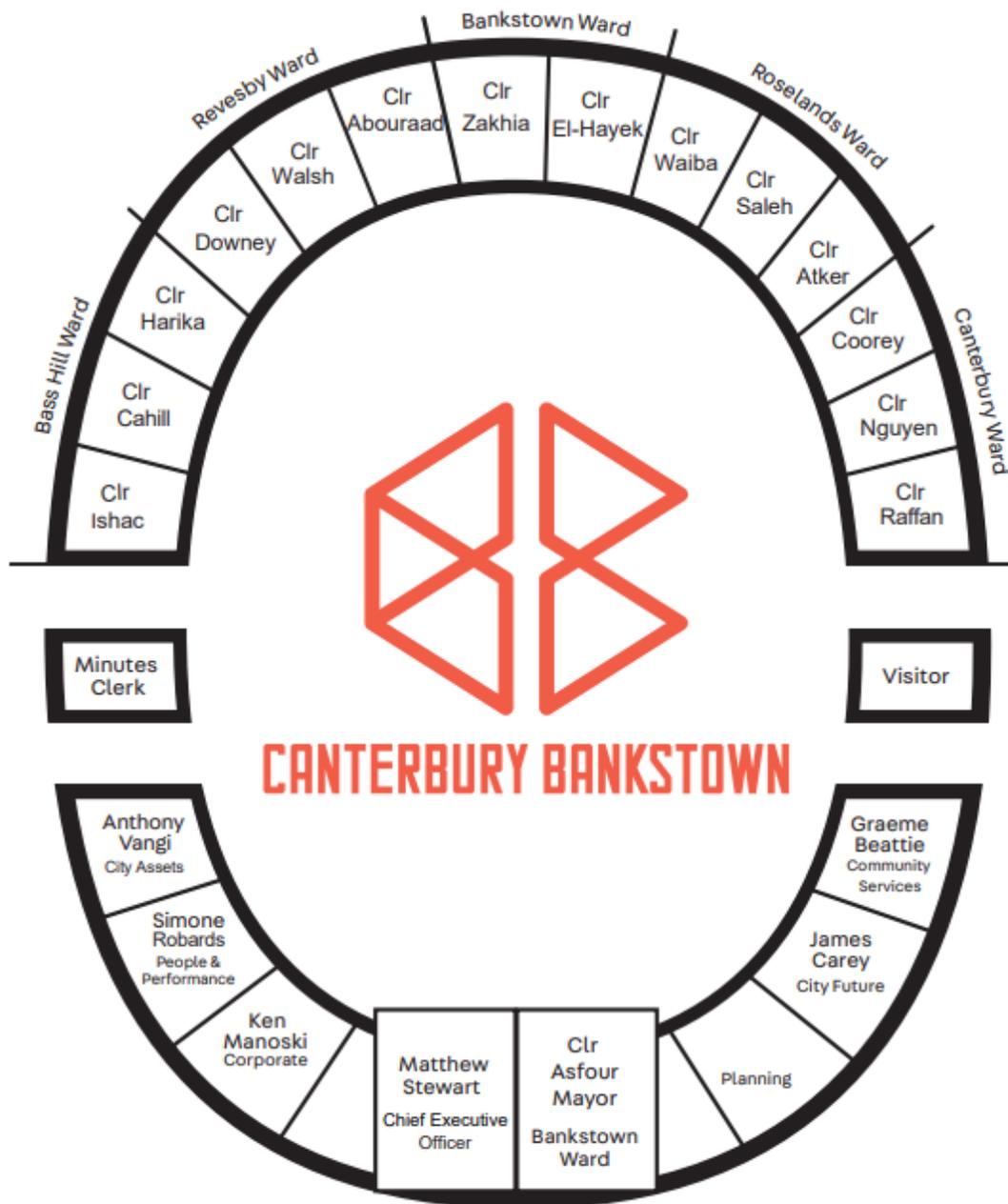




AGENDA FOR THE ORDINARY MEETING

6 December 2022

Gallery



Statement of Ethical Obligations

Oath or Affirmation of Office

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

Conflicts of Interest

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

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1 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

The following minutes are submitted for confirmation -

1.1 Minutes of the Ordinary Meeting of Council of 22 November 20229

CANTERBURY BANKSTOWN

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 22 NOVEMBER 2022**

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

APOLOGIES: Councillor Akter

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.30 PM.

ACKNOWLEDGEMENT OF COUNTRY

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

**SECTION 1:
(265) CONFIRMATION OF MINUTES
CLR. DOWNEY:/CLR. ZAKHIA**

RESOLVED that the minutes of the Ordinary Council Meeting held on 18 October 2022 be adopted.

- CARRIED

**SECTION 2:
(266) LEAVE OF ABSENCE
CLR. DOWNEY:/CLR. ABOURAAD**

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

- CARRIED

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

In respect of Item 6.1 – Community Facilities: Policy Principles, Clr Saleh OAM declared a significant, non-pecuniary conflict of interest as the Community Facilities Policy relates to leases of Council facilities, of which the Riverwood Community Centre is one and as he is the chair of the board he will vacate the chamber taking no part in debate.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
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In respect of Item 6.1 – Community Facilities: Policy Principles, Clr Waiba declared a significant, non-pecuniary conflict of interest as the Community Facilities Policy relates to leases of Council facilities, of which the Riverwood Community Centre is one and as she is a board member she will vacate the chamber taking no part in debate.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 INVITATION TO COUNCILLORS - MUD CRABS CHRISTMAS GATHERING
(267) CLR. ASFOUR

RESOLVED that Council write to the Mudcrabs and acknowledge the work they do in our community, and further encourage all Councillors to take up their Christmas invitation.

- CARRIED

ITEM 4.2 CANTERBURY HOSPITAL - THANKS TO CHRIS MINNS MP
(268) CLR. ASFOUR

RESOLVED that Council write to the NSW Opposition Leader, the Hon. Chris Minns MP and thank him for supporting our community and breathing new life into the Canterbury Hospital.

- CARRIED

ITEM 4.3 SUPPORTING AGED CARE
(269) CLR. ASFOUR

RESOLVED that

1. Council arrange for a Bronze Package Sponsorship Package at their upcoming fundraising dinner, the funds to go towards fitting out the newly built facility.
2. The Bronze Package is valued at \$5,000 and it is proposed that the funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
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ON 22 NOVEMBER 2022

ITEM 4.4 **VALE ALISON MEGARRITY**
(270) **CLR. ASFOUR**

RESOLVED that the Mayoral Minute be noted.

- CARRIED

COUNCIL OBSERVED A MINUTE'S SILENCE IN MEMORY OF ALISON MEGARRITY

ITEM 4.5 **LOCAL COMMUNITY BASED DONATIONS**

CLR RAFFAN TEMPORARILY VACATED THE CHAMBER AT 6.47 PM AND RETURNED TO THE CHAMBER AT 6.48 PM.

(271) **CLR. ASFOUR**

RESOLVED that

1. Council support a donation of \$500.00 towards Help for Hirschsprung Disease.
2. Council support a fee waiver for Bankstown Community Resource Centre Group of \$535.00 towards the booking of the C.A.R.E.S Trebartha Street, Bass Hill.
3. Council support a fee waiver for Bankstown Community Resource Centre Group of \$162.00 towards the waste costs associated with the hire of the C.A.R.E.S Trebartha Street, Bass Hill.
4. Council support a fee waiver of \$129.90 for Indonesian Community Council **ITEM** towards the hire of Yagoona Community Centre.
5. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
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SECTION 5: PLANNING MATTERS

ITEM 5.1 REPORT ON COUNCIL'S PERFORMANCE IN THE ASSESSMENT OF DEVELOPMENT APPLICATIONS FOR THE FIRST QUARTER OF THE 2022/23 FINANCIAL YEAR, CLAUSE 4.6 VARIATIONS APPROVED FOR THE FIRST QUARTER OF THE 2022/23 FINANCIAL YEAR AND PLANNING RELATED LEGAL APPEALS

(272) CLR. ISHAC:/CLR. ABOURAAD

RESOLVED that the report be noted.

- CARRIED

ITEM 5.2 REMOVAL OF CAVEAT - 297-299 CANTERBURY ROAD, CANTERBURY

(273) CLR. ZAKHIA:/CLR. ABOURAAD

RESOLVED that

1. Council consent to the removal of the caveat placed on 297-299 Canterbury Road, Canterbury from the single lot and any subdivided lot titles.
2. The Mayor and Chief Executive Officer be given delegated authority to sign all documentation under the Common Seal of Council, as required.

- CARRIED

ITEM 5.3 WSU MILPERRA PLANNING PROPOSAL SUBMISSION

(274) CLR. WALSH:/CLR. RAFFAN

RESOLVED that

1. Council endorses the draft submission at Attachment A and the submission is made to the Department of Planning and Environment.
2. Council include in the submission, its concern in terms of the loss of the university as an educational facility and that there is no plans or intention to provide any form of educational facility for the local community at this point in time.

- CARRIED

CANTERBURY BANKSTOWN
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SECTION 6: POLICY MATTERS

ITEM 6.1 COMMUNITY FACILITIES: POLICY PRINCIPLES

In respect of Item 6.1 – Community Facilities: Policy Principles, Clr Saleh OAM declared a significant, non-pecuniary conflict of interest as the Community Facilities Policy relates to leases of Council facilities, of which the Riverwood Community Centre is one and as he is the chair of the board he vacated the chamber taking no part in debate.

In respect of Item 6.1 – Community Facilities: Policy Principles, Clr Waiba declared a significant, non-pecuniary conflict of interest as the Community Facilities Policy relates to leases of Council facilities, of which the Riverwood Community Centre is one and as she is a board member she vacated the chamber taking no part in debate.

CLR SALEH OAM AND CLR WAIBA TEMPORARLIY VACATED THE CHAMBER AT 7.01 PM.

(275) CLR. WALSH:/CLR. ABOURAAD

RESOLVED that

1. Council endorses the Community Facilities Policy general principles outlined in this report.
2. Council note that the principles and a comprehensive consultation process with the community and relevant stakeholders will inform the development of a new Community Facilities Policy.
3. An updated Community Facilities Policy will be brought back to Council prior to formal exhibition.

