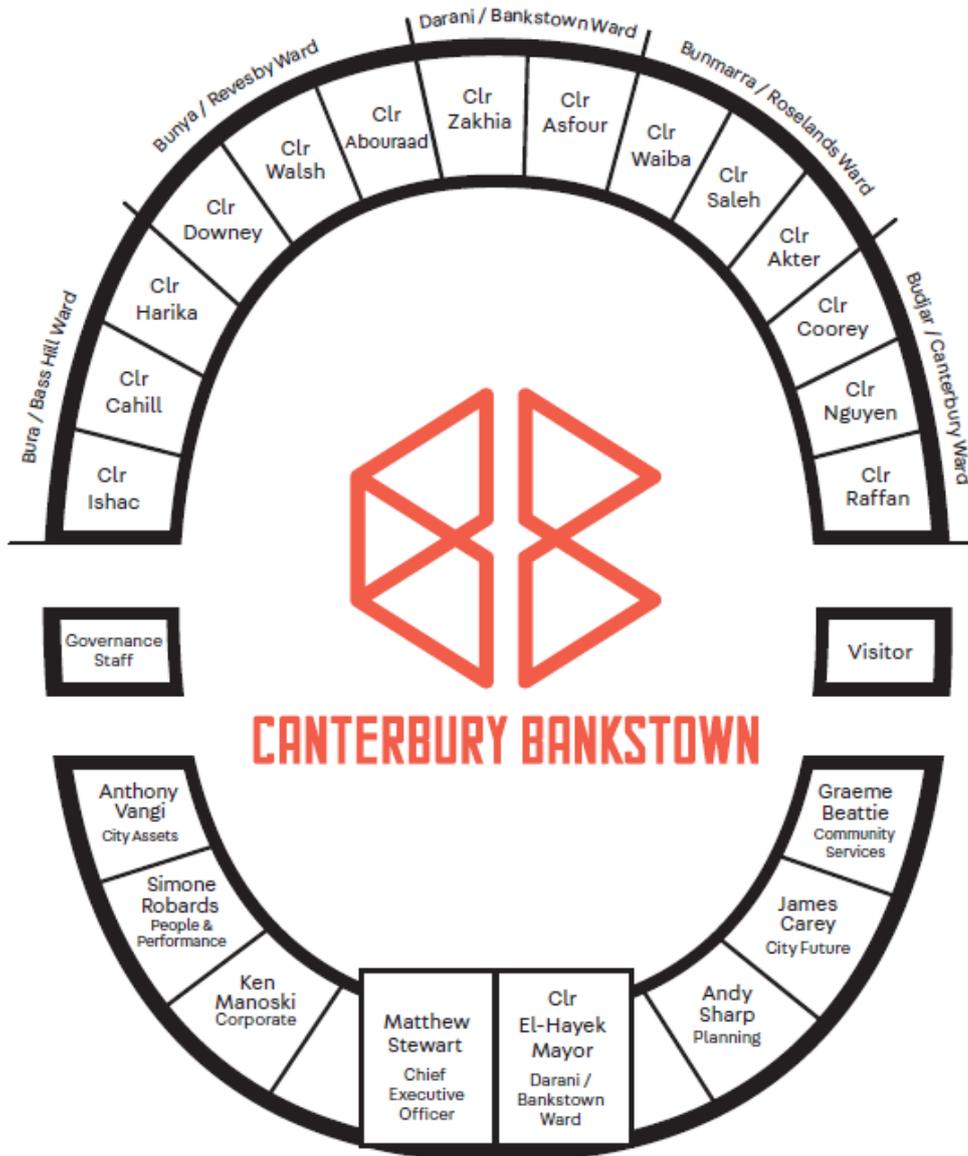




AGENDA FOR THE ORDINARY MEETING

24 October 2023

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 Extraordinary Meeting of Council of 11 September 20239
- 1.2 Minutes of the Ordinary Meeting of Council of 12 September 2023.....13

CANTERBURY BANKSTOWN
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 11 SEPTEMBER 2023

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

APOLOGIES: Councillor Ishac

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.01 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

(551) CLR. ABOURAAD:/CLR. CAHILL

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

- CARRIED

SECTION 12: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 1.1 MAYORAL ELECTION - SEPTEMBER 2023 TO SEPTEMBER 2024

(552) CLR. WALSH:/CLR. CAHILL

RESOLVED that

1. In accordance with Schedule 7 of the Local Government (General) Regulation 2021 the Chief Executive Officer, as the Returning Officer, conduct the Election of the Mayor.
2. In the event that there be more than one (1) nomination, Council determine the method of voting be by way of open vote.

- CARRIED

His Worship the Mayor Clr El-Hayek vacated the Chair at 6.04 pm. The Chief Executive Officer assumed the role of Returning Officer.

The Returning Officer called for nominations in writing for the office of Mayor for the period September 2023 to September 2024.

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The following nomination was received:-

CLR EL-HAYEK

THE RETURNING OFFICER THEN DECLARED CLR EL-HAYEK ELECTED UNOPPOSED TO THE OFFICE OF MAYOR FOR THE PERIOD SEPTEMBER 2023 TO SEPTEMBER 2024.

AT THIS STAGE HIS WORSHIP THE MAYOR, CLR EL-HAYEK ASSUMED THE CHAIR AT 6.05 PM.

ITEM 1.2 **ELECTION OF DEPUTY MAYOR**
(553) **CLR. RAFFAN:/CLR. DOWNEY**

RESOLVED that

1. In accordance with Section 231 of the Local Government Act 1993, Council agree to elect a Deputy Mayor for the period September 2023 to September 2024.
2. The Deputy Mayor fee be set at 15% of the Mayoral fee per annum for the term of office.
3. In accordance with Section 7 of the Local Government (General) Regulation 2021, the Chief Executive Officer, as the Returning Officer conduct the Election of the Deputy Mayor.
4. In the event that there be more than one (1) nomination Council determine that the method of voting be by way of open vote.

- CARRIED

The Returning Officer called for nominations in writing for the office of Deputy Mayor for the period September 2023 to September 2024.

The following nomination was received:-

CLR HARIKA

THE RETURNING OFFICER THEN DECLARED CLR HARIKA ELECTED UNOPPOSED TO THE OFFICE OF DEPUTY MAYOR FOR THE PERIOD SEPTEMBER 2023 TO SEPTEMBER 2024.

COUNCILLOR NGUYEN ARRIVED AT THE MEETING AT 6.09 PM.

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EXTRAORDINARY MEETING OF COUNCIL
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ON 11 SEPTEMBER 2023

THE MEETING CLOSED AT 6.36 PM.

Minutes confirmed 24 OCTOBER 2023

.....
Mayor

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 12 SEPTEMBER 2023

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

APOLOGIES Councillor Ishac and Waiba

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

ACKNOWLEDGEMENT OF COUNTRY

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

SECTION 1: CONFIRMATION OF MINUTES
(554) CLR. DOWNEY:/CLR. CAHILL

RESOLVED that the minutes of the Ordinary Council Meeting held on 29 August 2023 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE
(555) CLR. ZAKHIA:/CLR. DOWNEY

RESOLVED that Leave of Absence be granted to Clr Ishac and Clr Waiba due to personal reasons.

- CARRIED

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

In respect of Item 4.4 – St Nicholas Golden Jubilee, Clr Asfour declared a Non-significant, Non Pecuniary Conflict of Interest given that he is a member of the parish. Clr Asfour advised that it will not affect his consideration of the item and he will remain in the Chamber.

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
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SECTION 4: MAYORAL MINUTES

ITEM 4.1 DOMESTIC VIOLENCE SUMMIT
(556) CLR. EL-HAYEK

RESOLVED that Council write to the Minister for Women and the Prevention of Domestic Violence and Sexual Assault The Hon Jodie Harrison MP, seeking a meeting to present the outcomes and priorities raised at the Mayor's recent summit on Domestic Violence.

- CARRIED

ITEM 4.2 YOUNG DRIVERS
(557) CLR. EL-HAYEK

RESOLVED that

1. Council write to the NSW Premier Chris Minns MP urging his new Government to review the policies and strategies currently in place in tackling the alarming deaths, and driving behaviours, of young people, in particular young males.
2. Council call on the NSW Premier to consider introducing tougher penalties, which include zero tolerance, reducing the total number of demerit points before a loss of licence, introducing double demerit points permanently, more education in our schools, tougher requirements when applying for a licence and increasing police patrols and visibility.
3. Council highlight the dangers of speeding, in particular targeting drivers in the age group 16-29, on its social and digital media platforms.

- CARRIED

ITEM 4.3 AUSTRALIA DAY HONOURS 2024
(558) CLR. EL-HAYEK

RESOLVED that

1. Council seek nominations for the following Australia Day honours categories;
 - Citizen of the Year;
 - Young Citizen of the Year;

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ON 12 SEPTEMBER 2023

- Volunteer of the Year;
- Community Organisation of the Year;
- Women in Community; and
- Jack Munday Environment and Heritage Award.

2. The winners of the awards be announced at the Australia Day Ceremony.
- CARRIED

ITEM 4.4 ST NICHOLAS GOLDEN JUBILEE

In respect of Item 4.4 – St Nicholas Golden Jubilee, Clr Asfour declared a Non-significant, Non Pecuniary Conflict of Interest given that he is a member of the parish. Clr Asfour advised that it will not affect his consideration of the item and he remained in the Chamber.

(559) CLR. EL-HAYEK

RESOLVED that Council supports the St Nicholas Antiochian Orthodox Church by purchasing a \$2000 Gold Level package for their upcoming Golden Jubilee Ball.

- CARRIED

ITEM 4.5 LOCAL COMMUNITY BASED DONATIONS

(560) CLR. EL-HAYEK

RESOLVED that

1. Council support a donation of \$500 towards the Islamic Women's Association Australia (IWAA) NSW Multicultural Peace Walk.
2. Council support park hire fee waiver of \$387.50 towards the Kids in Business.
3. Council support a donation of \$250 towards Zonta Club of Sydney West.
4. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

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SECTION 5: PLANNING MATTERS

ITEM 5.1 CANTERBURY-BANKSTOWN LOCAL INFRASTRUCTURE CONTRIBUTIONS PLAN 2022 - DRAFT ADMINISTRATIVE AMENDMENTS

(561) CLR. ABOURAAD:/CLR. DOWNEY

RESOLVED that

1. Council exhibit the draft amended *Canterbury-Bankstown Local Infrastructure Contributions Plan 2022* for 28 days in accordance with the Environmental Planning and Assessment Regulation 2021 and Council's Community Participation Plan.
2. The matter be reported to Council following the public exhibition of the Plan.

- CARRIED

ITEM 5.2 REPORT ON COUNCIL'S PERFORMANCE IN THE ASSESSMENT OF DEVELOPMENT APPLICATIONS FOR THE 2022/23 FINANCIAL YEAR, CLAUSE 4.6 VARIATIONS APPROVED FOR THE FOURTH QUARTER OF THE 2022/23 FINANCIAL YEAR, PLANNING RELATED LEGAL APPEALS, AND THE STATUS OF CURRENT PLANNING PROPOSALS

(562) CLR. ABOURAAD:/CLR. CAHILL

RESOLVED that the report be noted.

- CARRIED

SECTION 6: POLICY MATTERS

ITEM 6.1 MEDIA POLICY

(563) CLR. ASFOUR:/CLR. RAFFAN

RESOLVED that

1. In principle, Council endorse the Draft Media Policy.
2. The Draft Policy be placed on public exhibition for comment.

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3. A further report be brought back to Council, following the public exhibition process.

- CARRIED

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 CODE OF MEETING PRACTICE - AMENDMENT TO 2023 SCHEDULE OF MEETINGS
(564) CLR. ABOURAAD:/CLR. HARIKA

RESOLVED that

1. The 2023 Schedule of Council Meetings be amended – whereby the December 2023 Ordinary Meeting of Council be rescheduled from Tuesday 12 December 2023 to Thursday, 7 December 2023.
2. On this occasion, the proposed starting time of Council’s Public Forum (if required) be 5:30pm followed by its Ordinary Meeting, which will commence at 6:00pm.
3. Council agrees to the temporary administrative changes, as outlined in the report.

- CARRIED

ITEM 7.2 2024 LOCAL COUNCIL ELECTIONS
(565) CLR. WALSH:/CLR. ZAKHIA

RESOLVED that Council advise the NSW Electoral Commission of its preference that a one-week pre-poll period be adopted for the 2024 Local Government Elections.

- CARRIED

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ITEM 7.3 **LEASE TO EBP SPORTS (PREVIOUSLY EARLWOOD BARDWELL PARK RSL CLUB LIMITED)- 134 WOOLCOTT STREET EARLWOOD**

(566) **CLR. ABOURAAD:/CLR. NGUYEN**

RESOLVED that

1. Council agrees in-principle to granting a new five year lease with a five year option to EBP Sports located at 134 Woolcott Street Earlwood.
2. Council publicly exhibits the proposed lease in accordance with the requirements of the Local Government Act 1993.
3. At conclusion of the public exhibition period, a further report be provided to Council for its consideration and decision.

- CARRIED

SECTION 8: SERVICE AND OPERATIONAL MATTERS

Nil

SECTION 9: COMMITTEE REPORTS

(567) **CLR. HARIKA:/CLR. ZAKHIA**

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

- CARRIED

ITEM 9.1 **MINUTES OF THE COMMUNITY & INCLUSION ADVISORY COMMITTEE MEETING HELD ON 23 AUGUST 2023**

(568) **CLR. HARIKA:/CLR. ZAKHIA**

RESOLVED that the minutes of the Community & Inclusion Advisory Committee meeting held on 23 August 2023 be endorsed.

- CARRIED

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ON 12 SEPTEMBER 2023

ITEM 9.2 **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 12 SEPTEMBER 2023**
(569) **CLR. HARIKA:/CLR. ZAKHIA**

RESOLVED that the recommendations contained in the minutes of the Canterbury-Bankstown Traffic Committee meeting held on 12 September 2023 be adopted.

