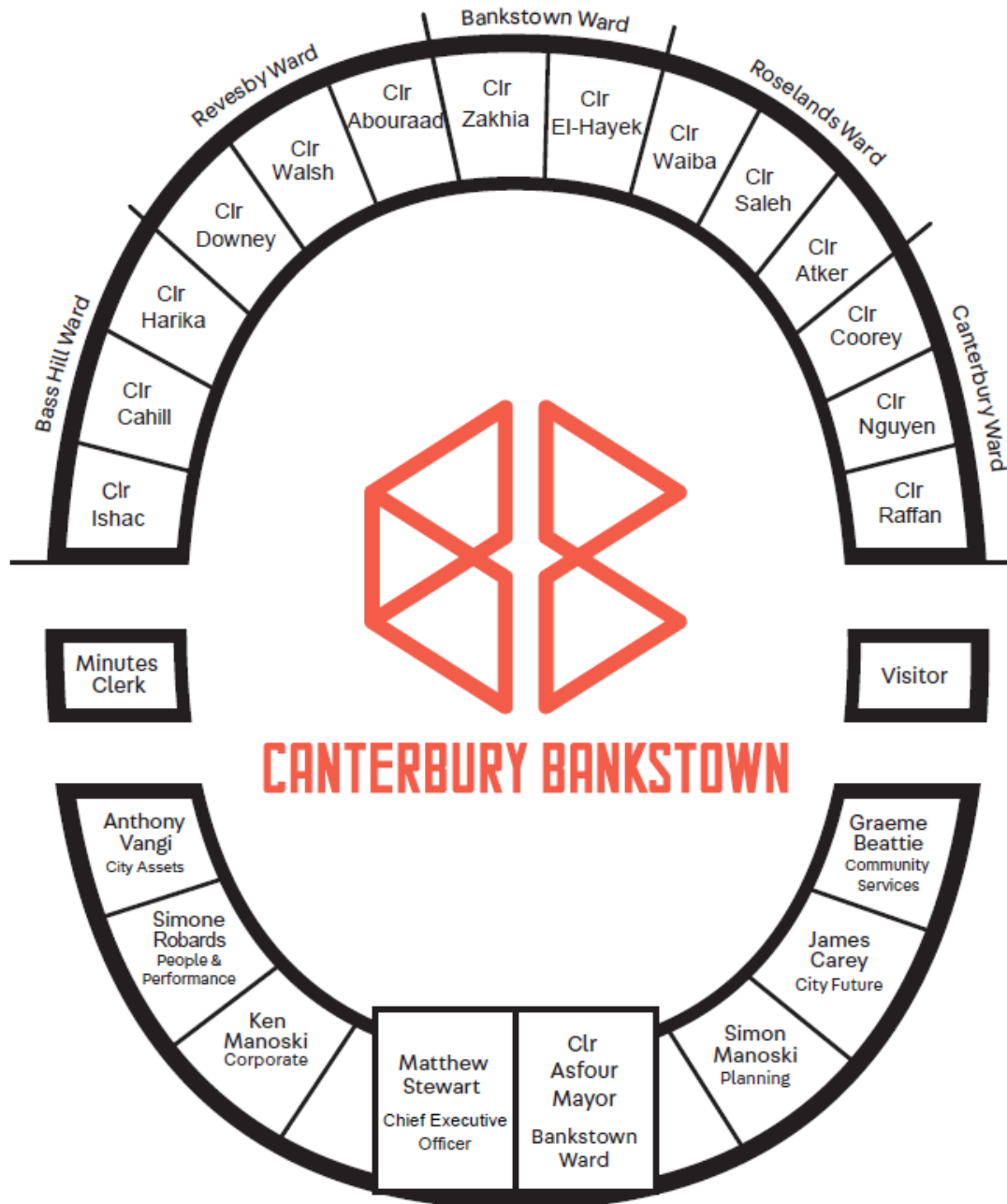




AGENDA FOR THE ORDINARY MEETING

29 September 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 23 August 20229
- 1.2 Minutes of the Extraordinary Meeting of Council of 13 September 202225

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

PRESENT: Mayor, Councillor Asfour
Councillors Akter, Cahill, Coorey, Downey, El-Hayek, Harika, Ishac, Nguyen, Saleh, Waiba, Walsh.

APOLOGIES Councillors Abouraad, Raffan and Zakhia.

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.33 P.M.

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: CONFIRMATION OF MINUTES

(169)

CLR. CAHILL:/CLR. DOWNEY

RESOLVED that the minutes of the Ordinary Council Meeting held on 26 July 2022 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE

(170)

CLR. WALSH:/CLR. ISHAC

RESOLVED that Leave of Absence be granted to Clrs Abouraad, Raffan and Zakhia due to personal reasons.

- CARRIED

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

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Mayor Clr Asfour declared a pecuniary conflict of interest given that Community Minds Incorporated, of which a relative is a Board Member, are an applicant for a community grant.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
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ON 23 AUGUST 2022

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor El-Hayek declared a significant non-pecuniary conflict of interest due to his association, given the community work he undertakes, with a number of the applicants for community grants.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Harika declared a pecuniary conflict of interest given that the Greyhound Social Club, of which she is a Board Member, are an applicant for community grants.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Ishac declared a significant non-pecuniary conflict of interest due to his association with St Charbel's Church, who is an applicant for a grant under the Program.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Saleh declared a pecuniary conflict of interest given that the Riverwood Community Centre of which he is a Board Member, are an applicant for community grants.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Waiba declared a pecuniary conflict given that the Riverwood Community Centre of which she is a Board Member, are an applicant for community grants.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Cahill declared a non-significant non-pecuniary conflict of interest given that Creative Links, of which he was a former employee, are an applicant for community grants. His previous relationship with this entity will not affect his consideration of this matter and he will remain in the Chamber.

CLR COOREY TEMPORARILY VACATED THE CHAMBER AT 6.34 PM AND RETURNED TO THE CHAMBER AT 6.37 PM.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 HOSPITAL PASSES
(171) CLR. ASFOUR

RESOLVED that Council propose to extend the parking passes by a further 12 months until 31 August 2023, write to the CEOs of both hospitals advising them of Council's decision and thank staff for their continued efforts and tireless work in the community.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

ITEM 4.2 RIVERWOOD HOUSING

(172) CLR. ASFOUR

RESOLVED that Council encourage the community to have their say on this proposal and to lodge a submission on the impact it will have on their lives for what appears to be very little community benefit.

- CARRIED

ITEM 4.3 THANKS TO LOCAL SPORTING ORGANISATIONS

(173) CLR. ASFOUR

RESOLVED that Council acknowledge and recognise the leaders of sporting organisations within the City by presenting them with a certificate of thanks on behalf of Council and the entire community.

- CARRIED

ITEM 4.4 FIXING RFS ACCOUNTING

(174) CLR. ASFOUR

RESOLVED that Council support the LGNSW and councils with RFS assets by implementing the action plan outlined in the Mayoral Minute.

- CARRIED

ITEM 4.5 LOCAL COMMUNITY BASED DONATIONS

(175) CLR. ASFOUR

RESOLVED that;

1. Council support a fee waiver of \$500 for the CRPH Support Group Australia.
2. Council support a fee waiver of \$1700 for the Northern Beaches Committee for Palestine.
3. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

SECTION 5: PLANNING MATTERS

CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 6.54 PM AND RETURNED TO THE CHAMBER AT 6.55 PM.

ITEM 5.1 REPORT ON COUNCIL'S PERFORMANCE IN THE ASSESSMENT OF DEVELOPMENT APPLICATIONS FOR THE 2021/22 FINANCIAL YEAR, CLAUSE 4.6 VARIATIONS APPROVED FOR THE FOURTH QUARTER OF THE 2021/22 FINANCIAL YEAR AND PLANNING RELATED LEGAL APPEALS

(176) CLR. ISHAC:/CLR. NGUYEN

RESOLVED that the contents of the report be noted.

- CARRIED

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

CLR SALEH TEMPORARILY VACATED THE CHAMBER AT 7.01 PM.

ITEM 5.2 EXHIBITION OF PLANNING PROPOSAL - 30 TREVENAR STREET, ASHBURY

(177) CLR. WALSH:/CLR. ISHAC

RESOLVED that;

1. Council endorse the Planning Proposal for 30 Trevenar Street, Ashbury and progress the Proposal to the Department of Planning and Environment for finalisation, subject to the NSW Government providing funding for the land and nominating a relevant State agency as the acquisition authority.
2. Council note the unplanned and significant financial implications arising from the acquisition of the land to satisfy Local Planning Direction, *5.2 Reserving Land for Public Purposes* as noted in the Gateway determination.

- CARRIED

For:- Clrs Akter, Asfour, Cahill, Coorey, Downey, El-Hayek, Harika, Ishac, Nguyen, Waiba and Walsh

Against:- Nil

CLR SALEH RETURNED TO THE CHAMBER AT 7.09 PM.

CANTERBURY BANKSTOWN
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ON 23 AUGUST 2022

ITEM 5.3 **PLANNING PROPOSAL FOR WSU MILPERRA SITE AT 2 AND 2A BULLECOURT AVENUE, MILPERRA (RZ-3/2020)**

(178) **CLR. EL-HAYEK:/CLR. CAHILL**

RESOLVED that;

1. Council note that the Gateway Determination to amend the Bankstown Local Environmental Plan 2015 at 2 and 2A Bullecourt Avenue, Milperra has been issued by the NSW Government, despite Council's resolution to not proceed (Attachment B).
2. Council authorise the General Manager to finalise a draft Planning Agreement consistent with Section 3 of this report and request the Department of Planning and Environment to exhibit the draft Planning Agreement concurrently with the Planning Proposal.
3. Council prepare a site specific DCP to address all relevant planning matters identified in the Gateway Determination and that it be exhibited by the Department of Planning and Environment concurrently with the draft Planning Agreement and Planning Proposal.
4. The draft DCP and Planning Agreement be reported to Council following the exhibition.

- CARRIED

For:- Clrs Akter, Asfour, Cahill, Downey, El-Hayek, Harika, Ishac, Saleh, Nguyen, Waiba and Walsh

Against:- Clr Coorey

SECTION 6: POLICY MATTERS

Nil

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 **LOCAL GOVERNMENT NSW - ANNUAL CONFERENCE AND CONSIDERATION OF MOTIONS**

(179) **CLR. EL-HAYEK:/CLR. SALEH**

RESOLVED that Council endorse the draft motions as detailed in the report.

- CARRIED

CANTERBURY BANKSTOWN
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ITEM 7.2 **QUARTERLY PROGRESS REPORT OF THE 2021/22 OPERATIONAL PLAN, DELIVERY PROGRAM AND BUDGET TO JUNE 2022**

(180) **CLR. HARIKA:/CLR. DOWNEY**

RESOLVED that

1. Council note the quarterly review of the 2021/22 Operational Plan and six-monthly review of the Delivery Program to 30 June 2022.
2. Council adopt the June 2022 Quarterly Budget Review as outlined in this report.
3. Council authorise the carryover of budgets to complete certain capital and operating projects commenced throughout the 2021/22 financial year, as outlined in the report.
4. Council apply all rates and charges written off during the year to its rating databases in satisfying its obligation under the Local Government Act 1993 and Local Government (General) Regulation 2021, as outlined in the report.
5. Council authorise the write-off of sundry debts for the 2021/22 financial year, as outlined in the report.
6. Council allocate Ward Funds as outlined in the report.

- CARRIED

ITEM 7.3 **2022 - 2023 COMMUNITY GRANTS AND EVENTS SPONSORSHIP PROGRAM**

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Mayor Cllr Asfour declared a pecuniary conflict of interest given that Community Minds Incorporated, of which a relative is a Board Member, are an applicant for a community grant.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor El-Hayek declared a significant non-pecuniary conflict of interest due to his association, given the community work he undertakes, with a number of the applicants for community grants.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Harika declared a pecuniary conflict of interest given that the Greyhound Social Club, of which she is a Board Member, are an applicant for a community grant.

CANTERBURY BANKSTOWN
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In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Ishac declared a significant non-pecuniary conflict of interest due to his association with St Charbel's Church, who is an applicant for a grant under the Program.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Saleh declared a pecuniary conflict of interest given that the Riverwood Community Centre of which he is a Board Member, are an applicant for community grants.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Waiba declared a pecuniary conflict given that the Riverwood Community Centre of which she is a Board Member, are an applicant for community grants.

In respect of Item 7.3 – Community Grants and Event Sponsorship Program Councillor Cahill declared a non-significant non-pecuniary conflict of interest given that Creative Links, of which he was a former employee, are an applicant for community grants. His previous relationship with this entity will not affect his consideration of this matter and he will remain in the Chamber.

(181)

CLR. ASFOUR:/CLR. EL-HAYEK

RESOLVED that given the lack of a quorum, in accordance with Section 4.34 and 5.12 of Council's Code of Conduct, Council agree to delegate the consideration and determination of the allocation of Council's 2022/23 Community Grants and Events Sponsorship Program to the General Manager.

- CARRIED

ITEM 7.4

CASH AND INVESTMENT REPORT AS AT 31 JULY 2022

(182)

CLR. HARIKA:/CLR. ISHAC

RESOLVED that

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

- CARRIED

CANTERBURY BANKSTOWN
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ITEM 7.5 **SYDNEY METRO CITY AND SOUTHWEST - PROPOSED COMPULSORY ACQUISITION OF EASEMENT FOR ELECTRICITY SUPPLY PURPOSES FOR LAND AT EARLWOOD/CANTERBURY**

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

RESOLVED that

1. The General Manager be authorised to negotiate and determine any compensation payable to Council in accordance with a valuation provided by a registered valuer.
2. The Mayor and General Manager be delegated authority to sign all documentation under the Common Seal of Council, as required.

- CARRIED

ITEM 7.6 **MALAYSIAN FESTIVAL**

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

RESOLVED that Council support the Malaysian Cultural Festival 2022 to be held Saturday 19 November 2022, 9am– 6pm, at Anzac Mall and Beamish Street, Campsie as set out in this report.

- CARRIED

ITEM 7.7 **PROPERTY MATTER - LEIGH PLACE AGED CARE, 12-18 LEIGH AVENUE, RIVERWOOD**

(185) **CLR. DOWNEY:/CLR. SALEH**

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

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
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ON 23 AUGUST 2022

SECTION 8: SERVICE AND OPERATIONAL MATTERS

ITEM 8.1 WOMEN'S REST CENTRES

CLR. HARIKA:/CLR. NGUYEN

MOTION That

1. Council re-open the Campsie and Lakemba Women's Rest Centres in accordance with their former hours, days and level of service for a trial period of six months commencing in late September 2022 so that usage data can be collected.
2. The outcomes of the trial are to be reported back to Council.

AMENDMENT CLR COOREY / CLR SALEH

That Council re-open the Campsie and Lakemba Women's Rest Centres in accordance with their former hours, days and level of service.

- LOST

(186) CLR. HARIKA:/CLR. NGUYEN

RESOLVED that

1. Council re-open the Campsie and Lakemba Women's Rest Centres in accordance with their former hours, days and level of service for a trial period of six months commencing in late September 2022 so that usage data can be collected.
2. The outcomes of the trial are to be reported back to Council.

- CARRIED

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

AT THIS STAGE OF THE MEETING, IN ACCORDANCE WITH CLAUSE 15.4 OF THE CODE OF MEETING PRACTICE, HIS WORSHIP THE MAYOR ISSUED A FIRST AND SECOND WARNING TO COUNCILLOR COOREY FOR AN ACT OF DISORDER.

CANTERBURY BANKSTOWN
MINUTES OF THE
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HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

SECTION 9: COMMITTEE REPORTS

ITEM 9.1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 9 AUGUST 2022
(187) CLR. HARIKA:/CLR. ISHAC

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 9 August 2022, be adopted.