- CARRIED

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

CLR SALEH OAM AND CLR WAIBA RETURNED TO THE CHAMBER AT 7.17 PM.

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 2021/22 ANNUAL FINANCIAL REPORTS

CANTERBURY BANKSTOWN
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CLR RAFFAN TEMPORARILY VACATED THE CHAMBER AT 7.34 PM AND RETURNED TO THE CHAMBER AT 7.39 PM.

MS KAREN TAYLOR OF AUDIT NSW ADDRESSED COUNCIL.

(276)

CLR. ABOURAAD:/CLR. ISHAC

RESOLVED that

1. Council note the 2021/22 Annual Financial Reports and Auditor Reports.
2. Any submissions received and proposed actions relating to those submissions will be reported back to Council at the next Ordinary Meeting, if required.
3. Copies of all submissions received will be referred to Council's External Auditor.

- CARRIED

ITEM 7.2

CODE OF CONDUCT COMPLAINTS REPORT

(277)

CLR. DOWNEY:/CLR. RAFFAN

RESOLVED that the information be noted.

- CARRIED

ITEM 7.3

INTEGRATED PLANNING AND REPORTING UPDATE - 2021/22 ANNUAL REPORT AND QUARTERLY REVIEW OF THE 2022/23 OPERATIONAL PLAN AND BUDGET TO 30 SEPTEMBER 2022

DURING DEBATE ON THIS ITEM, CLR COOREY ASKED QUESTIONS WITHOUT NOTICE REGARDING THE MAYOR'S PROFESSIONAL DEVELOPMENT EXPENSES. AT THAT POINT THE MAYOR DECLARED A NON SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST AND TEMPORARILY VACATED THE CHAMBER AT 7.50 PM.

THE DEPUTY MAYOR CLR RAFFAN ASSUMED THE CHAIR.

CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 8.07 PM.

CLR WAIBA TEMPORARILY VACATED THE CHAMBER AT 8.10 PM.

(278)

CLR. DOWNEY:/CLR. RAFFAN

CANTERBURY BANKSTOWN
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RESOLVED that

1. The 2021/22 Annual Report be endorsed.
2. The quarterly progress report of the 2022/23 Operational Plan to 30 September 2022 be noted.
3. The quarterly review of the 2022/23 Budget to 30 September 2022 as outlined in this report be adopted.
4. Council allocate Ward Funds as outlined in the report.

- CARRIED

HIS WORSHIP THE MAYOR CLR ASFOUR RETURNED TO THE CHAMBER AT 8.11 PM AND ASSUMED THE CHAIR.

CLR EL-HAYEKE RETURNED TO THE CHAMBER AT 8.11 PM.

CLR WAIBA RETURNED TO THE CHAMBER AT 8.12 PM.

ITEM 7.4
(279)

CASH AND INVESTMENT REPORT AS AT 31 OCTOBER 2022
CLR. ABOURAAD:/CLR. CAHILL

RESOLVED that

1. The Cash and Investment Report as at 31 October 2022 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

ITEM 7.5
(280)

ORGANISATIONAL STRUCTURE
CLR. DOWNEY:/CLR. ISHAC

RESOLVED that in accordance with Section 333 of the NSW *Local Government Act 1993*, Council re-determines its organisational structure (Senior Staff), as contained in this report.

- CARRIED

CANTERBURY BANKSTOWN
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SECTION 8: SERVICE AND OPERATIONAL MATTERS

Nil

SECTION 9: COMMITTEE REPORTS

ITEM 9.1 MINUTES OF THE COMMUNITY & INCLUSION ADVISORY COMMITTEE MEETING HELD ON 10 OCTOBER 2022

(281) CLR. SALEH OAM:/CLR. HARIKA

RESOLVED that

1. The minutes of the Community & Inclusion Advisory Committee meeting held on 10 October 2022 be endorsed.
2. Council increase the number of community representatives on the Community & Inclusion Advisory Committee from ten to twelve.

- CARRIED

SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

(282) CLR. ZAKHIA:/CLR. NGUYEN

RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts the recommendations of the following Notice of Motions and Questions with Notice with the exception of Items 10.1, 10.6, 10.8, 10.9, 10.10, 10.12, 10.13 and 10.14.

- CARRIED

ITEM 10.1 STATUS OF PREVIOUS NOTICES OF MOTION - NOVEMBER 2022

(283) CLR. DOWNEY:/CLR. ABOURAAD

RESOLVED that the information be noted.

- CARRIED

CANTERBURY BANKSTOWN
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ITEM 10.2 **DEFIBRILLATORS - COMMUNITY BUILDINGS AND SPORTING FACILITIES**
(284) **CLR. ZAKHIA:/CLR. NGUYEN**

RESOLVED that Council investigates the possibility of expanding the number of defibrillators across its community buildings and sporting facilities. This should also consider broader issues such as volunteer training/education, costs associated with the maintenance and ongoing services.

- CARRIED

ITEM 10.3 **AGED CARE FUNDING - THANKS TO THE FEDERAL MINISTER FOR HEALTH AND**
AGED CARE
(285) **CLR. ZAKHIA:/CLR. NGUYEN**

RESOLVED that

1. Council writes to the Federal Minister for Health and Aged Care, The Hon. Mark Butler MP, applauding him on his Government's commitment to older Australians in care, in particular the recent budget announcement which sets aside a \$3.9 billion package of reforms for the aged-care sector.

2. The Minister writes to the operators of aged care facilities in our City detailing the package of reforms and the increased support available to them.

- CARRIED

ITEM 10.4 **LIBRARY SERVICES - 1,000 BOOKS BEFORE SCHOOL CHALLENGE**
(286) **CLR. ZAKHIA:/CLR. NGUYEN**

RESOLVED that Council trials a revolutionary learning initiative "1,000 Books Before School" Program in the Canterbury Bankstown Council libraries in an attempt to curb the alarming decline in literacy levels, not only in our City, but across the country.

- CARRIED

CANTERBURY BANKSTOWN
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ON 22 NOVEMBER 2022

ITEM 10.5 **POTHOLES - CALL FOR ADDITIONAL FUNDING**
(287) **CLR. ZAKHIA:/CLR. NGUYEN**

RESOLVED that

1. Council writes to the Minister for Local Government of NSW, The Hon. Wendy Tuckerman MP, calling on her Government to support Councils affected by extreme weather conditions by shovelling more cash into funding for pothole and road repairs.
2. Call on the Minister to review the roads grants made available to Councils, with the view of increasing them, given the very real warnings about climate change.

- CARRIED

ITEM 10.6 **GREENING OF UNWIN STREET, EARLWOOD**
(288) **CLR. RAFFAN:/CLR. ABOURAAD**

RESOLVED that

1. Council investigates options of transforming Unwin Street, Earlwood into a 'green street' creating a sustainable, environmental corridor linking Wolli Creek Regional Park and Waterworth Park.
2. Call on Council to voice their opposition to any proposed sale of vacant State Government land in Unwin Street, and support it being handed over to the National Parks and Wildlife service.

- CARRIED

ITEM 10.7 **ESTABLISHMENT OF AN ANNUAL MAYORAL CHRISTMAS TOY AND HAMPER DRIVE**
(289) **CLR. ZAKHIA:/CLR. NGUYEN**

RESOLVED that

1. Council establishes an annual Mayor's Christmas Toys and Hamper Drive and supports local charitable and not-for profit organisations, and the Canterbury Bankstown Chamber of Commerce, to make this Christmas special for many needy children and their families in our City.

CANTERBURY BANKSTOWN
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2. Council to promote and encourage community participation through the media and on all its social and digital media platforms.

- CARRIED

ITEM 10.8
(290) **SWIMMING IN THE GEORGES RIVER**
CLR. DOWNEY:/CLR. EL-HAYEK

RESOLVED that

1. Council work with the Georges Riverkeeper to identify suitable swimming locations on the river, and where appropriate apply for grant funding, under Sydney Water's Urban Plunge Program.
2. Council staff to participate in the upcoming Urban Plunge Tech Summit on 25 November 2022, showcasing techniques and innovations that can make swimming and aquatic recreation in our waterways easier, cheaper and safer to deliver.

- CARRIED

ITEM 10.9
(291) **PROPOSED TELECOMMUNICATIONS TOWER - HOLDEN STREET, ASHBURY**
CLR. COOREY:/CLR. NGUYEN

RESOLVED that Council

1. Writes urgently to the Minister for Customer Service and Digital Government, Minister for Small Business, Minister for Fair Trading Mr Victor Dominello and Minister for Planning Mr Anthony Roberts seeking urgent representations from residents in relation to the proposed network site at 165-169 Holden Street Ashbury by the NSW Telco Authority.
2. Writes urgently to the NSW Telco Authority seeking no action on this installation until information in relation to the proposed network site at the site known as 165-169 Holden Street Ashbury is provided to Councillors and residents.
3. Seeks an undertaking from the NSW Telco Authority that no works are to be carried out on the subject land until further notice.

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4. Requests that the NSW Telco Authority provides Councillors and residents with studies in relation to radio frequency and in particular studies that rebut the following statement made in correspondence dated 13 October 2022 signed by James McIver Senior Planner for Catalyst One Pty Ltd.
5. Notes that based on the preliminary assessment and proposed implementation of safeguards, it is anticipated that the proposal is unlikely to pose a risk to the environment.

- CARRIED

ITEM 10.10
(292)

RAMADAN NIGHTS IN LAKEMBA - THANK YOU TO THE HON. MARK COURE MP
CLR. NGUYEN:/CLR. COOREY

RESOLVED that Council writes to the NSW Minister for Multiculturalism, The Hon. Mark Coure MP to acknowledge his support and say “thank you” for approving \$1 million of grant funding which will go towards hosting our City’s major event, Ramadan Nights Lakemba.

- CARRIED

ITEM 10.11
(293)

CELEBRATING FATHERHOOD
CLR. ZAKHIA:/CLR. NGUYEN

RESOLVED that Council celebrates and supports new mothers by recognising the supportive role new fathers play during this very special family time. I congratulate Council on their initiative, ‘New Fathers’ Meet Up’, and look forward to its launch and promotion early next year.

