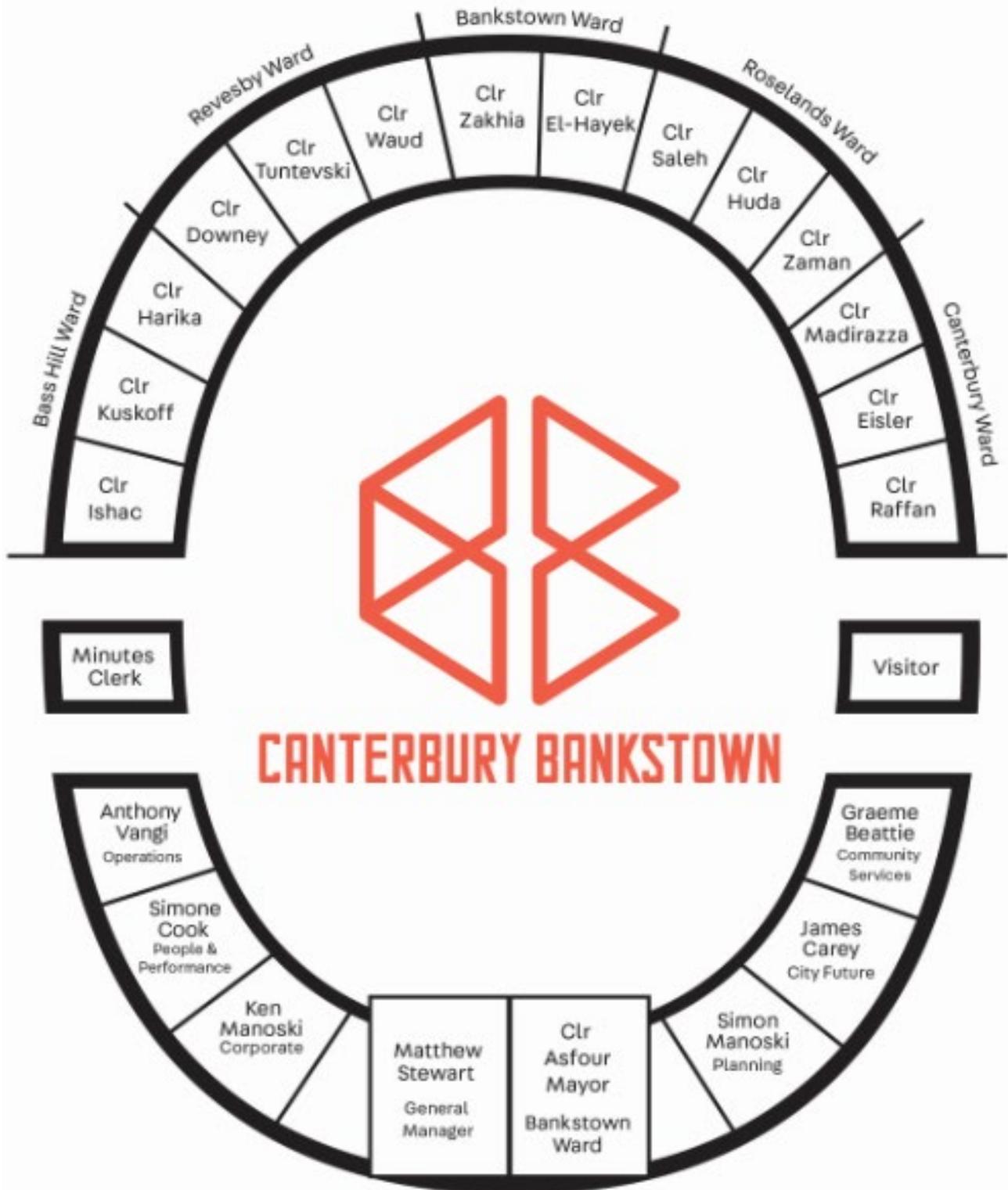




# AGENDA FOR THE ORDINARY MEETING

26 March 2019

# Gallery



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# ORDER OF BUSINESS

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<b>1</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS MEETING .....</b>	<b>5</b>
1.1	Minutes of the Ordinary Meeting of Council of 26 February 2019	7
<b>2</b>	<b>LEAVE OF ABSENCE.....</b>	<b>23</b>
<b>3</b>	<b>DECLARATIONS OF PECUNIARY INTEREST OR NON-PECUNIARY CONFLICT OF INTEREST.....</b>	<b>25</b>
<b>4</b>	<b>MAYORAL MINUTES .....</b>	<b>27</b>
4.1	Shine a Light for Unity	29
4.2	Local Community Based Donations	31
4.3	Congratulations Premier Berejiklian	32A
<b>5</b>	<b>PLANNING MATTERS .....</b>	<b>33</b>
5.1	Planning Controls for Boarding Houses	35
5.2	Application to Amend Bankstown Local Environmental Plan 2015: 10 Simmat Avenue, Condell Park	45
<b>6</b>	<b>POLICY MATTERS.....</b>	<b>49</b>
6.1	Code of Conduct and Code of Meeting Practice	51
<b>7</b>	<b>GOVERNANCE AND ADMINISTRATION MATTERS .....</b>	<b>57</b>
7.1	Code of Meeting Practice - Amendment to 2019 Schedule of Meetings	59
7.2	Stronger Communities Fund - Quarterly Progress Report	61
7.3	Cash and Investment Report as at 28 February 2019	65
<b>8</b>	<b>SERVICE AND OPERATIONAL MATTERS .....</b>	<b>69</b>
8.1	Belmore Sports and Recreation Precinct Masterplan	71
8.2	Deepwater Park and Kelso Parklands Plan of Management	79
8.3	Marketing the City	85
8.4	Outdoor Dining Pilot Program	93
8.5	Conserve Your Mother Language Monument Proposal	97
8.6	Wiley Park and Stevens Reserve Intersections	101
<b>9</b>	<b>COMMITTEE REPORTS .....</b>	<b>105</b>
9.1	Minutes of the Traffic Committee Meeting held on 12 March 2019	107
<b>10</b>	<b>NOTICE OF MOTIONS &amp; QUESTIONS WITH NOTICE .....</b>	<b>109</b>
10.1	Notice of Motions and Questions with Notice	111
10.2	Creative CBCity Strategic Plan	113
10.3	Investing in Critical Local Infrastructure	115
10.4	National Families Week	117

<b>11</b>	<b>QUESTIONS FOR NEXT MEETING.....</b>	<b>119</b>
<b>12</b>	<b>CONFIDENTIAL SESSION.....</b>	<b>121</b>
	12.1 Insurance Renewals and Brokerage Services	

# **1 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

The following minutes are submitted for confirmation -

1.1 Minutes of the Ordinary Meeting of Council of 26 February 2019 .....7



**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

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

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**HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.02 PM.**

**REF: CONFIRMATION OF MINUTES**

**(486) CLR. ZAKHIA:/CLR. EL-HAYEK**

RESOLVED that the minutes of the Ordinary Council Meeting held on 11 December 2018 be adopted.

- CARRIED

**SECTION 2: LEAVE OF ABSENCE**

**(487) CLR. EL-HAYEK:/CLR. WAUD**

RESOLVED that Leave of Absence be granted to Clr Ishac due to health reasons.

- CARRIED

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

In respect of Item 4.2 – Local Community Based Donations, Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest due to his working relationship with representatives of the State Emergency Services and relationships with participants in the Walk 4 Duchenne and indicated he would vacate the Chamber taking no part in debate.

**SECTION 4: MAYORAL MINUTES**

**ITEM 4.1 DUNC GRAY VELODROME**

**(488) CLR. ASFOUR**

RESOLVED that Council call on both State Labor and Liberal leaders to commit that, if elected, they will invest the necessary funds to upgrade and operate the Dunc Gray Velodrome and also write to the NSW Minister for Sport, the NSW Shadow Minister for Sport and our local state member seeking their support.

- CARRIED

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**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**ITEM 4.2**                      **LOCAL COMMUNITY BASED DONATIONS**

IN RESPECT OF ITEM 4.2 – LOCAL COMMUNITY BASED DONATIONS, CLR EL-HAYEK DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HIS WORKING RELATIONSHIP WITH REPRESENTATIVES OF THE STATE EMERGENCY SERVICES AND RELATIONSHIPS WITH PARTICIPANTS IN THE WALK 4 DUCHENNE AND VACATED THE CHAMBER TAKING NO PART IN DEBATE.

CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 6.09 PM.

**(489)**                      **CLR. ASFOUR**

RESOLVED that

1. Council support the request from Save our Sons and donate \$500 towards Duchenne Muscular Dystrophy.
2. Council support the request from Canterbury SES and waive their fees in the amount of \$2,500 for the use of Roselands Pool to train their members in fitness and rescue exercises.
3. Council support the request from Canterbury City Community Centre and donate excess mulch to a value of \$1,000 to assist elderly and less mobile residents modify their gardens into low-maintenance.
4. Council support the request from ParkRun Australia and waive the fees of \$2,920 for use of Field of Dreams Reserve and St Mary Mackillop Reserve until June 2019 on the basis that they apply to Council's Community Grants Program in future.
5. Council support the request from Rotary and donate \$500 towards a fundraising event involving Eliana Alvarez of Milperra who will trek to Everest Base Camp from Kathmandu to raise funds to eradicate the Polio virus.
6. These funds are made available from Council's Community Grants and Events Sponsorship budget.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**SECTION 5: PLANNING MATTERS**

CLR EL-HAYEK RETURNED TO THE MEETING AT 6.11 PM.

**ITEM 5.1 PLANNING PROPOSAL UPDATE: MEDIUM DENSITY HOUSING CODE**  
**(490) CLR. TUNTEVSKI:/CLR. DOWNEY**

RESOLVED that

1. Council note the need to amend the planning proposal to be consistent with the Gateway Determination, which requires the removal of all references to dual occupancies.
2. The planning proposal be publicly exhibited for a minimum of 28 days.
3. Council write to the Minister for Planning to request a further deferral of the Low Rise Medium Density Housing Code until Council has completed its new Local Environmental Plan. Furthermore, if Council demonstrates that it is providing capacity for a range of housing types in its new Local Environmental Plan, the Code should not apply to Canterbury Bankstown at all.
4. A further report be brought to Council addressing any submissions received during the exhibition period and recommending next steps in the plan making process.
5. The Mayor write to all properties in the R2 Low Density Residential zone of the former Bankstown Council area reiterating Council's position on the Government's Low Rise Medium Density Housing Code and seeking their support for Council's planning proposal to proceed as submitted to the Government which blocks the introduction of manor homes in low density residential areas maintains current planning controls for dual occupancy development.

- CARRIED

**For:-** Ctrs Asfour, Downey, Eisler, El-Hayek, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud, Zakhia and Zaman

**Against:-** Nil

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**ITEM 5.2**                    **APPLICATION TO AMEND BANKSTOWN LOCAL ENVIRONMENTAL PLAN 2015: 10 SIMMAT AVENUE, CONDELL PARK**

**MOTION**                    **CLR. ASFOUR:/CLR. ZAKHIA**

That -

1. Council adopt the planning proposal as shown in Attachment A.
2. Council exercise its delegation provided by the Department of Planning and Environment to finalise the plan.

**THE MOTION WAS LOST.**

**For:-**                        Clrs Asfour, Madirazza, Raffan, Waud, Zakhia and Zaman

**Against:-**                Clrs Downey, Eisler, El-Hayek, Harika, Huda, Kuskoff, Saleh and Tuntevski

**ITEM 5.3**                    **PLANNING PROPOSAL: 89-95 KARNE STREET NORTH, NARWEE**

**(491)**                        **CLR. EL-HAYEK:/CLR. HARIKA**

RESOLVED that

1. Council adopt the amendments to the floor space ratio from 0.9:1 to 1.3:1 for land at 89-91, 93, 93A and 95 Karne Street North, Narwee as outlined in this report.
2. The Department of Planning and Environment be informed of the amendments to the planning proposal.
3. Council re-exhibit the amended planning proposal.
4. A further report be prepared to Council at the conclusion of the exhibition period outlining submissions received and a way forward.

- CARRIED

**For:-**                        Clrs Asfour, Eisler, El-Hayek, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud, Zakhia and Zaman

**Against:-**                Clr Downey

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**SECTION 6: POLICY MATTERS**

**ITEM 6.1 COMMUNITY ENGAGEMENT POLICY AND FRAMEWORK  
(492) CLR. WAUD:/CLR. EISLER**

RESOLVED that

1. The draft Community Engagement Policy and Framework 2019 be placed on public exhibition.
2. A further report be provided to Council following the exhibition process.

- CARRIED

**SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS**

**ITEM 7.1 QUARTERLY PERFORMANCE REPORT - OCTOBER TO DECEMBER 2018  
(493) CLR. TUNTEVSKI:/CLR. MADIRAZZA**

RESOLVED that

1. Council notes the quarterly performance report ending 31 December 2018.
2. Council adopt the December 2018 Quarterly Budget Review as outlined in this report.

- CARRIED

**ITEM 7.2 SYDNEY METRO INTERFACE AGREEMENT NEGOTIATIONS AND REPRESENTATIVES  
(494) CLR. DOWNEY:/CLR. HARIKA**

RESOLVED that the matter be deferred to the next available meeting of Council.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**ITEM 7.3**                      **PROPERTY MATTER: HOMEDALE ROAD, BANKSTOWN**  
**(495)**                              **CLR. EL-HAYEK:/CLR. ZAKHIA**

RESOLVED that

1. The newly consolidated parcel of land (Lot 1 DP 1247694) being 27 Homedale Road, Bankstown, be, and is hereby, classified as Operational Land in accordance with the Local Government Act 1993.
2. The subject land (Lot 1 DP1247694) being 27 Homedale Road, Bankstown, be subdivided to dedicate the required portion as road reserve, as detailed in the report.
3. The required works and funding be considered as part of Council's 2019/2020 Operational Plan and Budget.
4. The Mayor and General Manager be authorised to sign and (where necessary) affix the common seal of Council to any documentation to give effect to the above actions, as required.
5. Further reports be provided on the above matters, as required.

- CARRIED

**ITEM 7.4**                      **4 ELEMENTS SYDNEY CONFERENCE & FESTIVAL**  
**(496)**                              **CLR. ZAKHIA:/CLR. ZAMAN**

RESOLVED that Council approval be given to support 4Elements Sydney Conference and Festival 2019 as a Venue Partner through \$12,750 in fee waivers for the use of Bankstown Library and Knowledge Centre and Paul Keating Park.

- CARRIED

**ITEM 7.5**                      **MATTERS DETERMINED UNDER DELEGATED AUTHORITY - 12 DECEMBER 2018 TO**  
**(497)**                              **25 FEBRUARY 2019**  
**CLR. DOWNEY:/CLR. EISLER**

RESOLVED that

1. The matters determined under delegated authority be noted.



**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

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**ITEM 8.2**                      **WILEY PARK AND STEVENS RESERVE INTERSECTIONS**

CLR EL-HAYEK TEMPORARILY RETIRED FROM THE MEETING AT 7.05 PM.