- CARRIED

SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

(188) CLR. ISHAC:/CLR. AKTER

RESOLVED that in accordance with Council's Code of Meeting practice, Council adopts all the recommendations of the Notice of Motions and Questions with Notice with the exception of 10.2, 10.3, 10.4 and 10.5

- CARRIED

ITEM 10.1 STATUS OF PREVIOUS NOTICES OF MOTION
(189) CLR. ISHAC:/CLR. AKTER

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2 WELCOME FATHER SUPERIOR, ASSAAD LAHOUD
(190) CLR. HARIKA:/ CLR ISHAC

RESOLVED that Council

1. Acknowledge the recent appointment of Father Superior, Assaad Lahoud, of St Charbel's Monastery at Punchbowl, and to thank the outgoing Father Charbel Abboud for his leadership and tireless work in our City.
2. Hold a Mayoral Civic reception in honour of both men to show our appreciation and support on behalf of the Maronite people and the entire community.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

ITEM 10.3
(191)

REVESBY POLICE

CLR. DOWNEY:/CLR WALSH

RESOLVED that Council writes to the NSW Minister for Police, The Hon. Paul Toole MP, calling on him to rebuild the Revesby Police station and properly resource it to give the community surety and confidence in our Police Force. We further call on the Minister to restore and increase the police on the beat in and around our town centres.

- CARRIED

ITEM 10.4
(192)

SUEZ RECYCLING AND RECOVERY FACILITY - VIOLET STREET, REVESBY

CLR. DOWNEY:/CLR WALSH

RESOLVED that Council writes to the NSW Minister for Environment and Heritage, The Hon. James Griffin MP, calling on him to take urgent action to address the stench and distress to local residents caused by the Suez/Veolia Biosecurity Treatment Plant facility at Revesby.

I further propose Council write to the Environment Protection Authority calling on them to conduct a full investigation at the facility on their emissions and practices and issue heavy fines, or shutdown orders for any breaches.

- CARRIED

ITEM 10.5
(193)

MENTAL HEALTH AWARENESS AND TREATMENT

CLR. EL-HAYEK:/ISHAC

RESOLVED that Council remembers and honours the life of legendary Rugby league coach and player Paul Green by dedicating a page on its social and digital media platforms toward the promotion of mental health awareness and treatment. I further propose this tribute coincides with his private and public memorial which will be held on 30 August 2022.

- CARRIED

CLR COOREY TEMPORARILY VACATED THE CHAMBER AT 8.10 PM.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

ITEM 10.6 **ROHINGYA REFUGEES IN CANTERBURY BANKSTOWN LGA**
(194) **CLR. ISHAC:/CLR AKTER**

RESOLVED that Council writes to the UN High Commissioner for Human Rights, Michelle Bachelet, on behalf of the Rohingya refugees in our City, and congratulate her on just completing the first official visit by a UN Human Rights chief to Myanmar, a region under siege.

- CARRIED

CLR COOREY RETURNED TO THE CHAMBER AT 8.13 PM

SECTION 11: **CONFIDENTIAL SESSION**

(195) **CLR. EL-HAYEK:/CLR. CAHILL**

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

Item 11.1 Canterbury Leisure and Aquatic Centre EOI Principal Contractor

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 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 T63-22 Brighton Avenue, Croydon Park and Fifth Avenue, Campsie Bridge Rehabilitation Tender

This report is considered to be confidential in accordance with Section 10A(2)(d)(ii) of the Local Government Act, 1993, as it relates

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council.

Item 11.4 General Manager's Performance Review

This report is considered to be confidential in accordance with Section 10A(2)(a) of the Local Government Act, 1993, as it relates to personnel matters concerning particular individuals.

- CARRIED

COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 8.12 PM AND REVERTED BACK TO OPEN COUNCIL AT 8.36 PM.

CLR HARIKA VACATED THE CHAMBER AT 8.23PM.

CLR AKTER VACATED THE CHAMBER AT 8.24PM.

ITEM 11.1
(196)

CANTERBURY LEISURE AND AQUATIC CENTRE EOI PRINCIPAL CONTRACTOR
CLR. DOWNEY:/CLR. EL-HAYEK

RESOLVED that

1. In accordance with section 168(4)(a) of the Local Government (General) Regulation 2021, Council invites the shortlisted entities below to tender for the construction services for the Canterbury Leisure and Aquatic Centre.
 - FDC Construction Pty Ltd
 - Kane Construction Pty Ltd
 - Lipman Pty Ltd
 - ADCO Group
2. Council notifies the unsuccessful respondents in writing and thank them for their submissions.
3. A further report to be provided to Council to determine the successful tenderer.

- CARRIED

CLR HARIKA RETURNED TO THE CHAMBER AT 8.25PM.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 23 AUGUST 2022

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

(197) **CLR. WALSH:/CLR. COOREY**

RESOLVED that

1. Council agree in-principle to granting a new five-year lease to Heartbreak Ridge Paint Ball Pty Limited (HRPB).
2. The General Manager be authorised to negotiate the terms of the lease as outlined in the report.
3. Council publicly exhibit the proposed lease in accordance with the requirements of the Local Government Act 1993.
4. At the conclusion of the public exhibition period, the matter be reported back to Council.

- CARRIED

ITEM 11.3 **T63-22 BRIGHTON AVENUE, CROYDON PARK AND FIFTH AVENUE, CAMPSIE BRIDGE REHABILITATION TENDER**

(198) **CLR. SALEH:/CLR. WAIBA**

RESOLVED that

1. In accordance with Section 178(1)(b) of the Local Government (General) Regulation 2021 (the Regulation), Council declines to accept any of the tenders received for T63-22 Brighton Avenue, Croydon Park and Fifth Avenue, Campsie Bridge Rehabilitation, for the reasons as outlined in the report.
2. Pursuant to Section 178(3)(a) of the Regulation, Council cancels the proposal for the contract.
3. Council notifies the unsuccessful tenderers in writing and thank them for tendering.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
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ON 23 AUGUST 2022

ITEM 11.4
(199)

GENERAL MANAGER'S PERFORMANCE REVIEW

CLR. DOWNEY:/CLR. EL-HAYEK

RESOLVED that

1. Council receive and note the General Manager Performance Review Panel's Report.
2. Council notes the General Manager's performance for the review period as determined by the panel was either 'highly effective' or 'exceptional' in all 14 Strategic Outcome/Topic criteria.
3. The General Manager be offered on the existing terms of employment and remuneration, a new Contract of Employment consistent with the Standard Contract of Employment for General Managers issued by the Office of Local Government, for a period of five years effective from 01 September 2022.
4. A clause be included in the schedule attached to the General Manager's contract to reflect Council's support in the General Manager undertaking formal leadership development; learning and development short courses; study tours; and/or engage in professional development activities. This will be prepared in consultation with the Mayor and funded under Council's training budget.
5. The title of General Manager be changed to Chief Executive Officer (CEO) and all relevant documentation and policies be amended as required.
6. The Mayor be delegated the authority to finalise and sign all documentation, and affix the seal of Council, as required.

- CARRIED

THE MEETING CLOSED AT 8.37 PM

Minutes confirmed 29 SEPTEMBER 2022

.....
Mayor

CANTERBURY BANKSTOWN
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 13 SEPTEMBER 2022

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

APOLOGIES: Councillor Nguyen

HIS WORSHIP THE MAYOR DECLARED THE EXTRAORDINARY MEETING OPEN AT 6.33 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.

LEAVE OF ABSENCE

(200)

CLR. ZAKHIA:/CLR. ISHAC

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

- CARRIED

DECLARATIONS OF PECUNIARY INTEREST OR NON-PECUNIARY CONFLICT OF INTEREST

Nil

SECTION 1: MAYORAL MINUTES

ITEM 1.1

HER MAJESTY QUEEN ELIZABETH II

(201)

CLR. ASFOUR

RESOLVED that

1. Council broadcast the National Memorial Service at 11am on Thursday 22 September 2022 on our social and digital media platforms.
2. Council set aside an area at the Bankstown Knowledge Centre with photos and headlines of her visit, including the official visitors book she signed all those years ago.
3. Council write to King Charles III on behalf of our City congratulating him and offering our condolences and thank his late mother for her interest in our City.

CANTERBURY BANKSTOWN
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 13 SEPTEMBER 2022

4. Council extend an invitation for King Charles III to follow in his late mother's footsteps and visit our City, an opportune time would be in 2024 if he accepts an invitation to attend the 200-year anniversary of the NSW Legislative Council.

- CARRIED

Council observed a minutes silence in memory of Her Majesty Queen Elizabeth II.

SECTION 2: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 2.1 CODE OF MEETING PRACTICE - AMENDMENT TO 2022 SCHEDULE OF MEETINGS
(202) CLR. EL-HAYEK:/CLR. HARIKA

RESOLVED that

1. The 2022 Schedule of Council Meetings be amended – whereby the September 2022 Ordinary Meeting of Council be rescheduled from Tuesday, 27 September 2022 to Thursday, 29 September 2022.
2. Council agrees to the temporary administrative changes, as outlined in the report.

- CARRIED

ITEM 2.2 BUSINESS CASE FOR THE DE-AMALGAMATION OF THE CITY OF CANTERBURY
BANKSTOWN

CLR WAIBA TEMPORARILY VACATED THE CHAMBER AT 7.04 PM AND RETURNED TO THE CHAMBER AT 7.05 PM.

(203) CLR. RAFFAN:/CLR. ABOURAAD

RESOLVED that

1. Council note the Draft Business Case for the De-amalgamation of the City of Canterbury Bankstown as printed in the Business Paper.
2. Having regard to recent stakeholder feedback as outlined in the Draft Business Case, and the recent decision to de-amalgamate the Cootamundra Gundagai Regional Council, Council undertake a phone survey to identify ratepayers sentiments towards a de-amalgamation and their willingness to pay for the ongoing costs if a de-amalgamation were to proceed.

CANTERBURY BANKSTOWN
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 13 SEPTEMBER 2022

3. A councillor workshop be conducted prior to the results of the phone survey being reported back to Council for its consideration prior to finalising and submitting the Business Case to the Minister for Local Government.
4. The Chief Executive Officer investigate consultation methods with staff on their attitudes towards de-amalgamation.
5. The required funding to complete the phone survey be considered as part of the forthcoming quarterly budget review process.

- CARRIED

THE MEETING CLOSED AT 7.12 PM.

Minutes confirmed 29 SEPTEMBER 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	Help Connect Local Businesses with Local Job Seekers	35
4.2	Bankstown War Widows Guild - Memorial Dedication	37
4.3	Christmas 2022 - Activations	39
4.4	Australia Day Honours 2023	41
4.5	Local Community Based Donations - September 2022	43
4.6	Parliament Attack	43A

Mayoral Minutes - 29 September 2022

ITEM 4.1 Help Connect Local Businesses with Local Job Seekers

Councillors,

Prime Minister Anthony Albanese recently led the way by hosting an important jobs and skills summit which was attended by Government leaders, captains of industry and our major unions.

The focus of the summit was to address a shortfall of skilled workers and to explore initiatives around training and creating more opportunities for Australians.

A step in the right direction and the Prime Minister needs to be roundly applauded!

At a local level, we also need to play our part in ensuring local businesses are not left behind and they have access to skilled staff when, and if, they require them.

It's not lost on anyone that local businesses are still hurting from the COVID health restrictions and a large number are still trying to recruit, or hire, skilled workers which appear to have either "moved on" or found alternative employment.

Councillors, as you will be aware our Council has been quite proactive in supporting our local businesses, whether it is through the many grants, waiving of footway dining fees, or our Eat Global, Visit Local initiatives.

We have also established a dedicated online resource which supports businesses in promoting their business and assists in searching for employees. But there is an opportunity to do more!

I have been approached by the Mayor of Fairfield, Frank Carbone, with a proposal to set up an online 'job's hub' with neighbouring Councils,

His proposed 'jobs hub' will create opportunities, not only for residents of our City, but will also provide our businesses with a "pool" of skilled workers to choose from neighbouring areas.

I further propose we also write to the NSW Premier and Prime Minister urging them to expand opportunities for work experience and training through state and federal agencies. And, to consider providing and funding free TAFE and university courses to upskill and train people in South-west and Western Sydney.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 29 September 2022

ITEM 4.2

Bankstown War Widows Guild - Memorial Dedication

We all belong to each other.

We all need each other.

It is in serving each other and in sacrificing for our common good that we are finding our true life.

Councillors, that's the motto of the War Widows Guild - and if you reflect on those words for one moment, you will soon realise the power and significance of their meaning.

And for those historians among us, you will know the words were taken from a Christmas message to the troops sent in 1941 by our recently departed Queen's father, King George VI.

The War Widows Guild was founded in 1945 in Victoria, by the late Mrs Jessie Mary Vasey, almost single-handedly she grew the organisation, assisting women widowed by war to deal with their loss through counselling and to provide financial help for themselves and their children.

Councillors, you will be surprised to learn there are something like 61,500 war widows being supported in Australia, and even more surprised we have never really acknowledged their contributions.

In the last few weeks, the NSW Government has designated 19 October as a special day for the State to officially recognise war widows and widowers of members of the Australian Defence Force for their contribution and personal sacrifice.

Tonight, I propose we hold a dedication ceremony to mark the inaugural War Widows Day (19 October) by installing a plaque at the memorial along the Hume Highway at Bass Hill, which was built by Council in 2018.

I further call on Council to prepare the monument and surrounds for the dedication ceremony and erect a durable bench, so those who want to use the area for reflection can do so in safety and comfort.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 29 September 2022

ITEM 4.3

Christmas 2022 - Activations

Councillors,

Can you believe that Christmas is nearly upon us? And like most residents that are actively booking holidays, buying gifts and planning family luncheons, Council too is also preparing to bring the City alive with colour and magic.

Christmas celebrations over the last few years have been somewhat subdued by the COVID-19 pandemic, but we've shrugged off the COVID grinch and are determined to make this year's activations special for local families and visitors, so they can enjoy what's planned across the entire City.

You will start seeing Christmas trees popping up in and around our centres, from Revesby, Bankstown, Greenacre and Chester Hill, across to Lakemba, Earlwood and Campsie. A tree in each Ward, and our two main centres.

As in previous years, the trees will be decorated and lit up after the official lighting-up ceremony on 22 November in the Bankstown Learning and Knowledge Centre forecourt. The ceremony will take place after the November 2022 Council meeting and will include Christmas songs and carols by our very own TAP performers.

It's not just about the trees, there will also be plenty of activities for the children with pop up Santa activities in each Ward, along with Santa photos and giveaway colouring-in books and crayons.

And let's not forget one of my favourite things to do with the kids, driving around looking for Christmas lights! This year we will continue with our competition to find the best decorated house in the City.

Councillors, with Christmas fast approaching, I propose the elves in our events team get on their sleighs and start preparing our City for a magical Christmas experience.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 29 September 2022

ITEM 4.4

Australia Day Honours 2023

Councillors,

Not only is Christmas upon us, but it is also that time of the year where we again call on people to nominate someone, they believe has made a real difference in the community. And never has it been more important than following this most difficult year.

Selfless local heroes who don't seek recognition, or fame but deserve our gratitude and thanks in our Australia Day honours list.

People from all walks of life who do what they do out of a commitment to the community and love for others.

Carers of the elderly and the disabled, volunteers, community leaders, mentors and role models. Someone who makes a real difference in your life, or the life of others.

This is Councils' chance to acknowledge and recognise them and I encourage you all to make the effort and nominate those that are deserving.

The award categories include

- Citizen of the Year;
- Young Citizen of the Year;
- Volunteer of the Year;
- Community Organisation of the Year; and
- Jack Munday Environment and Heritage Award.