- CARRIED

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

ITEM 10.1 **STATUS OF PREVIOUS NOTICES OF MOTION - SEPTEMBER 2023**
(570) **CLR. HARIKA:/CLR. DOWNEY**

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2 **SOVEREIGN CITIZENS**
(571) **CLR. ASFOUR:/CLR. DOWNEY**

RESOLVED that Council denounces and condemns the sovereign citizen's movement and their extreme and disruptive views and further supports the integrity of all laws made by the Parliament, Government, and Judiciary for all Australians.

- CARRIED

ITEM 10.3 **STATE GOVERNMENT PLANNING CONTROLS FOR DUAL OCCUPANCY**
(572) **DEVELOPMENT**
CLR. CAHILL:/CLR. HARIKA

RESOLVED that Council write to the State Government to request that they correct an error in State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 relating to subdividing dual occupancy development.

- CARRIED

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ITEM 10.4 **HOUSING AND PRODUCTIVITY SCHEME**
(573) **CLR. ABOURAAD:/CLR. ZAKHIA**

RESOLVED that Council make a submission to the Housing and Productivity Scheme Draft Ministerial Order, seeking a review and further assurances with respect to the incoming Housing and Productivity Scheme to ensure Canterbury Bankstown receives its fair share of funding that is reflected in a clear infrastructure plan, and that the government consider a sliding scale approach in applying the Scheme, so that it does not disadvantage local mum and dad home builders.

- CARRIED

ITEM 10.5 **QUESTIONING MORRISON LOW'S DEMERGE ANALYSIS**
MOTION

That Council urgently seek a report to address the following concerns:

- a) How did Council select Morrison Low to undertake work on the demerger submission? Did other organisations compete for this task? If so, which ones?
- b) What key aspects of the methodology and data modelling proposed by Morrison Low resulted in Council selecting Morrison Low for such a complex task?
- c) Why didn't Council seek to independently verify or validate the key results of the Morrison Low demerger report?
- d) Could Council provide a breakdown of its demerger cost by broad category of expenditure?
- e) What was the full cost to Council from Morrison Low for its work on the demerger report and any other activities run by Morrison Low associated with the demerger report?
- f) When did Morrison Low commence work on this task?

CLR COOREY ADVISED THE CHAIR THAT SHE WAS WITHDRAWING HER NOTICE OF MOTION.

MOTION WITHDRAWN

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SECTION 11: **CONFIDENTIAL SESSION**
 Nil

THE MEETING CLOSED AT 7.07 PM.

Minutes confirmed 24 OCTOBER 2023

.....
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	Hospital Budget Announcement	29
4.2	Voice Referendum	31
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4.6	Gaza in Crisis	38A

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ITEM 4.1 Hospital Budget Announcement

Councillors

There is no greater investment a Government can make, than investing in schools and hospitals. . . . and by now, I'm sure most of you have had the chance to pour over the latest NSW Budget.

The budget is an endorsement of the values, and the commitment, by the Labor Party when it comes to educating our children, and addressing the health needs of the community. . . .

I'm not going to harp on about the failures of the previous Liberal government, a government which made a lot of noise and gloated in 2019 to build a new Bankstown-Lidcombe Hospital . . .that's right, a promise made four and a half years ago. . . . and what do we have to show for it zilch. . . nothing but hot air and empty words. . . .

The new Minns Labor Government has not only put the writing on the wall, but rubber stamped \$3billion in the budget to go towards Western Sydney hospitals. . . of which \$1.3billion has been committed to build a new Bankstown-Lidcombe Hospital and \$350million allocated for major improvements at Canterbury Hospital.

No smoke and mirrors . . . no rhetoric a new hospital to be built on a new site. . . .and from what I understand, the bulldozers and cement trucks will be in action as soon as planning is complete. . . .

Councillors, we should all be excited by this announcement and investment in our city. Tonight, I propose to write to the NSW Health Minister Ryan Park and thank his government for their commitment and reinforce our preferred location for the new hospital in the Bankstown CBD.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 24 October 2023

ITEM 4.2 Voice Referendum

Councillors

Several months ago we all agreed to promote a campaign “Your Choice, Your Voice” a campaign to inform our community about the Voice Referendum, which was held a little more than a week ago.

It’s history now, but October 14 will go down as a dark dayfor the very fact, that we as a nation, missed the opportunity to recognise our First Nations People in the Australian Constitution.

Watching the results filter through on the night was quite surreal . . . and even more telling was the divide between East and West. . . . similar to the dark days of Covid.

It was very clear that people in our City, and western Sydney, were more concerned about making ends meet and paying their ever-increasing bills.

Now the votes have been tallied up, it’s time to move on. . . . and as I have said in previous Mayoral Minutes here in this chamber, everyone is entitled to their views, as that is what living in a democracy is all about.

Councillors, we can be proud we didn’t sit on the fence and made a definitive statement to support the Yes case. . . . a decision our community will look back on in years to come, as being the right thing to do.

It is now incumbent on us to use our Voice, whenever possible, to continue advocating for better outcomes in education, health and social housing issues for all First Nations People.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 24 October 2023

ITEM 4.3 Silica Ban

Councillors

We are all entitled and expect to go to work each and every day knowing our workplace has in place health and safety guidelines. . . . guidelines that ensure we go home to our loved ones.

And, over the years, stringent safety guidelines have been driven by unions advocating on behalf of members. . . . Unions hell bent on protecting their members from serious injury, or death, from employers cutting corners and imposing unreasonable demands.

Some of the unions' achievements are evident in our mines, on our building sites and factory floors, for our long-distance truck drivers and even in our city office blocks.

But what about the hidden dangers workers are exposed to on a daily basis. . . I am of course referring to workers exposed to asbestos and materials containing silica.

Exposure to Silica which is contained in most benchtops is a national disgrace. . . . and you will all be equally horrified to learn that around 500,000 people have been exposed to its dust, with an alarming 10,000 men and women expected to develop lung cancer.

In fact, the World's largest and most comprehensive study by Monash University, published earlier this year, revealed an alarming 25 per cent of people who worked with artificial stone bench worktops were affected by silicosis. . . .and it will come as no surprise many of those workers are here in our city.

The dogs are barking when it comes to the harmful effects of silicosis. . . . with the powerful CFMEU mooting for national bans of benchtops containing silica products, and the establishment of a national dust register and mandatory reporting.

The issue hasn't escaped the attention of the Federal Workplace Minister The Hon Tony Burke MP, or NSW Industrial Relations and Work Health and Safety Minister The Hon Sophie Cotsis MP.

Minister Burke has met with State and Territory leaders and commissioned a comprehensive report by Safe Work Australia. . . . And that final report is due to be released soon.. . . while the NSW Government has announced that employers who fail to adequately protect workers from silica dust will face up to 10 years in prison or fines up to \$2.2 million.

Councillors, we have led the way on many issues, and tonight we can be a leader when it comes to this silent killer. I propose Council investigates and prepares a report, investigating the banning of silica-based products from all new developments in our city.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 24 October 2023

ITEM 4.4

CB EVOLVE

Councillors

The sky's the limit. . . you've heard it said many times . . . and how appropriate, the theme for our **CB EVOLVE** business event which is being held inside a hangar at Bankstown Airport.

What is irksome to me, and probably most of you, is the hype and talk about the newest International Airport at Badgerys Creek and the investment opportunities that will be created.

The focus on Badgerys Creek is the very reason we are promoting and encouraging investment in and around the Bankstown Airport precinct. . . . a billion-dollar industry right here in our own backyards.

The Aeria Precinct, which is home to the airport and the Altitude Industrial Estate, supports something like 6,500 jobs, and I have no doubt has the capacity to support more than double that number. . . an underutilised industrial and logistical estate, smack bang in the centre of Sydney. . .and minutes from major arterial roads including the M5. . .And that's not to mention its close proximity to the Bankstown, Liverpool and Parramatta CBDs.

Some of you may be surprised to learn that the precinct already hosts some of the biggest companies in Australia. Companies like AWARE Super, AMSL Aero, a company developing one of the world's first flying cars. . . that's right a long-range vertical take-off aircraft.

There is also a world-class aviation and aeromedical training facility which has been purpose built for helicopter underwater escape training and when it comes to globally recognised engineering companies, Quickstep, is high on the list as a leader in advanced parts manufacturing for many sectors, including defence.

Councillors, this is no pie in the sky precinct, but a precinct where the sky is the limit and investment opportunities are waiting to take-off. Tonight, I congratulate staff for encouraging and promoting investment in our city and urge you all to get behind and support the CB EVOLVE event on November 8 and where possible "sell it" in the wider community.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 24 October 2023

ITEM 4.5 Local Community Based Donations

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

Bankstown Community Resource Centre (BCRG)

For the past five years Bankstown Community Resource Centre, has been running an annual ‘Black Santa’ event for local Aboriginal and Torres Strait Islander families.

This is a celebration of Aboriginal and Torres Strait Islander culture with their children, families and community that are from the Canterbury Bankstown area. This year’s event will be held at Yagoona Community Centre.

Children and families enjoy a smoking ceremony, a traditional dance performance and of course a visit from Santa as well as Christmas arts and crafts, a jumping castle, face painting and rides.

I propose that Council support a fee waiver of \$387 towards the hire of Yagoona Community Centre and \$168 towards waste charges for the event.

Bankstown Theatre Company

Bankstown Theatre Company is a Bankstown based community non-profit organisation whose objective is to stage high quality musical productions and plays. Bankstown Theatre company have been performing shows since 1949 and will be celebrating their 75th Anniversary next year.

Bankstown Theatre Company has a production of “Into the Woods” at Bryan Brown Theatre from the 3 – 12 November 2023 and they are seeking a donation towards the hire of the Bryan Brown Theatre.

I propose that Council support a donation towards the hire of the Bryan Brown Theatre of \$500 towards the production of “Into the Woods”.

Najm Anoujoum (Star of the Stars) Talent Show

Najm Anoujoum Talent Show is an annual event that celebrates the diverse talents within our community. It provides a platform for individuals of all ages and backgrounds to showcase their skills in singing, dancing, acting and various other performing arts. The show not only promotes creativity and self-expression but also fosters community engagement and unity.

This year’s talent show, “Star of the Stars” was held at the Bryan Brown Theatre on the 13th October 2023 and they are seeking a donation towards the hire of the Bryan Brown Theatre.

I propose that Council support a donation towards the hire of the Bryan Brown Theatre of \$500 towards this event.

RECOMMENDATION

1. Council support a fee waiver for Bankstown Community Resource Centre Group of \$387 towards the hire of Yagoona Community Centre and \$168 towards the waste costs.
2. Council support a donation to Bankstown Theatre Company towards the hire the Bryan Brown Theatre towards the production of “Into the Woods” of \$500.
3. Council support a donation to Najm Anoujoum towards the hire of the Bryan Brown Theatre towards the “Star of the Stars” Talent Show of \$500.
4. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

Councillors, I put the Mayoral Minute.

Mayoral Minutes - 24 October 2023

ITEM 4.6 Gaza In Crisis

Councillors

It's great to be back home and safe.

As some of you may be aware, I flew back into the country on Sunday, after visiting family in the Middle East, including spending several weeks in my birthplace, Lebanon. Like many other Australians visiting Lebanon, I made the decision to cut short my stay and get out following a warning by the Minister for Foreign Affairs, Penny Wong.

But leaving Lebanon was with a heavy heart, as I saw firsthand . . . and heard many stories of the impact the war was having on locals, their families and the entire region.. . . death and destruction . . . not to mention the psychological trauma and financial impacts.

What is taking place in Gaza. . . . which is a stone's throw from Lebanon. . . . and to the Palestinian people, is nothing short of a humanitarian crisis. . . . thousands dead and millions of innocent others punished and held to account because of the actions of a minority .

The bombardment of entire neighbourhoods, the cutting off of fuel, water, and food supplies, is totally at odds with International Humanitarian Law which includes the four 1949 Geneva Conventions. . . .to put it simply. . . . that law is meant to spare civilians and others from the effects of hostilities by placing restrictions and prohibitions on them.

But the reality of what is happening on the ground in Gaza is very confronting and distressing and the full extent not always shown on our nightly news bulletins. . . . building after building reduced to a pile of rubble. . . streets that were once filled with bustling cafes and restaurants deserted and levelled. schools, community halls all damaged by indiscriminate bombing . . . including the Al-Ahli Arabi Baptist hospital which left hundreds dead. . . and over the weekend the bombing of historic 1000-year-Greek Orthodox Church leaving many dead and injured.

More than 6000 bombs rained down on the city in the first few days forcing hundreds of thousands of men, women and children to abandon their homes, with nothing but the ragged clothes on their backs. truckloads of bodies and the countless lines of walking wounded, many children and elderly, seeking medical attention from hospitals that cannot cope.

And that's not accounting for the sick and wounded in hospitals, or the 37,000 pregnant women seeking medical attention.

Food supplies, medicines, water and power cut and residents given a directivean ultimatum. . . to get out of the city or face the consequences. Their fate and their immediate and long-term futures uncertain. . . .

That is the terrifying human face of what is happening to innocent people in Gaza.

The unfolding story in Gaza has now embroiled the entire Arab world, and beyond, with anger white hot and emotions running high . . . and it will take a generational change to repair the damage. . . the sentiment and empathy around the rest of the world has shifted with people questioning the out of proportion response from Israel . . .and questioning why the human rights of innocent Palestinians are being constantly ignored.

The United Nations . . . and by the way, today is United Nations Day and their theme this year is Equality, Freedom and Justice for all. . . . a meaningful message, as they plead for a cessation of hostilities by all parties and call for emergency aid and relief to be allowed to flow to the area.

Councillors, the peace rallies and prayer vigils for all the victims of this war are growing day by day,. . . and we have seen that here in our city . . . we have also seen an increasing number of people experiencing vicarious trauma caused by the constant images and distressing stories being shared But, we cannot sit idly by and watch as the blood of innocent civilians is being spilled. I cannot stay silent at the retribution bearing down on the people of Gaza. . . .

Tonight, I propose writing to the Prime Minister Anthony Albanese, and the Opposition Leader Peter Dutton, not only on behalf of the people in our City, but for more than 1 million Australians with cultural links to the region, that they make a definitive statement, as they did with Israel, and declare that they also stand with the innocent people of Gaza.