- CARRIED

ITEM 10.12

ORDINARY COUNCIL MEETINGS AT CAMPSIE

In accordance with Clause 10.3 of Council’s Code of Meeting Practice, Clr Coorey withdrew this Notice of Motion.

CANTERBURY BANKSTOWN
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ITEM 10.13
(294)

VERGE MOWING
CLR. COOREY:/CLR. NGUYEN

RESOLVED that Council investigate the costs for reintroducing verge mowing to any verges that were previously maintained by Council for persons without capacity to tend to their own verge.

- CARRIED

ITEM 10.14
(295)

GOLDEN HEART CHARITY ORGANISATION - FUNDRAISING EFFORTS
CLR. NGUYEN:/CLR. COOREY

RESOLVED that

1. Council acknowledges and praises the Golden Heart Charity Organisation, in particular the President of the Vietnamese-Australian Medical Association, Dr Vinh Binh Lieu OAM, for their outstanding fundraising efforts in raising much-needed funds for the Bankstown-Lidcombe Hospital.
2. Council recognises the Golden Heart Charity Organisation, and Dr Vinh Binh Lieu OAM, with a certificate of thanks on behalf of our entire community.

- CARRIED

SECTION 11:

CONFIDENTIAL SESSION

(296)

CLR. ISHAC:/CLR. EL-HAYEK

RESOLVED that, in accordance with Section 10A(2) of the Local Government Act, 1993, the Public and the Press be excluded from the meeting to enable Council to determine Items 11.1, 11.2 and 11.3 in confidential session for the reasons indicated:

Item 11.1 Property Matter - Unsolicited Proposal by Bankstown District Sports Club

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This report is considered to be confidential in accordance with Section 10A(2)(d)(ii) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council.

This report is considered to be confidential in accordance with Section 10A(2)(f) of the Local Government Act, 1993, as it relates to matters affecting the security of the Council, Councillors, Council staff or Council property.

- Item 11.2 Property Matter - Heartbreak Ridge Paint Ball, 2 Maxwell Avenue, Milperra

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

- Item 11.3 T21-23 Croydon Park Precinct Upgrade

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

- CARRIED

COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 8.32 PM AND REVERTED BACK TO OPEN COUNCIL AT 8.33 PM.

(297)

CLR. RAFFAN:/CLR. ZAKHIA

RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts all the recommendations of the Confidential Session, with the exception of Item 11.3.

- CARRIED

ITEM 11.1

PROPERTY MATTER - UNSOLICITED PROPOSAL BY BANKSTOWN DISTRICT SPORTS CLUB

(298)

CLR. RAFFAN:/CLR. ZAKHIA

RESOLVED that

1. Council agrees to the proposed next steps as outlined in the report.

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2. A further report be provided on the matter, as required.

- CARRIED

ITEM 11.2 **PROPERTY MATTER - HEARTBREAK RIDGE PAINT BALL, 2 MAXWELL AVENUE, MILPERRA**

(299) **CLR. RAFFAN:/CLR. ZAKHIA**

RESOLVED that

1. The submissions received in response to the public exhibition of the proposed lease be noted.
2. A new five-year lease to Heartbreak Ridge Paint Ball Pty Limited (HRPB) be granted.
3. The Chief Executive Officer be authorised to finalise the lease as outlined in the report.

- CARRIED

ITEM 11.3 **T21-23 CROYDON PARK PRECINCT UPGRADE**

(300) **CLR. RAFFAN:/CLR. ZAKHIA**

RESOLVED that

1. Pursuant to Section 178(1)(b) of the Local Government (General) Regulation 2021 (the Regulation), Council declines to accept any of the tenders received for T21-23 Croydon Park Precinct Upgrade.
2. Pursuant to Section 178(3)(b) of the Regulation, Council invites fresh tenders in accordance with Section 167 of the Regulation for the proposed works at an appropriate time.
3. Council notifies the unsuccessful tenderers in writing and thank them for tendering.

- CARRIED

THE MEETING CLOSED AT 8.35 PM

Minutes confirmed 6 DECEMBER 2022

.....
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 | Christmas Message | 31 |
| 4.2 | Where is our Hospital? | 33 |
| 4.3 | Local Community Based Donations | 35 |

Mayoral Minutes - 06 December 2022

ITEM 4.1 Christmas Message

Councillors,

When thinking about my Christmas message this year, I was reminded of a famous editorial, published in The Sun newspaper in 1897 and reprinted in many languages and adapted as a film.

It related to a letter sent to the newspaper by an 8-year-old girl, Virginia O’Hanlon, who had been encouraged by her papa to write to the editor and ask him if Santa Clause was real.

The editor’s response was simple: “Yes, Virginia there is a Santa Clause”, a famous line remembered and used for more than a hundred years.

But, what the Editor also went on to say, was: “he exists, as certainly as love, generosity and devotion exist”.

It is those three words, I want to focus on.

And, how true they are when it comes to our City and our Council. We have people who genuinely **love** this City and love living here... we have staff who love their jobs and the work they do on behalf of the community... and who can question the **generosity** of our community and the not for profit organisations.

Selfless acts of volunteering, raising funds, hampers, Christmas toys and clothing for those families in need. Generosity given, and nothing asked in return.

There is no doubting the love and the generosity are borne out of **devotion** and commitment to our City. A city we are all proud of.

It certainly has been a tough year on many fronts and we have shown a resilience and spirit which is in keeping with the City we really are.

So, with just nineteen sleeps to go before Christmas, it’s time to take a step back from the year that was and think about spending time with your families and loved ones and think about the true meaning of Christmas and the holiday season.

It’s a time to reflect on and reach out to those who are dear to us, as they are always there to support us in times of need.

Councillors, to you and your families I extend a warm and joyous Christmas, to the Executive and staff here at Council, thank you for all you do, and I hope you and your families all have a happy and holy Christmas.

And to the residents of this great City, I pray you have a safe and loving Christmas and a prosperous New Year.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 06 December 2022

ITEM 4.2 Where is our Hospital?

Councillors,

Well may you ask: Where is our communities new Bankstown-Lidcombe Hospital?

In fact, it's the question every fair-minded resident of our City should be asking of the NSW Premier and their State Liberal MPs.

It's the question this Government has avoided answering, since making the rolled-gold promise before the last election in March 2019. A promise to date that has produced nothing but hot wind.

For those who remember, the headlines in the local paper were there for all to see: NSW Government Vows to Splash \$1.3 Billion on Bankstown Lidcombe Hospital. The only thing that he been splashed since that headline was a bucket of cold water on our City.

And, if I can indulge you with another tid-bit from the article, the former Premier Gladys Berejiklian was pictured sidling up to and promising Panania's Elaine Crockett, who has been using the current hospital since 1969, that the hospital is coming.

Perhaps the Liberal member for East Hills Wendy Lindsay MP needs to contact pensioner Elaine Crockett and explain to her why the hospital has been put on the backburner with no site announced. And while she is at it, maybe extend an apology to the rest of the electorate about the broken promise, a promise she gloated about before the last election.

Maybe I'm reading too much into things, but how bizarre Ms Lindsay has suddenly found a voice about the hospital and other matters! Could it be there is an election in the winds?

Councillors, when you cut through the politics and the shenanigans, the one thing that is very clear is, we are still no clearer on where the new hospital will be located.

It's no secret that Health Infrastructure's preferred option is right here in our CBD, and our clear view is that a new modern TAFE should be built to service our community for decades to come. Along with the new university, this precinct will the health and education precinct the NSW Government promised as part of its Collaboration precinct work delivering on their district plans, plans seeing the creation of hundreds of jobs, supported by investment, which will springboard our City into a centre for health and education excellence.

Recent talk by the dumped Labor member for Bankstown and her newly found Liberal friend Wendy Lindsay about traffic congestion is nothing more than scaremongering and not based on any factual, or traffic-based studies or research. When Wendy Lindsay was running late for a ribbon cutting one morning I was surprised she didn't put on her emergency flashing lights to highlight her scaremongering aimed at scoring some cheap political points at the expense of our community's future health and wellbeing. That's right, there is an election looming!

Councillors, I urge you all to keep advocating, and using whatever means you can to put pressure on this Liberal Government to honour its promise made some four years ago and to announce the site of the new hospital here in our CBD. Let's all watch this space and don't be surprised to see an announcement any day now, after all there is an election looming!

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 06 December 2022

ITEM 4.3 Local Community Based Donations

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

Melkite Catholic Eparchy of Australia & New Zealand – St John The Beloved Melkite Catholic Parish

St John The Beloved will be hosting their 2022 Christmas Carols and Fete on Saturday 10 December 2022 at St John The Beloved Melkite Catholic Parish in Greenacre.

The aim of this event is to create unity and excitement amongst our parishioners and within the extended community to celebrate Christmas.

Council support a donation of \$1,000.00 towards this event.

The Sydney Lithuanian Club

The Sydney Lithuanian Club, a not for profit company, is a proud supporter of the 31st Australian Lithuanian Days Festival, which will be held in Sydney from the 27 - 31 December 2022.

The official opening of the 31st Australian Lithuanian Days Festival will be held on the 27 December 2022 at Revesby Workers Club. This festival features a Lithuanian cultural and sports programme, including folk dancing, choral and literature recitals, art shows etc.

The club has been in the Bankstown area since 1954.

Council support a donation of \$1,000.00 towards the 31st Australian Lithuanian Days Festival.

RECOMMENDATION

1. Council support a donation of \$1,000.00 towards St John The Beloved Melkite Catholic Parish 2022 Christmas Carols and Fete.
2. Council support a donation of \$1,000.00 towards the 31st Australian Lithuanian Days Festival.
3. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

Councillors, I put the Mayoral Minute.

5 PLANNING MATTERS

The following item is submitted for consideration -

- 5.1 Draft Planning Agreement - 599-603 Canterbury Road, Belmore 39

Planning Matters - 06 December 2022

ITEM 5.1 **Draft Planning Agreement - 599-603 Canterbury Road, Belmore**

AUTHOR **Planning**

PURPOSE AND BACKGROUND

To seek Council's approval to exhibit a draft planning agreement for 599-603 Canterbury Road, Belmore.