Councillors, tonight I propose we go out to the community in support of seeking nominations.

The winners of the awards will be announced at the Australia Day Ceremony when a group of residents will also proudly become Australian Citizens.

Nominations Forms and all details will be available on Council's website. In all that this year has brought, I look forward to the joy of reviewing the stories of these unsung heroes and indeed of the day itself.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 29 September 2022

ITEM 4.5

Local Community Based Donations - September 2022

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.

Zonta Club of Sydney West Inc.

The Zonta Club have requested that Council sponsor an award in their 2022/23 Citizenship Awards. These awards recognise the civic contribution of year 10 students. The value of the sponsorship is \$250, and I believe it is fitting that Council contribute this small amount in the name of recognition.

I recommend that Council support the Zonta Club as a way of recognising the talented and dedicated youth that we are blessed to have in our City through a \$250 donation.

Council support a donation of \$250.

Legs for Police Legacy – Charity Event

"Legs for Police Legacy" is a 24-hour spin bike challenge, raising awareness in support of NSW Police Legacy – a charity instilled to support both serving and retired police officers in times of tragedy and need, and care for the wider police family when they are facing difficult times. Unfortunately, at some point in our lives someone we know will be affected in one way or another.

I personally will be participating in this charity event on 9 October 2022 to raise much needed funds to support the NSW Police Legacy.

I recommend that Council support the "Legs for Police Legacy" charity event by way of a donation of \$1,000.

Council support a donation of \$1,000.

RECOMMENDATION

1. Council support a donation of \$250 towards the Zonta Club of Sydney West Citizenship Awards.
2. Council support a donation \$1,000 towards the Legs for Police Legacy Charity Event.
3. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 29 September 2022

ITEM 4.6

Parliament Attack

Councillors

Tonight, I want to spend some time addressing an issue of serious concern. . . . an issue which in some way. . . or another . . . touches each and every one of us here. . . . an issue which cannot be simply brushed aside and ignored. . . and an issue where one just cannot turn the other cheek.

To be frank, I was prepared to come here tonight and get on with the business of working hard for our City . . . but after reading headlines this morning calling for me to step down as Mayor by one of you, it made my resolve stronger to fight and speak out.

Councillors, the issue at hand concerns the cowardly attacks made under parliamentary privilege to sully and slur the reputations of myself. . . my family. . . the hard-working council staff and all of you . . . my fellow Councillors. . . . Attacks without any facts, or foundation, which seriously undermine community confidence in the work Council is doing.

And let's be very clear, those making these baseless allegations say they will continue to make them. . . . of course, using parliamentary privilege.

My challenge to those hurling the allegations is . . . stand up . . . face the people of this City, call a news conference. . . make your claims outside of the Parliament . . . or coward's castle as it is known. . . come forward and produce any information of wrongdoing, you claim you have

As you are all aware, my comments tonight are somewhat guarded, as I am not afforded the same protection of parliamentary privilege. . . but I won't be muzzled or silenced from speaking the truth. . . a truth which is my strongest defense. . .

My intention tonight is not to get down in the gutter but to address those smearing all of us with rumour and innuendo.

The attacks being levelled at all of us have been made firstly by the member for Bankstown, Tania Mihailuk. . . and followed up by the member for East Hills, Wendy Lindsay. . . .

Both using parliamentary privilege and both failing to produce a scintilla of evidence. . . .

Ms Mihailuk's attack on me, and my family, was extraordinary and deeply personal. It wreaked of sour grapes at missing out on being endorsed on the ALP's legislative Council ticket.

She made a number of wild claims. . . all of which I categorically and vehemently refute . . . And they were meant to damage me and tarnish my good reputation and standing within the community I represent.

Equally, her scattergun attack on the integrity and processes of Council, and staff, were quite bizarre given her claims have been made before, and investigated. . . . and found to be baseless.

By way of background, , Ms Mihailuk made similar claims in 2013, claims which never saw the light of day put simply, nothing to see, not one shred of evidence or any wrong doing.

In March 2016, Council was advised by the NSW Planning and Environment Department, the Minister had received a request to conduct a formal investigation into whether or not Bankstown Council had exceeded its planning powers in approving a development application here at Bankstown. . . . you guessed correct. . . . the request came from Ms Mihailuk.

Again, Council furnished the Department with a comprehensive report into the matter. . . . and the Department was satisfied with Council's integrity and the processes in place.

Fast forward to 2021, following the exhibition of the Bankstown and Campsie Masterplans, Ms Mihailuk made a formal submission to Council alleging a number of concerns regarding the process, particularly naming me and questioning my conduct throughout the process. . .

Again, claims which went nowhere.

Councillors,. . . a sad and sorry saga over the past 10 years and one thing is abundantly clear, Council's processes and integrity and mine all in tact.

Now, if Ms Mihailuk's attacks weren't enough, I couldn't help but shake my head when the Liberal State Member for East Hills, Wendy Lindsay, popped up to jump on the dirt-throwing bandwagon and use Parliamentary privilege to dredge up matters dating back to 2014 and attack myself and Council.. . . .

One can only ask, where's Wendy been all these years?

She has been an MP since 2019, and has access to the Premier and other senior colleagues like Rob Stokes, Anthony Roberts and Alister Henskens along with judicial bodies like the ICAC I'm publicly calling on the Premier to follow the lead of Opposition Leader Chris Minns and demand Ms Lindsay produce any evidence of wrongdoing or be stripped as Chair of the Community Services Committee and be made to publicly apologise to myself, fellow Councillors and staff.

As you will all now be aware, Council's CEO has commenced an investigation into the claims to ensure the integrity of this Council, and to ensure that the community can have faith in the good governance we adhere to. The truth be known, we have all worked hard at restoring our standing following the disgusting actions of some former Canterbury City Council staff and Councillors (all of whom are not part of this new Council).

In this matter, the CEO will do what he has to do and we have no role in that operational matter, but should all be grateful that the leadership and council staff are doing their jobs properly.

Councillors, I am a fierce supporter of the justice system, the parliament and the rights of whistle-blowers exposing corruption and wrongdoing, they should never be silenced. but I am equally a fierce critic of those who ruin reputations and make scandalous claims under the guise of parliamentary privilege. . . . producing no evidence.

It is with the principles of integrity and impartiality, we as Councillors must uphold, I have written to the ICAC Chief Commissioner John Hatzistergos asking him to examine the latest claims. . . . I note Council has also written to Ms Mihailuk calling on her to provide a statement setting out any evidence of any inappropriate, or unlawful conduct by Councillors and/or staff.

Councillors enough is enough, I propose writing to the NSW Standing Committee on Parliamentary Privilege and Ethics to carry out its functions under Part 7A of the Independent Commission Against Corruption Act 1988, relating to Parliamentary ethical standards, reviewing the members for East Hills and Bankstown's code of conduct.

Councillors, I put the Mayoral Minute.

5 PLANNING MATTERS

The following items are submitted for consideration -

- | | | |
|-----|--------------------------------------------------------------------------------------------------|----|
| 5.1 | Council Submission - Riverwood Housing Estate State Significant Precinct | 47 |
| 5.2 | Draft Housekeeping Amendments to the Community Participation Plan | 57 |
| 5.3 | Draft Consolidated Local Environmental Plan Update and Draft Development Control Plan Amendments | 61 |

ITEM 5.1 Council Submission - Riverwood Housing Estate State Significant Precinct

AUTHOR Planning

PURPOSE AND BACKGROUND

The Riverwood Estate State Significant Precinct (SSP) is a State Government-led proposed rezoning to facilitate the redevelopment of the Riverwood Estate, that if progressed, will involve the demolition of all existing social housing dwellings within the estate and construction of a mix of social and private dwellings to cater for a total population of around 7,500, up from 1,700 currently.

The Riverwood Estate is a large 30ha social housing estate largely owned by Land and Housing Corporation (LAHC). LAHC have prepared a Planning Proposal for the redevelopment of the site, and it will be assessed by the Department of Planning and Environment (the Department) through the SSP process. The Planning Proposal has been placed on exhibition from 12 August to 25 September 2022.

The Planning Proposal seeks to rezone the site to R4 High Density Residential Zone, B2 Local Centre Zone and RE1 Public Recreation Zone, increase the maximum building height from 11.5m (three storeys) to up to 41m (12 storeys) and the Floor Space Ratio ranging from 0.9:1 – 1.1:1 to 0.9:1 – 2.5:1 on a per-block basis to facilitate the following development outcome:

- Maintain the existing number of around 1,019 social housing dwellings;
- Approximately 3,900 new dwellings (a net increase of 2,800 dwellings)
- Building heights proposed between 3 and 12 storeys, providing a range of housing types including terraces, residential flat buildings and shop top housing
- New open spaces and parks, including Roosevelt Park which will be a key new open space (1ha in size) and several local and neighbourhood parks (ranging in size from 0.16ha - 0.35ha)
- Up to 4,800m² of non-residential floorspace, for local shops, cafés and services
- New roads including pedestrian and cycling paths, and
- New community spaces, including new community gardens, kiosk and playgrounds.

The project would be delivered in stages over a 15-20 year timeframe and LAHC intends to partner with a developer to construct and deliver the redevelopment of the site. The outcomes illustrated in the Planning Proposal's concept master plan are therefore indicative of what may be facilitated by the proposed planning framework. The master plan acts as a guide for the redevelopment of the estate and may change over time.

The Minister for Planning and Homes (the Minister) is the decision maker for the Planning Proposal and Council's role is as a key stakeholder given the land is within the Canterbury Bankstown LGA. Council's role is to provide comments during the public exhibition of the Planning Proposal and concept master plan and provide comments on the site specific DCP. In

addition, and as a separate process, Council will work on the progression of a Planning Agreement with LAHC to secure the delivery of public benefits in addition to the payment of Section 7.11 Development Contributions to ensure the future Riverwood community has adequate public infrastructure to support the fivefold increase in population on the site. The Planning Agreement will be reported to Council separately.

This report outlines the proposal, the key issues identified by Council officers in response to the exhibition material and includes a draft detailed submission that is proposed to be submitted to the Department in connection with the public exhibition, subject to it being endorsed by Council.

ISSUE

By virtue of the scale of change and population growth proposed, and as Council is not the Planning Proposal Authority, it is imperative Council makes a detailed submission during the public exhibition period to outline its concerns and areas of improvement that can be addressed by LAHC as part of any final determination by the Minister.

Separately, LAHC has submitted a Letter of Offer to Council which outlines a proposed approach to delivery of public benefits in connection with the Planning Proposal. The offer is being reviewed and will be reported to Council separately prior to any Planning Agreement being exhibited. The Planning Agreement will need to ensure that infrastructure is capable of adequately serving the forecast incoming population, which is well beyond what Council has envisaged and planned for in this area.

The submission at Attachment A provides a detailed review of the proposal and addresses the following matters that will require amendments to the proposal:

- Strategic justification for the project
- Local and Regional Infrastructure Contributions
- Road Network and Traffic
- Urban Design
- Open Space Provision
- Tree Canopy, and
- Affordable Housing.

The submission includes a request for further feedback and review by Council before the proposal is re-exhibited once amendments are made to the proposal.

RECOMMENDATION That -

1. Council endorses the draft submission at Attachment A and the submission is made to the Department of Planning and Environment.
2. Council works with the applicant and the Department of Planning and Environment to ensure the site specific DCP addresses all relevant planning matters identified in the detailed submission provided at Attachment A and the draft DCP be re-exhibited to incorporate changes requested by Council.
3. After the DCP has been exhibited, a report to be provided to Council outlining submissions received and the proponent's response to the issues raised from the exhibition.
4. A separate report to be considered by Council for exhibition of a draft Planning Agreement.

ATTACHMENTS [Click here for attachment](#)

- A. Submission to the Riverwood Estate State Significant Precinct

POLICY IMPACT

The proposal, if finalised by the State Government, will amend Council's future Canterbury Bankstown Local Environmental Plan (CBLEP). A site specific DCP will also apply to the site that Council will be responsible for managing and updating in the future.

The Canterbury Bankstown Local Infrastructure Plan 2022 (the Contributions Plan) that commenced on 1 September 2022 has not accounted for the proposed magnitude of growth, however the Plan allows for the collection of contributions as new development is constructed on the site to be spent on infrastructure identified in the Plan in the Riverwood area. Further work is required by LAHC to identify the demand on infrastructure beyond what is planned for by Council as a result of the significant population growth forecast. This work should inform LAHCs revised letter of offer and draft Planning Agreement.

FINANCIAL IMPACT

The exhibited planning proposal does not have a direct financial impact on Council, however, will facilitate development over and above what Council has planned for with respect to infrastructure and service delivery. Although income will be generated from additional rates payable by new development, further analysis is required on the potential costs on infrastructure and services for Council once an agreed list of infrastructure is determined, and costs are identified for delivery and maintenance. As such, Council officers will continue to work with LAHC on a draft Planning Agreement, to be considered by Council separately prior to exhibition.

COMMUNITY IMPACT

At the conclusion of the exhibition period, the Department will consider submissions from Council, the community and other key stakeholders. Council has requested a number of changes and improvements to the proposal as outlined in the attached submission and will continue to liaise with the Department to ensure all matters raised are addressed by LAHC. Council requests the proposal is re-exhibited following amendments made by LAHC in response to all submissions received to ensure the community has an opportunity to review and comment on any amendments made to the proposal.

Council officers will also continue to work towards a Letter of Offer that outlines public infrastructure and public benefits that address the shortcomings outlined in this report. This report recommends further negotiations with the proponent to ensure that the public benefits within the Letter of Offer and future draft Planning Agreement are appropriately staged for delivery and service the needs of the future community.

DETAILED INFORMATION

1. Description of the State Significant Precinct

The Riverwood Estate State Significant Precinct is a 30ha site wholly located within the Canterbury-Bankstown Local Government Area (LGA) and sits on the boundary with the Georges River LGA which runs along the southern boundary of the site. The site measures approximately 750m east-west and 600m north-south. The site is approximately 18km south west of the Sydney CBD and 3km south of the Bankstown City Centre.

The Riverwood Estate currently contains approximately 1,080 dwellings comprising a mix of 1,019 LAHC owned social housing dwellings, two Aboriginal Housing Office (AHO) owned social housing dwellings, and 60 private dwellings and land owned by Council (predominantly for roads, parks and the former Riverwood Library). The estate contains a range of housing types, including detached housing, townhouses, and villas, three-storey 'walk-up flats', and apartment buildings up to nine storeys in height. Most of the existing social housing was constructed during the 1960s and 1970s, and LAHC state that these dwellings have reached the end of their lifecycle and are no longer fit for purpose. The private housing is typically in the form of detached dwellings generally within the outer western and south western areas of the estate.

To the north of the site is Washington Park, a 3.5ha portion of the estate which was redeveloped in 2018 and contains 700 dwellings with a mix of private and social housing (150 new social housing apartments for seniors), and building heights ranging from four to ten storeys.



Figure 1: Site Context Map showing the boundary of the Riverwood State Significant Precinct (SSP)

2. The Proposed State Significant Precinct Master Plan

The Planning Proposal and associated master plan envisages the demolition of all existing LAHC owned social housing on the site to facilitate the following development outcome over a 15-20 year timeframe:

- A total of 3,900 new dwellings (a net increase of 2,800 dwellings) comprising approximately 1,100 social housing dwellings and 2,800 private owned dwellings (a 30/70 split)
- Building heights proposed between three and twelve storeys (up to 41m), to enable a mix of housing types including terraces, residential flat buildings and shop top housing
- New, or the embellishment of existing, open spaces and parks, including Roosevelt Park which will be a key new open space (1ha) and several local and neighbourhood parks (ranging in size from 1,600m² to 3,500m²)
- Up to 4,800m² of non-residential floorspace, to enable a supermarket, local shops, cafés and services
- New community spaces including community gardens, kiosks and playgrounds
- A bioretention wetland constructed within part of Kentucky Road Reserve to treat stormwater runoff from the future development on the site, and
- New roads, cycleways and street tree planting.