I further call on both leaders to call for an immediate ceasefire to allow for innocent people to return to their homes and support a long-term peaceful resolution. .

Councillors, I put the Mayoral Minute.

5 PLANNING MATTERS

The following items are submitted for consideration -

- | | | |
|-----|--|----|
| 5.1 | Draft Administrative Amendments to the Canterbury-Bankstown Local Environmental Plan 2023 | 43 |
| 5.2 | Post Exhibition - WSU Milperra - Draft Development Control Plan and Draft Planning Agreement | 51 |

Planning Matters - 24 October 2023

ITEM 5.1 Draft Administrative Amendments to the Canterbury-Bankstown Local Environmental Plan 2023

AUTHOR Planning

PURPOSE AND BACKGROUND

This report seeks Council's approval to prepare and submit a planning proposal to address certain matters that the Department of Planning and Environment deferred when it approved the Canterbury-Bankstown Local Environmental Plan 2023.

ISSUE

The Canterbury-Bankstown Local Environmental Plan 2023 (CBLEP 2023) is Council's principal planning document to regulate effective and orderly development in the Canterbury-Bankstown Local Government Area. The LEP provides objectives, zones and development standards such as lot sizes, floor space ratios and building heights.

The CBLEP 2023 was gazetted on 23 June 2023. However due to time constraints, the Department decided to defer some matters to resolve at a later stage. The deferred matters include:

- correcting some drafting errors,
- transferring some existing planning controls from the former Bankstown LEP,
- requiring additional information to support site-specific changes and additional permitted uses.

The Department commented that Council may submit a new planning proposal to further consider these matters. In accordance with the Department's direction, this report recommends that Council prepare and submit a planning proposal to address the deferred matters.

RECOMMENDATION That -

1. Council prepare and submit a planning proposal(s) to the Department of Planning and Environment to seek a Gateway determination for the proposed amendments to the Canterbury-Bankstown Local Environmental Plan 2023 as outlined in this report.
2. Council does not refer the planning proposal(s) to the Local Planning Panel for advice in accordance with clause 1 of the Minister's Direction (Local Planning Panels Direction – Planning Proposals), given these matters have already been considered and supported by the Panel.
3. Council seek authority from the Department of Planning and Environment to exercise the delegation in relation to the plan making functions under section 3.36(2) of the Environmental Planning and Assessment Act 1979 to be the plan-making authority.

4. Council require landowners to pay for any relevant studies or reports required by the Department of Planning and Environment to support the site-specific rezoning changes and additional permitted uses.
5. Council exhibit draft amendments to the Generic Plan of Management for Community Land and Crown Land as outlined in this report.
6. The matter be reported to Council following the exhibition period.

ATTACHMENTS

Nil

POLICY IMPACT

This matter has no policy implications for Council as the matters contained in the proposed amendments have previously been considered by Council officers and the Local Planning Panel and align with previously adopted policies of Council.

FINANCIAL IMPACT

In relation to the site-specific rezoning changes and additional permitted uses, the Department of Planning and Environment may require certain studies or reports to inform the planning proposal. Council will require landowners to pay for these studies or reports, in keeping with its Fees and Charges.

COMMUNITY IMPACT

This matter is consistent with Council's *Connective City 2036* and Operational Plan (Ref 6.2.2, page 122), which require Council to review and amend its planning framework as required to ensure currency, suitability and compliance.

DETAILED INFORMATION

Background

The Local Planning Panel considered and adopted the Canterbury-Bankstown Local Environmental Plan 2023 at its Meeting of 30 June 2020. The intended outcomes of the CBLEP 2023 were to consolidate the former Bankstown and Canterbury LEPs into a single set of planning controls and to implement current land use strategies. The Panel submitted the LEP to the Department of Planning and Environment for approval.

The CBLEP 2023 was gazetted in June 2023. However due to time constraints, the Department decided to defer some matters to resolve at a later stage. The deferred matters include:

- correcting drafting errors,
- transferring some existing planning controls from the former Bankstown LEP,
- requiring additional information to support site-specific changes across the City.

The Department commented in its assessment report that Council may submit a new planning proposal to further consider these matters.

Planning Proposal

In accordance with the Department's direction, this report recommends that Council prepare and submit a planning proposal to address the following deferred matters:

LEP adopted by the Local Planning Panel at its Meeting of 30 June 2020	LEP approved by the Department of Planning and Environment in 2023	Comment
Transfer the existing planning control from the former Bankstown LEP, which requires a minimum 40m lot width for schools in the R2 zone.	Not included	The Department requested additional information to demonstrate consistency with the Transport and Infrastructure State Environmental Planning Policy.
Apply the design excellence clause to additions to existing schools if the proposed gross floor area is greater than 2,000m ² .	Not included	The Department requested additional information to complete the justification for this proposal.
Transfer the existing 'front building line' definition from the former Bankstown LEP. The definition is relevant to the lot size and FSR provisions.	Not included	Amendment required to fix this drafting error, as it assists in confirming whether a lot size and proposed density is suitable to a particular site.

LEP adopted by the Local Planning Panel at its Meeting of 30 June 2020	LEP approved by the Department of Planning and Environment in 2023	Comment
The RE2 zone is to permit 'centre-based child care centres', subject to consent.	Incorrectly reads as 'early education and care facilities'	Amendment required to fix this drafting error, as 'early education and care facilities' allows for other uses not compatible or suitable in a private recreation zone.
The water sensitive urban design provision is not intended to apply to the RE1 zone.	Incorrectly applies to the RE1 zone	Amendment required to fix this drafting error, given that these zones also facilitate large scale stormwater infrastructure.
Rezone 6 and 8 Chapel Road, Bankstown from a SP2 zone to a B2 zone (maximum 1.5:1 FSR (Area 2)/ maximum 14m building height), consistent with current land use strategies.	Not included	Preliminary site contamination report required to satisfy a Ministerial Direction.
Rezone 45 Simmons Street, Revesby from a SP2 zone to a B2 zone (maximum 3:1 FSR (Area 1)/ maximum 26m building height), consistent with current land use strategies.	Not included	Preliminary site contamination report required to satisfy a Ministerial Direction.
Rezone 75A, 75B and 75C Marco Avenue, Revesby from a RE1 zone to a R4 zone (maximum 1.75:1 FSR/ maximum 25m building height/ minimum 450m ² subdivision lot size/ Area 4 on the Special Provisions Map), consistent with current land use strategies.	Not included	<p>Additional information required to complete the justification for this proposal to confirm local open space provision.</p> <p>Reclassification of the site from community land to operational land also required to support the rezoning change. This would involve:</p> <ul style="list-style-type: none"> • Amendments to the LEP and Council's Generic Plan of Management for Community Land and Crown Land to reflect the reclassification. • Public hearing as part of the consultation process in accordance with the Department's requirements.
Add new additional permitted uses (function centre and restaurant or cafe) at 30 and 31 Webster Street, Milperra.	Not included	Deferred as it was a post-exhibition change considered and supported by the Local Planning Panel in response to a submission. May require additional studies.

LEP adopted by the Local Planning Panel at its Meeting of 30 June 2020	LEP approved by the Department of Planning and Environment in 2023	Comment
Add a new additional permitted use (recreational facility (indoor)) at 328 Hector Street, Bass Hill subject to the gross floor area not exceeding 800m ² .	Not included	Deferred as it was a post-exhibition change considered and supported by the Local Planning Panel in response to a submission. May require additional studies.

It is proposed that this be submitted as one planning proposal, however in the event that the undertaking of certain studies or analysis may result in extensive time delays, these items may be progressed as individual planning proposals.

Landowners will be invited to prepare studies for any changes impacting site's owned privately. In these instances, Council will confirm the studies required with the Department of Planning and Environment, and the stage at which these studies are required (i.e. before or after a Gateway Determination) and write to each of the landowners. Landowners that do not wish to provide the necessary studies will have their sites removed from the planning proposal.

Local Planning Panel

Clause 1 of the Minister's Direction (Local Planning Panels Direction – Planning Proposals) does not require Council to refer the planning proposal to the Local Planning Panel for advice if the Chief Executive Officer determines that the planning proposal relates to:

- the correction of an obvious error in a local environmental plan,
- matters that are of a consequential, transitional, machinery or other minor nature, or
- matters that the Chief Executive Officer considers will not have any significant adverse impact on the environment or adjoining land.

In considering the Minister's Direction, it is not proposed to refer the planning proposal to the Local Planning Panel for advice. The Panel formally considered and adopted the proposed amendments outlined in this report at its Meeting of 30 June 2020. Based on this determination and the pre-existing support of the Local Planning Panel on these matters, the Chief Executive Officer considers the planning proposal relates to:

- the correction of obvious errors in the LEP,
- matters that are of a consequential, transitional, machinery or other minor nature,
- matters that the Chief Executive Officer considers will not have any significant adverse impact on the environment or adjoining land.

Next Steps

Should Council support the planning proposal to proceed to Gateway, Council officers would prepare the planning proposal (either one or separate if required), arrange the appropriate supporting studies and submit to the Department of Planning and Environment for Gateway. Upon receipt of a Gateway determination, the next step would be to exhibit the planning proposal in accordance with the Department of Planning and Environment's Gateway determination and Council's Community Participation Plan.

Following the exhibition process, a review of community feedback and any additional information may see updates to the planning proposal. A further report would be provided to Council following the exhibition period to determine whether the planning proposal should be finalised.

ITEM 5.2 **Post Exhibition - WSU Milperra - Draft Development Control Plan and Draft Planning Agreement**

AUTHOR **Planning**

PURPOSE AND BACKGROUND

The purpose of this report is to update Council on the outcome of the public exhibition of a site specific draft Development Control Plan (DCP) Amendment and draft Planning Agreement for the land at 2 and 2A Bullecourt Avenue, Milperra and to seek Council's endorsement of these exhibited documents to become effective prior to the finalisation and gazettal of the Planning Proposal.

This report also seeks Council's endorsement for Council to nominate as the relevant acquisition authority for the proposed RE1 Public Recreation and SP2 Infrastructure (Drainage) zoned land on the site.

ISSUE

Council resolved at its Ordinary Council Meeting on 23 August 2021 to not support the planning proposal for this site.

The Planning Proposal (PP-2021-5837) sought to amend the Canterbury Bankstown Local Environmental Plan 2023 (CBLEP) to facilitate the rezoning of the site and provide a maximum of 430 dwellings on the site.

The developer, Mirvac Residential (NSW) Development Pty Ltd submitted a Rezoning Review with the Department of Planning and Environment (the Department), and on 1 June 2022 a Gateway determination was issued by the Department which, despite this Council's opposition, supported the proposal and its exhibition to proceed. Since then, the Planning Proposal has progressed. The Sydney South Planning Panel has endorsed the progression of the planning proposal towards its finalisation and gazettal.

Although Council has not been the decision maker for this Planning Proposal, Council resolved in August 2022 to prepare and exhibit a draft Planning Agreement and site specific DCP as part of the finalisation and gazettal process. The site-specific DCP Amendment and the Planning Agreement will ensure that, despite not supporting the rezoning, Council is still able to achieve orderly development on the site and receive community benefits such as open space and contributions to affordable housing should the rezoning proceed.

The draft site specific DCP Amendment and draft Planning Agreement were exhibited between 1 November and 29 November 2022. Following exhibition, further amendments were made in response to public and applicant comments. Consequently, the documents were re-exhibited from 16 August 13 September 2023. During these exhibition periods, we received feedback from 28 members of the community.

The public exhibition resulted in minor changes to the draft site specific DCP and draft Planning Agreement. The changes are minor and therefore renotification of these documents is not required.

In addition, should the Planning Proposal be finalised, Council would need to nominate itself as the acquisition authority to take ownership of the potential future public recreation and stormwater drainage zoned lands as per the Planning Agreement.

For a comprehensive overview of the planning proposal, please refer to the previous Council report dated 23 August 2023, provided in Attachment D.

RECOMMENDATION That -

1. Council endorse the draft site specific Development Control Plan as shown in Attachment B and that it be brought into effect once the LEP amendment is finalised and published on the NSW Legislation website.
2. Council endorses the draft Planning Agreement as provided in Attachment C and authorises the Chief Executive Officer to execute the agreement on behalf of Council, including any other administrative changes that does not alter the intent.
3. Once executed, Council write to the Department of Planning and Environment to advise that Council nominates itself as the relevant public acquisition authority for the RE1 and SP2 zoned land to be dedicated under the Planning Agreement.
4. Council provides a copy of all submissions received during the public exhibition periods for the draft site specific DCP and draft Planning Agreement to the Department of Planning and Environment.

ATTACHMENTS [Click here for attachments](#)

- A. Response to Submissions Report - WSU Milperra - Post Exhibition Version
- B. Draft Site Specific Development Control Plan - WSU Milperra - Post Exhibition Version
- C. Draft Planning Agreement - WSU Milperra – post exhibition version
- D. Council Report from 23 August 2022 Ordinary Council Meeting

POLICY IMPACT

The draft Site Specific DCP Amendment for the WSU Milperra site will require amendments to be made to the Canterbury Bankstown Development Control Plan 2023 to provide detailed planning controls and building design guidance to be considered as part of any future Development Applications submitted to Council for the subject site.

The accompanying draft Planning Agreement has been prepared in accordance with Council's previous resolution and includes the specific works and monetary contributions to be delivered by the developer.

While Council is no longer the Planning Proposal Authority for the planning proposal, the preparation of the site specific DCP and Planning Agreement is consistent with Council's resolution of 23 August 2022 and is in response to proposed amendments being made to the Canterbury Bankstown Local Environmental Plan 2023 (CBLEP 2023) by the Minister for Planning and Public Spaces on the recommendations of the Sydney South Planning Panel.