**(500)**                      **CLR. EISLER:/CLR. RAFFAN**

RESOLVED that permission be granted to Ms Barbara Coorey – resident to address Council in respect of Item 8.2.

- CARRIED

**(501)**                      **CLR. DOWNEY:/CLR. TUNTEVSKI**

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

- CARRIED

**(502)**                      **CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that

1. Council note that objections to the proposal have been made by Council and representations have been made to Roads and Maritime Service, Minister for Roads.
2. Given the recent additional information provided to Council regarding native trees and the intent of the original bequest of land by Mr Wiley, Council investigate legal avenues available to Council to stop the project(s) from proceeding.

- CARRIED

**ITEM 8.3**                      **RAMADAN NIGHTS**

CLR. EL-HAYEK RETURNED TO THE MEETING AT 7.11 PM.

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

RESOLVED that

1. Council note the improvements to the Ramadan Signature Event.
2. Council adopt in principle the increase for the cost of the Ramadan Street stall application fee from \$1,000 to \$2,250 to deliver the required improvements.
3. Council exhibit the amended application fee for the cost of a street stall application for a period of 28 days in accordance with the Local Government

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

act 1993, and a further report be submitted to Council following the exhibition period.

- CARRIED

**SECTION 9: COMMITTEE REPORTS**

**ITEM 9.1 MINUTES OF THE HEALTH & RECREATION ADVISORY COMMITTEE MEETING HELD ON 3 DECEMBER 2018**

**(504) CLR. WAUD:/CLR. MADIRAZZA**

RESOLVED that the minutes of the Health & Recreation Advisory Committee meeting held on 3 December 2018, be adopted.

- CARRIED

**ITEM 9.2 MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD ON 12 SEPTEMBER 2018**

**(505) CLR. RAFFAN:/CLR. WAUD**

RESOLVED that the recommendations contained in the minutes of the Audit, Risk and Improvement Committee meeting held on 12 September 2018, be adopted.

- CARRIED

**ITEM 9.3 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 12 FEBRUARY 2019**

**(506) CLR. HARIKA:/CLR. TUNTEVSKI**

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 12 February 2019, be adopted and that for Item 31 a review of the location for the proposed humps be further reviewed to position them where residents have indicated support and away from those who oppose them, as far as is practicable.

- CARRIED

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

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**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**ITEM 10.1**                    **NOTICES OF MOTION AND QUESTIONS WITH NOTICE**  
**(507)**                        **CLR. TUNTEVSKI:/CLR. EL-HAYEK**

RESOLVED that the information be noted.

- CARRIED

**ITEM 10.2**                    **PUBLIC TOILETS**  
**(508)**                        **CLR. SALEH:/CLR. EL-HAYEK**

RESOLVED that Council engages with NSW Police and Transport for NSW on the future provision of public toilets along the T3 Bankstown Line within the LGA.

- CARRIED

**ITEM 10.3**                    **TRAFFIC REVIEW - POTTS HILL**  
**(509)**                        **CLR. HARIKA:/CLR. EL-HAYEK**

RESOLVED that Council investigate and review traffic management within Potts Hill and prepare a report on the findings of this review for the Local Traffic Committee.

- CARRIED

**ITEM 10.4**                    **COMMUNITY REUSE FACILITY**  
**MOTION**                    **CLR. EISLER:/CLR. RAFFAN**

That Council investigates opportunities for establishing a re-use facility as part of the future of Kelso Tip to encourage the community to pass on good quality household items they no longer require for others to re-use, rather than going to landfill.

AT THIS STAGE CLR TUNTEVSKI REQUESTED THAT THE MOTION BE AMENDED AS FOLLOWS:

That

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

1. Council investigates opportunities for establishing a re-use facility as part of the future of Kelso Tip to encourage the community to pass on good quality household items they no longer require for others to re-use, rather than going to landfill.
2. Council also write to the State Government requesting consideration of establishing a community recycling centre using funds from the Waste Levy.

CLR EISLER AND CLR RAFFAN ACCEPTED CLR TUNTEVSKI'S AMENDMENT TO BE INCLUDED IN THE MOTION.

**(510)**

**CLR. EISLER:/CLR. RAFFAN**

RESOLVED that

1. Council investigates opportunities for establishing a re-use facility as part of the future of Kelso Tip to encourage the community to pass on good quality household items they no longer require for others to re-use, rather than going to landfill.
2. Council also write to the State Government requesting consideration of establishing a community recycling centre using funds from the Waste Levy.

- CARRIED

**ITEM 10.5**

**ON-STREET PARKING LINE MARKING**

**(511)**

**CLR. ZAMAN:/CLR. WAUD**

RESOLVED that Council investigate and prepare a report for the Local Traffic Committee on the use of line marking to denote car park bays for on-street parallel parking.

- CARRIED

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

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**ITEM 10.6**                    **SHOALHAVEN RESOURCE RECOVERY FACILITY**  
**(512)**                        **CLR. MADIRAZZA:/CLR. EISLER**

RESOLVED that Council monitors the delivery and effectiveness of the Shoalhaven Resource Recovery Facility (West Nowra) and consider this type of technology as part of its future review of waste disposal when the current contract comes to an end.

- CARRIED

**ITEM 10.7**                    **WORLD'S GREATEST SHAVE**  
**(513)**                        **CLR. ZAKHIA:/CLR. TUNTEVSKI**

CLR EISLER TEMPORARILY RETIRED FROM THE MEETING AT 7.29 PM.

RESOLVED that Council donates \$1,500 to the Leukaemia Foundation on behalf of those staff taking part in the World's Greatest Shave.

- CARRIED

**SECTION 11:**                **QUESTIONS FOR NEXT MEETING**

CLR EISLER RETURNED TO THE MEETING AT 7.33 PM.

**REF:    HOUSEHOLD CLEAN-UPS**

Clr Kuskoff requested that Council investigate introducing priority household clean-ups for residents.

**REF:    COMPASS CENTRE**

Clr Kuskoff asked that in light of the commencement of leasing spaces at the Compass Centre, what is Councils plans for the old library site.

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**REF: LETTER OF CONGRATULATIONS**

Clr Downey requested the Mayor write to Picnic Point High School congratulating the school's Dragon Boat team which recently won the Sydney City Council's Dragon Boat race.

**REF: BROKEN HILL - DROUGHT RELIEF**

Clr Downey requested that Council investigate what action Council can take in the short term to assist Broken Hill during the current drought.

**REF: TRAFFIC ISSUE – BEACONSFIELD STREET AND QUEEN STREET, REVESBY**

Clr Downey requested Council investigate right hand turn signals at this intersection to improve traffic safety.

**REF: REVESBY POLICE STATION**

Clr Downey requested that Council investigate traffic improvements at the intersection of Sphinx Avenue and The River Road, Revesby should a new police station be constructed in the future.

**REF: BANKSTOWN/LIDCOMBE HOSPITAL**

Clr Downey requested that Council make representations to the State Government requesting they provide additional funding for the Bankstown/Lidcombe Hospital.

**REF: TRAFFIC ISSUE - HEAVY VEHICLES**

Clr Tuntevski requested Council make representations to the State Government requesting fines be increased for heavy vehicles that are parked illegally on residential streets.

**REF: COMMUNITY SAFETY FORUM - REVESBY WARD**

Clr Waud requested an update on the issues raised at the recent community safety forum held at Panania Senior Citizens Centre.

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**REF: TRAFFIC HOTSPOTS - INTERSECTIONS**

Clr Waud requested a report listing the most dangerous intersections across the Bankstown LGA, including accident history at these intersections.

**REF: ACCESSIBLE PARKING SPACES**

Clr Waud requested an update on the number of accessible parking spaces provided across the LGA and the standard width of parking spaces.

**REF: NORTHCOTE RESERVE, GREENACRE**

Clr El-Hayek requested that the basketball ring be repaired at Northcote Reserve, Greenacre.

**REF: PARKING**

Clr Saleh asked if any new parking facilities were proposed for the suburbs of Belmore or Punchbowl.

CLR KUSKOFF RETIRED FROM THE MEETING AT 7.15 PM.

**REF: FLOW EXHIBITION PROJECT**

Clr Eisler requested that Council contact the organisers of the "FLOW" exhibition project with a view of securing the exhibition for a period at Canterbury Bankstown Council.

**REF: SOCIAL HOUSING REGULATIONS**

Clr Eisler requested Council contact Social Housing providers in the Bankstown area and request details of their rules and regulations for their clients.

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 FEBRUARY 2019**

---

**REF: INDIGENOUS CULTURES**

Clr Raffan requested Council investigate what programs could be provided by Council's library in educating and providing awareness for children and residents about indigenous cultures in Council's areas.

**SECTION 12: CONFIDENTIAL SESSION**

Nil

**THE MEETING CLOSED AT 7.55 PM.**

Minutes confirmed 26 MARCH 2019

.....  
Mayor



**2 LEAVE OF ABSENCE**



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



## **4 MAYORAL MINUTES**

The following items are submitted for consideration -

- |     |                                     |     |
|-----|-------------------------------------|-----|
| 4.1 | Shine a Light for Unity             | 29  |
| 4.2 | Local Community Based Donations     | 31  |
| 4.3 | Congratulations Premier Berejiklian | 32A |



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## Mayoral Minutes - 26 March 2019

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### **ITEM 4.1            Shine a Light for Unity**

I was deeply saddened to watch, read and hear of the tragic events as they unfolded in Christchurch earlier this month. To see men, women and children lose their lives in the name of extremist ideology was both tragic and heartbreaking.

In the main, the responses from our leaders were ones of inclusion, compassion and unity in the face of this evil deed. The vision of local community leaders of all faiths, nationalities and cultures coming together at Lakemba Mosque the evening of that terrible day made me deeply proud to be Australian.

But as Mayor of one of the most diverse communities in Australia, I could not let the horribly divisive comments, made by some, go without being challenged.

Our City is one of many nations, religions, cultures and languages. The harmony within our community is borne out of embracing and celebrating our differences whilst upholding our shared values and all that we have in common.

Times such as these are times to draw our friends, families and neighbours closer, in solidarity against those ideas and influences that would see a wedge driven into our community along the lines of difference. Now is the time for compassion; as New Zealand Prime Minister, Jacinda Ardern, so eloquently said, they are us. Attacks of any sort, on any group, are attacks on us.

From our Multi-faith Prayers for Peace event to our White Ribbon Day march to our Harmony Day celebrations, we have a strong track record as a community of coming together as one and to stand by those who are vulnerable.

In response to the tragedy, the divisive language and the need to celebrate harmony, I propose to hold a vigil and a call to action to reject hate, embrace harmony and remember those that lost their lives in this terrible act of violence and horror. To be held on 4 April, 2019 at Wiley Park, the community and our leaders from across the LGA and greater Sydney will be invited to come together, to Shine a Light for Unity.



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## Mayoral Minutes - 26 March 2019

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### **ITEM 4.2                      Local Community Based Donations**

The following community based organisations have approached Council for financial assistance.

#### **Variety B to B Bash**

Variety's B to B Bash will be travelling from Bondi, NSW to Batt Reef, QLD and Team F7500, from Panania, will once again be one of many travelling the 4,570km trip. To qualify for participation, each vehicle needs to raise a certain amount in donations and Team F7500 have requested support from Canterbury Bankstown Council.

Our community have benefited greatly from the work of Variety and the funds raised from initiatives such as the B to B Bash. Our Liberty Swing – a swing for children and adults in wheelchairs – features prominently at Paul Keating Park and in 2017 their significant donation to Council permitted the progressing of Livvi's Place, the all-abilities playground at Bankstown City Gardens, which is now scheduled for completion later this year. In 2013 their Bash, since renamed the B to B Variety Bash, set off from Bankstown and in 2017 from Belmore.

I consider this request worthy of the Council's support and recommend that Council donate \$1,000 to Team F7500.

#### **Bangladeshi Community School**

I have received a request from the Bangladeshi Community School of NSW Inc. for a waiver of fees for of the Belmore Youth Resource Centre.

Operating weekly, those involved in teaching donate their Sundays to teach Bangla language and culture to children, with the aim of keeping these elements of their way of life alive in Australia.

I consider the request worthy of the Council's support and recommend that Council donate \$1,200, being the waiving of the Centre hire fee and that Bangladeshi Community School be encouraged to apply for a grant in the Council's next Community Grants and Event Sponsorship Program.

#### **Royal Flying Doctor Service**

Club Mt Lewis will be hosting a fund raising event for the Royal Flying Doctor Service on Friday, 3 May 2019 and the Club has asked Council for support in their fundraising efforts.

The Royal Flying Doctor Service has an extensive history with and made a magnificent contribution to the Australian community. Medical emergencies can happen to anyone at any time and the effects ripple out far wider than we ever imagine. We all benefit from the Service and we just never know when we or our loved ones or friends might need to call on these wonderful men and women in a time of need.

I consider the request worthy of the Council's support and recommend that Council donate \$1,000 to the Royal Flying Doctor Service as part of Club Mt Lewis' fundraising event.

#### **Lebanese Muslim Association – Parry Park**

The Lebanese Muslim Association held a memorial service on Friday 22 March, following Friday prayers, in memory of the victims of the Christchurch terrorist attack.

The association required the use of Parry Park for car parking during the service, to ensure the security, safety and comfort of those. I have received a request to waive the day fee for the use of the park, which amounts to \$146 and I consider this to be worthy of Council's support.

#### **RECOMMENDATION**

I propose that Council provide the financial assistance as outlined above and that these funds be made available from the Community Grants and Event Sponsorship Program Budget.



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## Mayoral Minutes - 26 March 2019

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### ITEM 4.3                      Congratulations Premier Berejiklian

No election campaign is easy and I offer my congratulations to NSW Premier Gladys Berejiklian on her hard-fought win last Saturday.

No doubt part of her success was the many election promises made by her Government; promises that for our city have the potential to be generation defining projects for our City and game-changing policies for the local government sector:

- \$1.3bn for a new hospital in Bankstown
- The extension of the Sydenham to Bankstown Metro
- The Dunc Gray Velodrome
- A Minister for Public Space
- The NSW Government working with local government to deliver better waste management

I am sure that I do not need to remind the Premier that with the success of winning an election comes the responsibility of delivering on these promises that delivered that success. And in delivering this city-shaping infrastructure, her Government needs to abandon its previous approach of rule by decree.

It is time to turn over a new leaf.

Now is the time for State and Local government to come together and find the win-win solution. It will only be through open and honest communication and trust that we can deliver the projects that our community need and deserves.

As a Council, we have knowledge and insights that can't be bought or delivered through consultants; it is input that is valuable, it is input that we want to give and it is input that we want heard. It is input that needs to be delivered from our seat at a table we are both sitting at.

Along with my message of congratulations to the Premier, I have another clear message: if you want to deliver on you commitments, on the promises you have made with our community – and I want them to be delivered – we must work together.