ISSUE

The NSW Land and Environment Court considered an appeal in relation to a proposed residential flat building at 599-603 Canterbury Road, Belmore (DA 163/2018). The Court issued a deferred commencement consent subject to the landowner dedicating land at the rear of the site for lane widening purposes.

A draft planning agreement has been prepared to satisfy the deferred commencement condition. Council's Community Participation Plan requires Council to exhibit the draft planning agreement prior to Council determining whether to enter into the planning agreement. The matter would be reported to Council following the exhibition period.

RECOMMENDATION That -

1. Council exhibit the draft Planning Agreement and Explanatory Note provided in Attachment A.
2. The matter be reported to Council following the exhibition period.

ATTACHMENTS [Click here for attachment](#)

- A. Draft Planning Agreement and Explanatory Notes

POLICY IMPACT

This matter meets the requirements of the *Environmental Planning and Assessment Act 1979*, the Department of Planning and Environment's Practice Note on Planning Agreements and Council's Planning Agreements Policy.

FINANCIAL IMPACT

There are no financial implications in relation to this matter. The land dedication will be provided free of cost by the landowner, without any reimbursement or contributions offset by Council. A condition of the development consent requires the landowner to construct the lane widening.

COMMUNITY IMPACT

The proposed widening of Waverley Lane will result in a broader public benefit for the surrounding community.

DETAILED INFORMATION

BACKGROUND

In December 2020, the NSW Land and Environment Court issued a deferred commencement consent for the construction of a five storey residential flat building with basement parking at 599-603 Canterbury Road, Belmore (DA 163/2018).

The deferred commencement condition requires the landowner to enter into a planning agreement in accordance with their irrevocable letter of offer dated 15 December 2020. The planning agreement proposes to dedicate an area of land (123.5m²) measuring 3 metres (depth) along the northern boundary of the site for lane widening purposes.

The development site is shown on the map below edged in blue, with the land dedication area shown in red:



NEGOTIATION AND KEY ASPECTS OF THE PLANNING AGREEMENT

The landowner has requested to enter into a planning agreement to satisfy the deferred commencement condition.

A draft planning agreement has been prepared consistent with the requirements of section 7.4 of the *Environmental Planning and Assessment Act 1979*, the guiding principles under Council's Planning Agreements Policy and the Department of Planning and Environment's Practice Note on Planning Agreements.

The landowner has reviewed and accepted the draft planning agreement, provided in Attachment A.

KEY ASPECTS OF THE PLANNING AGREEMENT

The draft planning agreement requires that the landowner is responsible for:

- The dedication of a three metre strip of land on Waverley Lane at the rear of 599-603 Canterbury Road for lane widening purposes, free of cost to Council.
- The payment of all of Council's legal costs associated with the planning agreement.
- The registration of the planning agreement on title.

The draft planning agreement also provides for the following:

- Section 7.11 contributions to apply to the development, with no offset arising from any benefits obtained by Council under the planning agreement.
- Mechanism to dedicate the land to Council should the landowner fail to meet the requirements of the planning agreement.

The key benefit is that the land dedication will be provided free of cost by the landowner, without any reimbursement or contributions offset by Council. It will enable Waverley Lane to be progressively widened as future development occurs in this locality. A condition of the development consent requires the landowner to construct the lane widening.

EXHIBITION AND NEXT STEPS

Should Council agree to proceed to exhibition, the draft planning agreement would be exhibited for 28 days in accordance with Council's Community Participation Plan. An Explanatory Note would also be exhibited with the draft planning agreement.

The matter would be reported to Council following the conclusion of the public exhibition.

6 POLICY MATTERS

The following item is submitted for consideration -

6.1 Council Policies

45

ITEM 6.1 Council Policies

AUTHOR Corporate

PURPOSE AND BACKGROUND

To seek Council's endorsement for the exhibition of the attached Council-related Development Application Policy, Hoardings and Scaffolding Policy and Guideline, Child Safe Complaints Handling Policy, and Memorials Policy.

The Memorials Policy was adopted by Council in June 2018. Since then, the Policy has undergone a review and a new section on memorial trees included. There is no current fee for this service.

ISSUE

In order to give effect to Council functions under the *Local Government Act 1993*, policies and procedural directives are required to ensure uniformity in administration and approach.

Council policies state Council's official position on an issue that is relevant to the community. This may be in the form of general principles that it will adopt to administer its statutory obligations. A Council policy is formally determined and adopted at a Council meeting. It reassures the public of Council's commitment to the community and transparency in its policy approach to community issues.

A summary of each proposed council policy and related guideline is outlined in the detailed information section of this report, for Council's consideration.

RECOMMENDATION That -

1. Council endorse the Council-related Development Application Policy, Hoardings and Scaffolding Policy and Guideline, Child Safe Complaints Handling Policy, and the Memorials Policy and the policies be placed on public exhibition.
2. In principle, Council endorse the introduction of the following new fees for memorial trees:
 - Memorial Tree Administration Fee for initial assessment - \$106 (excl. GST)
 - Tree planting, 6 months maintenance and Memorial Tree Certificate - \$1210 (excl. GST)
 - Additional out-of-hours planting request (Weekend and Public Holidays) - \$220 (excl. GST)
3. In accordance with Section 610F of the *Local Government Act 1993*, Council exhibit the proposed fees as required.
4. A further report be brought back to Council, following public exhibition.

ATTACHMENTS

[Click here for attachments](#)

- A. Council-related Development Application Policy
- B. Hoardings and Scaffolding Policy
- C. Hoardings and Scaffolding Guideline
- D. Child Safe Complaints Handling Policy
- E. Memorials Policy

POLICY IMPACT

The Council-related Development Application Policy reflects Council's compliance with legislative changes and adherence to Guidelines issued by the Department of Planning and Environment.

The Hoardings and Scaffolding Policy and Guideline provides an aligned approach to hoardings and scaffolding across the City. The documents replace the former Canterbury Council's Hoardings on Council Land Requiring Approval Policy, and Section 4 – Hoardings of the former Bankstown Council the *Bankstown Demolition and Construction Guidelines*.

The Child Safe Complaints Handling Policy ensures Council's compliance with the National *Principles for Child Safe Organisations* and *NSW Child Safe Standards*, as required under the *Children's Guardian Act 2019* (NSW).

The new section of the Memorials Policy supports Council's 22 February 2022 resolution on dedicated memorial trees. The Policy has also undergone an extensive review and changes to the definition of a memorial is recommended, as outlined in this report.

FINANCIAL IMPACT

There is currently no service or fee in place for the provision of memorial trees. This report seeks to implement a new fee for this service.

COMMUNITY IMPACT

The Council-Related Development Application Policy promotes awareness, transparency, and accountability in the way Council manages council-related development applications.

The Hoardings and Scaffolding Policy and Guideline demonstrates Council's commitment to safety and risk mitigation in the public space, by ensuring consistency and best practice in the design, approval, and construction of hoardings and associated scaffolding throughout the local government area (LGA).

The Child Safe Complaints Handling Policy emphasises the importance of child safety within the community, and Council as a child-friendly environment.

The new section of the Memorials Policy provides the community with guidance on Council's new approach to memorial trees. Memorial Trees will be recognised with a Memorial Tree Certificate that will include GPS coordinates of the tree.

DETAILED INFORMATION

Council-Related Development Application Policy

Council is committed to transparency and accountability in the assessment of development applications and ensuring community awareness of the processes behind determinations.

In September 2022, all Councils were notified of changes to the Environmental Planning and Assessment Regulation relating to “Council related development applications”. These are development applications where the Council is the applicant developer (whether lodged by or on behalf of Council), landowner, or has a commercial interest in the land the subject of the application, where it will also be the regulator or consent authority.

When the changes take effect on 3 April 2023 through the *Environmental Planning and Assessment Amendment (Conflict of Interest) Regulation 2022*, the following key changes will apply:

- Councils must have adopted a Policy that specifies how conflicts of interest in connection with council-related development applications will be handled. The Policy must comply with the requirements contained in Guidelines issued to Councils by the Department of Planning and Environment.
- Council-related development applications must be accompanied by a management strategy statement, which explains how Council will manage potential conflicts of interest.
- Councils must record conflicts of interest in connection with each Council-related development application, and the measures taken to manage the conflicts, in their existing DA register.
- Council-related development applications must be exhibited for a minimum of 28 days to ensure transparency during the assessment process.

The Department of Planning and Environment issued councils with a template to use to assist them in drafting their policy. This template was used to develop the Council-Related Development Application Policy.

The Policy proposes a three-tiered system to the management of Council-related development applications. In summary:

- a. For minor applications by nature, scale, and cost: assessment and determination in accordance with Council’s adopted delegations, with decisions to be reviewed by the Coordinator Planning, Manager Development, and Director Planning;
- b. For applications requiring determination by Local Planning Panels (LPP) in accordance with the “LPP Direction – Development Applications and Applications to modify Development Consents”: assessment involving consultation with an external and independent peer review, and inclusion in report to the LPP.
- c. For applications with a capital investment value over \$5 million: report to the Sydney South Planning Panel (SSPP) for determination, which includes engaging an independent external consultant to undertake the assessment of the application.

Hoardings and Scaffolding Policy and Guideline

The Hoardings and Scaffolding Policy is an outcome of the policy alignment project, which aligned and superseded the former Canterbury Hoardings on Council Land Requiring Approval Policy and former *Bankstown Demolition and Construction Guidelines* (Section 4).

The Hoardings and Scaffolding Policy and supporting Guideline aim to set a consistent approach in the control on design and construction of hoardings and any associated scaffolding throughout the LGA. These policy documents outline the most contemporary and best practice standards in the design and construction of hoardings and scaffolding.

These documents reinforce Council's commitment to public safety by ensuring temporary structures erected on public places are designed and installed to allow for the safe movement of vehicles and pedestrians while minimising the impact on the City's visual appearance and maximising the protection of public infrastructure.