FINANCIAL IMPACT

The exhibited draft Planning Agreement aims to facilitate the delivery of various public benefits and required infrastructure works and upgrades to support the future residential and commercial use on the site. These include:

- Dedication of approximately 1.4 ha of land as three parks zoned RE1 Public Recreation and embellishment of these parks valued at \$1.5 million
- Construction and dedication of local roads incl. shared cycleway and a SP2 Zoned stormwater detention drainage land
- Milperra Reserve embellishment works (valued \$1.04 million)
- Repair and renovate Milperra Community Centre or use of equivalent funds elsewhere in the Milperra area for community purposes (valued \$393,000)
- Affordable housing contribution of \$5.3 million
- Undergrounding powerlines along Ashford Avenue being added, subject to any relevant Ausgrid approval or contribution to Council for the applicable costs
- Construction of a footpath and landscaping along the eastern side of Ashford Avenue, and
- Contribution of \$59,400 towards the design and construction of a new cycleway connection to Panania Station to promote the use active and public transport for future residents and the broader Milperra community.

The proponent is responsible for payment of monetary contributions or delivering the above works at no cost to the Council. It's important to note that while the draft Planning Agreement allows for certain works to offset the payment of section 7.11/7.12 development contributions, the draft Planning Agreement does not exempt the future State Significant Development Application from the payment of section 7.11/7.12 development contributions to the Council.

COMMUNITY IMPACT

The draft site specific DCP and draft Planning Agreement were exhibited between 1 November and 29 November 2022 and from 16 August to 13 September 2023. Council received a total of 28 submissions including two submissions from the developer. Based on the feedback received, minor changes have been made to the draft site-specific DCP and draft Planning Agreement. These changes are considered minor and do not necessitate further notification.

The DCP is an important policy position for Council to consider, to enable orderly development resulting from a planning decision forced on Council.

The draft Planning Agreement will require the developer to deliver monetary contributions and community infrastructure that will provide a longer term benefits for the community. As outlined in this report, the draft Planning Agreement will require the developer to deliver all works and monetary contributions at specific times and before the redevelopment of the entire site is completed. The items in the draft Planning Agreement are for the benefit of the local and wider community.

DETAILED INFORMATION

Overview of the Planning Proposal

This section provides a summary of the Planning Proposal. Council is not the planning authority or decision maker on this Planning Proposal. It has been endorsed for finalisation by the Sydney South Planning Panel.

A detailed overview of the proposal was reported to Council in August 2022 (refer to Attachment C). The site is currently zoned SP2 Educational Infrastructure (Educational Establishment) and SP2 (Electricity Transmission or Distribution Network) under the Canterbury Bankstown Local Environmental Plan 2023 (CBLEP 2023). The site is currently occupied by the Western Sydney University and consists of buildings, car parking, roads and a child care centre. In the north eastern corner of the site is a remanent bushland area comprising of Cumberland Plain Woodland. The total site area is approximately 19.8ha. The site is shown in Figure 1 below. The south-east corner of the University Campus now forms part of the adjacent Mount Saint Joseph College campus, and is not subject of this application.

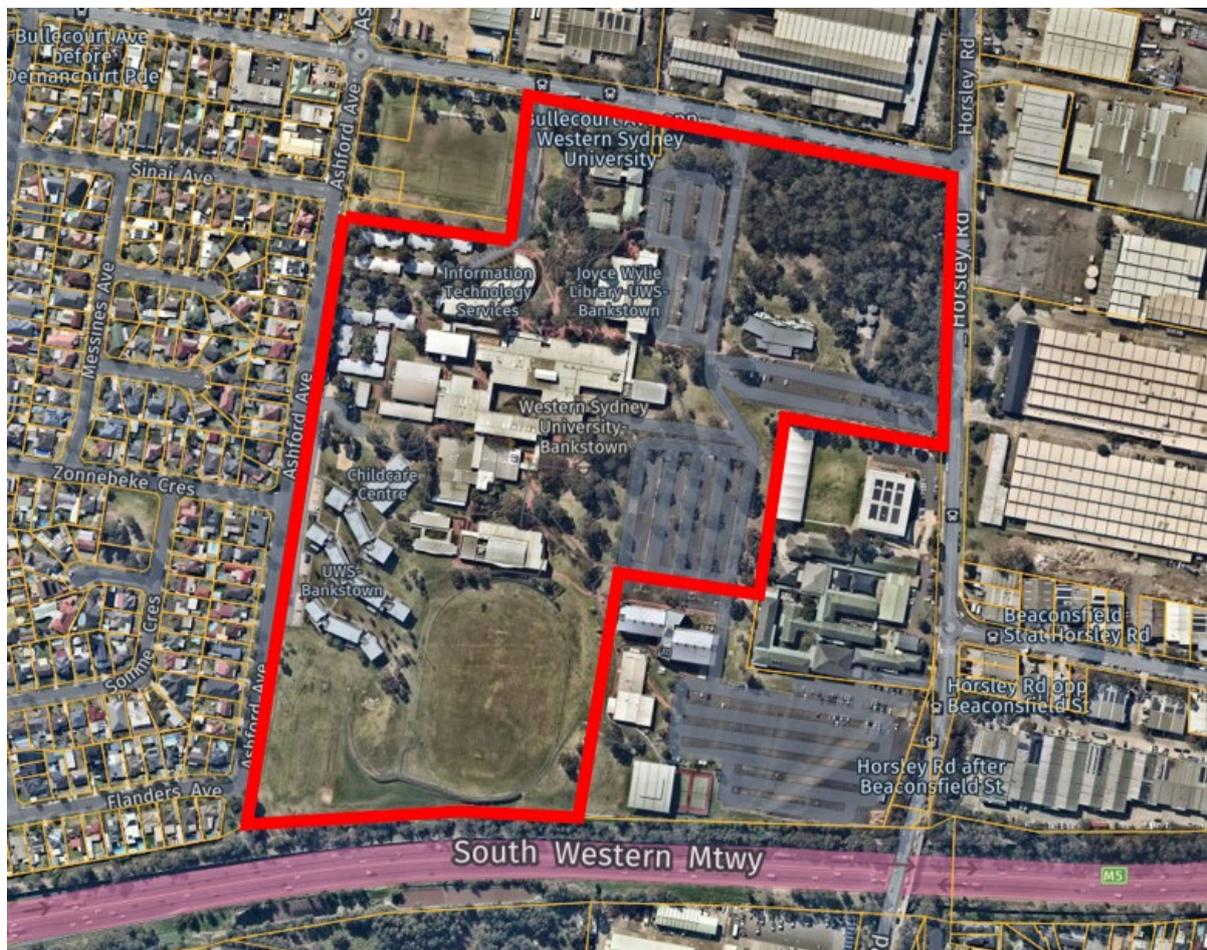


Figure 1: Site and its surrounding locality (Source: Nearmap, 2023)

The planning proposal aims to introduce site-specific planning controls to enable the construction of a new residential area with new dwellings and a small neighbourhood centre commercial area in the location of the existing childcare centre. This involves the following amendments to the CB LEP 2023:

Planning Controls	Existing	Proposed
Zone	SP2 Infrastructure (Educational Establishment) SP2 (Electricity Transmission or Distribution Network)	<ul style="list-style-type: none"> • R1 General Residential • B1 Neighbourhood Centre • RE1 Public Recreation • C2 Environmental Conservation (remnant bushland in the north east corner of the site) • SP2 Infrastructure (Drainage)
Floor Space Ratio (FSR)	N/A	<ul style="list-style-type: none"> • 0.5:1 (properties fronting Ashford Avenue) • 1:1 (B1 zone) • Sliding scale FSR for remaining R1 zoned land
Height of Buildings (HOB)	N/A	<ul style="list-style-type: none"> • 11m (B1 zone and part R1 zoned land near Bullecourt Avenue) • 9m (remaining land)
Lot Size	N/A	<ul style="list-style-type: none"> • 300m² (general residential zone) • Include a provision to vary to the minimum lot size provision for varied housing types (124m² – 300m² lots)
Lot size of community title subdivision	N/A	<ul style="list-style-type: none"> • Include Zone R1 General Residential as an exclusion to the minimum lot size for community title subdivision
Number of dwellings	N/A	<ul style="list-style-type: none"> • Limit the number of dwellings on the site to 430 dwellings
Terrestrial biodiversity	Site is not Mapped	<ul style="list-style-type: none"> • Map the extent of terrestrial biodiversity area on the site (referred to as “C2 Environmental Conservation Zone” within Figure 2 of the draft Site Specific DCP).
Land Reservation Acquisition Authority maps	N/A	<ul style="list-style-type: none"> • Maps to show the RE1 Public Recreation and SP2 Infrastructure (Drainage) zoned land on the site that Council will be nominated as the relevant public acquisition authority.

Council resolved at its Ordinary Council Meeting on 23 August 2021 to not support the planning proposal for this site. The developer, Mirvac Residential (NSW) Development Pty Ltd submitted a Rezoning Review with the Department of Planning and Environment (the Department), and on 1 June 2022 a Gateway determination was issued by the Department which endorsed the progression of this proposal. In July 2023, the Sydney South Planning Panel endorsed the progression of the planning proposal for finalisation and gazettal.

Although Council is no longer the decision maker for this Planning Proposal, at its Ordinary Meeting held on 23 August 2022, Council resolved to finalise a draft Planning Agreement and prepare a site specific DCP and to exhibit both draft documents. This was to ensure that should the Planning Proposal be recommended to proceed by the Sydney South Planning Panel and the Department, that Council would have the appropriate controls and mechanisms in place to ensure orderly development of the site, and that community outcomes such as open space, infrastructure and affordable housing contributions, could be delivered.

The draft DCP and Planning Agreement documents were exhibited between 1 November and 29 November 2022 and from 16 August 13 September 2023 after revisions were made in response to submissions received during the first exhibition period. The revised versions of these documents are provided at Attachment B (DCP) and Attachment C (Planning Agreement).



Figure 1: Proposed zoning map (Source: Department’s Gateway determination report – PP-2021-5837). Note, the proposed SP2 Infrastructure (Drainage) land is the yellow portion in the bottom left corner

Decision of the South Sydney Planning Panel

On 14 July 2023, the South Sydney Planning Panel held a public meeting to consider the planning Proposal for the WSU Milperra site. As the planning proposal authority, the South Sydney Planning Panel recommended to the Minister that the proposed instrument be made, contingent upon implementing the following amendments suggested in the Department of Planning and Environment’s Post Exhibition Report PP-2021-5837 on 3 July 2023

- The planning proposal document should be updated before submission for finalisation to formally incorporate the additional information provided by the proponent, addressing the relevant Section 9.1 Ministerial Directions.
- The planning proposal needs to be revised to identify both the RE1 Public Recreation and the SP2 Infrastructure (Drainage) land located in the south-western corner of the site within the Land Reservation Acquisition Maps of the CBLEP 2023.
- During the finalisation process, the Department should include a site specific objective to reflect the intent of maximising tree retention and conservation of the Cumberland Plain Woodland.

The panel’s decision was unanimous. The determination was made on 24 July 2023.

Nomination of Council as Public Acquisition Authority – proposed RE1 and SP2 zoned land

Through the Planning Agreement, it is proposed that Council accept dedication of future public open space on the subject site. Therefore, it is also proposed that Council nominate itself as the acquisition authority for these sites, in accordance with Clause 8 of the Environmental Planning and Assessment Regulation 2021. The exhibited draft Planning Agreement includes a clause that will enable Council to purchase the proposed RE1 Public Recreation and SP2 Drainage land for \$1.00 should the land not be dedicated to Council as required under the Planning Agreement. This arrangement will significantly reduce the financial risk to Council.

The clause will take effect upon the execution and registration of the draft Planning Agreement and once the LEP Amendment is finalised and gazetted.

Council must notify the Department to confirm it grants concurrence to be the public acquisition authority for the RE1 zoned portion of land.

Community Consultation

In accordance with Section 2.12 of Council's *Community Participation Plan*, the draft Development Control Plan and draft Planning Agreement were placed on public exhibition concurrently for a minimum of 28 days, from 1 November and 29 November 2022. Following this initial exhibition, submissions were considered by Council and revisions made to the draft DCP and draft Planning Agreement.

The revised draft documents were then re-exhibited from 16 August to 13 September 2023. The exhibition process included:

- Display on Council's "Have Your Say" website
- Notification in the local newspaper (Torch)
- Provision of exhibition material at Council's Bankstown and Campsie Customer Service Centres
- Exhibition of material at Panania Library (for the re-notification in 2023), and
- Written notification to property owners in the surrounding area (2,490 letters).

In addition to the above exhibition, in August 2022, Council wrote to all land owners and occupants of Milperra to provide an update on the status of the planning proposal which is not the subject of the exhibition or this report. A total of 2,745 letters were sent by Council.

Public Exhibition Responses

16 submissions were received from the community during the 2022 exhibition and 12 submissions in the 2023 exhibition period, including two submissions from the proponent in total. Overall, of the 28 submissions, two are neutral, 23 object and three are in support. It is noted that of the 28 submissions received, 12 were related to the planning proposal. A copy of the submissions received by Council will be sent to the Department of Planning and Environment.

A majority of items raised in the relevant submissions were:

- Traffic and car parking impacts
- Flooding, and
- Tree removal and replacement tree canopy.

A summary of the issues raised, including Council responses, is provided within Attachment A.

Revisions to Development Control Plan

The draft DCP has been revised in response to submissions received during the exhibition period. A majority of the changes are minor and are clarifications or minor changes to wording or figures. The changes are minimal and do not have any material impact on the types of development permitted or the scale or density of development on the site. The summary of changes made to the draft DCP is outlined in the submissions report at Attachment A.

The post-exhibition version of the draft DCP is held at Attachment B which includes details of all the changes made as tracked changes.

Revisions for Draft Planning Agreement and Explanatory Note

In response to the submissions received during the exhibition period, changes have been made to the draft Planning Agreement. The changes are minor overall and relate to clarifications and correcting minor errors in wording. There is no change to the public benefits to be delivered by the developer nor the timing or monetary value of the benefits. The changes are shown on the post-exhibition Planning Agreement held at Attachment C. Given the minor nature of the changes it is not considered renotification of the draft Planning Agreement it required.

During the preparation of the revised draft Planning Agreement the details of the open space dedication was further clarified by the developer, at Council's request. The size and indicative design of the northern and southern public open spaces required for stormwater detention purposes was refined and shown to be smaller than originally proposed. The exhibited draft Planning Agreement includes a clause (Clause 7.1) that requires the developer to maintain the drainage and bioretention areas in the north and southern public open spaces for a period of 5 years from the Practical Completion of those works in accordance with a maintenance plan to be approved by Council. In light of these measures, the initial concerns raised by Council Officers to the dedication of these public open spaces has been addressed.