## **5 PLANNING MATTERS**

The following items are submitted for consideration -

- |     |   |    |
|-----|---|----|
| 5.1 | Planning Controls for Boarding Houses   | 35 |
| 5.2 | Application to Amend Bankstown Local Environmental Plan 2015:<br>10 Simmat Avenue, Condell Park | 45 |



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## Planning Matters - 26 March 2019

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### ITEM 5.1                      **Planning Controls for Boarding Houses**

**AUTHOR**                      **Planning**

#### **PURPOSE AND BACKGROUND**

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This report outlines the results of the public exhibition for the planning proposal to include changes for boarding houses in the Canterbury Local Environmental Plan 2012 and Canterbury Development Control Plan (DCP) 2012 and seeks Council's endorsement to bring the proposed changes into effect.

#### **ISSUE**

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In December 2018, Council exhibited a planning proposal seeking to amend planning rules for boarding houses in the Canterbury Local Environmental Plan 2012 and Canterbury Development Control Plan (DCP) 2012. Council received seven submissions in response to the exhibition.

The key issues raised are in relation to impact of controls on current development applications, inclusion of a savings provision to apply to current development applications, loss of boarding house development and lack of justification of proposed controls.

#### **RECOMMENDATION** That -

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1. Council adopt the Planning Proposal to include site area and frontage controls for boarding houses in the Canterbury LEP 2012 as shown in Attachment A and it be referred to the Department of Planning and Environment for finalisation.
2. Council adopt the amendments to the Canterbury Development Control Plan 2012 (Amendment 5) as shown in Attachment B and that the amendments come into force concurrently with the gazettal of the LEP in accordance with the requirements of the Environmental Planning and Assessment Regulation 2000.
3. A savings and transitional provision be added to the planning proposal. It will apply to development applications that were made up until 1 February 2019 including those currently under appeal.

#### **ATTACHMENTS**                      [Click here for attachments](#)

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- A. Planning Proposal
- B. Draft DCP controls for boarding houses

## **POLICY IMPACT**

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This matter will align planning provisions relating to boarding houses under the Canterbury and Bankstown LEP and DCP by providing:

- Greater certainty for industry
- Better protection of residential character and amenity and
- Broader intent to improve design across the city.

## **FINANCIAL IMPACT**

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There is no financial impact.

## **COMMUNITY IMPACT**

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The proposal will have a positive community impact through providing appropriate controls and site area standards for boarding house developments, in addition to those provided by the SEPP.

## DETAILED INFORMATION

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### Council Resolution

On 27 November 2018, Council considered a report on proposed changes to planning controls within the Canterbury LEP and DCP for boarding houses.

The proposed changes are aimed at improving design and amenity for boarding house developments across the former Canterbury Local Government Area.

At that meeting Council resolved the following:

1. Council exhibit the draft Canterbury DCP 2012 (Amendment 5) at Attachment A.
2. Council note that a Gateway Certificate has been issued to amend Canterbury LEP to strengthen planning controls for boarding houses and the draft LEP amendments will be exhibited together with the DCP amendments as outlined in this report.
3. A further report be submitted to Council at the conclusion of the exhibition period outlining submissions received and way forward.
4. Council write to applicants of current development applications advising of proposed changes to the DCP and LEP.

### Summary of Planning Controls

#### Draft LEP controls

The planning proposal will introduce provisions requiring a minimum frontage and site area for boarding houses into Canterbury LEP 2012.

The table below shows the existing provisions in the Bankstown LEP 2015. The proposed provisions will be included in the Canterbury LEP 2012.

Bankstown LEP 2015		
Existing Provision		
Zone	Lot size	Frontage
R2 Low Density Residential	1,200m <sup>2</sup>	20m
R3 Medium Density Residential	1,000m <sup>2</sup>	20m
R4 High Density Residential	1,000m <sup>2</sup>	20m
B6 Enterprise Corridor	5,000m <sup>2</sup>	N/A

#### Draft DCP controls

Controls for boarding houses are proposed to be included in the residential chapter of CDCP 2012. The new part is called *C7 Boarding houses*. The draft controls have been prepared to provide additional detailed controls to supplement the provisions under the SEPP and to guide boarding house development within the former Canterbury LGA.

The draft controls have been prepared to ensure planning and design of boarding houses complements Council's general planning objectives relating to built form, amenity impacts and to provide clear guidelines to allow Council to carry out a proper assessment of boarding house applications.

### **Exhibition**

The planning proposal and draft development control plan were placed on extended public exhibition from 11 December 2018 until 1 February 2019 after receiving a Gateway Determination from the Department of Planning and Environment. The public exhibition was extended due to the Christmas/New year holiday period.

The exhibition process included:

- Displays at Council's customer service centre (Bankstown and Campsie Branch) and 'Have Your Say' website.
- Council column notice in local newspapers.
- Notification letters to applicants of current development applications advising of proposed changes to planning controls.

### **Public exhibition responses**

A total of seven submissions were received during the exhibition period, all of which have been read and considered by Council staff. Five of the submissions were from architects and planning consultants of current boarding house applications, and two were online submissions. These submissions related to the Planning Proposal only.

### **Key Issues**

A summary of the key issues raised in submissions is as follows:

- Proposed changes will result in the loss of affordable housing
- Lack of strategic justification in planning proposal to support proposed controls
- Exhibition of the proposal took place during the Christmas/New Year period
- Proposed changes will impact on current DAs lodged before the planning proposal was exhibited.
- A savings provision for current boarding house DAs should be included.
- Impact of a recent amendment to the Affordable Rental Housing SEPP 2009 on the proposal.

These are assessed in detail below:

*Proposal will result in the loss of boarding housing and is inconsistent with the SEPP in providing affordable rental housing.*

The planning proposal has demonstrated the following:

- There is a sufficient supply of sites where boarding house development can occur under the proposed controls. An analysis of the number of available lots for development under the proposed controls revealed that over 5,000 lots will continue to be available in the residential zones for the construction of boarding houses. In the B1 and B2 zones where the proposed controls do not apply, a total of 1,310 lots continue to permit boarding housing development.
- The proposal does not prohibit boarding houses developments but rather seeks to ensure that the lot size and site width are adequate to minimise any likely adverse impacts on the amenity of the area and neighbouring properties.

- The planning proposal is consistent with the SEPP. It seeks to introduce minimum area and frontage controls that will complement the existing controls in this SEPP. The SEPP currently does not provide such controls for boarding house development. They are however necessary in conjunction with the existing SEPP controls to ensure appropriate design and amenity outcomes occur for boarding houses.
- This issue was also considered by the Department of Planning and Environment (DPE) in issuing a Gateway Determination for the planning proposal. It concluded the following:
 

*“While the proposal may have implications for the supply of boarding house developments in the LGA, on balance it won’t impede council’s ability to provide housing supply and diversity. The proposal will improve built form outcomes and will lessen the impact of these types of developments”.*

*Lack of strategic justification in planning proposal to support proposed controls.*

- A strategic review of boarding house developments across the two former LGAs have concluded that it is appropriate to align the boarding house controls to create consistency for this form of development.
- This approach is also supported by the Department of Planning’s Guidance Note for merged Councils on planning functions (May 2016), which states that merged Councils should commence preparation of planning proposals to harmonise inconsistencies between LEPs following Council elections, which occurred in September 2017.
- In relation to requiring a comprehensive review of the proposed controls:
  - The planning proposal contains detailed analysis and justification to support the proposal. A Gateway Determination has been issued for the proposal to proceed to public exhibition.
  - The Department of Planning and Environment in its planning report had considered delaying implementation of the changes until the preparation of the comprehensive LEP for Canterbury Bankstown. However given the outcomes of Council’s review, the DPE considers it appropriate to harmonise this particular Clause before undertaking the extensive task of preparing a comprehensive LEP.
- The proposal is consistent with the aims of the SEPP and Canterbury Local Environmental Plan 2012.
- The proposal is consistent with relevant Ministerial Directions and the Affordable Rental Housing SEPP 2009.

*Implications of recent amendments to the SEPP and proposed controls.*

- Recent amendments to the SEPP involve capping the number of boarding house rooms in a boarding house development in the R2 zone to a maximum of 12 boarding rooms. These amendments came into force on 28 February 2019 and will apply to applications submitted after this date.
- The planning proposal does not affect the controls proposed in the SEPP amendments and is not inconsistent with the SEPP amendments.

*Development Applications lodged prior to commencement of the public exhibition of the Draft CLEP on 10 December 2018 should be assessed under the planning controls at the date of lodgement.*

- In relation to development applications for boarding houses that have been lodged but not determined. Council is required to consider the draft controls in the assessment of the applications once the exhibition period has commenced.
- This matter is discussed in further detail, later in this report.

*The exhibition took place during the Christmas/New year and the proposal should be re-exhibited.*

- The planning proposal and accompanying DCP amendments have been publicly exhibited in accordance with the Gateway Determination of 28 days and statutory requirements in relation to public exhibition.
- The planning proposal and draft development control plan were placed on extended public exhibition for 53 days from 11 December 2018 until 1 February 2019. Within that period, there were 22 days between the Christmas and New Year period of 20 December to 10 January, and 31 other days.
- Letters were sent to applicants of current boarding house development applications.
- The planning proposal has been publicly exhibited in accordance with the statutory requirements and does not warrant the need to re-exhibit.

*A savings provision to apply to current development applications.*

See comments below.

#### **Savings provision for boarding house development applications**

A savings provision is a clause that is included in the LEP to effectively 'save' development applications from being considered under any new amending LEPs, in this case the proposed site area and frontage provisions for boarding houses in the CLEP 2012. A provision of this nature would ensure development applications received during a specified period are to be assessed under the current planning controls.

Below is a summary of current boarding house development applications.

Council currently has a total of 20 development applications. Of these applications:

- Eight (8) are under appeal
- Two (2) are not affected by proposed controls as they are within the B2 zone
- 18 will be affected by the proposed controls. Of these applications
  - 16 do not comply
  - 2 comply

The table below provides an overview of boarding house development applications.

Nos	Date lodged	DA reference	Address	Site area (m <sup>2</sup> )	Site frontage (m)	Court appeal
1	12 May 2015	205/2015	22-22A Brighton Ave Croydon Park	697	15.24	Yes
2	13 Oct 2017	394/2017	62 Wangee Rd Lakemba	830	12.19	Yes

12 December Council resolution						
3	18 Dec 2017	498/2017	583 Canterbury Rd Belmore	512	12.19	Yes
4	5 April 2018	137/2018	20-22 Wardell Rd Earlwood	1802	25.6	No
5	30 April 2018	179/2018	10 Albert Rd Croydon Park	651	15.28	Yes
6	7 May 2018	194/2018	22 Dunstaffenage St Hurlstone Park	364	13.36	Yes
7*	11 May 2018	201/2018	680 New Canterbury Rd Hurlstone Park	613	14.54	Yes
8	31 May 2018	229/2018	5 McPherson Ave Punchbowl	581	15.24	No
9*	21 June 2018	264/2018	118 Duntroon & 36 Floss St Hurlstone Park	112	13.38	No
10	2 July 2018	287/2018	31 Nirimba Avenue Narwee	854	15.24	No
11	23 July 2018	328/2018	91 Duke St Campsie	664	15.24	Yes
12	14 Aug 2018	355/2018	70 Rawson St Wiley Park	974	13.46	No
13	17 Aug 2018	366/2018	15 Ernest St Lakemba	628	15.24	No
14	24 Aug 2018	376/2018	1 Ernest St Lakemba	691	14.94	No
15	31 Aug 2018	387/2018	263-267 Canterbury Rd Canterbury	780	17m to Canterbury Rd and Clunes Lne 46.72m to Philips Ave	No
16	17 Oct 2018	454/2018	35-37 Shadforth St Wiley Park	1126	22.56	No
17	9 Nov 2018	486/2018	14 Taylor Street, Lakemba	488	10.06	Yes
18	30 Nov 2018	515/2018	37 Claremont Street Campsie	658	15.24	No
19	3 Dec 2018	517/2018	19 Park Street, Campsie	614	14.10	No

20	6 Dec 2018	525/2018	23 Sixth Avenue, Campsie	809	13.40	No
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\* Not in zones affected by proposed controls

Three of the submissions from architects and planning consultants of current boarding house applications raised the following concerns:

- *Client should not be penalised for proposing a development prior to adoption of a new planning instrument that has yet to be conferred by the State Government, not Council.*
- *Request for equitable and reasonable environmental planning outcomes, it is highly demanded that relevant transitional rules should apply to existing development applications that are currently under assessment and have not been determined.*
- *Property owners have lodged the development application under the relevant environmental planning instrument applicable at the time. The affected applicants had selected permissible land use for development in the absence of lot area and dimensional requirements.*
- *The exhibition of the proposed changes occurs after the lodgement of the affected development application.*
- *Request proper savings clauses should be included in the finalisation of the amending CLEP.*
- *Discretion should be given when assessing the existing boarding house development application in relation to the time when the application was lodged.*
- *The time and expenses incurred with these development applications are substantial as Council DA submission requirements are comprehensive.*

In response to concerns raised in the submissions, it is recommended a savings provision be considered for inclusion in the planning proposal. This clause could apply to development applications that were made up until 1 February 2019 including those currently under appeal. A total of 20 DAs will be saved (as shown in table of DAs on the previous page). Applications that are saved will still need to comply with current controls and undergo a merit assessment including consideration of whether the development would be compatible with the character of the local area and any associated amenity impacts.

The Department of Planning and Environment has advised that the addition of a savings provision at this stage of the process would not require re-exhibition of the planning proposal.

### **Draft Canterbury DCP 2012 – Part C7 Boarding Houses**

No public submissions have been made in relation to the draft boarding house controls in Canterbury DCP 2012. The draft controls were however further reviewed internally by Council's Development Assessment unit and the following amendments are proposed:

#### *Location and design of substations and associated building services*

The review has identified the need to include provisions in relation to the location and design of electricity substations in the draft DCP. These controls would be consistent with controls proposed in Part C – Residential Accommodation as part of the recent housekeeping amendments to CDCP 2012.

#### *Solar access*

The exhibited DCP shows the solar access controls for boarding house developments (C7.6) require 2 hours of sunlight between 9.00am and 3.00pm on 21 June. The controls should read:

*“A minimum of 3 hours direct sunlight between 8.00am and 4.00pm at the mid–winter solstice”.*

The controls were intended to align with the solar access controls for boarding houses in the Bankstown DCP. This is a drafting error and requires correction.

The amendments to the DCP are considered to be of a minor nature and do not warrant re-exhibition.

**Next steps**

Should Council decide to adopt the planning proposal and draft DCP controls, the next steps would be for Council staff to:

- Refer the Planning proposal to the Department of Planning and Environment for finalisation.
- Inform submitters of Council’s decision.
- Bring the development control plan (DCP) into effect following gazettal of the Canterbury Local Environmental Plan 2012, incorporating changes outlined in this report.



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## Planning Matters - 26 March 2019

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**ITEM 5.2**                      **Application to Amend Bankstown Local Environmental Plan 2015: 10 Simmat Avenue, Condell Park**

**AUTHOR**                      **Planning**

### **PURPOSE AND BACKGROUND**

Councillors will recall considering the application to amend the Local Environmental Plan 2015 with reference to 10 Simmat Avenue, Condell Park at Council's February 2019 Ordinary Meeting (previous report attached).