The proposed structure plan and indicative built form proposed in the Planning Proposal and master plan is shown in Figures 2 and 3.



Figure 2: Proposed Structure Plan for the Riverwood SSP



Figure 3: Proposed Structure Plan indicative built form and precinct layout

The Minister for Planning and Homes will be responsible for determining State Significant Development Applications that involve development with a Capital Investment Value (CIV) over \$30m. However, as there are approximately 60 privately owned lots within the Riverwood Estate, Council would continue to be the Consent Authority for development with a CIV under \$30m within the estate.

3. Key Issues with Master Plan Proposal

Council's key issues with the proposal are outlined in the detailed submission at Attachment A and include the following:

- Lack of any additional social housing and a weak 'case for change'
- No provision of affordable housing as defined by Council's Affordable Housing Strategy in addition to social housing
- A provision of new open space that is lower than the current average provision across the LGA of 2.16ha/1,000 persons
- Lack of contribution towards infrastructure and embellishment of existing and proposed public open space outside of the site in the surrounding area, such as a contribution towards the Council's adopted Salt Pan Creek Concept Master Plan
- Mature tree loss will occur and may result in only 4% of existing tree canopy being retained if not managed carefully. The future streets will provide 60% tree canopy while private land will provide 20% tree canopy
- Road works such as widening, new signalised intersections and land acquisition requires TfNSW approval which should be progressed as part of this proposal to provide certainty
- Land acquisition is identified in certain parts of the site to facilitate road widening and Council will not accept the role as acquisition authority

- A reliance on funding through the Regional Infrastructure Contributions (RIC) Framework, which has no certainty on implementation and therefore whether any off-site road, traffic and transport works can be funded in the future. The NSW Government should provide surety on this aspect of the proposal,
- LAHC proposes to acquire Council owned lots that will be redeveloped to include up to 70% private development. It is reasonable that the Council be appropriately compensated for this land that will realise private developer uplift, and
- A number of urban design recommendations have been made based on an independent peer review. These matters are detailed as part of the submission.

4. Letter of Offer and Draft Planning Agreement

LAHC has made an initial letter of offer in May 2022, in order to commence discussions on a Planning Agreement to deliver public benefit outcomes for this locality as a result of the proposed uplift in planning controls. In summary, the letter of offer proposes to deliver the following public benefits in connection with the Planning Proposal:

- 1.8ha of Additional open space land – valued by LAHC at \$28m
- 2.4ha of embellished new parks – valued by LAHC at \$12.9m, and
- 1,116m² for ‘public facility floor space’ – Valued by LAHC at \$5.9m.

The total monetary value of the Offer is \$47.4m as calculated by LAHC with around 88% of the Offer being for new or embellished existing public open space. The core proposition of the Offer is that the new or embellished public open space that LAHC proposes to dedicate to Council, as well as the ‘public facility floor space’, has a monetary value and that the Planning Agreement would remove the further operation of Council’s local contributions plan (s7.11 and s7.12) on land owned by LAHC. Under Council’s Local Infrastructure Contributions Plan 2022, the proposed development would generate \$40.7m in local contributions.

The Offer also states that given the claimed ‘net public benefit’ arising from the proposal LAHC is proposing the acquisition of Council open space and roads and dedication will be at nil cost to either party. Council is not agreeing with this position on the basis certain Council land will be rezoned and redeveloped for up to 70% private housing.

Council officers will continue discussions with LAHC in relation to the letter of offer, with a draft Planning Agreement to be considered by Council separately prior to its exhibition.

5. Next Steps

Following the exhibition period, the Department will consider all submissions received and will provide copy to LAHC to review and to provide a response. A revised proposal would be prepared by LAHC to respond to, and address, submissions received, and that revised proposal may require re-exhibition.

After considering all the submissions received as part of any further exhibition, the Minister will make a decision on the rezoning proposal. If the Minister approves the proposal, the amendments to the zones and planning controls for Riverwood Estate SSP can be made through a State Environmental Planning Policy (SEPP) that would amend Council's LEP. This can be approved by the Minister in accordance with Section 3.29 of the Environmental Planning and Assessment Act 1979.

Should approval be granted, LAHC will seek a development delivery partner to redevelop the LAHC owned properties including construction of new roads and parks. Development Applications would be required to be submitted by LAHC for assessment and the Minister would be responsible for determining applications in the Riverwood Estate, lodged by (or on behalf of) LAHC, which have a Capital Investment Value of more than \$30m. Any Development Applications within the Riverwood Estate SSP below this threshold (or on land not owned by LAHC) would be assessed by Council.

A draft Planning Agreement will be reported to Council for separate consideration.

Planning Matters - 29 September 2022

ITEM 5.2 Draft Housekeeping Amendments to the Community Participation Plan

AUTHOR Planning

PURPOSE AND BACKGROUND

This report summarises the exhibition of draft amendments to the Community Participation Plan and recommends that Council adopt the proposed draft amendments.

ISSUE

In June 2022, Council resolved to exhibit draft amendments to the Community Participation Plan (CPP). The intended outcomes are to update the requirements to be consistent with recent changes to State legislation and guidelines, to provide additional guidance on certain planning matters and to streamline the document to make it easier to read and understand.

Council exhibited the draft amendments in July–August 2022. Around 250 people viewed the exhibition material on Council’s website and no submissions were received.

Council officers undertook a review as part of the finalisation process. It is proposed to make minor administrative changes, primarily to clarify the existing development application exhibition procedures as outlined in Attachment C. These changes are considered to be of a minor nature and do not warrant re-exhibition.

On this basis, it is recommended that Council adopt the draft amendments to the CPP, as provided in Attachment A.

RECOMMENDATION That -

1. Council adopt the draft amendments to the Community Participation Plan, as provided in Attachment A.
2. The Amended Community Participation Plan be published on Council’s website and NSW Planning Portal.

ATTACHMENTS [Click here for attachment\(s\)](#)

- A. Community Participation Plan
- B. Council Report–Ordinary Meeting of 23 June 2022
- C. Proposed Minor Administrative Changes to the Community Participation Plan

POLICY IMPACT

Since the adoption of the CPP, there have been changes to State legislation to allow exhibition requirements to be met through electronic communication methods. This matter is consistent with the Department of Planning and Environment's ePlanning program, which is increasing the use of electronic communication methods in planning.

This matter is also consistent with the Environmental Planning and Assessment Act 1979, namely section 2.24 which requires Council to periodically review its Community Participation Plan. The review ensures Council's development assessment and strategic planning processes make use of advances in technology and evolving communication preferences and practices.

FINANCIAL IMPACT

This matter has no financial implications for Council.

COMMUNITY IMPACT

This matter is consistent with Council's *Connective City 2036* and Community Engagement Policy as an intended outcome of the draft amendments is to make it easier for the community to understand how they can participate in the planning process. The draft amendments will also ensure Council's exhibition requirements remain contemporary and relevant to successfully administering development and planning matters across Canterbury-Bankstown.

DETAILED INFORMATION

Exhibition

At its Ordinary Meeting of 23 June 2022, Council resolved to exhibit draft amendments to the Community Participation Plan. The Council report is provided in Attachment B.

Council exhibited the draft amendments from 18 July to 19 August 2022. The exhibition process included:

- Notification on Council's website and local newspaper
- Displays at Council's Customer Service Centres (Bankstown and Campsie)
- Exhibition (via dedicated kiosks) at Council's libraries (Bankstown, Campsie and Riverwood).

Around 250 people viewed the exhibition material on Council's website. Council received no submissions in response to the exhibition.

Post-Exhibition Review

As part of the finalisation process, Council officers reviewed the draft amendments and identified minor administrative changes that would help clarify certain steps under the existing procedures. Attachment C summarises the proposed changes, which include:

Page	Exhibited Draft	Proposed Minor Administrative Change	Reason
6	<u>Clause 2.2 (Development applications)</u> : Requires public exhibition of development applications at Council's Customer Service Centres (Bankstown and Campsie) and libraries (Bankstown, Campsie and Riverwood).	Add that all development application documentation will be soft copy only.	Clarifies the existing procedure to only make documentation available electronically for inspection at dedicated kiosks at the applicable locations.
6, 8, 9	<u>Clause 2.2 (Development applications)</u> : Requires notification letters to property owners of neighbouring properties.	Amend to read: <i>Notification letter to property owners and occupiers of neighbouring properties.</i>	Recent proposals within mixed use development identified the need to maintain the existing procedure of notifying occupiers.
12	<u>Clause 2.7 (Development applications)</u> : Council must give notice of the determination of an application to each person who makes a written submission.	Add that Council does not give notice to anonymous submissions.	Clarifies that Council cannot respond to anonymous submissions that do not provide contact details.

In considering the likely impacts of the proposed changes, these changes are of a minor nature and do not warrant re-exhibition.

Next Steps

Should Council adopt the draft amendments to the CPP, the next step would be to update the CPP on the NSW planning portal and Council's website.

ITEM 5.3 Draft Consolidated Local Environmental Plan Update and Draft Development Control Plan Amendments

AUTHOR Planning

PURPOSE AND BACKGROUND

The purpose of this report is to provide Council an update on the Department of Planning and Environment's review of the Draft Consolidated Local Environmental Plan, and seek Council's approval to exhibit draft amendments to the Draft Consolidated Development Control Plan in response to this review.

ISSUE

In 2020, Council prepared the Draft Consolidated Local Environmental Plan (LEP). The Draft LEP is to be Council's principal planning document to regulate land use across the city. The Draft LEP aligns Council's policy positions and gives effect to the first stage of *Connective City 2036*, which is to integrate current land use strategies into Council's planning framework.

In 2021, Council prepared the Draft Consolidated Development Control Plan (DCP). The Draft DCP supports the Draft LEP by providing additional objectives and planning controls to enhance the function, design and amenity of development.

Since this time, the Department has reviewed the Draft LEP and identified certain issues that required clarification or additional information. To date, Council officers have provided the required information to address these matters.

The Department subsequently identified the Moomba to Sydney Pipeline as a new issue that required additional information. The pipeline crosses through the Canterbury-Bankstown Local Government Area along the East Hills Railway Line. It operates at high pressure to transport ethane gas from Moomba, South Australia to industrial facilities in Port Botany.

The Department required a Land Use Safety Study to consider the risk of a potential pipeline rupture and to adequately mitigate the impacts within the East Hills, Panania, Revesby and Padstow centres. While State legislation requires this consideration at the development application stage, the Department is proposing to manage this risk earlier in the planning process to inform the planning controls.

Council commissioned an independent specialist to prepare the study in accordance with the Department's risk criterion and hazard analysis guidelines. The Department has reviewed the study and is proposing to implement the recommendations as follows:

- Include a new clause and Hazard Area Map in the Draft LEP to identify the properties adjacent to the pipeline where sensitive uses, such as aged care, child care centres and hospitals, are to be prohibited.

- Include a new clause and Hazard Area Map in the Draft LEP to identify the properties adjacent to the pipeline where residential development must incorporate measures to adequately mitigate the impacts of a potential pipeline rupture. The study found residential intensification may be permitted provided buildings incorporate fire-resisting construction that would give occupants reasonable time to evacuate the buildings.

Council is required to amend the Draft DCP to implement the more detailed recommendations of the Land Use Safety Study, in relation to the design, construction and evacuation requirements for residential development.

To address this issue, the next step would be to exhibit the Draft DCP amendments arising from the Land Use Safety Study, together with administrative amendments identified through the Department's review of the Draft LEP and other changes to State policy.

RECOMMENDATION That -

1. Council exhibit the draft amendments to the Draft Canterbury Bankstown Consolidated Development Control Plan as provided in Attachment A.
2. This matter be reported to Council following the exhibition period.

ATTACHMENTS [Click here for attachment](#)

- A. Draft Development Control Plan Amendments

POLICY IMPACT

Update on the Draft LEP

In 2020, Council prepared the Draft LEP as part of the Department's Accelerated Local Environmental Plan Program.

The Draft LEP is to be Council's principal planning document to regulate land use across the Canterbury-Bankstown Local Government Area. The Draft LEP provides aims and objectives and sets land use zones and planning controls such as lot sizes, building heights and floor space ratios. The Draft LEP also proposes to align Council's policy positions and give effect to the first stage of *Connective City 2036*, which is to integrate current land use strategies into Council's planning framework.

The following actions have taken place:

Date	Action
2020	The Department issued a Gateway Determination.
2020	The Local Planning Panel decided for the Draft LEP to proceed to exhibition.
2020	Council exhibited the Draft LEP.
2020	The Local Planning Panel adopted the Draft LEP.
2020	Council forwarded the Draft LEP to the Department for review and determination.
2020-22	<p>The Department commenced its review of the Draft LEP. Over the last three years, the Department has identified matters that required clarification or additional information. To date, Council officers have provided the required information to address these.</p> <p>The Department subsequently identified the need for a Land Use Safety Study to inform the planning controls for development near the Moomba to Sydney Pipeline. The implementation of the study findings is the subject of this report.</p>
2022	The Department converted the LEP maps to a new digital format under its ePlanning program, which aims to increase the use of electronic communication methods in planning. The maps will be publicly accessible on the NSW planning portal.

The Department is expecting the Draft LEP to come into force by the end of 2022. The Draft LEP will apply to development applications lodged on or after this date and will replace Bankstown LEP 2015 and Canterbury LEP 2012.

Update on the Draft DCP

In 2021, Council adopted the Draft DCP. The Draft DCP supports the Draft LEP by providing additional objectives and planning controls to enhance the function, design and amenity of development. The Draft DCP is to come into force once the Department approves the Draft LEP and will replace Bankstown DCP 2015 and Canterbury DCP 2012.

The Department subsequently identified the need for a Land Use Safety Study to inform the planning controls for development near the Moomba to Sydney Pipeline. The implementation of the study findings together with some administrative amendments are the subject of this report.

FINANCIAL IMPACT

This matter has no financial implications for Council.

COMMUNITY IMPACT

The preparation of the Draft LEP and Draft DCP constitutes a significant public benefit as it will bring greater consistency to the planning controls currently applying in the Canterbury-Bankstown Local Government Area. This will facilitate a streamlined development assessment process and provide greater consistency in planning controls across the Local Government Area that will benefit both residents and industry alike. The Draft LEP and Draft DCP are products of significant research, analyses and strategic planning.

DETAILED INFORMATION

Draft DCP Amendment 1: Moomba to Sydney Pipeline Land Use Safety Study

What is the Moomba to Sydney Pipeline?

According to the Department's Planning Circular PS 18-010, high pressure pipelines are normally steel pipelines which operate at high pressure to transport gas or liquids over long distance. The Moomba to Sydney Pipeline is an example of a high pressure pipeline. It was constructed in the 1990s and crosses through the Canterbury-Bankstown Local Government Area along the East Hills Railway Line. It transports ethane gas from Moomba, South Australia to industrial facilities in Port Botany.

What are the existing planning controls for development near high-pressure pipelines?

The *State Environmental Planning Policy (Transport and Infrastructure) 2021* and the Department's Planning Circular PS 18-010 currently require Council to notify pipeline operators of development applications near high pressure pipelines. The notification requirements ensure pipeline operators are aware of new development at an early stage of the development assessment process. This would enable pipeline operators to work with Council and proponents to review the level of risk both to and from a pipeline and appropriately manage potential risks to the pipeline, and to development from the pipeline.

For example, increased construction activity associated with new development may impact the safe operation of high pressure pipelines. The key cause of a pipeline rupture is a puncture or penetration of the pipeline by machinery, such as an excavator or a drill especially during construction.