The documents provide guidance on the assessment and approval processes of Council. They also seek to provide design parameters with the use of architectural illustrations and photos to guide designers, builders, architects, engineers and the general public in better understanding Council's requirements.

The primary objectives of the Policy are:

- Set up a single framework and consistent approach to the design, assessment, approval, construction, and installation of hoarding and any associated scaffolding throughout the LGA;
- To guide designers, builders, architects, engineers and the community by communicating and reiterating Council's requirements regarding the installation of temporary structures in public places.

The Policy is supported by the Hoardings and Scaffolding Guideline. Key components of the two documents include:

- Design requirements for hoardings;
- Design requirements for other temporary structures;
- Additional requirements, protections, and standards, on items including access gates, lighting, street signage, protection of council trees, advertisements, and provisions for people with a disability.

Child Safe Complaints Handling Policy

The Child Safe Complaints Handling Policy demonstrates Council's commitment to uphold the *NSW Principles for Child Safe Organisations and the NSW Child Safe Standards*, and maintain a child-safe environment across the LGA where children are regarded as a priority.

Council aims to meet and maintain the *NSW Child Safe Standards* by providing a safe environment, empowering children and young people, educating team members about child protection responsibilities, and responding appropriately to child safety complaints.

All local governments in NSW are required to meet the 10 NSW Child Safe Standards by 1 February 2023 and to continuously monitor and improve processes moving forward.

This Policy contributes to Council's existing body of Child Safe policies and procedures, which includes the Reportable Conduct Procedure and Mandatory Reporting Procedure, Child Safety and Well-being Policy, Child Safe Code of Conduct, and reiterates Council's commitment to leading and promoting child safety within the community.

The Policy provides direction to Council officials (including councillors) and other workers on how to engage with children who make a complaint related/specific to their safety, well-being, or welfare while attending a Council service, facility, or event. It aims to ensure that Council officials and other workers will treat complaints in a manner that provides a safe space where children feel valued, are taken seriously, and are involved in decision making.

The Policy is supported by the Child Safe Complaints Handling Procedure, which provides guidance in handling complaints made in relation to or by a child about a Council official, service, facility, or event. This includes:

- Types of complaints;
- The processing and assessment of complaints;
- Managing parties to the complaint;
- Appropriate and inappropriate behaviours or responses;
- Designation of responsibilities in complaints management concerning children.

Review of the Memorials Policy

At its 22 February 2022 Ordinary meeting, Council resolved to review its Memorials Policy to include the opportunity for community members to create a living memorial to their loved ones through tree planting in public open space. As a result, Council's Memorials Policy was reviewed.

New section on Memorial Trees

To support Council's 22 February 2022 resolution on dedicated trees, a new section on 'Memorial Trees' has been included in the Policy.

This new section provides guidance to community members on Council's approach to memorial trees, including:

- Approval of memorial tree
- Maintenance period
- Memorial Tree Certificate
- Costs (broadly)

Other sections of the Policy were updated to reflect the new inclusion in the Policy. This includes:

- Section 4.1. Placement of Memorial Objects and Trees
- Terms and Definitions

The new section of the Policy will be supported by:

- A digital application form for all new memorial tree requests
- A digital Memorial Tree Certificate that contains GPS coordinates (of the planted tree)
- The development of an FAQ for the community, that will be made available on the corporate website
- A dedicated webpage on the corporate website for Memorial Trees

Proposed Fees

The proposed fees related to memorial trees are:

- Memorial Tree Administration Fee for initial assessment - \$106 (excl. GST)
- Tree planting, 6 months maintenance and Memorial Tree Certificate - \$1210 (excl. GST)
- Additional out-of-hours planting request (Weekend and Public Holidays) - \$220 (excl. GST)

Tree species and location of the proposed memorial tree will be determined by Council's Tree Management Team. Specific timings to be discussed and agreed with Council's Tree Management Team within business hours.

Broader review of the Memorials Policy

The Memorials Policy also underwent a broader review to ensure alignment with Council's Naming Policy, and other strategic documents. As a result, changes to the Policy are proposed. These include:

- Change to the definition of memorial from an object to a concept
- Change to policy ownership

NEXT STEPS

Subject to endorsement of the Council-related Development Application Policy, Hoardings and Scaffolding Policy and Guideline, Child Safe Complaints Handling Policy, and Memorials Policy, these policy documents will be placed on public exhibition.

In addition, the proposed new fees for memorials trees as outlined in this report will be placed on public exhibition, as required under s610F of the *Local Government Act 1993* (NSW).

Following the exhibition period, submissions will be considered and where relevant, incorporated into the documents before a further report is submitted to Council.

7 GOVERNANCE AND ADMINISTRATION MATTERS

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

8 SERVICE AND OPERATIONAL MATTERS

The following items are submitted for consideration -

- | | | |
|-----|---|----|
| 8.1 | Clean City Strategic Plan and Action Plan | 57 |
| 8.2 | Managing Illegal Dumping | 61 |

ITEM 8.1 Clean City Strategic Plan and Action Plan

AUTHOR City Future

PURPOSE AND BACKGROUND

To inform Council of the draft Clean City Strategic Plan (CCSP) and Action Plan, and seek endorsement for public exhibition to obtain community feedback. A future report outlining the feedback received during the exhibition period will be reported back to Council.

ISSUE

As part of the development of the Community Strategic Plan, the community highlighted that they wanted to live in a 'clean and green' city.

Council currently invests significant money and effort in a wide range of prevention, maintenance and cleansing programs with the aim of achieving a clean city. However, residents consistently express that more should be done to improve the cleanliness of our City. Key concerns for the community include the cleanliness of streets and public places, clean and litter-free water bodies and preventing litter and illegal dumping.

It is important to acknowledge that littering and illegal dumping is from within the community itself, therefore a new approach, titled the Four Pillars Clean City Model, has been developed to bridge the gap between Council's investment and the Community's expectations. Its aim is to direct investment in time, engagement, money and resources to target improvements especially at the source.

RECOMMENDATION That -

1. Council endorses the draft Clean City Strategic Plan and Action Plan for public exhibition.
2. A further report be prepared following the close of the exhibition period to consider any submissions received.

ATTACHMENTS [Click here for attachments](#)

- A. Draft Clean City Action Plan 2022-25
- B. Draft Clean City Strategic Plan 2022-28

POLICY IMPACT

This report aligns with the Community's 10-year vision for a 'Clean and Green City' and a 'Leading and Engaged City'. The community said they want CBCity 2028 to be well planned, well governed, future-focused and responsible.

The Four Pillars Clean City model will be used to underpin the Clean City Strategic Plan and Action Plan.

FINANCIAL IMPACT

Achieving the community and Council's desired level of cleanliness will require a review of how Council is allocating its resources. While the actual cost implications are unclear, each project, based on the four pillars model, will determine the likely costs associated with changes or additional services and servicing, infrastructure, plant and equipment and staffing.

In 2021 a Special Rates Variation was approved for Council that included funding directed to improving the cleanliness of our city. Appropriate allocation will be considered as part of any future Operational Plan and budget process.

COMMUNITY IMPACT

Achieving a clean city will ensure that residents and visitors to the LGA will have a positive perception of the area and will make a significant contribution to building community pride. Programs, based on the Four Pillars Clean City model will assist residents and businesses in understanding they, along with Council, have a responsibility for achieving a clean city, which will assist in developing community pride.

Public exhibition of the plan provides the community with the opportunity to engage and participate in decision making with current and future services.

DETAILED INFORMATION

The following key focus areas for the CCSP were identified from the community and staff consultation:

1. *Prevent illegal dumping* - Prevent household items (e.g. furniture, mattresses, used clothes), construction materials, and asbestos being dumped in public places and increase awareness that dumping is illegal and applicable fines.
2. *Clean and tidy town centres* - Improve the look and feel of town centres through: better service coordination; improved infrastructure installation and maintenance; and increased engagement with residents and businesses to build a shared understanding that they are also responsible for keeping town centres clean and tidy.
3. *Clean and tidy parks* - Improve the maintenance and servicing of parks and development of litter prevention campaigns to encourage residents to look after their local parks.
4. *Clean and tidy public toilets* - Improve the usability of toilet facilities by increasing their maintenance and servicing.
5. *Healthy waterways* - Reduce pollution and litter, including organic matter (ie. sediment, grass), drink containers, plastic bags food packaging, cigarette butts and microplastics. Waterways include rivers, creeks, open water bodies, drainage lines and close pipe systems.
6. *Organisational wide actions* - Increase co-ordination and collaboration across Council to create a clean, tidy and well-maintained City.

Four Pillars Clean City Model

To better deliver on the community expectations for a Clean City, a new model has been developed to target resources. The Four Pillars Clean City Model will assist Council to deliver a clean city to residents by:

1. Greater data collection and background research ensuring we understand the scope, impact and drivers of the issue. This can assess the impact of the strategies we put in place and ensure we target resources where they are needed;
2. Investing in new and improved infrastructure to promote positive outcomes;
3. Improved communications with both the community and other stakeholders that highlights roles, responsibilities, expectations and practical information and increases awareness of the existing work being done; and
4. Employing compliance strategies in the case that other methods do not produce the desired changes.

Using these four pillars, several projects relating to the CCSP key focus areas are being developed, trialled, and implemented. These projects relate to:

- Working collaboratively with strata managers, NSW Department of Housing and owners to improve amenity and reduce dumping in and around Multi Dwelling Developments and Residential Flat Buildings.
- Reviewing the current cleaning and maintenance service schedules for town centres, to guide cleaning and maintenance service standards and resource allocation.
- Undertaking pro-active litter reduction programs in parks, such as We Like Our Parks Litter free program.
- Developing a litter bin maintenance, upgrade and replacement plan.
- Reviewing the current cleaning and maintenance service schedules for public toilets to guide service standards and resource allocation.
- Continuing to implement Get the Site Right campaign, to increase awareness of the dangers of runoff from building sites impacting the environment and encourage developers, builders and home renovators to implement appropriate erosion and sediment controls.

Public Exhibition

In accordance with the Community Engagement Policy, Council commits to undertaking consultation to ensure the community is provided with the opportunity to participate in Council's decision making and strategy development process.