By way of background, the recommendation in the report on that occasion and the motion which was put to a vote at the meeting stated the following - that:

1. *Council adopt the planning proposal as shown in Attachment A.*
2. *Council exercise its delegation provided by the Department of Planning and Environment to finalise the plan.*

In considering the matter, Councillors will recall the recommendation printed in the report was moved and seconded as the motion, which in turn was voted on by Councillors and lost.

Whilst Council did not endorse the Planning Proposal, from an administrative perspective, no formal decision and/or actual opinion was expressed by Council regarding the matter.

Council's decision to not endorse the motion does not automatically mean and/or imply that Council takes the opposite view or position to that expressed in the motion.

Council's legal advice suggests that the matter must be returned to Council so that it can conclusively determine its position on the matter, particularly given that it is a planning matter.

Notwithstanding Council's previous consideration of the matter and/or its intent, in order to administratively conclude the matter, Council can either:

- Adopt the planning proposal as shown in Attachment A and exercise its delegation provided by the Department of Planning and Environment to finalise the plan; or alternatively it moves that
- Council rejects the planning proposal as shown in Attachment A and informs the Department of Planning and Environment that it will not proceed with the Plan.

## **RECOMMENDATION** That -

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1. Council consider and determine the matter, as outlined in the report.
2. Council exercise its delegation provided by the Department of Planning and Environment to finalise the plan, as determined.

## **ATTACHMENTS** [Click here for attachments](#)

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- A. Planning Proposal - February 2019
- B. Report to CBLPP Meeting of 2 July 2018
- C. Minutes of CBLPP Meeting of 2 July 2018
- D. Report to Ordinary Council Meeting of 24 July 2018
- E. Report to Ordinary Council Meeting of 26 February 2019

## **POLICY IMPACT**

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This report has no policy implications for Council.

## **FINANCIAL IMPACT**

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This report has no financial implications for Council.

## **COMMUNITY IMPACT**

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The report intends to address an administrative matter regarding the Planning Proposal. The broader community impact in relation to the matter is outlined in Council's previous report.



## **6 POLICY MATTERS**

The following item is submitted for consideration -

6.1 Code of Conduct and Code of Meeting Practice

51



### **ITEM 6.1                      Code of Conduct and Code of Meeting Practice**

**AUTHOR                      Corporate**

#### **PURPOSE AND BACKGROUND**

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As Councillors would be aware, on 14 December 2018, the Office of Local Government (OLG) prescribed a revised Model Code of Meeting Practice, the Model Code of Conduct and Procedures for the Administration of the Model Code of Conduct (Procedures) for Local Council's in NSW.

This report is to consider the matter and requirements imposed by OLG in administering the Codes.

#### **ISSUE**

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The attached Codes and Procedure have been prepared to reflect the relevant changes prescribed by the OLG, including specific provisions relevant to Canterbury Bankstown Council. Councillors should note that councils must:

- abide by the mandatory provisions, as prescribed;
- must not dilute the standards as set out in the Model Code's;
- must not include/reflect any provisions in the Code's that are inconsistent with the mandatory provisions; and
- implement their new/revised Code's by 14 June 2019.

Councillors should note that Council's Code of Conduct is further supported by a broader governance framework and specific policies (see further in the report) designed to ensure the management and control of Council and its activities are both effective and appropriate.

In terms of its implementation, the Local Government Act 1993 (Section 361), specifically requires Council's Code of Meeting Practice to be publicly exhibited for comment, prior to its adoption. In contrast, these provisions do not apply to Council's Code of Conduct or its Procedures, particularly given that the provisions are mandatory and as such may be adopted without exhibition.

In considering the matter, it is also proposed to re-affirms the use of the Southern Sydney Regional Organisation of Councils (SSROC) Panel of Independent Conduct Reviewers to assist with any Code of Conduct complaints, as required by the Procedures. The SSROC Panel of Conduct reviewers are appointed for a four-year period, with the Panel open to member Councils to draw upon, on an "as-required" basis.

Having considered the matter, it is proposed that Council proceed to adopt the recommendations, as outlined below.

## **RECOMMENDATION** That -

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1. Council adopt the Canterbury Bankstown Code of Conduct and Procedures for the Administration of the Code as attached to this report.
2. Council adopt the Draft Code of Meeting Practice (as attached) and agree to publicly exhibit in accordance with the Local Government Act 1993.
3. Council re-affirms its ongoing use of the Panel of Conduct Reviewers as appointed by the Southern Sydney Regional Organisation of Councils.
4. Further reports be provided on the matter, as required.

## **ATTACHMENTS** [Click here for attachments](#)

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- A. Code of Conduct
- B. Code of Meeting Practice
- C. Procedures Consultation Draft

## **POLICY IMPACT**

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The adoption of the Code of Conduct and Procedures and the Code of Meeting Practice ensures compliance with directions from the OLG and legislative requirements.

## **FINANCIAL IMPACT**

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The report has no financial impacts.

## **COMMUNITY IMPACT**

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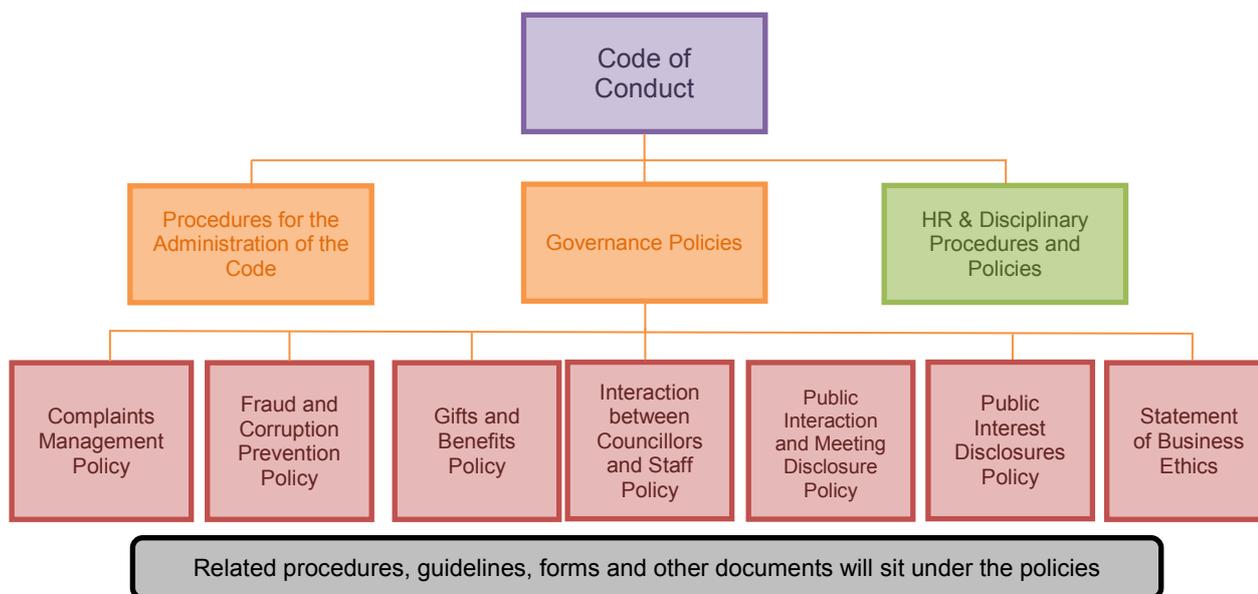
The Codes of Conduct and Meeting Practice underpin Council's accountability and transparency to the community.

## DETAILED INFORMATION

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### Code of Conduct Framework

The Code of Conduct forms an important part of Council's broader corporate governance framework structure, which is supported by other key governance documents so as to ensure that the ongoing management and control of Council and its activities are both effective and appropriate. Council's framework is depicted as follows:



Council's framework is regularly reviewed to ensure it remains current and reflects Council's legislative and statutory requirements, and form part of Council's ongoing Induction Program for new starters and general training requirements.

### Model Code of Conduct

The Code of Conduct has been prepared in accordance with the requirements of the Local Government Act 1993 and the OLG. Council's Code has been amended to reflect the most recent changes prescribed by the OLG. By way of summary, the major key changes include:

- Pecuniary Interest provisions previously contained in the Local Government Act 1993 and Regulation are now included in the Code (Part 4)
- New standards relating to discrimination and harassment, bullying, work health and safety, behaviour at meetings, access to information and Council record keeping (Parts 3 and 8)
- New rules governing the acceptance of gifts and benefits including mandatory reporting (Part 6)
- A new ongoing requirement for Councillors and designated persons to disclose in their returns of interests any new interests within the first three months of becoming aware of the new interest (Part 4)

- Councillors and designated persons will also be required to disclose in their returns of interests whether they are a property developer or a close associate of a property developer, street address details of property they have an interest in and changes relating to sources of income (Schedule 1)

### **Model Code of Meeting Practice**

The Code of Meeting Practice has been reviewed in accordance with the requirements of the Local Government Act 1993 and the OLG. Council's Code has been amended to reflect the most recent changes prescribed by the OLG. By way of summary, the major key changes include:

- Identifying the source of funding for expenditure that is subject of a notice of motion (Part 3)
- Declare any conflict of interest during briefing sessions (Part 3)
- Webcasting of Council meetings. All meetings of Council will be recorded and an audio visual recording of the meeting uploaded to Council's website the next day following the Council meeting (Part 5)
- A revised Order of Business (Part 8)

### **Document Changes**

To assist Councillors in understanding the changes to the Code, both documents have been marked up to indicate the following changes:

- Mandatory provisions are indicated in black font.
- New provisions are highlighted in yellow font
- Non-mandatory provisions are indicated in red font
- Supplementary provisions recommended to enhance the Codes are indicated in green font

### **Procedures for the Administration of the Code of Conduct**

The Code of Conduct is administered under a separate framework known as the '*Procedures for the Administration of the Code of Conduct.*' The document sets out in detail the processes for dealing with complaints and investigations in relation to alleged breaches of the Code of Conduct.

In accordance with the Act, Council is required to adopt a procedure that incorporates the provisions of the Model Procedures for the purpose of administering the Code of Conduct. Council is also required to adopt the OLG's Procedures for the Administration of the Code of Conduct in its entirety to facilitate reviews and investigations following reported breaches of the Code of Conduct.

## **Panel of Conduct Reviewers**

In accordance with the Procedures for the Administration of the Code of Conduct, Council is required to appoint a panel of conduct reviewers of persons independent of Council for a term of up to four years (Procedures – Clause 3.9). The Panel is responsible for reviewing certain allegations of breaches of the Code of Conduct.

Currently, Council utilises the panel of conduct reviewers established by the Southern Sydney Regional Organisation of Councils (SSROC) in accordance with Clause 3.2 of the Procedures. Council is able to draw upon the Panel Members on an 'as required' basis. It is recommended that Council re-affirms its ongoing use of the SSROC Panel for this purpose.

In the event there is a need to appoint conduct reviewers for a Code of Conduct investigation, Council's Complaints Co-ordinator (Manager Governance) will select the relevant person(s) from the Panel established by SSROC.

## **7 GOVERNANCE AND ADMINISTRATION MATTERS**

The following items are submitted for consideration -

7.1	Code of Meeting Practice - Amendment to 2019 Schedule of Meetings	59
7.2	Stronger Communities Fund - Quarterly Progress Report	61
7.3	Cash and Investment Report as at 28 February 2019	65



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## **Governance and Administration Matters - 26 March 2019**

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**ITEM 7.1**                      **Code of Meeting Practice - Amendment to 2019 Schedule of Meetings**

**AUTHOR**                      **Corporate**

### **PURPOSE AND BACKGROUND**

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To amend the adopted 2019 Schedule of Council Meetings.

### **ISSUE**

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Council's adopted schedule of meeting dates currently allows for an Ordinary Meeting to be held on 16 April 2019.

This report proposes to reschedule the Ordinary Meeting to Tuesday, 30 April 2019, particularly given the following:

- The new scheduled Meeting date avoids both the Easter and school holiday periods; and
- Provides Council added time to complete its Draft 2019/20 Operational Plan and Budget, prior to its consideration and exhibition.

Subject to its consideration and approval, Council's website and Council's Column in the local newspapers will be updated to ensure that residents and the community are made aware of the change.

### **RECOMMENDATION**

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That the 2019 Schedule of Council Meetings be amended and the Ordinary Meeting for 16 April 2019 be rescheduled to 30 April 2019.

### **ATTACHMENTS**

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Nil

## **POLICY IMPACT**

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The recommendation complies with all statutory requirements and Council's Code of Meeting Practice.

## **FINANCIAL IMPACT**

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This report contains no financial impact.

## **COMMUNITY IMPACT**

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This report contains no community impact.

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## Governance and Administration Matters - 26 March 2019

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### ITEM 7.2                      Stronger Communities Fund - Quarterly Progress Report

**AUTHOR**                      City Future

#### **PURPOSE AND BACKGROUND**

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The Stronger Communities Fund (SCF) was established by the NSW Government to provide newly merged Councils with funding to kick start the delivery of projects that improve community infrastructure and services. The City of Canterbury Bankstown was allocated \$10 million funding as a result of the two councils merging. Councils were required to consult with their community to allocate the SCF through two programs:

- A Community Grants Program – Allocating up to \$1 million in grants of up to \$50,000 to incorporated not-for-profit community groups, for projects that build more vibrant, sustainable and inclusive local communities; and
- A Major Projects Program – Allocating all remaining funding to larger scale priority infrastructure and services projects that deliver long term economic and social benefits to communities.

The SCF is overseen by an Assessment Panel, the role of which is to assess and recommend projects for funding. As per the Department of Premier and Cabinet (DPC) Guidelines for the SCF, the Panel is made up of the Mayor or delegate, State Members of Parliament, a representative from DPC, and an independent probity advisor.

#### **ISSUE**

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In accordance with SCF Guidelines developed by the Department of Premier and Cabinet (DPC), Council is required to provide quarterly progress reports to an Ordinary Council meeting on the expenditure and outcomes of the SCF. This report covers the period November 2018 – February 2019.

#### **RECOMMENDATION**

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That Council note the progress report of the implementation of the Stronger Communities Fund.

#### **ATTACHMENTS**                      [Click here for attachment](#)

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- A.     SCF Community Grants Program Report

## **POLICY IMPACT**

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This report has been prepared in accordance with SCF Guidelines developed by the Department of Premier and Cabinet.

## **FINANCIAL IMPACT**

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In total, \$987,546 of the \$1 million provided for the Community Grants Program has been allocated. The remaining \$12,454 was allocated through Council's annual community grant program.

All funding under the Major Projects Program has been allocated.

## **COMMUNITY IMPACT**

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The delivery of programs and projects funded under the SCF will deliver social, cultural, economic or environmental benefits to the community. The Major Projects will result in the delivery of new or improved infrastructure or services to the community. Community engagement was compulsory, and close to 11,000 residents had their say on the big ideas or their priorities for the City.

## DETAILED INFORMATION

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In line with the Stronger Community Fund (SCF) Guidelines, Council is required to table progress reports at least quarterly to an Ordinary Council Meeting on the expenditure and outcomes of the SCF.