Why prepare a Land Use Safety Study?

According to the Department's Hazardous Industry Planning Advisory Papers, there is a range of risks to which people are exposed as the result of various activities. For example, in relation to common accidents in NSW, the chance of fatality in a car accident is 145 in a million per year, while fatality from accidents in the home is 110 in a million per year.

In relation to development near high pressure pipelines, the risk is potential injury or fatality from a pipeline rupture (e.g. exposure to fire or toxic smoke). The Hazardous Industry Planning Advisory Paper No. 4 aims to reduce the chance of potential injury or fatality to as low as reasonably practical by applying the following precautionary approach:

- The siting and construction of residential development must limit the fatality risk level to one in a million per year. The one in a million criterion assumes that residents will be at their place of residence and exposed to the risk 24 hours a day and continuously day after day for the entire year. In practice this is not the case, and this criterion is therefore conservative.
- The siting and construction of sensitive uses must limit the fatality risk level to 0.5 in a million per year. The reason is people in hospitals, children at school or senior residents are more vulnerable to hazards and less able to take evasive action, if need be, relative to the average residential population.

The Department has requested Council to prepare a Land Use Safety Study to inform the planning controls for development near the Moomba to Sydney Pipeline. Council commissioned an independent specialist to prepare the study in accordance with the Department's risk criteria and hazard analysis guidelines.

What are the findings of the Land Use Safety Study?

The Department reviewed the study and is proposing to implement the recommendations as follows:

Study findings and recommendations	Department's proposed action
<p><u>Sensitive uses</u> Within the East Hills, Panania, Revesby and Padstow centres, there are some properties adjacent to the pipeline that are exposed to a fatality risk level of more than 0.5 in a million per year. It would be inappropriate to permit sensitive uses at these locations. It is not possible to design buildings to limit the fatality risk level to below 0.5 in a million per year.</p> <p><u>Recommendation 1:</u> Restrict sensitive uses on properties where the fatality risk level is more than 0.5 in a million per year.</p>	<p>Include a new clause and Hazard Area Map in the Draft LEP to identify the properties adjacent to the pipeline (known as "Area 1") where sensitive uses are to be prohibited.</p> <p>Sensitive uses are to include new schools, hospitals, seniors housing, respite day care centres, early education and care facilities and correctional centres.</p>
<p><u>Residential development</u> The proposed residential intensification may be permitted within the East Hills, Panania, Revesby and Padstow centres, provided dwellings adjacent to the pipeline are designed to shield occupants during the evacuation period. This practice is common in the design of buildings for bushfire exposure.</p> <p>Occupants are not considered vulnerable if buildings can withstand a heat flux of 20kW/m² as the result of fire incidents. This would reduce the fatality risk level to one in a million per year or less, which is consistent with the Department's Hazardous Industry Planning Advisory Papers.</p> <p><u>Recommendation 2:</u> Ensure residential development on certain properties adjacent to the pipeline incorporate risk mitigation measures to withstand a heat flux of 20kW/m² in accordance with the National Construction Code.</p>	<p>Include a new clause and Hazard Area Map in the Draft LEP to identify the properties adjacent to the pipeline (known as "Area 2") where residential development must incorporate measures to adequately mitigate the impacts of exposure to the pipeline.</p> <p>Council is required to amend the Draft DCP to reference the more detailed risk mitigation measures recommended by the Land Use Safety Study, such as fire-resisting construction and evacuation access.</p>
<p><u>Other development</u> The risk levels are below the criteria for commercial development, shops, sporting complexes and open space.</p>	<p>No action required.</p>
<p><u>Development applications</u></p>	<p>Council is required to amend the Draft DCP to require new buildings in the East Hills, Panania,</p>

Study findings and recommendations	Department's proposed action
Recommendation 3: Ensure construction activities do not impact upon the pipeline. At the development application stage, proponents should demonstrate how this will be achieved by submitting a safety management study in accordance with the <i>State Environmental Planning Policy (Transport and Infrastructure) 2021</i> .	Revesby and Padstow centre boundaries to submit a safety management study at the development application stage.

What are the Draft DCP amendments?

The table below lists the Draft DCP amendments to implement the recommendations of the Land Use Safety Study together with the proposed additional LEP provisions to be implemented by the Department. The intended outcomes of the Draft DCP amendments are:

Draft DCP amendment	Reason
<p>Include a new clause to apply to residential development on land identified as "Area 2" on the LEP Hazard Area Map (refer to Figures 1–4).</p> <p>The new clause would require residential development to incorporate the following measures as a minimum to adequately mitigate the impacts of exposure to the pipeline:</p> <ul style="list-style-type: none"> • Development must comply with the performance standards set for '3m from the boundary' under the Building Code of Australia. • Openings that face the pipeline must comply with clause C3.4 of the Building Code of Australia. • Development must protect service openings in accordance with C3.15 of the Building Code of Australia. • Development must protect the construction joints, spaces and the like in and between building elements in a manner identical to a tested prototype in accordance with AS1530.4-2012 to achieve the required fire-resistance level. • Fire exit stairs must discharge into locations that are shielded and away from the pipeline location. • Proponents must prepare an appropriate emergency response plan(s) for use by the building occupants. 	<p>A new clause and Hazard Area Map in the Draft LEP propose to identify the properties adjacent to the pipeline where residential development must incorporate measures to adequately mitigate the impacts of a pipeline rupture.</p> <p>The Draft DCP amendment supports the Draft LEP by implementing Recommendation 2 of the Land Use Safety Study. The recommendation identifies the mitigation measures in more detail.</p>
<p>Include a new clause to apply to new buildings in the East Hills, Panania, Revesby and Padstow centre boundaries.</p> <p>The new clause would require new buildings to submit a safety management plan. The plan must identify any potential safety risks or risks</p>	<p>The Draft DCP amendment implements Recommendation 3 of the Land Use Safety Study.</p> <p>Council would give written notice of development applications and safety management plans to the pipeline operator and</p>

Figure 2: Land in Panania (shown blue) where residential development must incorporate mitigation measures



Figure 3: Land in Revesby (shown blue) where residential development must incorporate mitigation measures

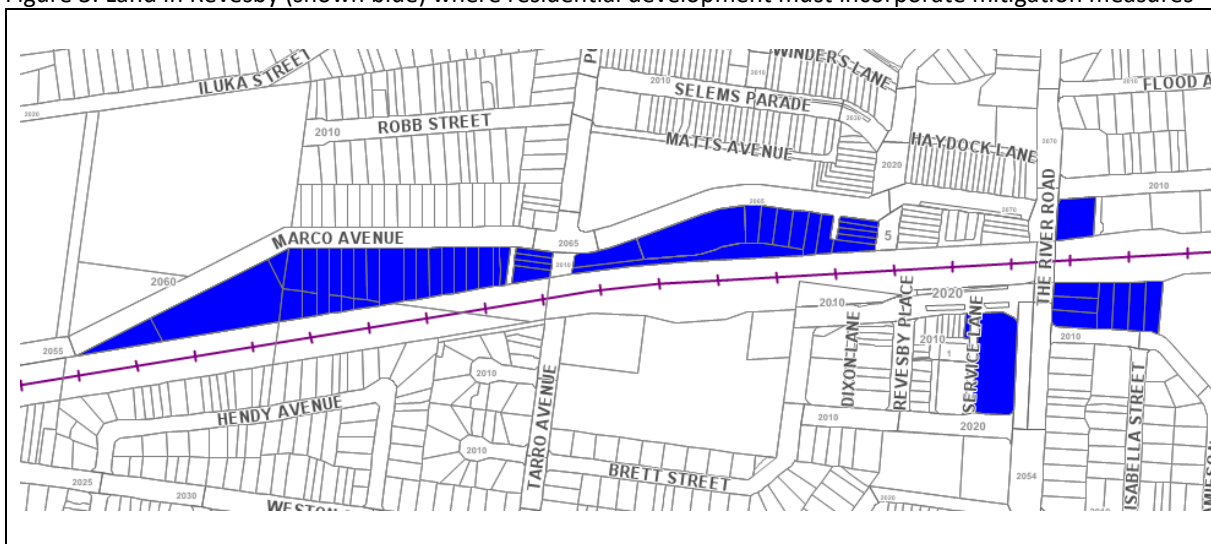
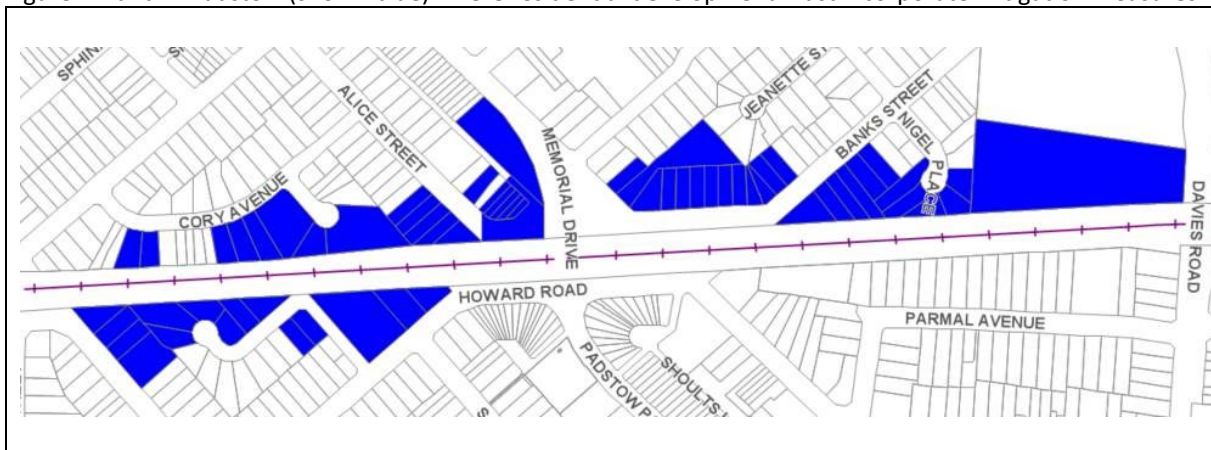


Figure 4: Land in Padstow (shown blue) where residential development must incorporate mitigation measures



Draft DCP Amendment 2: Administrative amendments

It is proposed to include certain administrative amendments, as provided in Attachment A, to address the following issues:

Issue	Draft DCP amendment
<p>Council adopted the Draft DCP in 2021 with the name <i>Canterbury-Bankstown Development Control Plan 2021</i>.</p> <p>The issue is the Department is proposing to give the Draft LEP the name <i>Canterbury-Bankstown Local Environmental Plan 2022</i>. The year of the Draft DCP would need to match the Draft LEP.</p>	<p>Amend the name of the Draft DCP to read: <i>Canterbury-Bankstown Development Control Plan 2022</i>.</p>
<p>Council adopted the Draft DCP in May 2021. The Department consolidated the state environmental planning policies, which commenced in March 2022. The issue is the need to reference the new state environmental planning policies.</p>	<p>Reference the new state environmental planning policies where required.</p>
<p>The Bankstown LEP 2015 currently contains a 'front building line' definition, which reads:</p> <p>(a) for a lot that has only one road frontage—the line the consent authority is satisfied is the minimum setback a building should be from the road alignment, or</p> <p>(b) for a lot that has more than one road frontage—the shortest of the lines (excluding an access handle or right of way for access) that can be calculated under paragraph (a).</p> <p>The definition is applicable to the floor space ratio and lot size controls. The issue is the Department is not proposing to transfer this existing definition to the Draft LEP.</p>	<p>Transfer this existing definition from the Bankstown LEP 2015 to the Draft DCP.</p>
<p>The Canterbury DCP 2012 (B1.4.1, C20) does not support mechanical parking devices, including car lifts, as a form of off-street parking.</p> <p>The issue is the consolidation of the Bankstown DCP 2015 and Canterbury DCP 2012 inadvertently omitted the transfer of this existing control to the Draft DCP. The intended outcome of the consolidation process is to retain this existing control.</p>	<p>Transfer this existing control from the Canterbury DCP 2012 to the Draft DCP.</p>
<p>The Bankstown DCP 2015 (B1, C4.3) currently contains an existing control that reads: <i>For development that establishes a dual occupancy and a secondary dwelling on the same allotment, the two dwellings forming the dual occupancy may be subdivided provided the minimum lot size is 450m² per dwelling.</i></p> <p>The existing control reinforces the need for secondary dwellings to comply with the minimum 450m² lot size requirement, particularly at the rear of dual occupancies.</p> <p>The issue is the consolidation of the Bankstown DCP 2015 and Canterbury DCP 2012 inadvertently omitted the transfer of this existing control to the Draft DCP. The reinstatement of the existing control is consistent with the Gateway Determination of the Draft LEP, which did not permit changes to the existing residential controls.</p>	<p>Transfer this existing control from the Bankstown DCP 2015 to the Draft DCP.</p>

Next steps

Should Council support the Draft DCP amendments for exhibition purposes, the next steps are:

1. Exhibit the Draft DCP amendments for public comment for a minimum 28 days.
2. Following the exhibition, a report will be presented to Council to consider any submissions and associated amendments prior to deciding whether to adopt the Draft DCP amendments.
3. The Draft LEP may come into force prior to reporting the Draft DCP amendments to Council. For this reason, it is not proposed to include a savings provision as the Draft DCP amendments would need to apply to development applications lodged on or after the Draft LEP comes into force.

6 POLICY MATTERS

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

7 GOVERNANCE AND ADMINISTRATION MATTERS

The following items are submitted for consideration -

7.1	Election of Deputy Mayor	77
7.2	Cash and Investment Report as at 31 August 2022	81
7.3	Proposed Leasehold Acquisition of Land by Transport for NSW	85
7.4	Proposed Leasehold Acquisition of Land by Sydney Metro City and SouthWest	89
7.5	Code of Conduct Matter – Investigation of allegations of corrupt conduct made by the Member for Bankstown concerning Council Officials	91A

Governance and Administration Matters - 29 September 2022

ITEM 7.1 Election of Deputy Mayor

AUTHOR Chief Executive Officer

Pursuant to Section 231(1) of the Local Government Act (Act), Council may elect a person from among their number to be the Deputy Mayor.

The Deputy Mayor may exercise any function of the Mayor at the request of the Mayor, or if the Mayor is prevented by illness, absence or otherwise from exercising the functions of the Mayor.

In determining its decision, Councillors should note:

- In accordance with Section 231(2) of the Act, a Councillor may be elected to be the Deputy Mayor for the period of the mayoral term or a shorter term.
- Section 249 (5) of the Act provides that the Council may pay the Deputy Mayor (if there is one) a fee to be determined by Council for such time as the Deputy Mayor acts in the office of the Mayor.
- Any fee paid to the Deputy Mayor must be deducted from the Mayor's annual fee.

A Nomination form for the election of the Deputy Mayor is included in the Attachments.

In September 2021 Council resolved to elect a Deputy Mayor for a period on three months up until the date of the ordinary Council election in December 2021.

In December 2021 Council resolved to appoint a Deputy Mayor for a period of nine months up until September 2022.

In considering the matter, Councillors will need to determine/resolve as to:

1. Whether to elect a person from among their number to be the Deputy Mayor from September 2022 to September 2023 being to coincide with the next Mayoral election;
2. Determine the fee to be paid to the Deputy Mayor while he or she acts in the office of the Mayor;
3. Subject to the above and in the event that there be more than one (1) nomination, Council determine the method of voting for the election; and
4. Council request that the Chief Executive Officer, as Returning Officer, conduct the Election of Deputy Mayor, in accordance with Schedule 7 of the Local Government (General) Regulation 2021, as required.

Accordingly, the matter is submitted for Council's consideration.

RECOMMENDATION

That the information be considered by Council.