Given the upcoming Christmas and New Year period, Council proposes to conduct public exhibition of the draft CCSP for an extended period over the summer months, 14 December 2022 to 9 February 2023. Community pop up events will be held in each of the five wards, including the Lunar NY event at Campsie on 5 February 2023.

Culturally and linguistically diverse stakeholders will be considered in the development of all material, with translated into Arabic, Vietnamese and Greek and include the relevant contact information for further translation and interpreting services.

Along with traditional media, social media will be heavily utilised to promote the draft strategic plan over the exhibition period. Residents will be able to view the draft strategic plan and lodge an on-line submission at cb.city/haveyoursay.

ITEM 8.2 **Managing Illegal Dumping**

AUTHOR **City Future**

PURPOSE AND BACKGROUND

Council previously resolved to provide a report on what action is currently being taken to curb the spread of illegal dumping and investigate what additional initiatives could be taken to deter and detect illegal dumping. This report, and the attached document *Curbing Illegal Dumping: Actions and Results*, form the response to this request.

ISSUE

Addressing illegal dumping is a priority for Council. The community consultation process undertaken for the development of our Draft Clean City Strategic Plan showed our residents place a high value on a clean city and illegal dumping was one of their primary concerns.

While illegal dumping happens in every LGA, data from our *Eyes On It* campaign clearly demonstrated that CBCity has a multitude of factors that drive high rates of illegal dumping including aging housing stock, high concentrations of medium density multi-unit dwellings, a high proportion of renters, a high turnover of tenancy, and higher than average social disadvantage.

To address the scourge of illegal dumping requires a huge investment in time, money and resources aimed at:

- Gathering and analysing data and information to understand the issues;
- Investing in infrastructure and services to monitor, collect and dispose of items;
- Engaging with and educating the community generally as well as specific stakeholders such as building managers, real estate agents, compliance officers and more; and
- Undertaking enforcement activities when necessary.

Outlined below are details of the numerous programs and initiatives Council has in place to address the above issues.

RECOMMENDATION That -

1. Council continue to focus on priority projects as outlined in the report to curb illegal dumping across the City.
2. Council write to the EPA seeking clarification on future funding and that a portion of the Waste Levy paid each year be paid directly to Councils to focus on Illegal Dumping (as per the previous Better Waste and Recycling Fund).

ATTACHMENTS

Nil

POLICY IMPACT

Managing illegal dumping sits under the umbrella of a number of policies, procedures and strategies including: the CBCity 2036 (Community Strategic Plan), the draft Clean City Strategic Plan; the draft Domestic Waste and Recycling Policy; and specific service procedures. The information outlined in this report has no additional impacts on other policies.

FINANCIAL IMPACT

Illegal dumping imposes a direct costs on Council, such as staffing, maintaining a fleet of trucks, disposal costs and landfill levies, as well as indirect costs, such as damage to footpaths and verges and reduced amenity. By reducing the amount of material on the streets we limit these financial impacts.

Some of the actions outlined in this report have been funded by the NSW EPAs Better Waste and Recycling Fund, including the production and rollout of the *Eyes On It* campaign and Clean City Dumping Prevention Officers'. This fund will soon be exhausted and Council will need to consider how it will find the continuation of the work.

COMMUNITY IMPACT

Our community expect us to be working to curb illegal dumping, they want us to educate, investigate and remove dumping in a timely manner. Effectively addressing this issue will have positive impacts on the community including improved amenity, improved safety, and local pride.

It is important to note that the source of illegal dumping extend from unintentional dumpers to criminal enterprises. Residents contribute significantly to kerbside dumping (particularly multi-unit-dwelling residents) and outside charity stores.

DETAILED INFORMATION

Managing an issue as significant and complex as illegal dumping requires an understanding of its causes and a suite of initiatives that intervene at different points where adjustment is possible to create positive change. The programs outlined below are designed to work together, targeting different audiences and drivers to the biggest impact.

Clean City Four Pillars Model

Cost, convenience, lack of planning and community attitudes are the key motivations for illegal dumping. To address an issue as large and complex as illegal dumping requires a systematic approach. Council's Clean City Strategic Plan sets out a model based on Four Pillars each designed to increase the effectiveness of our investment in resources.

The Four Pillars are:

1. Collect and analyse data and information to understand the issues;
2. Create infrastructure and services to monitor, collect and dispose of items;
3. Engage and educate the community on the issues including a focus on specific stakeholders such as building managers, real estate agents, compliance officers and more; and
4. Enforcement, preferably after other initiatives have been tried.

Eyes On It Program

Throughout 2019 Council rolled out the *Eyes On It* Illegal Dumping Prevention campaign which aimed to address illegal dumping.

The campaign was based on research which showed that: one in three people know that putting items on the street without a booked Clean Up was illegal; most people believed fines for dumping were just a few hundred dollars; and most believed they would never be caught.

The campaign aimed to counteract these beliefs. During the program staff searched every street in the City looking for illegal dumps, which were then identified with highly visible warning tape and stickers identifying the items as illegal and warning that fines of \$4,000 apply. Pamphlets encouraging neighbours to report dumpers were put into the surrounding mailboxes. The dumps were then recorded and geo-located then left in place for 72-hours to allow time for the messages to be seen by others and for the dumper to remove the items. Council staff then returned to collect the items if they were not removed. Additionally, the program was supported by a very high-profile media campaign including: billboards and lightboxes; newspaper and digital ads; fliers; and social media.

6,687 illegal dumps were identified and removed during the three phases of the campaign (totalling 14-weeks during January-February, July and November-December). The promotional material was viewed over 3.5 million times and 45% of the dumped items that were identified with tape and stickers were removed from the street by the perpetrator without further Council intervention. Overall dumping was reduced across the City by 39%.

These are very positive results demonstrating the importance of proactive targeting the problem and getting the community to act, rather than Council only focusing on removing the material, at a high cost to Council.

Clean City Illegal Dumping Prevention Officers - Hotspot and Priority Areas

Based on the measurable success of *Eyes On It*, Council created two full-time Clean City Illegal Dumping Prevention Officer roles, funded through the NSW EPA's Better Waste and Recycling Fund. As well as implementing a version of the *Eyes On It* campaign in 10 of the worst dumping hotspots across the City these officers also engage residents, building managers and real estate agents to better use their allocated Bulky Waste Clean Ups as well as having the authority to issue clean-up notices and fines.

The Officers also engage with residents who present their Bulky Waste Clean Ups in an untidy manner or too early, which in turn generates illegal dumping.

Since April 2022 the Clean City Illegal Dumping Prevention officers have implemented a series of targeted interventions, employing the *Eyes On It* approach and resources in identified hotspots with very positive results.

Those hotspots and the related reductions in illegal dumping include:

- 54% in the Avenues, Campsie
- 16% in McDonald Block, Lakemba
- 50% in the Jacob St block, Bankstown
- 80% in the Riverwood Housing Estate and
- 90% in Urana Estate, Villawood

The program is currently being rolled out in: Wiley Park; Punchbowl; Campsie; and Bankstown. Results will follow.

Collaboration with Social Housing

The Riverwood Housing Estate is an identified dumping hotspot and addressing it has been a priority for Council for many years. During the past year Council has built a strong collaboration with social housing providers to implement new approaches to bulky waste management, intensive education and engagement with managers and residents.

As a result of this collaboration there was an 84% reduction in illegal dumping in Riverwood Estate. The approach has now been extended to an estate in Villawood.

Clean Up Promotion (Clean streets)

In August 2022 Council launched a year-long program to encourage residents and strata/building managers and real estate agents in unit blocks to book and use their Bulky Waste Clean Ups. The campaign encourages users to present their items regularly and correctly. Doing this will help reduce illegal dumping in and around poorly presented Clean Ups.

Over the year the focus of the program will move from education and engagement to compliance and enforcement.

Engaging Building and Strata Managers and Estate Agents

Unit blocks with between six and 50 apartments are entitled to four Bulky Waste Clean Ups each year while those with 51 or more are entitled to six collections. A recent examination of the number of collections actually being used showed that in some dumping hotspots as many as 20—30% of the surrounding unit blocks were not using most, or any, of their Bulky Waste Clean Up allocations.

Our Clean City Officers have begun a program of intensive engagement with the building and strata managers and estate agents to increase use of their Clean Up allocations with a view to moving to enforcement activities for those whose residents are found to be contributing to illegal dumping while clean up allocations go unused.

We have twice engaged a strata lawyer on behalf of our community to assist strata managers to better manage waste from multi-unit dwellings. The first education program starting in 2019 developed template by-laws for the onsite management of waste. This is important as we have limited powers to address illegal dumping within the common property of apartment blocks. These laws empower our strata blocks to manage dumping and waste within their blocks, while we do our part on the street.

We have also engaged the strata lawyer to develop an educational guide on how to submit a DA for an apartment block to do improvements to their common property, with the goal of improving bin bay infrastructure across our aging MUDS. The education session for this guide ran in February 2022 and the program is further developing.

We have built up a database of over 350 strata and building managers who have subscribed to a monthly newsletter in which we provide information and resources to assist them to manage waste, recycling and Clean Ups in the buildings they manage.

New Tenant Welcome Pack Trial

Research shows a strong connection between illegal dumping and a high proportion of renters. That research also shows many new arrivals are often unaware that putting items on the street without a booked Clean Up is illegal and they often don't know what waste services are available.

To assist new tenants, we are trialling of a 'Welcome Pack' for new tenants in Lakemba. On a regular basis we collate information on advertised rental properties from the real estate websites and post out the Welcome Pack which includes detailed information on waste services generally, and illegal dumping and the Bulky Waste Clean Up specifically.

Automatic Identification of Illegal Dumping

Every fortnight our fleet of sweepers travel the streets in the City. A trial of artificial intelligence-enabled cameras have been attached to those trucks which are being trained to automatically identify and record illegally dumped mattresses and other items. If successful, this program will provide accurate and real time data on the exact number of illegal dumps in the city on a fortnightly basis.

Working with Partners

We work with the Regional Illegal Dumping (RID) squad to roll out engagement and enforcement activities in hotspots with a particular focus on non-residential dumping such as commercial or business waste and in locations such as laneways, parks and industrial areas.