In addition, Councils must also provide six monthly reports each year by 31 July and 31 January to the Office of Local Government on projects selected for funding, delivery progress and expenditure to date.

This report provides an update for the period November 2018 – February 2019.

### Community Grants Program

Following the guidelines issued by the DPC, and a community workshop and application process, projects funded under the SCF Community Grants Program was endorsed at the December 2016 Council meeting. A ceremony was held to recognise the recipients of the Community Grants, where a total of \$987,546 was presented to 27 different community groups.

Twenty projects funded under this Program have been completed with the remaining seven projects nearing completion. The attached report (Attachment A) provides an update and outlines the key outcomes for each of the projects.

### Major Projects Program - Stage 1

In December 2016, Council endorsed four high priority projects totalling \$3.6 million for funding under the Major Projects Program. Work has been steadily progressing on the delivery of these projects. A highlight this quarter was the completion and official opening of the Jensen Park Multipurpose Synthetic surface.

An update on the status of Stage 1 projects is as follows:

Project	Progress
Regional Sports Framework – Multipurpose synthetic surface at Jensen Park	Construction complete. Contractor currently conducting defects rectification.
All Abilities Playground – Bankstown City Gardens Stage 2	Construction complete. Additional shade installed and WOK Spinner Dish powder-coated to improve shade.
Regional Cycleway Connection – Canterbury Road Underpass	Design is 100% complete and stakeholders have signed off on the proposed design. Project scheduled for delivery in 2019/2020.
Parkland upgrade and renewal – Master planning and works at Wiley Park	Draft Masterplan prepared. Council report recommending public exhibition of the draft Masterplan is being prepared for the April 2019 Council Meeting.

## Major Projects Program – Stage 2

Stage 2 projects under the Major Projects Program were endorsed by Council at the March 2018 meeting with the remaining \$5.4 million in funding allocated for the below projects. Work has commenced on a number of these and their progress is outlined below:

Project	Progress
Changing Places portable facility for community events	An EOI with the Department of Family and Community Services (DFCS) was successful. Subsequent to this, Council has been in the process of reviewing the deed of gift contract from DCFS. This arrangement would provide a mobile accessible restroom for people with high end disabilities to use at Council for its events, with the longer term intention that the facility could be hired by external parties.
Community Engagement vehicle	Vehicle purchased. An official vehicle launch was held this quarter and the engagement program roll out is ongoing. Investigating modifications to vehicle for equipment.
Cooks River interactive litter capture device	Project Plan completed. Background research and technical specialist consultation completed. Issues paper being drafted to outline initial research findings. Feasibility analysis of litter devices and systems being devised.
Enhanced play experience at Greenacre	Scoping and research complete. Project commencement dependent on results of community consultation and decision on size, scale and location of enhanced play space in Greenacre. Additional background research material currently being prepared.
Parry Park upgrade and renewal	Work on preparing a design brief is underway, with the procurement process for the design phase of the project to follow.
Red Chair Movement	Internal project partners identified and project planning in progress. Project deliverables are currently being determined and implementation is anticipated this financial year.
Smart Cities, kick start of the City's journey	Intensive Community Engagement is being undertaken until June 2019. Closing the Loop on Waste program discovery phase has commenced. Smart Parking pilot discovery phase has commenced. SafeTV schools pilot discovery phase has commenced.
Solar Microgrid	Preliminary Geotechnical report completed. Model and options work underway.
Implementation of Sports Facilities Strategy - Recreation Initiatives	Currently reviewing initiatives from the draft Sports Facilities Strategy for implementation.

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## Governance and Administration Matters - 26 March 2019

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### ITEM 7.3                      Cash and Investment Report as at 28 February 2019

**AUTHOR**                      Corporate

#### **PURPOSE AND BACKGROUND**

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In accordance with clause 212 of the Local Government (General) Regulation 2005, 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.

Council's investments are managed in accordance with Council's investment policy. The report below provides a consolidated summary of Council's total cash investments.

#### **ISSUE**

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This report details Council's cash and investments as at 28 February 2019.

#### **RECOMMENDATION** That -

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1. The Cash and Investment Report as at 28 February 2019 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

#### **ATTACHMENTS**                      [Click here for attachment](#)

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- A. CPG Research & Advisory Monthly Investment Report February 2019

## **POLICY IMPACT**

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Council's investments are maintained in accordance with legislative requirements and its Cash and Investment Policy.

## **FINANCIAL IMPACT**

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Interest earned for this period has been reflected in Council's financial operating result for this financial year. Council's annual budget will be reviewed, having regard to Council's actual returns, as required.

## **COMMUNITY IMPACT**

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There is no impact on the community, the environment and the reputation of Canterbury Bankstown.

## DETAILED INFORMATION

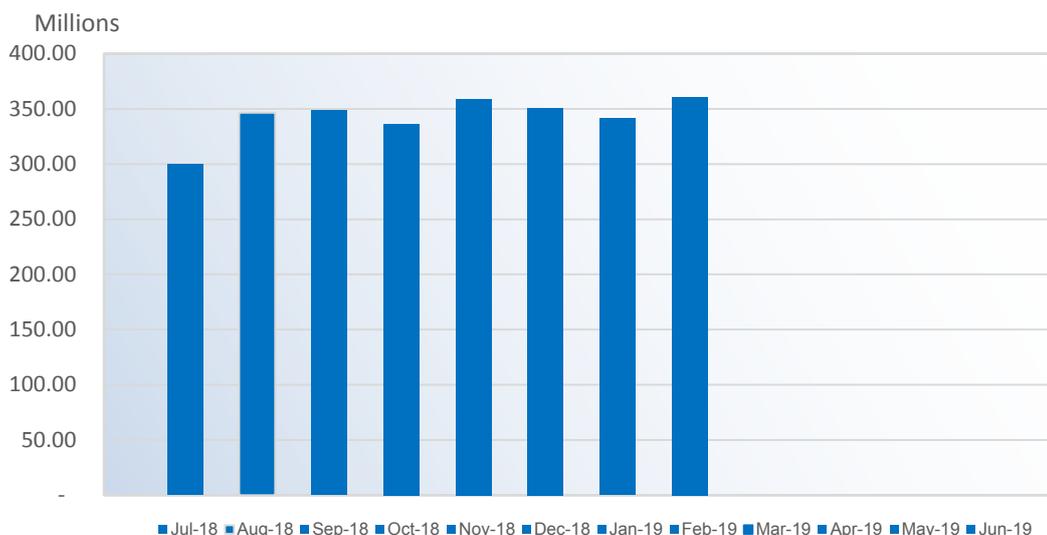
### Cash and Investment Summary – as at 28 February 2019

In total, Council’s Cash and Investments holdings as at 28 February 2019 is as follows:

<b>Cash and Investments</b>	<b>\$</b>
<b>Cash at Bank</b>	7,248,926
<b>Deposits at Call</b>	36,064,105
<b>Term Deposits</b>	260,230,000
<b>Floating Rate Notes</b>	57,355,621
<b>Total Cash and Investments</b>	<b>360,898,652</b>

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 following graph outlines Council’s closing cash and investment balances from July 2018 to Feb 2019.

Cash and Investment Rolling Monthly Balance 2018-2019



A summary of Council’s investment interest income earned for the period to 28 February 2019 is as follows:

Interest Income	Feb 2019 \$	Year-to-date Feb 2019 \$
<b>Budget</b>	718,750	5,750,000
<b>Actual Interest</b>	789,101	6,617,822
<b>Variance</b>	70,351	867,822
<b>Variance (%)</b>	9.79%	15.09%

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.

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

<b>Maturity Profile</b>		
	<b>Actual % of Portfolio</b>	<b>Policy Limits %</b>
<b>Cash</b>	12	100
<b>Working Capital Funds ( 0-3 months)</b>	5	100
<b>Short Term ( 3-12 months )</b>	33	100
<b>Short – Medium ( 1-2 years )</b>	14	70
<b>Medium ( 2-5 years )</b>	35	50
<b>Long Term ( 5-10 years )</b>	1	5
<b>Total Cash and Investments</b>	100%	

<b>Portfolio Allocation</b>	
	<b>Actual % of Portfolio</b>
<b>Cash at Bank</b>	2
<b>Deposits at Call</b>	10
<b>Term Deposits</b>	72
<b>Floating Rate Notes</b>	16
<b>Total Cash and Investments</b>	100%

## **8 SERVICE AND OPERATIONAL MATTERS**

The following items are submitted for consideration -

8.1	Belmore Sports and Recreation Precinct Masterplan	71
8.2	Deepwater Park and Kelso Parklands Plan of Management	79
8.3	Marketing the City	85
8.4	Outdoor Dining Pilot Program	93
8.5	Conserve Your Mother Language Monument Proposal	97
8.6	Wiley Park and Stevens Reserve Intersections	101



### **ITEM 8.1                    Belmore Sports and Recreation Precinct Masterplan**

**AUTHOR                    City Future**

#### **PURPOSE AND BACKGROUND**

---

This masterplan creates the long term vision for the Belmore Sports and Recreation Precinct. The masterplan is a 20 year plan recommending future uses for the areas currently occupied by Belmore Bowling Club, Terry Lamb Reserve, Belmore Sports ground, Peter Moore Fields and surrounding lanes linking the green space to Belmore Station and Loch Street Campsie.

The Draft Masterplan was placed on public exhibition from 23 October 2018 to 28 December 2018. Minor amendments have been made to the masterplan responding to the submissions received during the Exhibition period.

The Masterplan is presented to Council for adoption as attached at Attachment A.

#### **ISSUE**

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The open space being master planned is the only open space in Belmore. The suburb is a growing area located close to major transport hubs.

Council undertook the Belmore Sports and Recreation Precinct Masterplan which is the area outlined in red on the map below.



**Figure 1: Masterplan Study Area**

On 16 October 2018 Council resolved to place the draft Belmore Sports and Recreation Precinct Masterplan on public exhibition and a further report be brought to Council at the conclusion of the exhibition period to consider any submissions received.

In accordance with the Council resolution the Masterplan was placed on exhibition, feedback received, updates made to the plan, and it is now presented for adoption.

This report summarises the findings of the Masterplan, commissioned by Council and establishes a vision and prioritised implementation plan for the future of the site. The Masterplan is not funded. It will inform future grant submissions, Council s94 (S117) Plan and the new LEP currently under development.

## **RECOMMENDATION** That -

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1. Council note the submissions received during the public exhibition of the Masterplan.
2. Council adopt the Masterplan as attached at Attachment A.
3. Council utilise the Masterplan to inform future grant submissions, Section 94 (Section 117) funding and State government State Infrastructure contributions.

## **ATTACHMENTS** [Click here for attachments](#)

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- A. Belmore Sports and Recreation Precinct Masterplan Report
- B. Site Analysis and Document Review

## **POLICY IMPACT**

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The Masterplan will provide a strategic level framework to guide future decisions for the Belmore Sports and Recreation Precinct.

Council policy positions such as those included in the Playground and Play Spaces Strategic Plan and the Draft Cultural Strategic Plan have been integrated into this masterplan.

## **FINANCIAL IMPACT**

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Council's capital works budget for 2018-19 allocates \$300,000 to initiate design of the adopted masterplan priority actions and \$450,000 for the Belmore Sports Facility Review. The Masterplan will also inform future grant submissions, Council s94 (S117) Plan reviews, and the new LEP under development.

## **COMMUNITY IMPACT**

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The adoption of the Masterplan positively impacts the community of Canterbury Bankstown. When the Master plan is realised, the site will become a major regional destination sporting and recreational facility. A new community hub will be at the heart of Belmore's largest park opening up to the neighbourhood with space for play, sports, relaxing and celebrating on game day and every day.

The Belmore Sports and Recreation Precinct's design and uses will reflect the community's diversity. As the home of the Canterbury Bankstown Bulldogs and Sydney Olympic, the precinct will celebrate and enhance these important community connections.

The preparation of the masterplan has included engagement with key stakeholders as well as the community and targeted focus groups. Feedback has been collected via evidence based engagement which has resulted in the provision of a masterplan reflecting the communities' needs and aspirations.

## DETAILED INFORMATION

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### EXHIBITION SUMMARY

#### Methodology

The Belmore and Sports and Recreation Precinct draft Masterplan was placed on **public exhibition from 23 October to 28 December 2018**. The exhibition period and community consultation included:

- Council's digital community engagement platform - Have Your Say. A video was created and put onto Have your say and used at information session
- A project update notification email to key government agencies/organisations and local community groups and organisations.
- A community Information session held on Thursday 15 November 2018 at Belmore Youth Resource Centre, 3/38-40 Redman Parade, Belmore.
- Project overview flyer letter box dropped to 2,200 neighbouring properties
- Letters to local State and Federal MPs
- Two community drop-in sessions hosted at;
  - Corner of Tobruk Lane, Belmore – Wednesday 14 November 2018
  - Peter Moore Field, Belmore – Saturday 17 November 2018

The sessions were advertised via:

- a. Council's boosted Facebook page - The post reached over 10,800 people
- b. Council's website
- c. Councils have your say page- During the Exhibition period there have been a total of 1784 visits.
- d. Local newspapers (Torch and Express) dated 7 November 2018 and 6 November 2018
- e. An Nahar Arabic paper (8 November 2018)
- f. The Daily Chinese Herald (8 November 2018)
- g. The Greek Herald (7 November 2018)
- h. Letterbox drop - Approximately 1000 community session notifications mail box delivered to nearby properties and business operators signage in Greek, Mandarin & Arabic 31 October 2018 and 2 November 2018
- i. Letter to owners. Approximately 2,200 letters about the week's community sessions were posted.
- j. Email to internal Project Control Group staff with a request to distribute to their networks
- k. Email to key stakeholders with a request to distribute to their networks
- l. Flyer regarding drop in session and information on the project available at Campsie Customer Service, Bankstown Customer Service, Bankstown Library and Knowledge Centre, Campsie Library and Knowledge Centre, Riverwood Library and Knowledge Centre, Earlwood Library and Knowledge Centre, Lakemba Library and Knowledge Centre, Padstow Library and Knowledge Centre, Chester Hill Library and Knowledge Centre, Greenacre Library and Knowledge Centre, Panania Library and Knowledge Centre.

- A second focus group was held as part of receiving the community feedback for the draft Masterplan for the Belmore Sport and Recreation Precinct (the precinct) on Monday 26 November 2018. The session involved a total of ten residents of Campsie and Belmore. The purpose of the focus group was to find out about people living in Belmore and Campsie thought of the draft Masterplan based on the community's feedback received to date. A full Masterplan Report (dated March 19) is included as Attachment A.

### **Hard to reach groups**

- The focus group was sourced as a statistically representative sample of the Belmore and Campsie community. The focus group included hard to reach people.
- Schools and youth groups attended the key stakeholder meetings covering off hard to reach youth.
- The drop in sessions were advertised in non-English language newspapers. The top three nationalities in Belmore are Greek, Chinese and Lebanese. The AnNahar Arabic paper, The Daily Chinese Herald and The Greek Herald were targeted.