ATTACHMENTS

[Click here for attachment\(s\)](#)

- A. Procedure for Voting
- B. Nomination Form

POLICY IMPACT

The election of a Deputy Mayor will ensure Council meets its legislative requirements.

FINANCIAL IMPACT

Necessary funds for the Mayor and Deputy Mayor fees will be met from Council's 2022/23 budget.

COMMUNITY IMPACT

There is no community impact.

Governance and Administration Matters - 29 September 2022

ITEM 7.2 Cash and Investment Report as at 31 August 2022

AUTHOR Corporate

PURPOSE AND BACKGROUND

In accordance with clause 212 of the Local Government (General) Regulation 2021, the Responsible Accounting Officer must provide the council with a written report each month, which sets out the details of all money that council has invested under section 625 of the Local Government Act 1993.

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

ISSUE

This report details Council's cash and investments as at 31 August 2022.

RECOMMENDATION That -

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

ATTACHMENTS [Click here for attachment](#)

- A. Imperium Markets Monthly Investment Report August 2022

POLICY IMPACT

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

FINANCIAL IMPACT

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

COMMUNITY IMPACT

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

DETAILED INFORMATION

Cash and Investment Summary – as at 31 August 2022

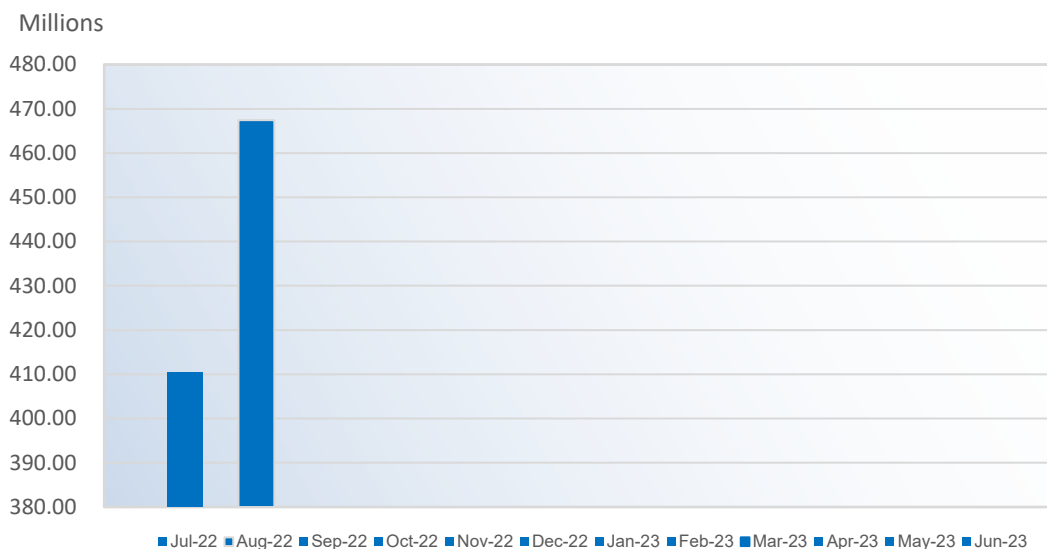
In total, Council's Cash and Investments holdings as at 31 August 2022 is as follows:

Cash and Investments	\$
Cash at Bank	11,763,534
Deposits at Call	78,494,089
Term Deposits	292,000,000
Floating Rate Notes	44,505,927
Workers Compensation Security Deposit	4,686,000
Bonds	36,000,000
Total Cash and Investments	467,449,550

Council's level of cash and investments varies from month to month, particularly given the timing of Council's rates and collection cycle, its operations and carrying out its capital works program. The following graph outlines Council's closing cash and investment balances from July 2022 to June 2023.

Summary of Council's investment interest income earned for the period to 31 August 2022 is as follows:

Cash and Investment Rolling Monthly Balance 2022-2023



Interest Income	Aug 2022 \$	Year-to-date Aug 2022 \$
Budget	501,875	1,003,750
Actual Interest	701,213	1,231,829
Variance	199,338	228,079
Variance (%)	39.72%	22.72%

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

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

Maturity Profile		
	Actual % of Portfolio	Policy Limits %
Cash	20.3	100
Working Capital Funds (0-3 months)	4.9	100
Short Term (3-12 months)	10.6	100
Short – Medium (1-2 years)	23.3	70
Medium (2-5 years)	40.9	50
Long Term (5-10 years)	0	5
Total Cash and Investments	100%	

Portfolio Allocation	
	Actual % of Portfolio
Cash at Bank	2.5
Deposits at Call	16.8
Term Deposits	62.5
Floating Rate Notes	9.5
Workers Compensation Security Deposit	1.0
Bonds	7.7
Total Cash and Investments	100%

Governance and Administration Matters - 29 September 2022

ITEM 7.3 Proposed Leasehold Acquisition of Land by Transport for NSW

AUTHOR Corporate

PURPOSE AND BACKGROUND

Transport for NSW (TfNSW) is proposing to undertake an upgrade of the intersection of Henry Lawson Drive, Auld Avenue and Milperra Road as well as road-widening along Henry Lawson Drive, Milperra.

In order to undertake this construction work, TfNSW is proposing a two-stage process for access to the required land. First to compulsorily acquire the leasehold of multiple parts of Council land along these roads (to provide working and storage space for the project) and then on completion of work, to acquire the freehold of those parts of the land which TfNSW assets are to be located.

Council's authority is sought for the Chief Executive Officer to negotiate and determine compensation payable to Council for the compulsory leasehold acquisition of the land in accordance with a valuation provided by a registered valuer.

ISSUE

TfNSW plans to compulsorily acquire leasehold of Council land for use during the construction stage of the project, for a term of three years. At completion of construction, they will acquire the required freehold land.

The process to acquire freehold will be subject to a separate process once works are completed.

RECOMMENDATION That -

1. The Chief Executive Officer be authorised to negotiate and determine compensation payable to Council for the compulsory leasehold acquisition of the subject land in accordance with a valuation provided by a registered valuer.
2. The Mayor and Chief Executive Officer be delegated authority to sign all documentation under the Common Seal of Council, as required.

ATTACHMENTS [Click her for attachment](#)

- A. Transport for NSW's Land Requirements Plans- SR 5714 "Overview" Sheet and Sheets 1-5

POLICY IMPACT

There is no policy impact.

FINANCIAL IMPACT

Council will be entitled to receive on behalf of the community fair compensation on just terms for the compulsory leasehold acquisition of the land.

COMMUNITY IMPACT

This report covers the compulsory leasehold acquisition of the land only. The compulsory acquisition of the freehold Council land will be reported to Council at a later date once the road works are completed.

Council will receive fair compensation (based on an independent valuation) for the compulsory leasehold acquisition of the land by TfNSW.

DETAILED INFORMATION

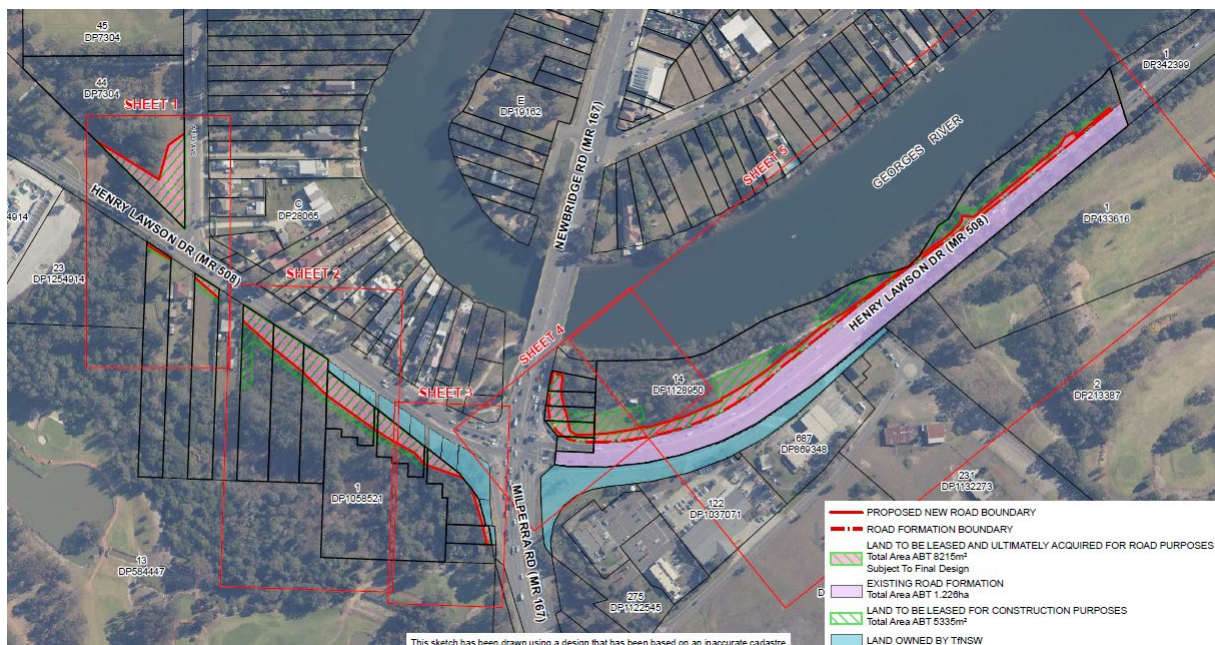
Background

Transport for NSW (TfNSW) is proposing to compulsorily acquire parts of multiple lots of Council-owned land along Henry Lawson Drive, Auld Avenue and Milperra Road to allow upgrades of the intersection including road-widening.

TfNSW propose to first acquire a leasehold interest over the land (to provide working and storage space for the project) and once complete, will acquire the freehold of those parts of the land upon which TfNSW assets are to be located.

The aerial photo below shows the extent of Council land to be compulsorily acquired. The area hatched in green is proposed to be leased for a period of 3 years for the construction stage of the project and is the subject of this report. At completion of construction, TfNSW proposes to acquire for road purposes the required freehold coloured pink in the plan below. The compulsory acquisition of the freehold Council land will be reported to Council on completion of the road works. There have been no operational concerns raised by staff for this proposal. Further details on the proposed areas to be acquired is provided in the Attachments.

Aerial showing Proposed Lease area



Council has been engaged with and working with TfNSW in regard to the design of this proposed road upgrade. TfNSW has indicated that the project is scheduled to commence towards the end of this year.

Compulsory acquisition process

TfNSW will exercise its statutory powers to compulsorily acquire leasehold of the subject land. A valuation will be obtained from a registered valuer of the compensation payable to Council for the compulsory acquisition of the leasehold land which will form the basis of negotiations between Council and TfNSW.

The intention is to reach agreement with TfNSW on compensation payable. However, if agreement cannot be reached, Council may have to initiate a Class 3 appeal to the Land and Environment Court for the compensation's determination.

Governance and Administration Matters - 29 September 2022

ITEM 7.4 Proposed Leasehold Acquisition of Land by Sydney Metro City and SouthWest

AUTHOR Corporate

PURPOSE AND BACKGROUND

Sydney Metro City & Southwest (Sydney Metro) is proposing to carry out works for the new Bankstown Metro station for the Sydney Metro City and Southwest project.

In order to undertake this work, Sydney Metro is proposing to compulsorily acquire leasehold interest of multiple lots of Council-owned land along the north and south of Bankstown Railway Station.

Council's authority is sought for the Chief Executive Officer to negotiate and determine compensation payable to Council for the compulsory leasehold acquisition of the land in accordance with a valuation provided by a registered valuer.

ISSUE

Sydney Metro plan to compulsorily acquire leasehold of several parcels of Council land adjacent to Bankstown Station for use during the construction stage of the project, for a term of two years.

RECOMMENDATION That -

1. The Chief Executive Officer be authorised to negotiate and determine compensation payable to Council for the compulsory leasehold acquisition of the subject land in accordance with a valuation provided by a registered valuer.
2. The Mayor and Chief Executive Officer be delegated authority to sign all documentation under the Common Seal of Council, as required.

ATTACHMENTS [Click here for attachment\(s\)](#)

- A. Plan of Bankstown Plaza Council Lease Areas
- B. Sydney Metro Commencement Letter to CoCB (LH) Construction Lease at Bankstown

POLICY IMPACT

There is no policy impact.

FINANCIAL IMPACT

Council will be entitled to receive on behalf of the community fair compensation on just terms for the compulsory leasehold acquisition of the land.

COMMUNITY IMPACT

Council will receive fair compensation (based on an independent valuation) for the compulsory leasehold acquisition of the land by Sydney Metro.

DETAILED INFORMATION

Background

Sydney Metro propose to compulsorily acquire the leasehold of Council land adjacent to Bankstown Station (hatched in pink on the plans included in the Attachments) for use during the construction stage of the Bankstown Metro Station. The proposed parcels of land to be acquired for lease have various classifications of Operational, Community and Road.

The lease term will be for approximately two years, commencing at the end of this year and expiring in November 2024, with the land to be restored to its original condition and returned to Council's possession on completion of the project. There have been no operational concerns raised by staff for this proposal.

Compulsory acquisition process

Sydney Metro will exercise its statutory powers under the Land Acquisition (Just Terms Compensation) Act 1991 to compulsorily acquire a leasehold interest in the subject land in accordance with its correspondence included in the attachments to this report. A valuation will be obtained from a registered valuer of the compensation payable to Council for the compulsory acquisition of the leasehold land which will form the basis of negotiations between Council and Sydney Metro.

The intention is to reach agreement with Sydney Metro on compensation payable. However, if agreement cannot be reached, Council may have to initiate a Class 3 appeal to the Land and Environment Court for the compensation's determination.

Governance and Administration Matters - 29 September 2022

ITEM 7.5 **Code of Conduct Matter - Investigation of allegations of corrupt conduct made by the Member for Bankstown concerning Council Officials**

AUTHOR **Chief Executive Officer**

PURPOSE AND BACKGROUND

Councillors would be aware of the recent allegations made by Ms Mihailuk (Member for Bankstown) in Parliament – by way of the use of parliamentary privilege – alleging council officials have acted corruptly with respect to an Expression of Interest Process carried out by the former Bankstown City Council in 2012 and its recent masterplan process undertaken by Canterbury Bankstown Council for the Bankstown CBD.

The purpose of this report is to inform Council of the steps taken to independently investigate the serious allegation made by Ms Mihailuk MP and importantly ensure that the community can have full confidence in the integrity of not only the Council but specifically its Councillors and staff.

ISSUE

To publicly inform Council and our community of action being taken to investigate the matter, including Council's approach and likely reporting of the outcome.

RECOMMENDATION That -

1. The information be noted
2. Council support the actions taken, as outlined in the report.
3. A further report be provided to Council, informing it of the findings of the independent investigation regarding the matter.

ATTACHMENTS

Nil

POLICY IMPACT

As CEO and as the Principal Officer of a NSW Public Authority, I have a public duty to adhere to specific requirements under the Local Government Act 1993 (the LGA Act), Council's Code of Conduct and importantly observe specific requirements stipulated under the Independent Commission Against Corruption Act 1988 (the ICAC Act) regarding this matter.

Whilst I carry out the above obligations on all similar matters under Council's delegations and applicable Codes, I have chosen to publicly inform Council on the relevant steps being taken to investigate this matter, given its wide-spread publicity and it being in the public interest.

The investigation into the matter will ensure that both Council and I adhere to all the statutory and Council Policy requirements expected of Council and importantly determining any subsequent steps needing to be taken with regards to the matter.

FINANCIAL IMPACT

Funding to carry out the investigation will be accommodated from within Council's existing legal related services budget, as outlined further in the report.

COMMUNITY IMPACT

Both Council and I have an obligation to protect the integrity, reputation and above all, ensuring that public confidence is maintained in how Council conducts its operations and decision-making.