Next Steps

Should Council resolve to adopt the site specific Development Control Plan amendments and the draft Planning Agreement:

- The Canterbury Bankstown DCP will be amended upon finalisation of the Planning Proposal by the Department of Planning and Environment; and
- Council will execute the Planning Agreement.

Furthermore, Council will write to the Department of Planning and Environment that it agrees to be the acquisition authority for any land proposed to be zoned RE1 Public Recreation.

6 POLICY MATTERS

The following item is submitted for consideration -

6.1 Councillor Expenses and Facilities Policy 63

Policy Matters - 24 October 2023

ITEM 6.1 Councillor Expenses and Facilities Policy

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

At its July 2023 Ordinary Meeting, Council considered proposed changes to its Councillor Expenses and Facilities Policy (Policy).

Following its consideration, Council resolved that:

1. *Council's Expenses and Facilities Policy per Attachment B, be placed on public exhibition in accordance with the requirements of the Local Government Act 1993, with the following amendment.*
2. *Corporate attire to be through Council's Corporate attire supplier and limited to \$500 per annum.*
3. *A further report be submitted to Council at the conclusion of the public exhibition period for Council's consideration.*

For clarity, Council's resolution agreed for it to re-exhibit its existing Policy, subject to amending the provisions regarding clothing, whereby Councillors would be restricted to acquiring any attire through Council's corporate supplier – and be limited to \$500 per annum.

Having completed the public exhibition process, this report is being submitted for Council's further consideration of the matter.

The previous report is attached for Council's information.

ISSUE

This report is being provided to Council to consider:

- the submissions received from our community regarding Council's Draft Councillor Expenses and Facilities Policy (Draft Policy), following the public exhibition process;
- further minor suggested administration changes to the Draft Policy, which aims to strengthen the efficiency and effectiveness of the Policy and accord with OLG's suggested template and/or advice regarding Council's existing Policy; and
- ultimately resolve to adopt a Policy in accordance with Section 252 of the Local Government Act 1993.

RECOMMENDATION That -

1. Council note the public submissions received and administrative changes/updates to Council's Draft Councillor Expenses and Facilities Policy, as outlined in the report.
2. In accordance with Section 252 and 253 of the Local Government Act 1993, Council adopts the Draft Councillor Expenses and Facilities Policy (Attachment A), as outlined in the report.

ATTACHMENTS [Click here for attachments](#)

- A. Draft Councillor Expenses and Facilities Policy
- B. Previous Council Report - Councillor Expenses and Facilities Policy - 25 July 2023
- C. Administrative Changes to Councillor Expenses and Facilities Policy

POLICY IMPACT

Adoption of this Policy ensures Council abides by good governance practices and meets its legislative obligations.

FINANCIAL IMPACT

The draft Policy will not result in any significant change to the budget requirements. A budget allocation for Councillor expenses has been provided for in the 2023/24 financial year.

COMMUNITY IMPACT

The adoption of this policy provides our community the assurance that relevant policies and practices are in place to ensure that Council is accountable to the community and further meets its obligations under the *Local Government Act 1993* and its Corporate Governance Framework.

DETAILED INFORMATION

Public Exhibition Process

Council's existing Policy – amended to restrict Councillors to acquiring any attire through Council's corporate supplier and be limited to \$500 per annum – has in accordance with Section 253 of the Local Government Act, been publicly exhibited for comment.

The Draft Policy was publicly exhibited for 28 days from Friday 04 August 2023 to Friday 01 September 2023.

General details regarding the consultation process comprised of:

- Policy Views: 166
- Policy Downloads: 53
- Submissions: 2

The submissions made were as follows:

Submissions	Details	Comment
Submitter 1	<p>It appears that the proposed expenses etc are reasonable considering the amount of time dedicated to the positions by councillors on the effective execution of their duties.</p> <p>They also reflect the high degree of responsibility associated with their roles of councillors overseeing a multi -million-dollar community enterprise.</p>	Noted
Submitter 2	<p>I have just received my council rates that have nearly doubled, to ask if I agree to councillors getting so many perks and is not right.</p> <p>Surely these increased expenses can be cut back to a reasonable level.</p> <p>Councillors and council should live within the money they get not subject constituents to impossible increases.</p>	Limits have reduced and in some cases been applied where there were previously no limits. Expenses have not increased, they have decreased.

Having considered the submissions received, there are no issues, suggestions and/or amendments put forward by the public to propose any variation to Draft Policy.

Administrative Changes to Draft Policy

Councillors will recall when previously considering the matter, being provided with a copy of a proposed/revised Draft Policy prepared for Council's consideration (see Attachment A in previous report).

The proposed/revised Policy included changes to certain administrative components of Council's existing Policy, with the view to strengthening the efficiency and effectiveness of the Policy and accord with relevant sections of OLG's suggested template.

Despite this, Council's decision was to re-exhibit its existing Policy (subject to changes to the clothing allowance details) and at the time did not include other administrative components to the existing policy (see Attachment B in previous report).

As a result, it is also proposed that Council agree to include several administrative changes to the Policy (see Attachment C).

Councillors should also note given that the suggested changes are not substantial in that:

- they have a minimal financial impact;
- Include relevant financial expenditure limits to certain expenses/facilities – as required under the OLG's template; and
- accord with relevant provisions required by virtue of OLG's template;

Council is not required to re-exhibit the Draft Policy in agreeing to incorporate the suggested administrative changes.

Suggested Approach

Having regard to Councillors sentiments regarding the matter, it is proposed that Council:

- Note the public submissions made during Council's exhibition period;
- Agree to incorporate the administrative changes – as suggested in Attachment A - to Council's Draft Policy; and
- Subject to the above, adopt Council's Draft Councillor Expenses and Facilities Policy – Attachment B.

7 GOVERNANCE AND ADMINISTRATION MATTERS

The following items are submitted for consideration -

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Governance and Administration Matters - 24 October 2023

ITEM 7.1 **Update on Request to Rename the Chester Hill Community Centre**

AUTHOR **Community Services**

PURPOSE AND BACKGROUND

On 28 March 2023 Council resolved that Council rename the Chester Hill Community Centre to the Helen Westwood Community Centre.

In accordance with the Council resolution, the proposal was placed on public exhibition on Council's Have Your Say webpage, with feedback received from Monday 24 July to Monday 14 August 2023. This report provides a summary of the feedback received on the community consultation and recommends the proposal be endorsed by Council.

ISSUE

Council considered a Notice of Motion to rename the Chester Hill Community Centre to the 'Helen Westwood Community Centre' in honour of Helen Westwood AM, a former Councillor and Mayor of Bankstown City Council, as well as representing as a member of Parliament in New South Wales Legislative Council.

Council resolved to proceed to community consultation and that a further report be provided to Council. The public exhibition process has been completed and this report presents the community consultation feedback and recommendations.

RECOMMENDATION That -

1. Council endorse the renaming of the Chester Hill Community Centre to the 'Helen Westwood Chester Hill Community Centre' acknowledging Helen's contribution to the local community.
2. Appropriate signage be placed on the community centre in line with Council's Naming Policy.

ATTACHMENTS

Nil

POLICY IMPACT

The renaming of the Chester Hill Community Centre to the Helen Westwood Chester Hill Community Centre complies with the requirements of Council's Naming Policy. The Naming Policy sets out requirements for the naming of parks, reserves, public spaces, roads, buildings and facilities or parts thereof under the care and control of Council.

Specific to this proposal, section 5.4 of the policy specifies that a Council owned building may be given 'Non-functional names, including naming after a person or group that has made a significant contribution to the Canterbury-Bankstown community'. Due to the significant contribution from Helen as she was instrumental in obtaining the funding for the design and construction of the Chester Hill Community Centre, that this proposal is supported.

In line with the policy, community consultation was undertaken via Council's Have Your Say webpage and was on exhibition from Monday 24 July 2023 to Monday 14 August 2023.

As per the Naming Policy, Council should ensure the 'locational' name is also included in the name of the building, hence the recommendation to name the community centre the "Helen Westwood Chester Hill Community Centre".

FINANCIAL IMPACT

The renaming of the facility would incur minimal cost to the community, with minor expense for the plaque and a formal ceremony acknowledging the renaming of the facility.

COMMUNITY IMPACT

This proposal was submitted to the residents to have their say through the Council's Have Your Say webpage and was on exhibition from Monday 24 July 2023 to Monday 14 August 2023. The feedback received was not opposing the proposal, with one respondent stating Helen 'has and is a great advocate for the local community' and therefore supports the proposal.

DETAILED INFORMATION

Council considered a Notice of Motion to rename the Chester Hill Community Centre to the 'Helen Westwood Community Centre' in honour of Helen Westwood AM, a former Councillor and Mayor of Bankstown City Council, as well as representing as a member of Parliament in New South Wales Legislative Council.

Council resolved to proceed to community consultation and that a further report be provided to Council. The public exhibition process has been completed and this report presents the community consultation feedback and recommendations.

Helen grew up locally with her parents and siblings in Birrong where she attended local schools in Sefton and Birrong. Helen raised her two daughters in Sefton. Helen was a community worker for various community-based organisations in South West Sydney between 1985 to 1989 and was the Centre Coordinator of the Bessie Smythe Foundation from 1994 to 1996. She is well known within the Bankstown community and has worked tirelessly over many years to make Bankstown a better place.

In 1995 Helen was elected to Bankstown City Council where she served until 2007. During her time on Council, Helen served as Deputy Mayor between 1997 and 1998 and as Mayor of Bankstown City from September 2002 to May 2006. Her main motivation for standing was the marked absence of female representatives. Since being elected, she has become an outspoken and articulate advocate for women in the community, refusing to back down on issues such as domestic violence, child sexual offences and sexual assault. She has also organised public forums, conferences, and marches to raise awareness about violence against women.

In 2001, she was awarded the Centenary Medal for service to Local Government.

In 2007 Helen was elected as a Member of the Legislative Council of New South Wales. She was the first Mayor of Bankstown to be elected to NSW Parliament.

Helen was also a board member of the Western Sydney Regional Organisation of Councils (WSROC) from 2001 and was the Chair from 2004 to 2005. Additionally, Helen was a member of the Executive of the New South Wales Local Government Association and was a Director on the Board of Waste Recycling and Processing Corporation from 1996 to 2007.

In 2006, Helen was made a Member of the Order of Australia (AM) for services to Local Government. A year later, she was commended in the Women of the West Award for her commitment and dedication to improving social balance, equity, opportunity, and community harmony.

In 2011, she was Deputy Chair of a parliamentary inquiry into domestic violence which pushed for an integrated response to domestic and family violence by the NSW Government.

Helen has been a passionate advocate for all members of the community, particularly those that needed a hand up to level the playing field. She has worked tirelessly to open and expand disability services and funding in Bankstown.

One of Helen's notable achievements was that she was instrumental in obtaining the funding for the design and construction of the Chester Hill Community Centre.

It is therefore proposed that Council acknowledge Helen’s contribution to Bankstown by naming this Centre, which she worked to make a reality, in her honour as “The Helen Westwood Community Centre.”

Public Exhibition Process

In line with Council’s Naming Policy, community consultation was undertaken via Council’s Have Your Say webpage and was on exhibition from Monday 24 July 2023 to Monday 14 August 2023.

General details regarding the consultation process comprised of:

- Views of page – 76 (from 56 visitors)
- Submissions received – 3

Submissions	Details
Submitter 1	<p>Why not put the money for this consideration aside for something more urgent.</p> <p>When we have money to spare we can consider such things, not now when the economy is not right</p>
Submitter 2	<p>Acknowledge Helen made a great contribution but it does not mean we have rename the Chester Hill Community Centre. With all due respect, Helen has received the recognition accolades and rewards in doing her role.</p>
Submitter 3	<p>Helen has and is a great advocate for the local community and I support councils proposal.</p>

Having reviewed the submissions there is no proposal to change the naming recommendation. It is noted that there are minimal costs for a name change.

This request meets the requirements of Council’s Naming Policy due to the significant contribution Helen made to obtain the funding for the construction of the facility and tireless service to our community over many years. As per the Naming Policy, Council should also ensure the ‘locational’ name is also included in the name of the building. Even though this request does not need Geographical Names Board approval, it should be consistent with their guidelines. This states that Postnominals and titles shall not be included, therefore the proposal is to rename the Centre the ‘Helen Westwood Chester Hill Community Centre’.

Governance and Administration Matters - 24 October 2023

ITEM 7.2 **Disclosure of Interest Returns 2022-23**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

In accordance with Clause 4.25 of Councils Code of Conduct, all Disclosure of Interest Returns lodged with the Chief Executive Officer must be tabled at the first meeting of Council held after the last day for lodgement (30 September 2023).

ISSUE

Disclosure of Interest Returns of Councillors, Audit Risk & Improvement Committee members, Canterbury Bankstown Local Planning Panel and Design Review Panel members, and the Executive Leadership Team for 2022-23 are tabled for Council’s notation.

RECOMMENDATION

That the tabling of the Disclosure of Interest Returns for 2022-23 be noted.

ATTACHMENTS

Nil

POLICY IMPACT

This matter addresses Council's requirements under the Code of Conduct.

In accordance with the *Government Information (Public Access) Act 2009* and Regulation, Pecuniary Interest Returns of Councillors and designated persons are open access information and will be placed on Council's website in a redacted format.

FINANCIAL IMPACT

This matter has no direct financial impact upon Council's adopted budget.

COMMUNITY IMPACT

This report demonstrates transparency in Local Government and ensures Council is accountable to the community and meets legislative requirements.