### **Exhibition Results**

Over the exhibition period submissions were received through Council's digital community engagement platform 'Have Your Say', as well as written submissions.

- 90 % of submissions received supported the draft Masterplan;
- 90 % of submissions supported the community hub proposal;
- 94 % of submissions supported controlled access to areas within the Sportsground;
- 93 % of submissions supported improved pedestrian & cycleway;
- 90 % of submissions supported improved active and passive uses.

Various submissions were from community representatives and Government agencies and/or community/ sporting organisations including:

1. NSW Department of Planning and Environment
2. Campsie RSL
3. Club Belmore
4. Sydney Olympic
5. Sydney Metro

Although neither the Belmore Bowling Club nor Canterbury Bankstown Bulldogs provided a formal submission, Council have actively been involved in consultation with them regarding the masterplan and future opportunities identified at the site. From these sessions, their feedback have been incorporated into the masterplan design in line with the rest of the community feedback received.

### **SUBMISSIONS SUMMARY**

Also refer to table of the submissions and Council's responses as contained within Attachment A (pp. 48-55).

The key themes from digital submissions received and based on community consultation sessions are provided in the table below;

	<b>Key themes from Community</b>
✓	The Hill and edges to Belmore Sports ground can provide public access and shared public space
✓	The need for many community uses and facilities offered to the community
✓	Improved amenities including toilets and water drinking fountains
✓	The need for security and safety throughout the parklands and at night.
✓	The need to create separate internal pathways for cyclists and walkers.
✓	Improved accessibility for the elderly and disabled
✓	The need for additional car parking and traffic flow
✓	Support for the need of green open space and improve the health benefits for the broader community
✓	Play areas that will cater for all age groups
✓	Support for community festival, gardens and events

Key messages from the Government Agencies lodging submissions were:

	<b>Key themes from Government Agencies</b>
✓	The proposal to enhance connection of the parklands in Belmore with the adjoining precincts is supported; this will help fulfilling their role as district open space that provides benefits to the wider community.
✓	The creation of “active & green connectors” is one of the key design principles of the masterplan, and an improved shared walking and cycling path connecting Belmore Station and Campsie is proposed. Based on the Department’s draft design concept for Green Way Southwest, it is recommended that a dedicated two-way cycle path be provided to cater for future increase in active transport demands from the growing community.
✓	supports a continuous walking and cycling path along the railway line within the Sport & Recreation Precinct, with potential to connect with other centres and key destinations.

## **MASTERPLAN REFINEMENT**

### **Changes to the Masterplan:**

Through the Exhibition phase, the draft masterplan was well received by the community and stakeholders with over 90% of the feedback being in support of the masterplan and its key features.

As a result, few revisions were made to the Masterplan post exhibition. They are listed in the table below.

<b>NO.</b>	<b>ITEM</b>	<b>REASON</b>
1	Additional planting and paths at Cotter Entrance.	Further refinement of the design to create a clear entrance into the park that complements the heritage character of the entry and Avenue.
2	Bowling Green's sports lines removed.	These courts are intended to be for community use, for informal use and low key non-competitive events. Some members of the community thought the lines meant these courts were intended for competitive sports, they have been removed to prevent this confusion.
3	Belmore Sports Ground hill fence alignment changed.	Feedback from consultation included the desire to use the side of the hill facing Peter Moore Fields publicly and be outside the fence of the Sports Ground. This idea reinforces the design principles of balancing sports and community uses. This change would not impact the usable size of the hill for Belmore Sports Ground. A new amenities block has been added on the Belmore Sports Ground side, adjacent to the main screen.
4	Changerooms, Canteen, Amenities and Storage rooms around Peter Moore Fields adjusted.	Feedback from consultation included the desire to use the side of the hill facing Peter Moore Fields more publicly. The buildings have been relocated from the base of this hill to maximise connection between Peter Moore Fields and the hills. The supporting buildings have been carefully sited near the fields while not impacting the major pedestrian and cycle paths or sight lines through the area.
5	Access to Peter Moore Fields from the Belmore-Campsie Shared Path along the rail line is accessible and cyclable.	Feedback was received regarding disabled access and continuous cycle access from the rail line shared path into Peter Moore Fields. This has been provided from the north-east corner of the site near the dog park and a 1:20 walkway between the Belmore Sports Ground and the Communications Tower allows access from the west into Peter Moore Fields from the north side.
6	Improved entry to the park from Campsie and improved off leash dog park.	The masterplan has been revised to provide an improved entry into the parklands from Lillian Lane at Peter Moore Fields. A planted grid of trees, planted garden and plaza space provides a generous civic entry into the park from this corner. This area has an off leash dog park carefully sited so that it complements the space but does not create a barrier between the rail line shared path and Peter Moore Fields.
7	Peter Moore Field South changed to a synthetic turf football field.	Feedback was received regarding the need for a synthetic football field at Peter Moore Fields South. The increased volume of use that a synthetic field will allow this field to be shared by Sydney Olympic FC and the community. This will allow the closed fences to this area to be removed and the field to be shared in a managed way.
8	Improved seating, terraces and planting along the southern edge of Peter Moore Field South.	Together with point 7, a refinement to seating and terrace arrangement along the southern edge of Peter Moore Field South has been made. This will allow for improved spectating and use of the field. Concrete terraces and planting will formalise the slope and an improved green boulevard will connect the parkland along its southern edge to Thorncraft Parade and Eveline St.

NO.	ITEM	REASON
9	Terraced grass to the Peter Moore Fields Hill	In conjunction with feedback from point 4, the Peter Moore Fields Hill has been refined to include concrete terrace retaining walls with grass areas between them for informal viewing over the sports fields and passive use. The hill will be maintained as a large green area available for public use.

A table of the submissions and Council’s responses are contained within Attachment A (pp. 48-55).



**Figure 2: Artist impression of new plaza and garden entry at Peter Moore Fields**

### **MOVING FORWARD**

This report recommends Council adopt the Masterplan, noting that Masterplan it is a result of extensive community and stakeholder engagement creating a new public face to the parklands and transforming the parkland into a place for people, a new entry to the Belmore Sports Ground and parking.

The Masterplan sets the future direction for open space recreational and sporting uses for the site and is a long-term proposal to inform future grant submissions, planning for the area and Council’s future capital works.

### ITEM 8.2                      Deepwater Park and Kelso Parklands Plan of Management

**AUTHOR**                      City Future

#### **PURPOSE AND BACKGROUND**

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The purpose of this report is to provide a summary of the feedback received on the draft *Deepwater Park and Kelso Parklands Plan of Management* (the PoM) and to present the updated PoM for adoption and implementation (**Attachment A**).

The draft PoM had been prepared in consultation with key stakeholders of the parklands. At the November 2018 Council Meeting, the PoM was endorsed to be placed on public exhibition for comment and feedback from the community. The Plan was on public exhibition from 28 November 2018 until 1 February 2019.

#### **ISSUE**

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Deepwater Park and Kelso Parklands form a connected regional park system in the suburbs of Milperra and Panania. They are currently identified in a number of different plans of management and should be planned and managed holistically for efficient and effective community outcomes.

The PoM has been prepared to comply with the *Local Government Act 1993* and to enable appropriate uses of the land through the adoption of permissible uses and development, management objectives and performance targets.

In November 2018, Council resolved to place the PoM on exhibition for a period of nine weeks and that a further report be submitted to Council at the conclusion of the exhibition period to consider any submissions received.

The draft PoM has been updated in response to submissions received during the exhibition period and it is now presented to Council for adoption.

#### **RECOMMENDATION** That -

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1. Council adopt the amended Deepwater and Kelso Parklands Plan of Management.
2. Council commence high priority actions arising from the PoM, including:
  - Additional planning for sporting field layouts at Kelso North and Marco; and
  - Undertaking an Expression of Interest for the Homelea Avenue site (former Recreation club).

## **ATTACHMENTS**

[Click here for attachments](#)

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- A. Plan of Management for Deepwater Park and Kelso Parklands
- B. Final submissions table
- C. Public Hearing Report 10 Dec 2018

## **POLICY IMPACT**

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This PoM will provide strategic direction for this site and is consistent with Council's requirements under the *Local Government Act 1993*. The plan identifies the permissible uses and development at the site and enables leases, licences and other estates. Adoption of this PoM will supersede the previous Deepwater Reserve Bushland Plan of Management adopted in 2002 and lands within this precinct that were identified in the Bankstown Generic Plan of Management adopted in 2015.

## **FINANCIAL IMPACT**

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Adoption of the PoM will not have an immediate financial impact. Any future works identified as part of the PoM will be considered through the normal Operational Planning and budget processes, including implementation of the high priority actions.

## **COMMUNITY IMPACT**

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The PoM fulfils Council's statutory obligations in respect to public land management under the requirements of the *Local Government Act 1993* and aims to maximise access to passive and active recreation facilities for local and regional users. The PoM identifies opportunities within Council's capacity to respond to current needs and provide direction for future actions that will cater for growth and increase recreation options. Throughout the development of the PoM, the community has been consulted and have had the opportunity to provide feedback.

## DETAILED INFORMATION

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### Community Consultation

The PoM was on exhibition for nine weeks from 28 November 2018 to 1 February 2019 on Council's Have Your Say website, with hard copies available at Council's Customer Service Centres and Bankstown and Panania libraries. Posters advertising the exhibition were also placed in several locations across the site itself and its immediate surrounds.

In accordance with the requirements of the *Local Government Act 1993*, Council held an independent public hearing for the PoM on 10 December 2018 at Panania Senior Citizens Centre. The hearing was attended by 13 people, mostly representing sporting organisations. The Minutes from that meeting (**Attachment C**) were made available on Council's website shortly after the hearing.

The following face-to-face consultation sessions were also conducted:

- Thursday 6 December 2018 3.30pm – 5.30pm Revesby Town Centre
- Monday 17 December 2018 3pm - 5pm Max Parker Leisure and Aquatic Centre
- Thursday 17 January 2019 1pm – 4pm Max Parker Leisure and Aquatic Centre

A summary of the key statistics from the public exhibition period can be found below:

- 1,171 views on the website;
- 159 downloads of the draft PoM;
- 89 submissions received via Council's Have Your Say website;
- 15 submission emailed directly to Council; and

### Submissions

A total of 104 submissions were received for the project from the general public and various stakeholder groups from within the precinct. Further detail on these can be found in the submission table (**Attachment B**). As a result of the feedback received, some minor amendments have been made to the document and these can be found under *Amendments to the PoM*.

#### Key themes of submissions

An analysis of the submissions highlighted a number of key themes that are outlined below (the details of all submissions can be found in **Attachment B**):

- The PoM included a draft sportsfield layout for Kelso North sportsfield. The draft layout attempted to accommodate current and future sporting associations and clubs.

*Feedback: The draft sportsfield layout didn't meet the needs of all groups and needed further work.*

*Comment: The draft sportsfield layout has been removed from the PoM.*

- The PoM categorises the Homelea Avenue site (former Recreation Club) General Community Use from Sportsground.

*Feedback: Support for the change of category, however concerns that the parking associated with the former Recreation Club wouldn't be available for sporting groups.*

*Comment: The carpark in Homelea Avenue is associated with the Recreation Club and is a requirement for future use of that site. The future parking requirements of potential users is unknown at this time. Council will consult with all users of Marco Reserve following the Expression of Interest.*

- The PoM categorises the car park area adjacent to the Diggers Clubhouse as General Community Use and categorises the tennis court area as Sportsground.

*Feedback: Concerns that the land categorisation will impact on lease, management and asset ownership.*

*Comment: The categories are appropriate to use and will remain as is. The PoM only deals with land categorisation of community land. Matters of subdivision and leasing are to be addressed as part of a future Council report.*

- A large number of the submissions raised concerns with anti-social behaviour in Deepwater Park and would like to see the level of site maintenance increased.

*Feedback: Management of parklands for use by all residents, particularly families.*

*Comment: It is envisaged that the proposed actions outlined in the PoM to upgrade Deepwater Park and enliven it with more visitors (such as a new playground) should reduce anti-social behaviour. Council will also actively seek grants for the upgrade of Deepwater Park to help fund proposed works.*

### **Amendments to the PoM**

In light of the above themes and comments received during the public exhibition period, the following amendments have been made to the PoM:

- Removal of the draft sportsfield layout.
- Change of land categorisation for the paved area adjacent to the M5 to General Community Use (from Park) as this category allows for a broad range of potential future uses.
- Minor administrative changes.

These changes are considered minor in nature and do not alter the intent of the draft PoM that was placed on exhibition.

## **Implementation**

Following the adoption of the PoM, Council will undertake a staged approach to implementing the actions arising from the Plan, starting with the high priority actions outlined below:

- Additional planning for sporting field layouts at Kelso North and Marco; and
- Undertaking an Expression of Interest for the Homelea Avenue site (former Recreation Club).

**ITEM 8.3                      Marketing the City**

**AUTHOR                      City Future**

### **PURPOSE AND BACKGROUND**

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To outline the current research into the perceptions, strengths and opportunities for the City of Canterbury Bankstown and to propose the next steps in marketing and promoting the City.

### **ISSUE**

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Council has been actively working with the community on their vision and aspirations for the City and better understanding the challenges preventing us from getting there. While the community is proud of where they live and who they are, research has identified that perceptions about the city from those outside, don't always align.

To address this issue research has been undertaken to better understand the strengths and weaknesses, and the opportunities and threats facing Canterbury Bankstown. From this, priority areas have been identified where Council should consider focusing its effort to better promote and market the city to deliver on the Community Strategic Plan (CBCity 2028) destination of creating a 'Prosperous and Innovative City'.

### **RECOMMENDATION** That -

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1. Council note the outcomes of the Business Leaders audit and priority areas.
2. Council commence the next phase of investigation on promoting the City.
3. Council sponsor the 'Out There Summit' in Bankstown.
4. Council allocate sufficient resources and funds as part of the quarterly review process to respond to the matters outlined in this report.

### **ATTACHMENTS**

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Nil

## **POLICY IMPACT**

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Endorsement of the strategy will support achieving the Community's 10 year vision for the City, as outlined in the Community Strategic Plan, specifically for a Prosperous and Innovative City, Liveable and Distinctive City, and a Leading and Engaged City. This will also provide guidance for the development of the associated plans and strategies identified in the Delivery Program under these three key directions.

## **FINANCIAL IMPACT**

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Additional funding will be required to deliver on the items listed in this report. Appropriate funds will be reflected in the next Quarterly Review.

## **COMMUNITY IMPACT**

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The community is proud of where they live, and these insights will allow us to better influence perceptions of our city by those outside. This work has the potential to increase the favourable profile of the City and deliver positive economic change within the area. It will also provide direction to the Local Strategic Planning Statement setting out the economic priorities.

## DETAILED INFORMATION

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### Background

Canterbury-Bankstown is a unique city, well placed in the heart of metropolitan Sydney close to services, and excellent public transport and road networks, natural parkland and waterways and extensive sporting, cultural and business facilities. The community is proud of where they live and who they are.