Ms Zelig Heger, Counsel Assisting the Commission, recently opened its ICAC's inquiry - *Operation Galley* – on 14 June 2022 by stating that:

"The principles of integrity and impartiality are of central importance to the role of local councillors in the exercise of their official functions."

Whilst I have every confidence that Council has acted in the interests of its community, the need to independently investigate the serious allegations made by Ms Mihailuk MP are in the public interest, and accordingly will be reported to Council for its information, in due course.

DETAILED INFORMATION

Background

As Councillors will be aware, The Member for Bankstown, Ms Tania Mihailuk MP, has recently made a number of serious allegations in Parliament - alleging corrupt conduct regarding the Mayor and more so, critically questioning the integrity of Council's processes and that of its staff.

In the main, the accusations date back to matters dealt with by the former Bankstown Council – whilst Ms Mihailuk MP was a Councillor - and more recent allegations regarding Council's Bankstown Master Planning process – which is still a matter yet to be finalised by Council.

Whilst there being an obligation to protecting the integrity, reputation and above all, ensuring public confidence is maintained, I separately have a duty to adhere to specific requirements under the Local Government Act 1993 (the LGA Act), Council's Code of Conduct and importantly that under the Independent Commission Against Corruption Act 1988 (the ICAC Act) with regards to the matter.

This report outlines the steps taken to investigate the allegations made by Ms Mihailuk MP.

Statutory Requirements

The principles of integrity and impartiality are of central importance to the role of local councillors in the exercise of their official functions. Those principles are reflected in the Model Code of Conduct for Councils in NSW, which is prescribed for the purposes of s 440 of the Local Government Act 1993 (NSW) (LG Act).

Separately, Council's Code of Conduct and its associated Procedures requires the CEO to assess a complaint that shows or tends to show conduct on the part of a council official (including councillors, members of staff of a council, administrators, council committee members, delegates of council and certain council advisers) in connection with their role as a council official or the exercise of their functions as a council official that would constitute a breach of the standards of conduct prescribed under the council's code of conduct if proven.

As Councillors would appreciate, the allegations made by Ms Mihailuk MP are quite serious in nature. She is implying that Council's decision-making process, on a number of levels, is corrupt, and that various council officials have knowingly colluded to commit the alleged offences.

Whilst I have every confidence that Council's approach and work to-date on the matters raised by Ms Mihailuk MP are done with the highest level of integrity and professionalism, there is an overriding public interest that the matter be appropriately investigated.

In allaying the community's concerns and/or the perception of wrong-doing, I have taken immediate steps to commence an investigation regarding the allegations by commissioning Ms Kath Roach, of SINC Solutions, to both independently review the allegations made by Ms Mihailuk MP and importantly advise Council on any and all relevant steps that may need to be taken, following her investigation.

As a precaution, Council has also briefly engaged with Mr Arthur Moses SC regarding the matter to importantly ensure Council's scope for the investigation was both appropriate and that it aptly addresses/protects the reputation of Council. Council will further seek Mr Moses advice and/or directions on the matter following Ms Roach's investigation.

Given the extent, its complexity and its potential to seriously impact our community's confidence in our processes and decision-making, I will be working closely with Ms Roach to clearly define the scope of the investigation, including what Council's obligations are to fulfil our statutory requirements.

Investigation

In initiating the investigation, on 23 September 2022, Council wrote to Ms Mihailuk MP, requesting that she provide a statement setting out evidence of any inappropriate or unlawful conduct by Councillors and/or employees or attend a meeting with Ms Roach so that she can take a statement from her.

The purpose of this was to ensure that the investigation appropriately addresses all aspects of the allegation made by Ms Mihailuk MP – not only as they relate to her statement to the Legislative Assembly but any other issues or concerns that she may have with Council.

Regrettably, Ms Mihailuk MP failed to respond to Council's request.

Nevertheless, Council has subsequently written to Ms Mihailuk MP, requesting her to confirm her non-cooperation with Council's investigation.

Ms Kath Roach has commenced her independent investigation with regards to the matter.

Naturally, the affected staff have expressed their extreme disappointment, given that the allegations are a direct attack on their integrity and professionalism. Nevertheless, they are all willing to participate in the investigation and provide Ms Kath Roach with any information required to assist with her inquiries.

Indeed, given my duty to ensure the well-being of all staff, I have offered those who are being questioned - access to Council's Employee Assistance Program (EAP) to support them throughout this difficult process.

Procurement and Budgetary Implications

Given the nature of the matter, Council has engaged SINC Solutions (Ms Kath Roach) - a widely-accepted expert in the Local Government sector, specialising in Governance, Investigations and Probity Services – to carry out the investigation.

SINC Solutions is an approved supplier under SSROC's Code of Conduct Auditors Panel, established in accordance with *Clause 3.2 of the Procedures of the Administration of the Model Code of Conduct for Local Government*, from which Council is required to access for carrying out code of conduct matters, investigations and other related services.

Ms Roach has indicated a cost of between \$10K - \$15K to complete the investigation. Funding to carry out the investigation is available from within Council's allocated 2022/23 budget for legal and code of conduct related services.

As indicated above, it is also suggested that Council utilise Mr Arthur Moses to provide any subsequent legal advice on the matter, as required. Both the cost of Council's preliminary discussions with Mr Moses and any subsequent costs will also be accommodated from within Council's existing legal related services budget.

Further Council Reporting on the Matter

It is envisaged that the SINC Solutions' investigation will be completed throughout October/November 2022. I propose that at the appropriate time, the report be submitted to Council for its information. The report will outline its findings and any necessary actions to be taken by Council in fulfilling its statutory and Council Policy obligations.

8 SERVICE AND OPERATIONAL MATTERS

The following item is submitted for consideration -

- | | |
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| 8.1 Live Screening of Australia's FIFA World Cup Campaign | 95 |
|-----------------------------------------------------------|----|

Service and Operational Matters - 29 September 2022

ITEM 8.1 **Live Screening of Australia's FIFA World Cup Campaign**

AUTHOR **City Future**

PURPOSE AND BACKGROUND

At the June 2022 Ordinary Council Meeting, Council resolved to investigate the options of broadcasting the upcoming Socceroo FIFA World Cup games to the community.

The purpose of this report is to recommend the most appropriate location to broadcast.

ISSUE

Council investigated several venue options, both indoor and outdoor, and their associated costs. An overview of the findings and recommendations are considered in the report.

RECOMMENDATION

That Council work in partnership with Bankstown and Canterbury Football Associations to see if they can secure enough commitment to run outdoor live screenings of the Tunisia vs Socceroos on Saturday 26 November 2022 at Playford Park in Bankstown and Beaman Park in Canterbury.

ATTACHMENTS

Nil

POLICY IMPACT

There are no policy impacts.

FINANCIAL IMPACT

The cost of delivering one live screening is estimated at \$9,500 per venue as outlined in the report. If both sites are viable the total cost would be in the order of \$20,000. Subject to the level of interest and how many screenings are held, costs would be reflected in the next quarterly review.

COMMUNITY IMPACT

Broadcasting the FIFA World Cup games to the community provides another local option to view the game. The event will unite members of the community and encourage support for the Socceroos.

DETAILED INFORMATION

At the June 2022 Ordinary Council Meeting, it was resolved that a report be brought back for Council's consideration on the feasibility, costs and benefits of providing a live screening of the FIFA World Cup™. This report is to consider:

- A preferred location;
- The timing and number of games possible to show;
- Other activities to occur during the screening;
- Licencing requirements and guidelines;
- Costs and other resource implications;
- An estimate of the crowd numbers expected to attend the live-screening events;
- Consideration should be given to partnering or promoting existing planned events with the LGA and wide Metro area.

Background

The FIFA World Cup™ will be held during November and December this year in Qatar. The Socceroos are scheduled to play three games in the group phase at the following (local) times:

- Wednesday 23 November 6am – France vs Socceroos
- Saturday 26 November 9pm – Tunisia vs Socceroos
- Thursday 1 December 2am – Denmark vs Socceroos

Staff investigations have identified that Bayside, Burwood, Cumberland, Liverpool and Fairfield City Councils have not at this stage planned any events or activities to screen the World Cup.

Within CB City, Bankstown Sports Club and Revesby Workers Club have indicated that they have plans to live screen the games for the community and provide family friendly spaces. Exact details have not been confirmed at this stage.

In 2018, Council had resolved to live screen the three Socceroo games during the FIFA World Cup first round. The first live screening was held at the Bryan Brown Theatre with approximately 30 people attending. A decision was taken not to screen the other games because of costs and low attendance.

Live Screening Options for 2022

Due to the scheduled times of the first and third games, it is likely that these games will attract very low attendance numbers. It is therefore recommended that if Council resolves to hold a live screening, that only the broadcast of Tunisia vs Socceroos on Saturday 26 November at 9pm occur.

Contact has been made with both SBS and FIFA regarding the licensing requirements for live screening games. To meet these requirements, Council's live screening will need to be a non-ticketed event.

Council has explored several locations where the live screening could be broadcast, including both indoor and outdoor venues. Several criteria were used to help determine the most appropriate arrangements for the live screening.

In terms of alternative indoor venues that Council could provide, the Bryan Brown Theatre is unavailable, and although the Orion Function Centre, is available, the licensing costs together with venue hire is estimated at between \$11,000 and \$15,000.

Several outdoor venues have also been explored, with Beaman Park in Canterbury and Playford Park in Bankstown, being the most appropriate with appropriate facilities. The total cost of holding the broadcast at either of these sites would amount to approximately \$8,500 per venue per game. This total includes the outdoor inflatable screen hire, 80 coloured bean bags, security and staff overtime. The addition of either a coffee / food truck or a BBQ would add a further estimated \$1,000, bringing the total costs to approximately \$9,500 per game.

The following table gives an indication of the cost per head of running the event depending on the number in attendance:

Number in attendance	Cost per person
50	\$190
100	\$95
150	\$63
200	\$47.5

It is to be noted that this does not include staff time and costs to attend and manage the event.

At this cost, it is proposed that to make the live screening cost effective and an acceptable community expenditure, Council would require a minimum of 200 community members indicating their intention to attend the event - this would equate to a cost equivalent of \$47.50 per head. These numbers could be achieved by working in partnership with the respective Bankstown and Canterbury Football Associations and their membership base. Initial discussions have been held with both Associations. While no commitment has been provided both have expressed an interest in discussing this further.

Conclusion

That Council proceed to work in partnership with the local Canterbury and Bankstown Football Associations to investigate if the Associations can secure commitment to run outdoor live screenings of the Tunisia vs Socceroos on Saturday 26 November 2022 at Playford Park and Beaman Park.

9 COMMITTEE REPORTS

The following items are submitted for consideration -

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Committee Reports - 29 September 2022

ITEM 9.1 **Minutes of the Traffic Committee Meeting held on 13 September 2022**

AUTHOR **City Assets**

PURPOSE AND BACKGROUND

Attached are the minutes of the Canterbury Bankstown Council Local Traffic Committee meeting held on 13 September 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 13 September 2022, be adopted.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Traffic Committee Meeting held on 13 September 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 - 29 September 2022

ITEM 9.2 **City Marketing & Investment 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 City Marketing & Investment Advisory Committee meeting on 8 September 2022 are attached.

ISSUE

Endorsement of the City Marketing & Investment Advisory Committee minutes.

RECOMMENDATION

That the minutes of the City Marketing & Investment Advisory Committee meeting held on 8 September 2022 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the City Marketing & Investment Advisory Committee meeting held on 8 September 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 - 29 September 2022

ITEM 9.3 **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 held on 18 August 2022 are attached.

ISSUE

Endorsement of the Community Safety Advisory Committee minutes.

The recommendations and requested Council actions of the Community Safety Advisory Committee are listed in the Detailed Information section of this report.

RECOMMENDATION

That the minutes of the Community Safety Advisory Committee meeting held on 18 August 2022 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Community Safety Advisory Committee meeting held on 18 August 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 Community Safety Advisory Committee meeting are listed below.

ITEM 7. POLICING DURING PUBLIC HOLIDAYS

The following motion, adopted by Council on 25 February 2020, was referred to the Committee now that COVID19 restrictions have eased:

“THAT Council meets with the Bankstown Local Area Command, to understand its resourcing needs, to enable greater targeting of anti-social behaviour on public holidays.”

The motion was in response to illegal fireworks at Walshaw Park on New Year’s Eve, calls from residents, damage to buildings, fences, signage, and for the NSW Government to provide more Policing resources to our area during public holidays.

The following was advised:

- Should liaise with Bankstown Police Area Commander to organise a meeting;
- Police resources are deployed on a priority basis of incident severity and didn’t have Officers to respond;
- During big event days, Officers can be diverted to other areas such as the City;
- Need for data of reoccurring/ongoing incidents at specific locations.

ITEM 8. CHARTER AMENDMENT

RECOMMENDATION

THAT the Community Safety Advisory Committee Charter - Terms of reference, be amended with the addition of three underlined words below, to read as follows:

“Advise Council in relation to community safety and preventing the incidence and fear of crime in the community”

CHIEF EXECUTIVE OFFICER’S COMMENT

The recommendation is supported.

Committee Reports - 29 September 2022

ITEM 9.4 **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 held on 24 August 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 24 August 2022 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Arts & Culture Advisory Committee meeting held on 24 August 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 4: CREATIVE CITY STRATEGIC PLAN 2019-29

A copy of the Plan was tabled and update provided. The Committee discussed priority actions in the Plan and made the following recommendations.

It was suggested the Hon. Tony Burke MP be invited to attend the Committee's next meeting, as Federal Minister for the Arts to discuss the National Arts Policy.

RECOMMENDATION

THAT

1. An update report on the status of high priority items in the Creative City Strategic Plan be provided to the Arts & Culture Advisory Committee, including the development of a Public Art strategy.
2. An update report on the status of the Community Facilities review in relation to art spaces and the Arts Centre, be provided to the Arts & Culture Advisory Committee.
3. Council consider establishing a Cultural Planner position for the years the Plan is in operation, to oversee and coordinate the delivery of actions, and investigate State and Federal funding support for the position e.g. from Create NSW and the Western Sydney Arts priority for funding.
4. An Events team member be invited to the Committee's next meeting to advise on what events get most interest on Council's social media and plans for the City's signature event.

ITEM 6: MAP OF CREATIVE BUSINESSES

RECOMMENDATION

THAT consideration be given to producing a map of creative businesses/ industries in Canterbury Bankstown, similar to the map of art/community places on page 38 of the Creative City Strategic Plan. This would be valuable information for partnership or sponsorship resources.

CHIEF EXECUTIVE OFFICER'S COMMENT

Item 4 - Creative City Strategic Plan 2019-29: Recommendation 3 will need to be considered by Council as part of its preparation of the 2023/24 Operational Plan in the interim Council Officers will investigate federal and State funding support.

Committee Reports - 29 September 2022

ITEM 9.5 **Universal Access 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 Universal Access Advisory Committee meeting held on 31 August 2022 are attached.

ISSUE

Endorsement of the Universal Access Advisory Committee minutes.

A recommendation of the Universal Access Advisory Committee is listed in the Detailed Information section of this report.

RECOMMENDATION

That the minutes of the Universal Access Advisory Committee meeting held on 31 August 2022 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Universal Access Advisory Committee meeting held on 31 August 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

A recommendation of the Universal Access Advisory Committee is listed below.

ITEM 5: AUSTRALIAN STANDARD (AS) 4299 - ADAPTABLE HOUSING

Correspondence was tabled from the Association of Consultants in Access Australia (ACAA), a major partner in advancing equity of built environment access for people with a disability. ACAA is seeking to have AS4299 - Adaptable Housing updated as it was adopted 30 years ago. They are seeking the support of Councils who require adaptable housing through their Development Control Plans, for Standards Australia to update AS4299. A letter of support from Parramatta City Council was also tabled.