DETAILED INFORMATION

Councillors and designated persons are required to lodge a completed Disclosure of Interest Return form in accordance with the requirements of Part 4 of the Code of Conduct. Council's Code of Conduct sets out the following requirements for lodgement, registering and tabling the Returns:

- A councillor or designated person must make and lodge with the Chief Executive Officer a return in the form set out in schedule 2 of the Code of Conduct, disclosing the councillor's or designated person's interests as specified in schedule 1 of the Code within three months after:
 - a) becoming a councillor or designated person,
 - b) 30 June of each year, and
 - c) the councillor or designated person becoming aware of an interest they are required to disclose under schedule 1 that has not been previously disclosed in a return lodged.
- A person must not make and lodge a return that the person knows or ought reasonably to know is false or misleading in a material particular.
- The Chief Executive Officer must keep a register of returns required to be made and lodged with the Chief Executive Officer.
- The register of returns must be tabled at the first meeting of the council after the last day the return is required to be lodged.
- Information contained in returns made and lodged are to be made publicly available in accordance with the requirements of the *Government Information (Public Access) Act 2009*, the *Government Information (Public Access) Regulation 2009* and any guidelines issued by the Information Commissioner.

Members of the Local Planning Panel are also required to lodge Disclosure of Interest Returns in accordance with the Code of Conduct for Local Planning Panel members.

All Councillors, Audit Risk & Review Committee, Design Review Panel and Local Planning Panel members, and the Executive Leadership Team, have lodged their Returns as required. The Register of Returns is tabled in accordance with the requirements of the Code of Conduct.

Governance and Administration Matters - 24 October 2023

ITEM 7.3 **Cash and Investment Report as at 30 September 2023 and 31 August 2023**

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 30 September 2023 and 31 August 2023.

RECOMMENDATION That -

1. The Cash and Investment Report as at 30 September 2023 be received and noted.
2. The Cash and Investment Report as at 31 August 2023 be received and noted.
3. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

ATTACHMENTS [Click here for attachments](#)

- A. Imperium Markets August 2023 Investment Report
- B. Imperium Markets September 2023 Investment Report

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 30 September 2023

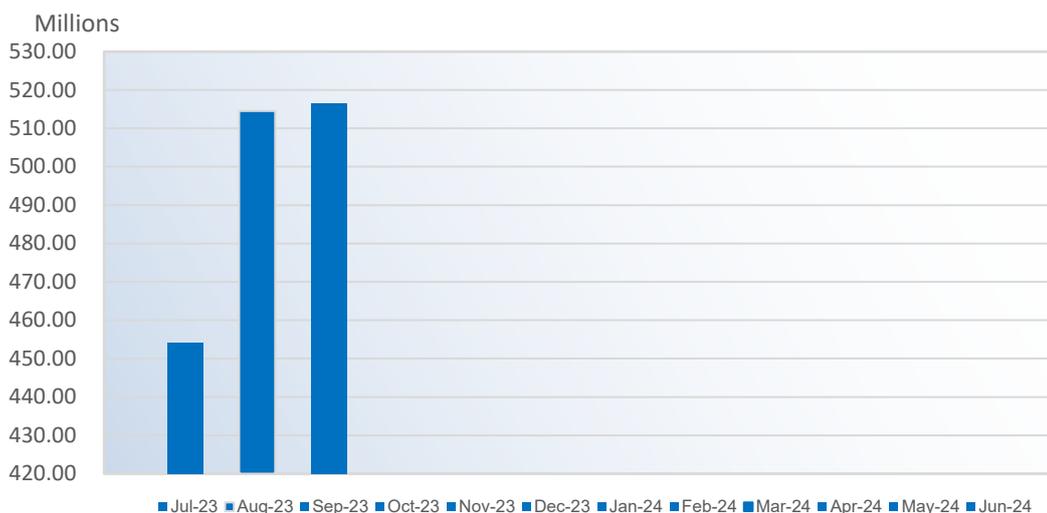
In total, Council’s cash and investment holdings as at 30 September 2023 is as follows:

Cash and investments	\$
Cash at bank	952,981
Deposits at call	54,660,898
Term deposits	363,017,588
Floating Rate Notes	57,131,888
Workers compensation security deposit	4,686,000
Bonds	36,000,000
Total cash and investments	516,449,355

Council’s level of cash and investments varies from month to month, particularly given the timing of Council’s rates and collection cycle, its operations and carrying out its capital works program. The portfolio balances are made up of cash balances at month end held for external restrictions (e.g. unspent developer contributions, domestic waste reserves and unexpended grants), internal restrictions (e.g. infrastructure reserves, employee leave provisions, cash deposits and other reserves) and unrestricted cash (Council’s working capital).

The following graph outlines Council’s closing cash and investment balances from July 2023 to June 2024.

Cash and investments rolling monthly balance 2023-2024



Summary of Council’s investment interest income earned for the period to 30 September 2023 is as follows:

Interest income	Sept 2023 \$	Year-to-date Sept 2023 \$
Budget	875,000	2,625,000
Actual interest	1,936,198	5,103,563
Variance	1,061,198	2,478,563
Variance (%)	121.28%	94.42%

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	11.7	100
Working capital funds (0-3 months)	5.1	100
Short term (3-12 months)	31.6	100
Short – medium (1-2 years)	28.1	70
Medium (2-5 years)	23.5	50
Long term (5-10 years)	0	5
Total cash and investments	100%	

Portfolio allocation	
	Actual % of portfolio
Cash at bank	0.2
Deposits at call	10.6
Term deposits	70.3
Floating Rate Notes	11.1
Workers compensation security deposit	0.9
Bonds	6.9
Total cash and investments	100%

DETAILED INFORMATION

Cash and investment summary – as at 31 August 2023

In total, Council’s cash and investment holdings as at 31 August 2023 is as follows:

Cash and investments	\$
Cash at bank	8,979,142
Deposits at call	68,201,754
Term deposits	349,017,588
Floating Rate Notes	47,649,651
Workers compensation security deposit	4,686,000
Bonds	36,000,000
Total cash and investments	514,534,136

Council’s level of cash and investments varies from month to month, particularly given the timing of Council’s rates and collection cycle, its operations and carrying out its capital works program. The portfolio balances are made up of cash balances at month end held for external restrictions (e.g. unspent developer contributions, domestic waste reserves and unexpended grants), internal restrictions (e.g. infrastructure reserves, employee leave provisions, cash deposits and other reserves) and unrestricted cash (Council’s working capital).

Summary of Council’s investment interest income earned for the period to 31 August 2023 is as follows:

Interest income	Aug 2023 \$	Year-to-date Aug 2023 \$
Budget	875,000	1,750,000
Actual interest	2,053,291	3,167,364
Variance	1,178,291	1,417,364
Variance (%)	134.66%	80.99%

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	15.9	100
Working capital funds (0-3 months)	3.9	100
Short term (3-12 months)	30.9	100
Short – medium (1-2 years)	24.00	70

Medium (2-5 years)	25.3	50
Long term (5-10 years)	0	5
Total cash and investments	100%	

Portfolio allocation	
	Actual % of portfolio
Cash at bank	1.8
Deposits at call	13.2
Term deposits	67.8
Floating Rate Notes	9.3
Workers compensation security deposit	0.9
Bonds	7.0
Total cash and investments	100%

Governance and Administration Matters - 24 October 2023

ITEM 7.4 **Resilient Sydney Program Update and Resilient Sydney Strategy 2025-2030**

AUTHOR **City Future**

PURPOSE AND BACKGROUND

The purpose of this report is to provide background to the Resilient Sydney Office and the Resilient Sydney Project and outlines Canterbury Bankstown Council's participation in this important project. This report also outlines the development of the second Resilient Sydney Strategy being developed for 2025-2030, and the next stage in Council's own *Resilient CBCity Action Plan*.

ISSUE

Resilient Sydney is a collaboration of all 33 metropolitan councils of Greater Sydney. The program commenced in 2015 and has been governed by a metropolitan steering committee of local governments, NSW Government, business and the community sector. Canterbury Bankstown has been an active member council since the program's inception.

The program works with global and local cities to share best practice in Sydney through networks of council leaders, resilience ambassadors and specialists. Actions include activities to provide better management and reporting of city-wide data, policy research, emergency response, social connections and community preparedness.

In 2018 the first Resilient Sydney Strategy was developed in collaboration with 33 metropolitan councils across Greater Sydney, including Canterbury-Bankstown. The Resilient Sydney Strategy is being updated with the 2025-2030 plan being developed currently and seeking ongoing support and participation from local government.

Through continued involvement in the Resilient Sydney Project, Council has an opportunity to inform this process and advocate for our community's local resilience challenges to be considered and addressed at a metropolitan scale.

RECOMMENDATION

That Council continues to be an active participant in the Resilient Sydney Project and contribute to the development of the Resilient Sydney Strategy 2025-2030 as outlined in this report.

ATTACHMENTS

Nil

POLICY IMPACT

Supporting the Resilient Sydney Project has no policy impact. Continued involvement addresses Council's commitment to resilience, identified in *Evolution 9 Sustainable and Resilient Places of Connective City 2036*.

FINANCIAL IMPACT

Membership of the Resilient Sydney Project is an annual cost of \$40,000.00 per annum.

The benefits provided by membership include access to the Resilient Sydney data platform and Net Zero data platform which has been developed and is maintained by the Resilient Sydney Office, as well as relevant training on the use of these platforms.

Benefits to Council also include access to best practice information, free materials, programs, training, support for funding opportunities, a forum for knowledge sharing between councils and regular workshops that support community resilience (e.g. Emergency Get Ready Week, the GreenPower renewable energy campaign and Net Zero emissions programs).

COMMUNITY IMPACT

Continued membership of the Resilient Sydney Project will articulate Council's commitment to leadership and accountability in building and strengthening resilience.

The Resilient Sydney Strategy addresses a range of shocks and stresses that are increasingly affecting residents, businesses, the environment and other relevant stakeholders.

With an estimated resident population of more than 500,000 by 2036, it is essential that Council and the community focus on building resilience to better manage the acute shocks and chronic stresses that will inevitably impact the City.

The Resilient Sydney Strategy 2025-2030 will be developed with extensive community and stakeholder engagement, including the 33 member councils. Through continued involvement in the Resilient Sydney Project, Council has an opportunity to inform this process and advocate for our community's local resilience challenges to be considered and addressed at a metropolitan scale.

DETAILED INFORMATION

Background

Resilience is defined as “the capacity of individuals, communities, institutions, businesses and systems to survive, adapt and grow no matter what kinds of chronic stresses and acute shocks they experience”.

The City of Canterbury Bankstown has been an active participant in the Resilient Sydney program since its inception in 2015. That program delivers on the aims and actions of the 2018 metropolitan Resilient Sydney Strategy. The Resilient Sydney Strategy was developed in collaboration with 33 metropolitan councils across Greater Sydney, including Canterbury-Bankstown.

The role of local government in planning for community resilience has become increasingly central. Recent events, including heatwaves, floods, bushfires, and a disease pandemic, demonstrate the increasing impacts on Council and our community. At the same time, many people in our community experience daily pressures such as financial and housing stress, a lack of transport, and social isolation that can make it harder for them to cope during emergencies.

Research by Resilient Sydney confirmed Greater Sydney is highly vulnerable to shock and stress events. All eight top shock events originally identified in the Resilient Sydney Strategy have occurred in the region at scale since 2018, including floods, fires, heatwaves, droughts, infrastructure failures, cyber-attacks and a global pandemic. Evidence from those with lived experience during shock events shows these events disproportionately affect people with less resources or those less connected to mainstream services. Sydney’s complex governance also makes adapting to and mitigating disasters, difficult.

In 2023 Canterbury Bankstown Council adopted the Resilient CBCity Strategic Plan which supports the Resilient Sydney Strategy in creating a more connected, collaborative and responsive City that can withstand and recover from shock events and chronic stresses. The strategy presents 5 Directions that will guide our approach to building and strengthening the resilience of Council and our community.

Benefits of Membership of the Resilient Sydney Office

As a member of the Resilient Sydney Program, Council receives benefits that assist in a range of different areas of Council that includes both our corporate operations and community support. This support is all included as part of Council's annual membership fees.

These benefits represent a value return on investment that are diverse across a range of different areas of Council's operations which includes Spatial Planning, Urban Forestry, Community Development, Sustainability, Transport Planning, Emergency Management and Net Zero actions.

Benefits to Canterbury Bankstown Council are highlighted in the Resilient Sydney data platform and the Net Zero data platforms. These important data portals have been developed by the Resilient Sydney Office and provide a source of truth for all Sydney councils in identifying a range of different reports and data analysis. The data contained in the portals is sourced from a range of different data sources including tree canopy, waste, transport, population, energy use, gas consumption and water usage. Council is also provided with regular training in how to utilise the data platforms in our annual reporting on our LGA's environmental performance and Net Zero emissions.

In addition to the data management support the Resilient Sydney Office has developed and shared a range of program resources which includes:

- Network meetings and collaboration opportunities in sharing COVID, heatwave templates & disaster readiness plans.
- Get Ready Campaigns involving over 40,000 Sydneysiders
- Support In the development of Council's local *Resilient CBCity Strategic Plan*, the Resilient Sydney Office provided professional support and review of the strategic plan.
- Neighbour Day Campaign with 30 councils engaged working to assist in communities to connect supporting diversity and inclusion.
- Cool Suburbs Project developing a new risk planning tool for Western Sydney to provide urban cooling outcomes.
- GreenPower Campaign materials and support in encouraging residents to purchase accredited renewable energy.
- Emergency Get Ready Week Campaign materials to support community emergency preparedness.
- Advocacy and support for councils in applying for the Greening our Cities and Greening our Neighbourhoods grant funded projects.

Resilient Sydney Strategy 2025-2030

In 2023 the Resilient Sydney program has successfully received a Disaster Risk Reduction Fund (DRRF) grant administered by the NSW Reconstruction Authority and the National Emergency Management Agency to develop the second Resilient Sydney Strategy (2025-2030).

The first Resilient Sydney Strategy (2018-2024) provided a new governance approach with forums, networks, practical actions and shared commitments between State agencies and the 33 local governments of Sydney all working together. The first strategy is largely complete, yet there is an urgent need for a renewed second strategy to focus efforts, funding and attention on practical actions that will prevent or mitigate the impacts of future shock and stress events. The second strategy will be delivered in late 2024. The project is overseen by the Resilient Sydney Steering Committee that has seven General Managers / CEOs representing Sydney councils.