With the adoption of a the vision ('Canterbury Bankstown will be thriving, dynamic and real') and brand ('Where Interesting Happens'), there is an opportunity to drive reputational change and focus attention to the City of Canterbury Bankstown which promotes an authentic, distinctive and positive identity.

The Council has already commenced this journey with several new initiatives including:

- The announcement of Western Sydney University building a new campus in Bankstown.
- Bankstown CBD and Bankstown Airport being nominated as a 'Collaboration Area' by the Greater Sydney Commission.
- The development of several new strategies including and Economic Development Strategic Plan and Cultural Plan.
- Active Communications Strategies, including regular stories in metropolitan and local media.
- Active utilisation of Facebook, Twitter, and Instagram accounts, Community Link and Business Link newsletters, and Have Your Say community engagement portal.
- Review of Council's Major events programs to reposition the city.
- Award-winning arts, business, community and environmental initiatives.

Despite these advantages, research has identified that perceptions about the city from those outside, don't always align with how we would like to position the city locally and nationally. Misconceptions and negative beliefs persist, as evident in ongoing media coverage. This includes:

- Negative perceptions around public safety (which are not supported by the crime statistics)
- Concerns about the impact of increasing population density
- Stagnant Investment in the City from the State Government
- A lack of positioning and importance in the context of the broader metropolitan planning as demonstrated by the uncertainty of its position in the three cities model as part of the Metropolitan Plan
- A feeling that the City is ignored.

### Perception Audit

Over the last six months Council has undertaken research to better understand these perceptions and beliefs (positive and negative) on what people think of the city and the political, policy and regulatory challenges. This involved:

- Interviews with Greater Western Sydney stakeholders drawn from politicians, bureaucrats and senior representatives, corporate and business stakeholders and local influencers.
- Review of existing Canterbury-Bankstown Council strategy, including Brand and CBD Priorities.
- Review and understand relevant NSW and Federal Government policy documents and plans, including Future Transport 2056 and the Greater Sydney Commission’s District Plans.

According to the audit, the following are seen as strengths and weaknesses of Canterbury-Bankstown:

<b>Strengths</b>	<b>Weaknesses</b>
<p>Largest LGA (population) in NSW and access to aspirational, young labour-force</p> <p>Cultural diversity, particularly how it translates to its food, creative arts, sport and business offering</p> <p>Transport infrastructure and WSU Bankstown CBD Campus</p> <p>Central location – efficient access to both the CBD and Western Sydney</p> <p>Strong transport connections</p> <p>Strong community services/not-for-profit sector</p> <p>Improved local engagement with Council</p> <p>Has its own Airport</p>	<p>A high number of stakeholders were unsure of the city’s ‘story’ and what it was known for.</p> <p>Uncertainty on whether it is, or should be, part of Western Sydney.</p> <p>Poor engagement with external stakeholders outside of LGA.</p> <p>Limited presence and ability to influence government decision-making.</p> <p>There is not enough awareness of the opportunities and assets in the city, especially from those outside of the LGA.</p> <p>Safety concerns, perceived high-levels of crime and ongoing negative media coverage.</p> <p>Amenity of the City. Not enough public open space in Bankstown CBD and lack of ‘street-life’.</p> <p>Too many parking stations, not a ‘nice’ place to work or visit.</p> <p>Lack of ‘big business’ interest.</p> <p>Congestion in and out of Bankstown CBD, especially during peak-hour.</p>

According to the audit, the following are seen as opportunities and threats to the future of Canterbury-Bankstown:

Opportunities	Threats
Bankstown Airport and possible links to Kingsford Smith Airport and Western Sydney Airport.	Western Sydney is a competitive environment with a number of sub-regions vying for political and private sector interest and investment.
Night-time economy, leveraging city's existing food offering.	Lack of identity or core-value proposition will deter interest and future investment.
Urban renewal of Bankstown CBD, catalysed by Metro and WSU campus.	Poor engagement given the competitive nature of cities
Potential for health and innovation precinct, with new Bankstown Hospital in the CBD as the anchor tenant.	Canterbury-Bankstown need to be seen to be active, responsive and part of the regional conversations that are happening or risk being left behind.
Metro rail link to Bankstown was viewed as a game-changer by nearly all stakeholders.	Bad design and over-development. Future development needs to be well-considered and integrate with the rest of the city.
Exploration of options for metro to extend west and link to Parramatta and Hills, as well as south to Liverpool and to Western Sydney Airport.	Council should set high architectural and urban design standards and look at new ways to activate existing public spaces.
Leveraging existing, and strong, small-business sector.	Lack of Government influence or collaboration. Council should prioritise its engagement with State, and Federal Government, as well the Greater Sydney
Leveraging strong creative arts base and sporting history.	
Wider promotion of the benefits/value of the city's cultural diversity.	
Tech and industry start-up, leveraging local skills and young labour-force.	

### Priority Areas

As a result of this audit the following six areas were identified as priority to further enhance and develop the profile of the City:

1. Geography – Council's advantageous position in central Sydney with access to the Sydney CBD, Parramatta and Western Sydney.
2. Connectivity – enhanced transport connectivity particularly north south.
3. CBD – the central powerhouse of the region.
4. Economy – reinforcement of future of advanced manufacturing and start-up businesses.
5. Reputation, brand and identity – redefining the city as safe and quality design.
6. Leadership and Engagement – a voice for not just the LGA but broader central Sydney.

## Canterbury Bankstown Leaders Forum

In order to better understand the above priorities, and assist Council in identifying what is needed to change these perceptions, Council has brought together metropolitan Leaders to form the 'Canterbury Bankstown Forum'. In structuring a high-level group of honorary advisers we have targeted individuals who have a demonstrable connection to the region (either historically or currently) and who have the capacity to advise, analyse and support our new agenda.

The Forum are a high-level advisory panel to help guide the economic and social development of our city. One of the main aims is to create honorary ambassadors for the city who, through their reputation, networks and expertise, can assist the city realise its full potential.

The first meeting was held at Revesby Workers Club on November 21 and included presentations from Council and the Greater Sydney Commission's South District Commissioner, Morris Iemma. This was followed by round table discussions on the Strengths and Weaknesses for the city.

A second meeting was held on 12 March where members were asked:

- What should Canterbury Bankstown be known for?
- What is the most important area of opportunity Council should prioritise as part of its ongoing advocacy?
- What is the one thing Council must do to attract business and investment in to the City?
- What should Canterbury Bankstown be known for?

While there were wide ranging discussions in response to the above questions the following high level summation is provided:

1. **The Connected City** – there is an opportunity to promote ourselves as the most connected city in Sydney.
  - *Geographic connectivity* - our geographic connection to the Sydney CBD, Sydney Airport, Parramatta, and Western Sydney.
  - *Digital Connectivity* – building on our Smart city Journey.
  - *Connected to the World* – our community have personal ties globally.
  - *Community connectivity* – strong community ties.
2. **The Place to Be** – There is an opportunity to promote ourselves as:
  - *The Place of Places* – recognising each of the unique characters of our suburbs.
  - *The Place of First Starts* – the city is a place where new arrivals settle, new businesses start up, new sporting stars get their break and new artists thrive.
  - *The Place of Opportunity* – having the second highest number of businesses outside the Sydney CBD, we are well placed for businesses to grow and prosper.
  - *The Place Where Interesting Happens* – our uniqueness and authenticity is our strength, underpinned by a strong cultural expression through the arts and food.
  - *The Place of best kept secrets* – there are many parts of this City that are hidden gems ready to promote to the wider region, state and internationally.
3. **The Centre of everything** – there is an opportunity to promote ourselves as the centre of everything.

- *The Centre of Sydney* – as identified above, our geographic location in the centre of Metropolitan Sydney is our strength.
- *The Centre of Food* – Our cultural diversity brings with it a diverse offering of food that is not matched elsewhere.
- *The Centre of Culture* – As identified above, our cultural diversity is part of our identity and should be celebrated.

It is important that the result of this information are translated in to tangible actions and the momentum is maintained. Therefore it is proposed that Council undertake the following further actions:

1. Further refine the above messages and develop mechanism to embed this in Council's activities and promotion.
2. Develop a strategic alliance with central Sydney Councils to develop common priorities to lobby for Federal and State Funding.
3. Develop City Prospectus based on the information above.
4. Canterbury Bankstown Leaders Forum continuation - it is also proposed that the Forum members continue to convene to help shape the City's long-term vision and more importantly what the Group themselves can do to forward the agenda.

### **Western Sydney Dialogue**

It is recognised that a city's reputation does not change overnight and it is a complex interaction of perceptions, planning and delivery. Over the last six months Council has been supported by the Western Sydney Dialogue as part of its promotion of the City. The Dialogue is a 'not-for-profit' organisation that facilitates interactions between industry, government, community and academia to inform public policy and advance Western Sydney.

Council currently has an opportunity to commence the shift in thinking by hosting and sponsoring the 2019 'Out There' Summit in Bankstown facilitated by the Dialogue. This conference attracts hundreds of businesses, professionals, politicians and government from across Sydney.

The event will feature a full day conference, including the annual Lachlan Macquarie Lecture (hopefully to be delivered by the Prime Minister) and the awarding of Pemulwuy Prize for commitment to the region. A sponsorship of \$20,000 is proposed plus the venue hire of the Bryan Brown Theatre, for the event. Sponsorship is also being provided by other major Canterbury Bankstown stakeholders.

This event will provide the city with a powerful voice within the region to not only shape the broader metropolitan agenda but ensure that the City of Canterbury Bankstown is at the forefront of peoples mind.

## **Next Steps**

The stage has been set to establish a new position across metropolitan Sydney, NSW and Nationally. A new, targeted story needs to be told to change mindsets and differentiate our city through our genuine competitive advantages. There is a need to re-position Canterbury Bankstown in the minds of those outside the City and those in positions of influence and power. This report outlines the next steps to deliver on this including:

- Further developing the key economic messages.
- Developing collateral, such as a City Prospectus, to promote the economic benefits of the City.
- Commencing a range of activities, such as a strategic alliance with central Sydney Councils, to strengthen our position and leadership role in metropolitan Sydney.
- Continue to facilitate the Canterbury Bankstown Leaders Forum.

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## Service and Operational Matters - 26 March 2019

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### **ITEM 8.4                      Outdoor Dining Pilot Program**

**AUTHOR                      City Future**

#### **PURPOSE AND BACKGROUND**

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The Office of the NSW Small Business Commissioner (OSBC) invited councils to develop a uniform position on outdoor dining. Their aim was to develop a consistent policy and streamline the application process. A trial to test and validate the initiative across participating Councils was undertaken.

The purpose of this report is to summarise Canterbury Bankstown Council's findings based on the NSW Government's Outdoor Dining Pilot Program and to recommend further investigation into actions to improve the night time economy of the City.

#### **ISSUE**

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Our City is rapidly growing, expanding and evolving. We need to ensure that our City during the day and at night meets the needs and expectations of our community and has the right conditions to grow and thrive. We aspire to deliver a diverse and welcoming night city as well as during the daylight hours, with great experiences for all.

#### **RECOMMENDATION** That -

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1. Council note the findings of the NSW Government's Outdoor Dining Pilot program hosted August 2017 – December 2018; and
2. Council to consider the OSBC Outdoor Dining Policy and process when it is released by the NSW Government.
3. Council continue to implement the adopted City wide Outdoor Dining Policy, procedure and application process.
4. Council prepare a Night Time Economy Action Plan to promote safe, well managed and inclusive night time activities.

#### **ATTACHMENTS**

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Nil

## **POLICY IMPACT**

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This report has no policy impact currently with this pilot program. The development of a Night Time Economy Action Plan will deliver on the destinations set out in the CBcity 2028 community Strategic Plan.

## **FINANCIAL IMPACT**

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This report has no financial impact. Development of the Night Time Economy Action Plan will be covered within the current operational budget.

## **COMMUNITY IMPACT**

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This has been a pilot program to encourage the increase in outdoor dining in town centres to create vibrant places. A broader Night Time Economy Action Plan aligns with the long-term vision of building relationships among local businesses, residents and property owners to add social, cultural, economic and aesthetic value to a place.

Our night city will be safe, well-designed and accessible, deliver a diversity of businesses and offerings and celebrate our unique identity and diverse community. We want to incubate discovery, curiosity and activity in a city of creativity, live music and events

## DETAILED INFORMATION

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Council currently has a City wide Outdoor Dining Policy, procedure and application process. This provided the City with a single policy and procedure with a streamlined application process.

In 2017, the NSW Small Business Commissioner and Service NSW introduced a pilot program to streamline the application process for cafés, restaurants and other food-based businesses wishing to provide outdoor dining facilities.

Councils and relevant NSW Government agencies that participated in the trial, agreed to waive application and administration fees for new applicants wishing to establish outdoor dining facilities.

The City of Canterbury Bankstown was one of six NSW councils that participated in the pilot, which would test a simplified application form, process and encourage small business operators to take up outdoor dining opportunities in town centres.

At the Ordinary Council meeting on 22 August 2017, Council resolved to support the pilot Outdoor Dining Program after which, the pilot was launched in the Belfield town centre and, later offered to the business communities of Belmore and then Panania.

The pilot Outdoor Dining program closed on 31 December 2018 at which time, 22 applications had been processed from the six Council areas; only one of which was from the Canterbury Bankstown local government area.

While the trial was not effective at increasing the number of outdoor dining permits, there is a desire to increase outdoor dining in key parts of the City. In the development of the Community Strategic Plan, CBCity 2026, the community told us they want a vibrant cultural life with diverse activities to do in the evening and night from shopping and events to eating out. They don't want a city that is unsafe or where there is nothing to do when the sun goes down.

The City of Canterbury Bankstown is renowned for its dynamic and diverse town centres, each with their own unique identity. While there are some areas where restaurants and activities occur in the evening, in general many people leave the city of Canterbury Bankstown for entertainment or things to do in the evening.

There is an opportunity to develop a more targeted Action Plan to develop safe, well managed and inclusive night time activities. This has the potential to further improve the safety, vibrancy and accessibility of the City to our residents and visitors.

This will consider a range of actions including:

- Initiatives to attract and promote outdoor dining and dining precincts
- retail and entertainment
- supporting community-based night time activities
- opportunities for Council's leisure and recreation, libraries, parks, and sports

- creative and arts activities

The Office of Small Business is now developing an Outdoor Dining policy and procedure that can be applied across the State. When the Policy is released Council will consider this as part of the development of the Night Time Economy Action Plan.

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## Service and Operational Matters - 26 March 2019

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### ITEM 8.5                      **Conserve Your Mother Language Monument Proposal**

**AUTHOR**                      **City Future**

#### **PURPOSE AND BACKGROUND**

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This report provides an update on the proposed “Conserve Your Mother Language Monument”, including possible locations, funding, program and procurement regarding the project.

#### **ISSUE**

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On 24 April 2018 Council resolved to investigate the costs, design and possible locations for the installation of a Mother Language Day Monument to promote peace, linguistic and cultural diversity in the city.