RECOMMENDATION

THAT Council consider supporting the Association of Consultants in Access Australia (ACAA) request to Standards Australia, for AS4299 - Adaptable Housing to be updated.

CHIEF EXECUTIVE OFFICER'S COMMENT

The recommendation is supported.

Committee Reports - 29 September 2022

ITEM 9.6 **Aboriginal & Torres Strait Islander 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 Aboriginal & Torres Strait Islander Advisory Committee meeting held on 6 September 2022 are attached.

ISSUE

Endorsement of the Aboriginal & Torres Strait Islander Advisory Committee minutes.

The recommendations and requested Council actions of the Aboriginal & Torres Strait Islander Advisory Committee are listed in the Detailed Information section of this report.

RECOMMENDATION

That the minutes of the Aboriginal & Torres Strait Islander Advisory Committee meeting held on 6 September 2022 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Aboriginal & Torres Strait Islander Advisory Committee meeting held on 6 September 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 Aboriginal & Torres Strait Islander Advisory Committee are listed below.

ITEM 6: ABORIGINAL AND TORRES STRAIT ISLAND FLAGS

RECOMMENDATION

THAT Council consider flying the Aboriginal and the Torres Strait Island flags everyday outside the Bankstown Library & Knowledge Centre (BLaKC) and the Campsie Administration Building.

ITEM 9: FORMER ABORIGINAL RECONCILIATION STATEMENT OF COMMITMENT

A copy of the Statement was provided to the Committee. The Statement originated prior to the current Reconciliation Action Plan.

RECOMMENDATION

THAT the “Aboriginal Reconciliation Statement of Commitment” (former Policy No. 31-102) be revoked as it is outdated and has been superseded by the Reconciliation Action Plan.

ITEM 10: DUAL NAMING OF SUBURBS IN CBCITY WITH ABORIGINAL NAMES

It was advised Council will be investigating the motion below, adopted at its meeting on 23 November 2021.

“That Council investigate the feasibility of dual naming suburbs in the Canterbury Bankstown Local Government area with Aboriginal names.”

The matter was referred for the Committee’s comment, which included:

- The dual naming of suburbs would require a lot of work.
- Dual names would be subject to Geographical Names Board approval.
- Appreciation for Councillor Downey’s motion of recognition.

ITEM 17: FIRST NATIONS MEETING SPACE

RECOMMENDATION

THAT the vacant space and attached room, formerly used by Meals on Wheels, at Bankstown Senior Citizens Centre be investigated for a trial use as a First Nations Meeting Space.

CHIEF EXECUTIVE OFFICER’S COMMENT

The recommendations are supported.

10 NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

The following items are submitted for consideration -

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10.4 Friendship Agreement between the Lebanese City of Zahle and City of Canterbury Bankstown - Councillor Rachelle Harika	129
10.5 Dog Attacks - Councillor Karl Saleh	131
10.6 Demerger - Consultation with Staff and Unions - Councillor Karl Saleh	133
10.7 Eat Global, Visit Local Directory - Campaign - Councillor Karl Saleh	135
10.8 Movember 2022 - Councillor George Zakhia	137

Notice of Motions & Questions With Notice - 29 September 2022

ITEM 10.1 **Status of Previous Notices of Motion**

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 attachment\(s\)](#)

- A. Notice of Motion Table - September 2022
- B. Correspondence Sent - Previous Notice of Motions
- C. Correspondence Received - Previous Notice of Motions

Notice of Motions & Questions With Notice - 29 September 2022

ITEM 10.2 Endorsing the Sydney Statement on Anti-Palestinianism

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

“Recognising that the Israeli occupation of Palestine has lasted over 50 years and is a concern to residents of Canterbury Bankstown, of diverse faiths and backgrounds;

Noting that the Palestine perspective is rarely given space in Australia’s media;

Recognising that Palestinians believe they are subject to racial prejudice and stereotyping;

Acknowledging that The Sydney Statement on Anti-Palestinianism has been endorsed by more than sixty-five (65) community organisations;

Recognising that its language has been endorsed by former Australian foreign ministers Gareth Evans and Bob Carr;

Commending its references to international law and a UN sponsored path to peace:

This Council proudly endorses The Sydney Statement on Anti-Palestinianism and undertakes to commend it to other local government organisations in New South Wales.”

BACKGROUND

The Sydney Statement on Anti-Palestinianism was developed by the Arab Australian Federation in consultation with leading community figures. The statement quotes nonviolent means and international law to achieve a just and lasting peace between the parties.

The Statement consists of eight key principles

1. Anti-Palestinianism exists when Palestinian people are denied rights enshrined in the Universal Declaration of Human Rights & all other relevant instruments of international law including UN resolutions.
2. The Palestinian people are entitled to their own state. A Palestinian State is consistent with international law, UN resolutions and over 30 years of international negotiations. This is reflected in the recognition of the state of Palestine by 139 member nations of the UN. Anti-Palestinianism is fragrant when this right is undermined by settlements and acts of annexation, both illegal under international law.

3. Palestinians who have committed to non-violent means to nationhood are entitled to all legitimate means of protest and advocacy. Palestinian leaders deserve respect and engagement not isolation and boycott.
4. As part of the international community, the Palestinian people have an inalienable right to membership of international organisations, in line with these organisations' by laws including but not limited to the International Criminal Court, UNESCO, Interpol, International Court of Justice and others.
5. Palestinians have the right, in accordance with international law, to engage in resistance against unlawful policies and practices of the Israeli occupation of Palestinian land. They are entitled to present to the world their case, supported by evidence and legal argument, that Israeli authorities have disposed, confined, forcibly separated, evicted and subjugated the Palestinian people.
6. Noting the UN's recognition of the State of Israel in 1949 was conditional on Israel's acceptance of the Right of Return (Resolution 194, article 11), Palestinians are entitled to advocate their right of return as part of a just and lasting peace between the parties.
7. Palestinians have the right to their history including their right to commemorate Nakba Day and this must never in any way be denied them.
9. International law brands collective punishment a war crime. When a Palestinian is arrested or convicted of an offence by Israeli authorities, there is no basis for Israel subjecting others to collective punishment.

Councillors, there is nothing controversial or unreasonable in these eight principles whether examined individually, or in combination. They do not take an extreme position; they are simply a plea for very basic level of fairness and human rights for all. In many ways they represent the very tenants that underpin our very successful, diverse multi-cultural community in Canterbury Bankstown of tolerance, respect, justice, a fair-go and the rule of law applied to all. For this reason, it is very appropriate that our Council becomes the first Local Government to endorse The Sydney Statement on Anti-Palestinianism.

The greater Community of Canterbury Bankstown support this statement and this motion is consistent with the "Safe and Strong" destination within Council's Community Strategic Plan by promoting harmony and inclusiveness.

Councillors I commend the motion to you.

FINANCIAL IMPACT

The motion does not present any financial impact for Council.

CHIEF EXECUTIVE OFFICER'S COMMENT

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

Notice of Motions & Questions With Notice - 29 September 2022

ITEM 10.3 Traffic Management Framework

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

“That council consider the development of a decision-making framework for the consideration and prioritisation of traffic management measures across the LGA that does not prioritise speed humps as a first response to traffic calming”

BACKGROUND

Councillors, the ease and safety of movement around the area in which we live is an important contributing factor to quality of life. In the area I represent this ability is significantly compromised by a lack of footpaths meaning the road is often the place pedestrians find themselves. Driving on our roads is made more challenging by the number of traffic calming devices generally speed humps in my Ward.

There is concern in the community that speed humps have the potential to damage the suspension and undercarriage of vehicles, particularly if the vehicles are of a non-standard height and ineffective when they are raised such as 4WD. At present, when speed humps are combined with potholes, travelling around our Local Government area is more difficult than it should be.

I have also experienced the noise that comes from constant breaking and accelerating at humps, and the noise of loads in the back of trucks bouncing and waking people up. Speed humps cause more nuisance to the environment and residents' amenity than most people think.

I am not arguing that speed is not a contributing factor to traffic incidents and that reducing speed reduces the number and severity of these incidents. I am highlighting that there are a number of alternative traffic calming tools which can be used to encourage safe driving, including chicanes, roundabouts, better signage and especially policing are all alternatives that can be used. Where speed humps are the most appropriate tool to reduce speed there are several things that can be done to mitigate their negative impacts, like improving their visibility, better signage and more reflective paint strips would all potentially assist drivers to better anticipate speed humps.

I am aware the consideration of alternatives to speed humps was considered at Council's Local Traffic Committee in 2020 and recommendations have been implemented. However, I am requesting that a council investigate the feasibility of a decision-making framework for the implementation of traffic management devices across the LGA so our decision-making process considers all alternatives and is transparent for the community to understand and Councillors can be confident that in voting money to install a speed hump, that it is only done so as a last resort.

Councillors, I commend the motion to you.

FINANCIAL IMPACT

The motion does not present any financial impact for Council.

CHIEF EXECUTIVE OFFICER'S COMMENT

The development of a decision-making framework for the consideration and prioritisation of traffic management measures across the LGA can be included as part of the next operational plan for Councillors consideration.

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ITEM 10.4 Friendship Agreement between the Lebanese City of Zahle and City of Canterbury Bankstown

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

“Council invites the Mayor of Zahle, Mr Asaad Zoghaib, to participate in a video conference to discuss and share any initiatives which could benefit both our Cities.

I further propose this meeting takes place on Thursday 1 December 2022, to coincide with the mid-term signing of our 4-year City of Friendship Agreement with the largest city of the Beqaa Governorate, Lebanon. Council”

BACKGROUND

Councillors will be shocked to learn that we are fast approaching the mid-term City of Friendship agreement with the Lebanese City of Zahle. The agreement was signed here in this very chamber on 1 December 2020, and it feels like it was only yesterday.

It is timely to reach out, as so much has happened both locally and abroad. COVID and political uncertainty in Lebanon has caused much hardship with many families either on the brink or living in poverty.

It is an opportunity to reinforce our friendship with this beautiful city on behalf of thousands of residents in our City who have loved ones living there.

It is also an opportunity to share some of the initiatives we are trialling in the space of AI technology when it comes to our waste, or the use of crushed glass to strengthen the mix we use in our road base. The road base initiative will be invaluable to share as their City looks to upgrading their roads infrastructure.

Reaching out and letting them know we are true friends, not just on paper.

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 - 29 September 2022

ITEM 10.5 Dog Attacks

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

“That Council:

1. Takes a zero-tolerance approach to repeat offending dog attacks.
2. Issues one recorded warning when dogs are found off the leash in an area other than an off leash designated area and then infringements after that.
3. Writes to the NSW Government asking it to urgently change the companion Animals Act to take a zero-tolerance approach to repeat dog attacks.”

BACKGROUND

It is important that our friends and loved ones can go to the park without being attacked by a roaming dog.

Recently a good friend of mine, while walking through Parry Park at Lakemba with families and children around, was attacked by a roaming, angry animal that attacked for no reason. He suffered serious injuries and was taken to Concord Hospital in shock and with bad cuts and he had to be admitted. When I visited him in hospital he was recovering but as you would imagine shocked and not just physically scarred but also emotionally scarred.

The owner and dog fled the scene, not even stopping to help my friend as he lay on the ground bleeding.

Dog attacks happen too much. We saw recently a young woman walking through the Padstow shopping centre when a vicious dog attacked her for no reason. The owner and dog also left that scene but later came forward after the Mayor made a public appeal on Channel Nine.

Dogs are beautiful animals and offer comfort and support to many people, but owners must respect the rights of others and restrain their pets on a leash when out in the wider community.

My notice of motion is intended to ensure the attack on my friend is not repeated on another unsuspecting resident. He was lucky to only escape with bites and lacerations; the next victim may not be so lucky.

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.

Dog attacks investigated in accordance with the *Companion Animals Act 1998* subject to issue and site-specific circumstances.

Council officers are unable to enact a mandatory zero-tolerance approach unless this is in accordance with the *Companion Animals Act 1998* and so the requested changes to this legislation would be needed to enact a zero-tolerance policy.

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ITEM 10.6

Demerger - Consultation with Staff and Unions

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

“That Council ensure that staff and unions have a voice and an active role in any demerger process approved by the Minister or set up by Council.”

BACKGROUND

As Council continues to investigate and determine its approach to preparing its De-amalgamation Business Case, it is important that our staff and Unions are given the opportunity to have their say on the matter.

As Councillors would agree, our staff are the back-bone of our Council – providing a high standard of services to our community each day. This is why we need to ensure that we protect our staff and ensure that whatever decision we make, that our staff are provided the security that they deserve.

As I foreshadowed at our recent Extraordinary Meeting, this motion will ensure that the views and thoughts of our staff and Unions are incorporated in our decision and importantly that we appropriately consult with them on any journey undertaken to demerge.

FINANCIAL IMPACT

Given Council’s previous decision on the matter, I don’t envisage that there will be any additional financial costs associated with this motion.

CHIEF EXECUTIVE OFFICER'S COMMENT

In considering Council’s Business Case for the De-amalgamation of the City of Canterbury Bankstown – *Item 2.2 Extraordinary Meeting on 13 September 2022* – Council had specifically resolved to investigate consultation methods with staff on their attitudes towards de-amalgamation.

This motion will further support Council’s previous decision on the matter and further add staff and unions as stakeholders in any subsequent demerger process.

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ITEM 10.7 Eat Global, Visit Local Directory - Campaign

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

“That Canterbury Bankstown Council undertake a promotion of its ‘Eat Global – Visit Local Directory’ Directory’ to support our small businesses by encouraging our community to shop and eat local.”

BACKGROUND

The Mayor mentioned the very important work the Labour Federal Government is doing to support jobs. Council also has an important role in supporting our businesses.

The best thing we can all do is to eat, drink, shop and spend in our local businesses.

With businesses recovering from the COVID-19 shutdowns and spring on us, now is a good time for Council to do a renewed promotion of its ‘Eat Global – Visit Local directory and campaign’.

FINANCIAL IMPACT

The motion does not present any financial impact for Council as it can be undertaken under our current operational activities.

CHIEF EXECUTIVE OFFICER'S COMMENT

Given its low cost, the motion, as written, can be promoted through Council’s social media and communications channels.

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ITEM 10.8

Movember 2022

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

“That Council supports Movember during the month of November to raise awareness of men’s health issues, such as prostate cancer, mental health and suicide prevention, including a \$100 donation for each Councillor and \$50 for each staff member growing a ‘mo’ for Movember.”

BACKGROUND

Since 2003, Movember has funded more than 1,250 men’s health projects around the world, challenging the status quo, shaking up men’s health research and transforming the way health services reach and support men. By 2030, they aim to reduce the number of men dying prematurely by 25%.

The Movember Foundation has run events in November to raise awareness and funds for men’s health issues. It’s known that men tend to have poorer health outcomes due to their reluctance to seek treatment, and statistically will die 4.5 years earlier than women. I understand this year, staff will get involved in Movember with a number of staff ‘Growing Their Mo’.

As leaders of our community, I am firmly of the belief that this is an important cause we should highlight and support, accordingly I move that for each Councillor or staff member growing a ‘mo’ for the Movember fundraiser, Council donate \$100 for each Councillor and \$50 for each staff member.

FINANCIAL IMPACT

If Council support this motion as drafted, and 20 staff and 5 Councillors ‘grow a mo’, Council would be donating approximately \$1,500, to be funded from the 2022/23 Community Grants and Event Sponsorship Program budget.

CHIEF EXECUTIVE OFFICER’S COMMENT

Council staff have previously supported this worthy cause and I would anticipate approximately 20 staff members participating.

11 CONFIDENTIAL SESSION

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