Council is being invited to shape the Resilient Sydney Strategy 2025-2030. Council's Resilience Ambassador would be engaged in the strategy's development at quarterly Ambassador meetings and through stakeholder and community workshops, beginning with the Agenda Setting Workshop. Council is invited to support the strategy process by providing Council venues and staff to support engagement activities in the Canterbury Bankstown LGA.

Resilient CBCity Strategic Plan Implementation

Council has adopted the *Resilient CBCity Strategic Plan* (May 2023) which provides a localized framework for resilience planning for Canterbury Bankstown. The next stage is the preparation of an *Action Plan* to support implementation of this Strategic Plan. Continued involvement in the Resilient Sydney Project and participation in the development of the Resilient Sydney Strategy 2025-2030 will allow Council ongoing access to best practice resilience thinking, city-wide expertise and experience, data platforms for analysis of trends, support for funding opportunities and a forum for knowledge sharing between Greater Sydney councils.

Governance and Administration Matters - 24 October 2023

ITEM 7.5 **Code of Meeting Practice - 2024 Schedule of Meetings**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

In accordance with Section 365 of the *Local Government Act 1993* and Code of Meeting Practice, Council is required to meet at least ten times each year, each time in a different month.

Having regard to Section 3.1 of Council's Code of Meeting Practice, this report nominates the proposed meeting dates for 2024.

ISSUE

In accordance with the *Local Government Act 1993* and Council's Code of Meeting Practice, it is proposed to schedule Council Meetings for 2024, as follows:

27 February
26 March
23 April
28 May
25 June
23 July
27 August
22 October
26 November
10 December - (*2nd Tuesday of the month*)

No Ordinary Council meeting is set for September due to the 2024 Ordinary Election of Council on 14 September 2024. An extraordinary meeting will need to be separately called in September to conduct the mayoral election, following the declaration of polls for the Ordinary Election.

In the event that Council needs to vary the date for an Ordinary Meeting/s of Council, a further report will be submitted suggesting an alternate date/s.

RECOMMENDATION

That the 2024 Schedule of Council Meetings be adopted.

ATTACHMENTS

Nil

POLICY IMPACT

The schedule primarily follows Council's Code of Meeting Practice whereby Ordinary Meetings are held on the 4th Tuesday of each month unless the meetings conflict with other activities. Formal notification of each meeting will be made in accordance with Council's Code of Meeting Practice.

FINANCIAL IMPACT

There is no financial impact.

COMMUNITY IMPACT

There is no community impact.

Governance and Administration Matters - 24 October 2023

ITEM 7.6 **New model of engagement with NSW EPA about waste issues**

AUTHOR **City Future**

PURPOSE AND BACKGROUND

The purpose of this report is to update Council on the progress on discussions around waste management issues and to support Council's involvement in the proposed 'Greater Sydney Waste Leadership Forum'.

On 18 May 2023, the Mayor and CEO joined other Mayors and Executives from all 33 councils across the Sydney Metropolitan Area at a Sydney Mayoral Summit, hosted by Southern Sydney Regional Organisation of Councils (SSROC) on behalf of Resilient Sydney, which our council supports.

At the Summit, representatives from NSW EPA and Federal Government joined Sydney mayors to discuss the critical state of waste management and the dire lack of infrastructure to process NSW's waste.

At the July 2023 Council meeting the Mayor put forward a mayoral minute which resolved to work with other councils to reduce waste and to write to state and federal governments urging them to play their part. Further a briefing was conducted with Councillors in August 2023 on the waste landscape and the pressures on councils to resolve these.

In recognition of the waste issues facing Greater Sydney, it is proposed to build on existing relationships and reaffirm councils shared commitment to strengthening collaboration between Sydney councils and the NSW EPA by establishing a new partnership agreement – The Greater Sydney Waste Leadership Forum.

ISSUE

The NSW EPA have set Sydney Councils ambitious waste targets to meet by 2030, including reducing the total waste generated by 10% per person, along with an 80% recovery rate from all waste streams.

Despite much talk, generation of waste is not going down and landfills are expected to reach capacity by 2036. NSW governments have undertaken limited action over the past 20 years and as a result we are in a no better position to move into the future of a circular economy than we were 10 years ago.

We are not on track to meet these targets. The fact is that current processing capacity will not meet future demand, and improvements in domestic waste collection and recovery will be impossible without major changes.

Analysis of current waste data and forecasts shows that Sydney councils will not be able to meet NSW and Commonwealth targets through the existing waste management infrastructure.

We need to be proactive and collaborative with our neighbouring councils to ensure we have viable and sustainable pathways to deal with all our waste stream. The pathways need to be reliable and affordable.

RECOMMENDATION That -

1. Council endorses the CEO a seat at the Greater Sydney Waste Leadership Forum.
2. Council endorses the list of priority issues for the CEO to raise at the Forum.

ATTACHMENTS

Nil

POLICY IMPACT

The NSW EPA waste strategy – Waste and Sustainable Materials Strategy, has targets to reduce waste and maximise resource recovery. To meet these, we need to cut the rate of waste generation, have access to sufficient infrastructure for sorting and processing waste, ensure our own services are fit for purpose, and reduce carbon emissions as part of a circular economy approach. Actions to lead us in this direction are included in Councils’ operational and delivery plan.

FINANCIAL IMPACT

Due to the lack of firm strategic direction from State Government, local governments are now starting to venture into filling this gap to ensure we have some certainty about disposing of our community’s waste. However, this will lead to potential substantial investments by Council across several years.

The topics included for the Forum will address the lack of funding from state government for infrastructure, such community recycling facility, FOGO transfer station and lack of Sydney based FOGO processing facilities.

COMMUNITY IMPACT

The residents of our City generate approximately 150,000T of waste per year. Of this, approximately one third is recycled (yellow and green bin), and we send the remaining 100,000T (red bin and bulky waste) to landfill. With increasing population and consumerism, the total sent to landfill is expected to increase to over 150,000 tonnes from our City by 2033.

The community has responsibility to reduce their own waste generation. Programs to assist and educate the community are included in Councils Delivery and Operational Plans.

DETAILED INFORMATION

The last 20 years have seen significant positive change in the waste and resource recovery area. Recycling has been introduced for glass, hard plastics, paper, and cardboard. There are separate collections for mattresses, electronic waste, tyres, clothing, mobile phones, batteries, and chemicals. Landfills capture methane to generate energy. There will soon be collections for food waste and/or food and garden organics. In spite of councils' successes, waste processing and disposal have not kept pace with recent changes, yet the population is growing, and waste generation rates continue to increase. Most Sydney councils must pay to haul recyclable materials and waste far outside their local area, and new transfer capacity is difficult to secure due to cost and availability of appropriately zoned land.

If we want to reduce waste and maximise resource recovery, we need to cut the rate of waste generation, have access to sufficient infrastructure for sorting and processing waste, ensure our own services are fit for purpose, and reduce carbon emissions as part of a circular economy approach. This can only be achieved if all level of governments and industry work together.

Without firm policy and strategic direct from the government, industry will not commit to or invest in the infrastructure required to support our disposal and reuse of waste. This lack of certainty, it can be argued, has led to the near monopoly in the recycling industry in Sydney as well as the lack of built infrastructure and guaranteed end markets for recyclables.

Local Governments are increasingly being pushed into taking on greater responsibility and involvement for delivering effective waste management. Due to cost shifting and lack of action by successive state and federal governments they are being forced to take up the slack in areas we may not be best suited to, including developing infrastructure, and funding and supporting industry. Increasingly we are being called upon to act on a regional basis, and to increase collaboration with neighbouring Councils and local industries to ensure we can continue to service our community's waste needs.

To ensure waste issues remain firmly on the Governments radar; the General Mangers Committees from SSROC, NSROC, WSROC, Resilient Sydney, and The Parks have put forth a proposal to NSW EPA to form a Partnership Agreement called The Greater Sydney Waste Leadership Forum.

This partnership is proposed to build on existing relationships and reaffirm councils shared commitment to strengthening collaboration between Sydney councils and the NSW EPA. The purpose of the Forum is to activate and accelerate the delivery of priority projects, overcome barriers and support ongoing partnership activities. The Forum is a project delivery mechanism.

It is noted that an information sharing Forum may also need to be set up for representatives from ROCs and regional waste groups.

It is proposed to put forward the following list of issues that would benefit from the Forums action:

- FOGO - infrastructure needs, DCP controls and greater funding for implementation
- Disaster and Resilience preparation – emergency waste disposal site pre-approvals and Sydney-wide dashboard/ preparation planning interface development
- Community Recycling Facilities – planning pathways, land ownership and funding
- Illegal dumping programs – further funding and support

The Greater Sydney Waste Leadership Forum will agree on priorities and allocate responsibilities through annual work plans for delivery.

Governance and Administration Matters - 24 October 2023

ITEM 7.7 Unaudited 2022/23 Annual Financial Report

AUTHOR Corporate

PURPOSE AND BACKGROUND

In accordance with Section 413 of the Local Government Act (the Act) and Local Government (General) Regulation 2021, Council's 2022/23 Unaudited Annual Financial Reports are now completed and are referred for consideration under separate cover.

Once adopted, Council will be able to finalise the audit process which includes the receipt of the Auditor's Report.

Subject to their being no significant changes to Council's financial reports, a complete assessment of Councils' year-end result will be presented to the Council at its November 2023 Ordinary Meeting. Council's Auditor will also attend the November meeting to outline their opinion of the results.

ISSUE

In accordance with Section 413(1) of the Act, Council is required to prepare and refer its financial reports for audit.

Part of the process is that Council considers and resolves that the annual financial report has been prepared in accordance with the Local Government Act, Regulations and Code of Accounting Practice, and that the reports fairly present Council's operating result and financial position.

The process of accepting the financial reports includes the Mayor, Deputy Mayor, Chief Executive Officer and Responsible Accounting Officer declaring on behalf of Council that:

The annual financial reports have been prepared in accordance with:

- The Local Government Act 1993 (NSW) (as amended) and the Regulations made there under,
- The Australian Accounting Standards and other pronouncements of the Australian Accounting Standards Board,
- The Local Government Code of Accounting Practice and Financial Reporting.

To the best of our knowledge and belief, this Report:

- Presents fairly the Council's operating result and financial position for the year, and
- Accords with Council's accounting and other records.

The Mayor, Deputy Mayor, Chief Executive Officer and Responsible Accounting Officer also declare on behalf of Council that they are not aware of any matter that would render the Reports false or misleading in any way.

At the conclusion of the Audit, Council must:

- fix a date whereby it proposes to present its audited financial reports, together with the auditor's report to the public,
- give public notice of the date so fixed, and
- send a copy of the auditor's report on the council's financial reports, together with a copy of the council's audited financial report, to the Office of Local Government.

It should be noted that having regard to relevant guidelines and reporting requirements, Council has determined that it does not have any significant Business Activities to declare and report on in its financial reports.

It is anticipated that Council's audited financial report will be presented to Council at the November 2023 Ordinary Meeting.

Given that the financial reports are unaudited, they may be subject to change throughout the audit process, a summary of any variations required will be provided to Council when the audited financial reports are presented to Council at its November 2023 Ordinary Meeting, should the variations be material.

RECOMMENDATION That -

1. Council resolves that the attached 2022/23 Unaudited Annual Financial Reports, for the financial year ended 30 June 2023 have been prepared in accordance with the relevant sections and parts of the Local Government Act and Regulations and are submitted to Council for its consideration.
2. The Mayor, Deputy Mayor, Chief Executive Officer and Responsible Accounting Officer duly sign the Statement of Council's Unaudited Annual Financial Reports on behalf of the Council.
3. Subject to Items 1 and 2, the Statement and the 2022/23 Unaudited Annual Financial Report be referred to Council's Auditor in finalising the year-end audit process.
4. The Chief Executive Officer be authorised to set the date for the public meeting and give notice in accordance with the Local Government Act 1993.

ATTACHMENTS [Click here for attachment](#)

- A. Draft Unaudited Financial Statements 2022/23

POLICY IMPACT

Council has met all related legislative requirements as set out in the Local Government Act 1993, associated Regulations and Local Government Code of Accounting Practice and Financial Reporting.

FINANCIAL IMPACT

Notwithstanding any further adjustments that may be required as part of the audit process, the attached reports fairly present Council's operating result and financial position for the year and accord with relevant accounting records.

COMMUNITY IMPACT

The financial reports provide the community with an understanding of Council's financial performance and financial position as at 30 June 2023. A more complete assessment of Council's results will be provided, when the audit process is complete and presented to Council in November 2023.

8 SERVICE AND OPERATIONAL MATTERS

The following items are submitted for consideration -

- | | | |
|-----|--|-----|
| 8.1 | Calendar of City Events and Activations 2024 | 105 |
| 8.2 | Release of Drainage Easement at 1 Clapham Road, Regents Park | 113 |

Service and Operational Matters - 24 October 2023

ITEM 8.1 **Calendar of City Events and Activations 2024**

AUTHOR **City Future**

PURPOSE AND BACKGROUND

To present to Council and seek endorsement of the proposed calendar of City Events and Activations for the calendar year 2024.

ISSUE

The City of Canterbury Bankstown Council develops, designs, promotes and manages a number of major events and activations across the LGA each year. In addition to Council-run events, the City Events and Activations Team offer their support and expertise to other areas of Council to manage and run official ceremonies, including the opening of new facilities, as well as varying levels of engagement with other organisations running their own third-party events.

The following report identifies the proposed City Events and Activations schedule for the period 1 January to 31 December 2024.

RECOMMENDATION

That Council endorses the proposed calendar of City Events and Activations 2024 as outlined in this report.

ATTACHMENTS

Nil

POLICY IMPACT

The provision of the events program is consistent with the Canterbury Bankstown Community Strategic Plan, CBCity2028, which sets out the community's aspiration for events that celebrate and promote our local identity

FINANCIAL IMPACT

The proposed Events and Activations program is within the budget adopted by Council in the 2023/24 Operational Plan. For the six months from 1 July to 31 December there will be budget bids made as part of the budget process.