The proposed sculptural artwork has origins within the ‘Conserve Your Mother Tongue’ movement, founded in Dhaka Bangladesh in 1952, and supported by UNESCO since 1999 with the establishment of the International Mother Language Day. The project has the potential to enhance and celebrate the cultural identity of Lakemba.

This report provides Councillors with a suggested way forward and/or next steps to realising the project.

#### **RECOMMENDATION** That -

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1. The information be noted.
2. Council agree to establish the method for processing community contributions for the project, as outlined in the report.
3. Subject to receiving adequate funding, Council proceed with a more detailed design of the monument in consultation with the community followed by construction

#### **ATTACHMENTS**                      [Click here for attachment](#)

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- A. Concept Design

## **POLICY IMPACT**

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The recommendations do not supersede or conflict with a current policy.

## **FINANCIAL IMPACT**

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In previous examples where monuments were requested by community groups, these were funded through community fund raising for example:

- Vietnamese Boat People Monument, and
- Ngoc Lu Bronze Drum.

It is intended that a similar approach would occur for the Mother Language Monument. The community funding would contribute towards the design, engineer's certification, materials construction, and installation. The completed artwork will be owned and maintained by Council.

## **COMMUNITY IMPACT**

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The proposal is to construct a monument to honour ethnic communities and support the 'conserve your mother tongue' movement, which has importance to the Bangladeshi Community, but also has relevance and significance to other immigrant communities.

## **DETAILED INFORMATION**

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### **THE 'INTERNATIONAL MOTHER LANGUAGE DAY' CAUSE**

Languages worldwide are facing a future more uncertain than that of the print media, as the global spread of the four international super languages (English, Mandarin, Arabic, Spanish) is gradually pushing people to discontinue spoken mother languages. Bilingualism and multilingualism are still the global norm rather than the exception, however this may change throughout this century as the trend towards mono-lingualism continues.

In 1952 in Dhaka, East Pakistan (now Bangladesh), a group of students were shot and killed by police for demonstrating against the government's announcement that Urdu shall be the only official language of the country. The students were speakers of Bangla and only wanted for their own language to be officially recognised. These students are known as the 'Language Martyrs' and they occupy an exalted place in the Bangladeshi psyche and culture. A monument to the students known as 'Shohid Minar' was established.

### **ANNIVERSARY**

International Mother Language Day is an observance held annually on 21 February worldwide to promote awareness of linguistic and cultural diversity and multilingualism. It was first announced by UNESCO on 17 November 1999. Its observance was also formally recognized by the United Nations General Assembly in its resolution establishing 2008 as the International Year of Languages.

### **OTHER MONUMENTS/ PRECEDENTS**

In Ashfield Park within Sydney's Inner-West Local Government Area, a monument in recognition of the Bangla protest, titled 'Conserve Your Mother Language' was dedicated in 2006. The monument lists several languages and includes examples of their alphabets. It should be noted that Australia's multitude of indigenous languages are represented as a group by the term 'Aboriginal'.

### **LOCATION and DESIGN**

A concept design has been prepared (attachment A) based on a review of other monuments with an estimated budget of \$30,000.

It is intended to locate the monument within the Roselands ward. Several locations for the monument were investigated:

- Lakemba Station (Corner Haldon Street and Railway Parade)
- Peel Reserve (Moreton Street through to Peel Street, Lakemba/ Belmore)
- Wiley Park
- Jubilee Reserve (Railway Parade, Lakemba)

Following an assessment of site constraints, Peel Reserve is the preferred location.

## NEXT STEPS

Subject to Council's consideration and approval, it is proposed to establish a clear and transparent process whereby the public/community can contribute funds for the design and construction of the monument.

The process would include:

- A separate bank account be established and named say – *Canterbury Bankstown Council – Mother language Monument Contributions*, for the collections of contributions;
- Donations could be made using the following payment options and/or details, including:
  - an individual's internet banking facility whereby they can process an electronic funds transfer into Council's account;
  - making a deposit directly at any CBA branch using the specific bank account details; and
  - the name and/or reference of who donates funds can also be captured with on-line and in-branch payments allowing Council to keep a register of those who have contributed to the separate bank account.

That said, Councillors should note that Council is unable to obtain deductible gift recipient status (charity) for this appeal so amounts deposited would be contributions and not tax deductible donations.

If the approach is agreed to, Council will ensure that the requisite information be widely communicated to our community.

Subject to receiving adequate funding, Council will proceed with a more detailed designs of the monument in consultation with the community followed by construction.

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## Service and Operational Matters - 26 March 2019

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### ITEM 8.6                      Wiley Park and Stevens Reserve Intersections

**AUTHOR**                      City Future

#### **PURPOSE AND BACKGROUND**

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At its Ordinary Meeting held on 26 February 2019, Council resolved (item 8.2) that:

1. *Council note that objections to the proposal have been made by Council and representations have been made to Roads and Maritime Service, Minister for Roads.*
2. *Given the recent additional information provided to Council regarding native trees and the intent of the original bequest of land by Mr Wiley, Council investigate legal avenues available to Council to stop the project(s) from proceeding.*

Council has sought legal advice and provide the following information regarding the matter.

#### **ISSUE**

---

Following its consideration and decision, Council obtained further legal advice as to whether there were any legal avenues to prevent the project from proceeding.

In summary, Council's advice concluded that:

- It is most unlikely that Council can prevent the proposed acquisition of part of Wiley Park for the purpose of road widening.
- Whilst Council is bound by the terms of the trust it would not be effective to prevent the compulsory acquisition of the land by RMS.
- If the RMS failed to follow due process as required under the Roads Act or the Land Acquisition (Just Terms Compensation) Act, the acquisition process could be delayed however procedural requirements are usually capable of being corrected and such failures would not ultimately prevent the compulsory acquisition of the land by the RMS.
- The assertion that there is new evidence to suggest there are scar trees should be investigated by RMS however even a finding that the land proposed to be acquired by the RMS did contain scarred trees which were of aboriginal cultural heritage would not of necessity prevent the proposed acquisition as a permit could be granted to remove such trees under Part 6, National Parks & Wildlife Act (NSW) or Aboriginal and Torres Strait Islander Heritage Protection Act (Cth).

Based on the above advice, it would appear that Council does not have any definitive mechanism whereby it could stop a compulsory acquisition process, if it were to be commenced by the RMS.

While Council has strongly objected to the loss of open space and trees, there is the possibility of obtaining some form of additional compensation (e.g. funding of other improvements to both parks).

That said, it is recommended that Council look to negotiate with RMS, with the view to identifying and including certain improvement works in dealing with the matter.

## **RECOMMENDATION** That -

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1. The information be noted.
2. Council note that both the community's and Council's objections to the proposal have been made to the Minister for Roads and the Roads and Maritime Service, as outlined in its previous report (Attachment A).
3. Council negotiate compensation with the Roads and Maritime Service for the loss of Critically Endangered Ecological Community bushland at Wiley Park and open space at Stevens Reserve, as outlined in its previous report (Attachment A).

## **ATTACHMENTS** [Click here for attachment](#)

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- A. February 2019 Council report - Item 8.2 Wiley Park and Stevens Reserve Intersections

## **POLICY IMPACT**

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The RMS projects are inconsistent with –

- The state government's Sydenham to Bankstown Urban Renewal Corridor Strategy which requires additional open space
- Canterbury Open Space Strategy and Bankstown Open Space Strategy
- Canterbury Council's operational biodiversity strategy which requires retention of critically endangered ecological communities.

## **FINANCIAL IMPACT**

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The expenses incurred as part of negotiations for compensation will be funded from operational budgets.

## **COMMUNITY IMPACT**

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The community will be impacted by the loss of open space, loss of community land and loss of part of an ecologically endangered community. Negotiating compensation with the RMS could deliver a better outcome for the community than is currently being proposed.



## **9 COMMITTEE REPORTS**

The following item is submitted for consideration -

9.1 Minutes of the Traffic Committee Meeting held on 12 March 2019 107



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## Committee Reports - 26 March 2019

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**ITEM 9.1**                      **Minutes of the Traffic Committee Meeting held on 12 March 2019**

**AUTHOR**                      **Operations**

### **PURPOSE AND BACKGROUND**

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Attached are the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 12 March 2019.

The Committees have been constituted to advise and make recommendations in relation to traffic activities. They have, however, no delegated authority and cannot bind Council.

The recommendations of the Committees are in line with the objectives of the Committees and with established practices and procedures.

### **ISSUE**

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Recommendations of the Canterbury Bankstown Council Traffic Committee meeting.

### **RECOMMENDATION**

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That the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 12 March 2019, be adopted.

### **ATTACHMENTS**                      [Click here for attachment](#)

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A.     Minutes of the Traffic Committee Meeting held on 12 March 2019

## **POLICY IMPACT**

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This matter has no policy implications to Council.

## **FINANCIAL IMPACT**

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Potential costs arising out of recommendations of the Traffic Committees are detailed in future Works Programs for Roadworks/Traffic Facilities.

## **COMMUNITY IMPACT**

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The recommendations will improve road safety for the community whilst minimising the adverse impacts on residential amenity. Community consultations have been carried out where required.

## **10 NOTICE OF MOTIONS & QUESTIONS WITH NOTICE**

The following items are submitted for consideration -

10.1 Notice of Motions and Questions with Notice	111
10.2 Creative CBCity Strategic Plan	113
10.3 Investing in Critical Local Infrastructure	115
10.4 National Families Week	117



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## Notice of Motions & Questions With Notice - 26 March 2019

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**ITEM 10.1**            **Notice of Motions and Questions with Notice**

**AUTHOR**            **Office of the General Manager**

### **ISSUE**

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The attached schedules provide information to questions raised at Council's February Ordinary meeting and also a status report on Notice of Motions resolved at previous meetings.

### **RECOMMENDATION**

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That the information be noted.

### **ATTACHMENTS**            [Click here for attachments](#)

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- A. Notice of Motion Table
- B. Questions with Notice



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## Notice of Motions & Questions With Notice - 26 March 2019

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### ITEM 10.2                      Creative CBCity Strategic Plan

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

“That Council as part of its soon to be completed Creative CBCity Strategic Plan pilot a Community Street Art Program.”

### **BACKGROUND**

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Preparation of the Creative CBCity Strategic Plan is very much nearing completion and in advance of this I am moving this motion tonight. The Creative CBCity Strategic Plan recognises that connecting people through culture and creativity can bring different people together to create a strong and socially sustainable City.

In our engagement in developing this Strategic Plan our community have emphasised the importance of being able to access arts everywhere, particularly in public spaces and to support better urban design in high-density areas.

They have specifically told us that “It would be so special to be walking down the street and see something beautiful.” It is also important to understand that “Creative place making can help to generate jobs while also supporting the local economy through increasing the appeal and diversity of a location”.

I expect that Councils Arts and Culture Reference Group will be involved in the piloting program opportunities and reviewing the program outcomes.



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## Notice of Motions & Questions With Notice - 26 March 2019

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### ITEM 10.3            Investing in Critical Local Infrastructure

I, Councillor Linda Downey give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That –

1. Council calls upon the NSW Government to investigate the establishment of a capital investment funding framework for local government, with the view to bringing forward the funding of critical local infrastructure.
2. Importantly, the framework is to also consider the option, whereby the NSW Government forward funds critical local infrastructure listed in Councils S94 plans.
3. Council include the above as one of Council’s motions for consideration at the 2019 LGNSW Conference.”

### **BACKGROUND**

---

It is widely known and discussed – local government is entering a critical period in terms of funding public infrastructure, particularly in dealing with unprecedented growth throughout local government areas.

Despite councils across NSW having demonstrated a willingness to improve systems and processes to better manage operational expenditure, it is quite clear that our ongoing ability to continue to fund increasing demand for services, cost pressures and replacing community assets is simply unsustainable.

Whilst I recognise that councils are responsible to ensure that adequate funding exists to manage our operations, its ability to either generate and/or access capital funding is not so easy.

What is clear is that over the last decade and more, relative funding provided through general purpose government grants continues to decline, whilst cost shifting and state taxes continue to erode our revenue base. Councils are being forced to prop up its operational budget at the expense of replacing assets throughout the local government area, leaving nothing for the early delivery of critical infrastructure to support our future communities.

There is an onus on the NSW Government to ensure that they place a greater degree of effort and responsibility to protect and underpin the role of local government for community benefit, particularly in establishing viable revenue and funding options/policies to cope with exponential housing growth and funding new investment throughout NSW, as required.

Whilst certain programs such as the Government's "Low Cost Loans Initiative" program exist, it does not provide the large scale funding support needed to address the provision of new and upgraded infrastructure.

What is clear is that the State requires a more innovative approach to recognising the crucial role councils play in funding the provision of local infrastructure, particularly where Councils have clear Contribution Plans/Strategies in place for funding capital projects from future developer contributions (S94 Plans).

Where this exists, the NSW Government should provide, "up-front", the required capital funding for Councils to realise the urgent improvements needed throughout our local government areas and utilise future income streams (be it rates or S94 contributions) to repay those funds over a reasonable timeframe.

The up-front loan would need to be "interest-free" so as to ensure that Councils are given every opportunity to deliver on their infrastructure needs whilst continuing with its day-to-day servicing of the community.

Whilst requiring further analysis, there is some urgency to further investigating this and more broadly, a revenue framework for local government, which looks to dealing with better funding council's infrastructure needs.

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## Notice of Motions & Questions With Notice - 26 March 2019

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### ITEM 10.4            National Families Week

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

“That Council -

1. Actively promotes and celebrate National Families Week through its range of family friendly services.
2. Provide free general entry to families at Council’s Leisure and Aquatic Centres on International Families Day, Wednesday 15 May, 2019.
3. Request the NSW Department of Health to host a series of local forums and/or seminars on positive parenting.”

### BACKGROUND

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The strength of families is critical to the safety and prosperity of our children; they are the safety net to neglect, to vulnerability, to disadvantage. The NSW Department of Health not only manage the network of health care professionals supporting families in need, but they also allocate and prioritise funding to vulnerable parts of our community. As a Council I believe we are in a unique position to highlight the priority areas of need within our community to the NSW Government so that they may do better at supporting those families out there who are doing it tough, or at risk of falling through that net.

There is a real need to inform parents about both the need for positive parenting but also the supports and tools available to assist them. Therefore I ask that NSW Department of Health prioritise hosting a series of local forums and/or seminars on positive parenting for parents at all stages of their parenting journey.

Further, National Families Week 2019 is 15-21 May. This year’s theme is ‘Stronger families stronger Communities’ which recognises the important role families play as a central building block within our communities. Council is in a good position to actively promote and celebrate National Families Week. I am requesting Council promote through our libraries, customer service centres and child care centres, through our various media and social media platforms, National Families Week and to also, as a leading organisation, lead by example by providing free general entry for families at Council’s Leisure and Aquatic Centres on International Families Day on Wednesday 15 May.



**11        QUESTIONS FOR NEXT MEETING**



## **12 CONFIDENTIAL SESSION**

### 12.1 Insurance Renewals and Brokerage Services

# **General Manager'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 Item 12.1 in confidential session for the reasons indicated:

#### **Item 12.1 Insurance Renewals and Brokerage Services**

*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.*