Priorities for the next 12 months

Consistent with Council's Draft clean cities Strategic Plan, the priorities for the next 12 months are:

- Increasing the number of priority areas to target (including Wiley Park and Punchbowl)
- Evaluating the Automatic identification (AI) trial and rolling out a new program based on its successes
- Evaluating the Welcome Pack trial and rolling out the successful elements to other areas
- Increasing our focus on working with building and strata managers
- Progressing the development of the Kelso Resource Recovery Centre to help assist in better managing illegal dumping (circular economy).

The Future

Despite the huge investment in time, resources and money and the positive results outlined above, illegal dumping remains a significant problem in the City (along with many other local government areas) and will continue to occur. Ongoing education and engagement based on proven strategies and research as well as a visible presence is required to continue to reduce and curb illegal dumping in and across our LGA.

As noted in the report, illegal dumping is not exclusive to CBCity and occurs across all Local Government Areas. While Council can continue to play its role, there is a broader responsibility of the NSW State Government including stronger action on:

- Developing a circular economy ensuring goods that reach the end of their life are returned to the manufacturer
- state wide education that awareness programs that are based on effective behaviour change modelled on Council's existing program
- enforcement and regulatory reform
- improvements to the long term coordination and management of the RID Program
- adequate disposal, re-use and repair services and facilities to householders and the business, commercial and industrial sectors

Many of Council's current programs have been part funded by the NSW EPA funding - Better Waste and Recycling Fund. This was an allocation to each Council from the Waste Levy. With the current funding coming to an end there is concern that future grants will be ad-hock, competitive driven by political outcomes and not over multi years. This has the potential to significantly impact on Council's current successful illegal dumping programs.

9 COMMITTEE REPORTS

The following items are submitted for consideration -

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|-----|---|----|
| 9.1 | Minutes of the Arts & Culture Advisory Committee | 71 |
| 9.2 | Minutes of the Community Safety Advisory Committee | 75 |
| 9.3 | Minutes of the Traffic Committee Meeting held on 22 November 2022 | 77 |
| 9.4 | Minutes of the Audit Risk and Improvement Committee Meeting held 29 November 2022 | 79 |

Committee Reports - 06 December 2022

ITEM 9.1 **Minutes of the Arts & Culture Advisory Committee**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

Council resolved to establish its Advisory Committees and Working Groups on 22 February 2022.

The minutes of the Arts & Culture Advisory Committee meeting held on 16 November 2022 are attached.

ISSUE

Endorsement of the Arts & Culture Advisory Committee minutes.

The recommendations and requested Council actions of the Arts & Culture Advisory Committee are listed in the Detailed Information section of this report.

RECOMMENDATION

That the minutes of the Arts & Culture Advisory Committee meeting held on 16 November 2022 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Arts & Culture Advisory Committee meeting held on 16 November 2022

POLICY IMPACT

Advisory Committees and Working Groups have Terms of Reference, as well as Guidelines and Rules for their operation.

FINANCIAL IMPACT

Advisory Committees and Working Groups do not have the power to incur expenditure or to bind Council but may recommend actions and initiatives to Council.

COMMUNITY IMPACT

Advisory Committees and Working Groups provide Council with advice for the ongoing management of services to our community and information for our integrated planning and reporting framework.

DETAILED INFORMATION

The recommendations and requested Council actions of the Arts & Culture Advisory Committee are listed below.

ITEM 3: 2023 PLANNED EVENTS AND CITY'S SIGNATURE EVENT

RECOMMENDATION

That Council consider the following:

1. Development of events with focus on the arts, rather than food e.g. music, dance, theatre, puppetry.
2. Holding events in the eastern part of our City e.g. community centre at Hurlstone Park has both indoor and outdoor space.
3. Development of a signature event that is representative of the diversity of our multicultural City.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no cost implications arising from the recommendation.

Committee Reports - 06 December 2022

ITEM 9.2 **Minutes of the Community Safety Advisory Committee**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

Council resolved to establish its Advisory Committees and Working Groups on 22 February 2022.

The minutes of the Community Safety Advisory Committee meeting held on 17 November 2022 are attached.

ISSUE

Endorsement of the Community Safety Advisory Committee minutes.

RECOMMENDATION

That the minutes of the Community Safety Advisory Committee meeting held on 17 November 2022 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Community Safety Advisory Committee meeting held on 17 November 2022

POLICY IMPACT

Advisory Committees and Working Groups have Terms of Reference, as well as Guidelines and Rules for their operation.

FINANCIAL IMPACT

Advisory Committees and Working Groups do not have the power to incur expenditure or to bind Council but may recommend actions and initiatives to Council.

COMMUNITY IMPACT

Advisory Committees and Working Groups provide Council with advice for the ongoing management of services to our community and information for our integrated planning and reporting framework.

Committee Reports - 06 December 2022

ITEM 9.3 **Minutes of the Traffic Committee Meeting held on 22 November 2022**

AUTHOR **City Assets**

PURPOSE AND BACKGROUND

Attached are the minutes of the Canterbury Bankstown Council Local Traffic Committee meeting held on 22 November 2022.

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

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

ISSUE

Recommendations of the Canterbury Bankstown Council Traffic Committee meeting.

RECOMMENDATION

That the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 22 November 2022, be adopted.

ATTACHMENTS [Click here for attachment](#)

A. Traffic Committee Minutes - 22 November 2022

POLICY IMPACT

The matter has no policy implications to Council.

FINANCIAL IMPACT

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

COMMUNITY IMPACT

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.

Committee Reports - 06 December 2022

ITEM 9.4 **Minutes of the Audit Risk and Improvement Committee Meeting held 29 November 2022**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

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

The purpose of this report is to consider the minutes of the meeting of the ARIC held on 29 November 2022. Matters arising from the meeting that may be of particular interest to Council include:

- **Item 5.4** – The Committee was presented with the final report into the review of property management services which considered the management of relationships that exist between council, the service provider and key management personnel; and
- **General Business** – The Committee offered council its support and assistance following the announcement of a parliamentary inquiry into allegations regarding Canterbury Bankstown council.

ISSUE

To consider the recommendations of the Audit Risk and Improvement Committee (ARIC).

RECOMMENDATION -

That the recommendations contained within the minutes of the Audit Risk and Improvement Committee meeting held on 29 November 2022, be adopted.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Audit Risk and Improvement Committee meeting held 29 November 2022

POLICY IMPACT

The reporting of the Minutes of the Committee meetings to Council complies with the requirements of the Internal Audit Guidelines (for Local Government) and the approved Audit Risk and Improvement Committee Charter.

FINANCIAL IMPACT

There are no financial impacts arising from the recommendations of the Committee.

COMMUNITY IMPACT

Council maintains an independent Audit Risk and Improvement Committee in accordance with the Local Government Act.

10 NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

The following items are submitted for consideration -

| | |
|--|----|
| 10.1 Status of Previous Notices of Motion - December 2022 | 83 |
| 10.2 Improvement Works - Haldon Street, Lakemba - Councillor Karl Saleh OAM | 85 |
| 10.3 Andrew Molloy Picnic Point Publication - Councillor Linda Downey | 87 |
| 10.4 Financial Performance Indicators for NSW Local Councils - Councillor Linda Downey | 89 |
| 10.5 Vale Lenore Nelson - SES Canterbury Unit Controller - Councillor Bilal El-Hayek | 91 |
| 10.6 Election Countback - Councillor David Walsh | 93 |
| 10.7 Marion Street and Edgar Street Intersection - Traffic Signal Upgrade - Councillor Rachelle Harika | 95 |
| 10.8 The River Road and Revesby Police Station Funding - Councillor Linda Downey | 97 |

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.1 **Status of Previous Notices of Motion - December 2022**

AUTHOR **Corporate**

ISSUE

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

RECOMMENDATION

That the information be noted.

ATTACHMENTS [Click here for attachments](#)

- A. Status of NOMs Report – December 2022 Report
- B. Incoming correspondence related to NOM resolutions
- C. Outgoing correspondence related to NOM resolutions

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.2 Improvement Works - Haldon Street, Lakemba

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

“Council writes to the Federal Member for Watson, The Hon. Tony Burke MP, and thanks him, and his Government, for the \$1 million commitment in October’s Federal budget for upgrades to Haldon Street Lakemba.

I would also like to acknowledge the role the State Member for Lakemba, Mr Jihad Dib MP, played in securing the \$1 million funding.”

BACKGROUND

One million reasons to thank the Federal Member for Watson The Hon. Tony Burke MP and State Member for Lakemba Mr Jihad Dib MP.

This commitment of funds is yet another example of how these two men have put our community at the forefront of their minds and responded to our needs.

The much-needed funding will go towards infrastructure upgrades along Haldon Street and will enhance the work Council is already doing.

As you are all aware, Haldon Street has been thrust into the world spotlight through its association with the highly successful Ramadan Nights Lakemba and is being touted as a tourist destination with more than 1.2 million visitors this year.

While the State Government has chipped in to assist with hosting the event, this Federal Funding will go some way in making Haldon Street the destination to visit by not only the locals but the wider community.

FINANCIAL IMPACT

No financial impact for a thank you letter.

CHIEF EXECUTIVE OFFICER'S COMMENT

The motion as written has no financial impact.

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.3 Andrew Molloy Picnic Point Publication

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

“That Council purchases nine copies of local historian Andrew Molloy’s latest tome: *‘The History of Picnic Point’* and makes them available in our library and knowledge centres across our City.”

BACKGROUND

Preserving our history through stories and pictures is incumbent on all of us, so children now, and for generations to come, will be able to look back to what it was like growing up in our suburbs.

This latest book by Andrew Molloy is a well-researched book, documenting a bygone era, not that long ago, and the many changes that have occurred in Picnic Point along the way.

It was launched a couple of weeks ago by eminent world-famous Neurosurgeon, Dr Charlie Teo, who not many would know grew up in Picnic Point. In fact, he lived on Henry Lawson Drive and his father was a doctor operating a practice in Lambeth Street for many years.

It is not Mr Molloy’s first book about the region, as he has previously written about the history of the surrounding suburbs of Panania, East Hills, Padstow, Revesby and Milperra.

His latest book tracks the many changes to the area, from market gardens watered by dams, to the cosmopolitan coffee shops and village style centres.

The history of an area is also about the people. The famous and the infamous who have gone on and left their mark in our Country’s history. Some of the names include Bryan Brown, Little Pattie, Col Joye and Kevin Jacobsen, members of Human Nature, the Waugh twins, Ian Thorpe, even a Prime Minister Paul Keating and the notorious former detective Roger Rogerson.

I envisage a copy of the book be made available to each of our nine libraries and knowledge centres across the City.

FINANCIAL IMPACT

This publication has an approximate retail price of \$35.00 per book. The total cost of 9 books would be approximately \$315.00, which I propose be accommodated from Council's Book Vote.

CHIEF EXECUTIVE OFFICER'S COMMENT

The estimated cost of \$315.00 can be funded from the existing 2022/23 Library Book Vote.

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.4 Financial Performance Indicators for NSW Local Councils

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

“That in light of the NSW Audit Office’s recommendation that the Office of Local Government (OLG) progress work on the development of a Performance Measurement Framework, and associated performance indicators, that can be used by councils and the NSW Government in sector-wide performance reporting, Council writes to the NSW Minister for Local Government, The Hon. Wendy Tuckerman MP, seeking her support for the OLG to complete this important work, in consultation with NSW councils.”

BACKGROUND

Financial sustainability is an important issue for all NSW councils. The current NSW local government annual financial reports may not provide all of the information necessary to evaluate the financial performance of a council.

In 2013, The OLG began work on developing a new Local Government Performance Measurement Framework for councils. This work was seeking to move away from compliance-based reporting and focus on a small set of core, consistent indicators that would help communities understand how well their council is performing. The new performance measurement framework aimed to have a strong focus on supporting councils to actively manage and improve their organisation’s performance.

In 2018, the NSW Audit Office’s performance audit report to Parliament included a recommendation for the OLG to progress work on the development of a Performance Measurement Framework, and associated performance indicators, that can be used by councils and the NSW Government in sector-wide performance reporting. This work was expected to be completed by mid-2018.

Currently councils are required to include, in their annual financial statements, six operating financial performance measures and four infrastructure financial performance measures. These financial performance measures have been in place for many years and should be looked at as part of the development of the abovementioned Performance Measurement Framework to determine their adequacy and suitability for demonstrating a council’s financial performance and sustainability.

Given this work was commenced by the OLG in 2013, and subsequently followed up by a recommendation from the NSW Audit Office in their February 2018 performance audit report to Parliament titled *“Council reporting on service delivery”*, I am calling on the OLG to complete this important work for councils and the community.

FINANCIAL IMPACT

The motion does not present any financial impact for Council.

CHIEF EXECUTIVE OFFICER'S COMMENT

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

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.5 Vale Lenore Nelson - SES Canterbury Unit Controller

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

“Council liaises with the SES Unit at Canterbury to agree on an appropriate plaque to honour the distinguished service of Unit controller Lenore Nelson, who passed away recently.

I propose this tribute be affixed to the building where she worked over many years.”

BACKGROUND

Canterbury SES Unit Controller Lenore Nelson dedicated her life to our community.

A selfless, unassuming woman who was always on hand to lend support and guidance through many difficult situations.

She was there during the recent flooding events and the fires, and from the many accounts you hear, she was always a compassionate and caring shoulder to lean on.

Her job wasn't an easy one and would often be confronted with situations of hardship and distress.

There is no question she loved our community and gave more and more of her time, sometimes there weren't enough hours in the day.

Her death has been felt hard by all who worked with her at the Canterbury SES, they not only lost a leader, they lost a friend and mentor.

Councillors, it is dedicated community minded people like Lenore, who have given their all to making our lives better, that we must honour. I put this motion.

FINANCIAL IMPACT

It is anticipated that the costs associated with a plaque would be minor and will be able to be funded from an appropriate operational budget.

CHIEF EXECUTIVE OFFICER'S COMMENT

Any placement of a plaque or naming of a building will be in accordance with Council’s policies (Naming Policy and/or Memorials Policy), and Council will be able to accommodate the minor cost (estimated at approx. \$1,000) from within Council’s existing operational budget.

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.6 Election Countback

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

“That Local Government NSW calls on the NSW Government to:

1. Eliminate the 18-month time limit on replacement by countback.
2. Make countback the only method of filling casual vacancies in multi-member wards.”

BACKGROUND

A recent change the Local Government Act permits Councils to fill mid-term casual vacancies in civic office via 'countback' of votes cast at the election. When a Councillor departs mid-term, instead of a by-election the ballot papers from their election are re-examined and the subsequent preferences used to elect their replacement. Typically, this will result in the election of the next member of their group or ticket.

This is a welcome change. Not only does it save Councils the cost of holding by-elections, it is also more democratic because it preserves the proportionality of the election result.

This Council at its December 2021 meeting resolved to hold countback elections instead of by-elections and the report to council noted that holding a by-election for a casual vacancy in civic office would cost near \$600-700K while the cost of conducting a countback of votes cast at an election was estimated at only \$30-40K.

However, the current framework is limited in two respects:

1. Countbacks may only occur in the first 18 months of the Council term.
2. Councils must "opt in" to countbacks at the beginning of the term.

Countback as replacement in local government has operated successfully across New South Wales over the first 12 months of its existence. Let's make it universal.

FINANCIAL IMPACT

There are no financial impacts of my recommendation, though if the NSW Government were to adopt the suggested policy position, it could save NSW ratepayers millions of dollars.

CHIEF EXECUTIVE OFFICER'S COMMENT

No financial impact of Motion, as written.

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.7 Marion Street and Edgar Street Intersection - Traffic Signal Upgrade

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

“Council writes to Transport for NSW (TfNSW) calling on them to introduce a right turn arrow signal in both directions at the intersection of Marion and Edgar Streets at Bankstown following yet another near fatal collision.

I further propose the signal phasing be made a priority in the best interests of community safety and saving lives.”

BACKGROUND

Some of you may be familiar with the very busy intersection of Marion Street and Edgar Street in Bankstown. However, you may not be aware of the frequency of accidents in this location. In the last five years there have been 17 accidents and eight of them have involved a right turn from Edgar Street into Marion Street. Unfortunately, the most recent accident required four people to be transported to hospital.

Residents have been raising their concerns with this intersection for many years, requesting that right turn arrow signal phasing be added to the traffic signals in order to improve safety. TfNSW installed a red-light camera at this intersection over eight years ago but the accidents are still occurring. Clearly more needs to be done.

As recently as July this year, Council requested TfNSW to review the safety at this intersection and we were advised that the criteria were not met to install the right turn arrow signal phasing. I suggest TfNSW talks to locals who will tell them of near misses, and it is only a matter of time before a worse accident happens.

I’m requesting that Council again writes to TfNSW to improve the safety at the intersection of Marion Street and Edgar Street by introducing right turn arrow signal phasing for motorists travelling in both directions (north-south) along Edgar Street.

I am expecting TfNSW will show the same urgency in dealing with this matter as they showed with the approval of an additional red-light speed camera at the intersection of Henry Lawson Drive (HLD) and Pozieres Avenue, Milperra which is less than 400m from the existing one at the M5 exit ramps on HLD.

FINANCIAL IMPACT

The motion does not present any financial impact for Council. The motion, as written, proposes Council writes to Transport for NSW requesting an upgrade to the existing traffic signals.

CHIEF EXECUTIVE OFFICER'S COMMENT

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

Notice of Motions & Questions With Notice - 06 December 2022

ITEM 10.8 The River Road and Revesby Police Station Funding

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

“Council commends the Federal and NSW Governments on the \$16.4 million funding which will go towards improving safety at the intersection of Marco Avenue and The River Road, Revesby, and for the revitalisation of the Revesby Police Station at the same location.

I further propose Council engages with both the Federal and State bodies responsible for the projects with a view of combining them to ensure the best possible outcome for our community.”

BACKGROUND

We have led the fight to improve safety at the intersection of Marco and Sphinx Avenues and The River Road at Revesby. We have made it well and truly clear to the NSW Government what the community feels about the dilapidated eyesore that purports to be the Revesby Police Station.

And, what do they have in common?

They are both located at the same place and both need urgent rejuvenation.

The Federal Government has committed \$9.4 million to improve the safety of the intersection, an intersection described by locals as the worst in the area with motorists experiencing delays and near misses.

We also know in the last week, the NSW Government has stepped in to throw \$7 million at the Revesby Police Station and give it a makeover. Very much appreciated and long overdue after Council’s repeated calls on behalf of the community.

However, while this funding is a blessing, Council must work to ensure the best possible outcome at this intersection. And the best possible outcome, is for the Police Station to be relocated, allowing greater opportunities for any traffic realignment at the intersection.

This is what the community needs and expects!

FINANCIAL IMPACT

There are no financial impacts of my recommendation.

CHIEF EXECUTIVE OFFICER'S COMMENT

No financial impact of Motion, as written.

11 CONFIDENTIAL SESSION

11.1 Property Matter - Licence to Panania-East Hills RSL Club Limited and Canterbury Bankstown Tennis Association Incorporated, 26A Childs Street, Panania

11.2 T19-23 Bransgrove Road Workshop New Pit

11.3 2024 Local Government Election

11.4 Legal Matter

Chief Executive Officer's Statement

Confidentiality

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

CONFIDENTIAL SESSION

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

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

RECOMMENDATION

That, in accordance with Section 10A(2) of the Local Government Act, 1993, the Public and the Press be excluded from the meeting to enable Council to determine Items 11.1, 11.2, 11.3 and 11.4 in confidential session for the reasons indicated:

Item 11.1 Property Matter - Licence to Panania-East Hills RSL Club Limited and Canterbury Bankstown Tennis Association Incorporated, 26A Childs Street, Panania

This report is considered to be confidential in accordance with Section 10A(2)(d)(ii) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council.

Item 11.2 T19-23 Bransgrove Road Workshop New Pit

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

Item 11.3 2024 Local Government Election

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

Item 11.4 Legal Matter

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