COMMUNITY IMPACT

Residents and visitors value the social and cultural elements of events including experiencing a variety of food and bringing people of different cultures together. The City Events and Activations calendar for 2024 provides for a range of events for greater community benefits for those who live in and visit our city.

DETAILED INFORMATION

The social and cultural importance of major events and activations

Major events play a significant role in the social and cultural development of the city. They bring people to the city, provide attractions for residents, and ensure that the city's name is profiled regionally, state-wide, and nationally.

Events are a tangible means of building community pride and a sense of connection to an area and its people. As a multicultural community, cultural celebrations of Ramadan, Bankstown Bites and Lunar New Year, for example, provide not only a time-specific impetus to visit, but an avenue for our residents to express themselves and their traditions. Events literally allow us to showcase who we are and what we stand for.

Residents are powerful advocates for the city and its events, sharing positive word of mouth recommendations to friends and family beyond the LGA and enhancing perceptions of the city. Through events, Canterbury Bankstown draws visitors from overseas and people living interstate and intrastate seeking to visit friends and relatives in the city.

Visitors want to experience uniquely local culture, local produce, and life as a local. They want to feel inspired by the places they visit and the people they meet and enrich their lives through experiences and learning. They are seeking immersive experiences that allow them to forge deeper connections to the people, traditions and customs of places they visit in ways that are meaningful and memorable. Events and Activations facilities this.

The economic impact of major events and activations

Canterbury Bankstown is the 8th largest economy in NSW with a gross regional product of \$15.8 billion. We have the second largest population in NSW, the second highest number of registered businesses in the State, and a night time economy which has been growing at a rate above Sydney, NSW, and a number of other cities since 2015. Events and activations are an important economic driver for our local economy.

The economic impact of events can be both immediate and longer lasting. In addition to providing an opportunity to increase the local spend of residents in their local community thereby supporting local business as opposed to spending elsewhere (economic containment), events and activations provide an attractive stimulus to visitors to come and support our economy. Intercept surveys at this year's Ramadan Nights, for example, revealed that 49% of all visitors were from outside of our LGA – from surrounding areas, Greater Sydney, NSW, Australia and around 7% from overseas. Therefore, nearly half of the 1.4 Million people who visited this event spent their money in CBCity as a direct consequence of staging the event.

Longer-term economic legacies can be further inferred from events as they help build the profile, image, brand and reputation of the city.

Council's events and activations for 2024

Council has committed to providing the community and visitors with the opportunity to experience and participate in a diverse range of vibrant and stimulating events and cultural activities through its Local Strategic Planning Statement, Delivery Program and Operational Plan. Following are the events and activations scheduled to be delivered in the 2024 calendar year.

Event Name	Description	Proposal dates for 2024	Budget *
Australia Day Pool Parties (Major Event)	To celebrate Australia Day, there will be four pool parties with BBQs and interactive activities across the three leisure and aquatic centres and Greenacre Splash: <ul style="list-style-type: none"> • Birrong • Revesby • Roselands • Greenacre Splash Park 	Friday 26 January, 10am – 4pm.	\$98,000
Bankstown Lunar New Year (Major Festival)	To celebrate Lunar New Year, this large-scale event will be held in Griffith Park with various stalls, lion dancing, live entertainment and activities for all to enjoy.	Saturday 3 February 4pm – 9pm.	\$63,500
Campsie Lantern Festival (Major Festival)	In conjunction with ending the Lunar New Year celebrations, this event will consist of food stalls, theming decor, lion dance, acoustic local performers, and entertainment and firecrackers to celebrate a Lantern Festival in Campsie	Saturday 24 February, 5pm – 9pm.	\$70,250
Ramadan Nights Lakemba (Signature Event)	During the Islamic holiday of Ramadan, Muslims fast from dawn to dusk. But once the sun sets, Iftar begins – where family and friends (local and visiting) gather to break their fast. This event has grown into the City of Canterbury Bankstown's largest drawcard, attracting over 1.4 Million visitors in 2023.	9 March – 8 April. The proposed plans for the 2024 Ramadan event will be subject to a separate Report to Council with recommended changes.	\$2,036,000 Approximately 50% of these costs are recovered through a NSW State grant of \$500,000, stallholder fees of \$420,000 and sponsorships of \$80,000.
Bankstown Bites (Major Festival)	Since 2005, Bankstown Bites has been one of CBCity's major food events open for all residents in the LGA and beyond. Held on the Olympic Parade the event features: <ul style="list-style-type: none"> • Celebrity chef cooking • A large variety of 30 food stalls. • Food tours • Entertainment and kids' activities. 	Saturday 27 July, 10am – 4pm.	\$80,000

	The event attracts food lovers, people from other LGA's, and local community to enjoy		
Annual Mayoral Sleepout (Civic)	Annual Mayoral Sleepout to raise funding for local initiatives. It is proposed that this new event will replace the Annual Mayoral Gala Ball from 2024 on.	August / September dates TBC	\$30,000
Autumn and Spring Activations (Activations)	These will include a mix of outdoor movies, markets and pop-up activations across the LGA.	Various parks, open spaces and town centres across the CBCity in May and November.	\$33,500
Christmas Tree Lighting and Activations (Activations)	<ul style="list-style-type: none"> • Christmas Lighting of the Tree and Christmas Village Markets at Bankstown • Christmas Village Markets at Campsie • Installations of five smaller trees at <ul style="list-style-type: none"> - Chester Hill - Earlwood - Greenacre - Revesby - Belmore • Christmas Lights Competition in December where residents in the LGA have the opportunity to showcase their dazzling lights for a chance to win prizes. 	5 December 2024 12 December 2024 Christmas Tree Lighting will be held as part of the Christmas Village Markets for the community to enjoy	\$184,750
Carols in the Park (Wiley) (Major Event)	A Carols event with live entertainment, food, a visit from Santa, and fireworks.	December 7 2024 dates 4 – 9pm	\$67,500
Capital Project Openings	Council will complete a number of projects where official ceremonies need to be managed by the City Events and Activation Team throughout the calendar year.	January to December 2024	\$80,000

* Budget figures are actual for 2023/24. 2024/25 Budget figures are expected to be comparable and will be determined through Council's annual budget process.

Events Partnerships Program

In addition to the above, CBCity opens up its Events Partnerships Program Grants in April/May of each year to support events for the following financial year. This initiative has a budget of \$50,000 and it is proposed to offer matching funding for third-party events which have the potential to grow into large events.

These events need to be free (or low cost) and accessible, be community driven one day or multi-day events, have broad public appeal, and feature various forms of entertainment, screenings, performances and stalls. Events should be located indoors or outdoors in town or village centres, or large public open spaces in the Canterbury Bankstown local government area.

The Events Partnerships Program provides match-funding, up to \$10,000 for festivals, fairs and the like that activate and promote the City and help to create memorable, engaging, and innovative experiences for both the local community and visitors; and \$15,000 for major City wide and milestone events that partner with Council. Additional matching funding may be only be considered for significant events with a state-wide or national coverage. Funding will only be available to those events that already attract 3,000+ attendees or (for new events) can attract a minimum of 3,000 attendees in year 1 and which then have the potential to grow and scale up into major initiatives.

In addition to funding, this Program allows Council to 'partner' with the organisation delivering the event to provide expert advice, supplier and contractor contacts, and marketing and promotional support. This additional support is negotiated with successful applicants and tailored to help ensure the success of the event. Council staff will not play an active role in the operations, administration or management of the event.

Applicants must also:

- Be either a legal entity with an ABN (not an individual or sole trader), NFP organisation, or community group registered in the Canterbury-Bankstown Local Government Area.
- Hold public liability insurances to a minimum cover of \$20M.
- Match Council's funding, up to 100% of the grant amount e.g. \$10,000 grant by Council = \$10,000 minimum value commitment in a combination of funds or in-kind.
- Demonstrate they can run, manage and administer the event to an agreed quality and budget
- Have acquitted all grants previously funded under the Council Grants Program.
- Include the formation of a working group or committee to oversee and manage the event.
- Provide paid invoices for all costs incurred post event to Council.

Ongoing review of events and activations

An essential element of the events and activations delivery process is to continually evaluate and innovate so that the optimum number and type of events are run across the LGA and continue to appeal to our residents and visitors. Individual assessments after each event, and of the program as a whole further ensures we remain current, offer value for money, and create the evidence base to build on what has been successful, including the attraction of further funding through sponsorships and grants.

Summary

Based on the above, the following list is the proposed City Events and Activations schedule for the period 1 January to 31 December 2024.

- Australia Day Pool Parties - Thursday 26 January
- Bankstown Lunar New Year - Saturday 3 February
- Sydney Symphony Orchestra - Saturday 17 February

- Campsie Lantern Festival - Saturday 24 February
- Ramadan Nights Lakemba - 9 March – 8 April.
- Events Partnerships Program Grant launch – April / May
- Autumn and Spring Activations, May and November
- Bankstown Bites - Saturday 27 July
- Annual Mayoral Sleepout - August
- Christmas Tree Lighting and Activations – December (date TBC)
- Carols in the Park (Wiley) – Dates TBC December
- Various Capital Project Openings held during the calendar year

ITEM 8.2 **Release of Drainage Easement at 1 Clapham Road, Regents Park**

AUTHOR **City Assets**

PURPOSE AND BACKGROUND

This report seeks Council's resolution for the Mayor and Chief Executive Officer to be authorised to sign documentation relating to the release of an existing drainage easement benefitting Council within Lot 1 DP 121979, No. 1 Clapham Road, Regents Park. This is to enable the effective widening of the existing drainage easement from 4.57 metres to 6.5 metres in order to satisfy conditions of a development consent for the redevelopment of the property.

ISSUE

On 27 June, 2017, Council approved development application No. DA-992/ 2017 which sought consent for works described as "Demolition of the existing site structures (except for 3 storage bins and the weigh bridges) and the construction of a new light industrial building for the manufacture and sale of metal flashings, ancillary use for landscaping and material supplies, the construction of a free standing pylon sign and additional signage".

The site is affected by a drainage easement 4.57 metres wide in favour of Council and condition No, 58(b) of the development consent required the easement width to be increased to 6.5 metres. The condition reads as follows:

- b) The developer must create an easement to drain water 6.5 m wide in favour of Council centrally over the existing stormwater pipes within the site, under the relevant provisions of the Conveyancing Act.

The proponent has now applied to register the wider easement. The process involves the simultaneous release of the existing easement and the creation of the new 6.5 metre wide easement. Typically, release of drainage easements occurs through Section 88B of the Conveyancing Act 1919 and is endorsed by Council's authorised officers under delegation. However, the release of drainage easements which benefit Council is not a matter that can be delegated to authorised officers. Hence, a resolution of Council is required for the release of the existing easement.

RECOMMENDATION That -

1. Council consents to the extinguishment of the drainage easement located at 1 Clapham Road, Regents Park on the terms outlined in the report.
2. The Mayor and Chief Executive Officer be authorised to sign all necessary documentation for LTD-17/2023 relating to the release of the existing drainage easement under the common seal of Council.

ATTACHMENTS

[Click here for attachment](#)

- A. Extract of survey plan showing existing and proposed easement boundaries

POLICY IMPACT

This matter has no policy implications.

FINANCIAL IMPACT

This matter has no financial implications.

COMMUNITY IMPACT

This matter does not impact our community.

DETAILED INFORMATION

The process for the release or registration of easements where Council's endorsement is required is through Land Title Dealing applications (LTD's). In accordance with the conditions of the development consent, the proponent is requesting that Council endorse the section 88B instrument for the widening of the existing easement and this is being managed under Land Title Dealing application number LTD-17/ 2023. As Council is the prescribed authority which benefits from the existing easement, Council must resolve to release the existing easement. The new 6.5 metre wide easement will be created at the same time that the existing one is released, so Council's interests remain protected.

Council's Development Engineers have reviewed the application to release the existing easement and register the new easement and are satisfied with the works that have occurred on site and support the application. Likewise, Council's Development Unit also supports the application.

9 COMMITTEE REPORTS

The following items are submitted for consideration -

9.1	Minutes of the Universal Access Advisory Committee meeting held on 6 September 2023	119
9.2	Minutes of the Community Safety Advisory Committee meeting held on 14 September 2023	121
9.3	Minutes of the Traffic Committee Meeting held on 10 October 2023	123
9.4	Minutes of the Audit Risk and Improvement Committee Meeting held 17 October 2023	125

Committee Reports - 24 October 2023

ITEM 9.1 **Minutes of the Universal Access Advisory Committee meeting held on 6 September 2023**

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 are attached.

ISSUE

Endorsement of the Universal Access Advisory Committee minutes.

RECOMMENDATION

That the minutes of the Universal Access Advisory Committee meeting held on 6 September 2023 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Universal Access Advisory Committee meeting held on 6 September 2023

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 - 24 October 2023

ITEM 9.2 **Minutes of the Community Safety Advisory Committee meeting held on 14 September 2023**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

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

The minutes of the Community Safety Advisory Committee meeting are attached.

ISSUE

Endorsement of the Community Safety Advisory Committee minutes.

RECOMMENDATION

That the minutes of the Community Safety Advisory Committee meeting held on 14 September 2023 be endorsed.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Community Safety Advisory Committee meeting held on 14 September 2023

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 - 24 October 2023

ITEM 9.3 **Minutes of the Traffic Committee Meeting held on 10 October 2023**

AUTHOR **City Assets**

PURPOSE AND BACKGROUND

Attached are the minutes of the Canterbury Bankstown Council Local Traffic Committee meeting held on 10 October 2023.

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 10 October 2023, be adopted.

ATTACHMENTS [Click here for attachment](#)

A. Traffic Committee Minutes - 10 October 2023

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 - 24 October 2023

ITEM 9.4 **Minutes of the Audit Risk and Improvement Committee Meeting held 17 October 2023**

AUTHOR **Corporate**

PURPOSE AND BACKGROUND

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

The purpose of this report is to consider the minutes of the meeting of the ARIC held on 17 October 2023. Matters arising from the meeting that may be of particular interest to Council include:

- **Item 5.1** – The Committee has completed its review of the Draft Financial Statements for the period ended 30 June 2023; and
- **Item 5.5** – The Committee has endorsed the 2023-24 Annual Internal Audit Plan. This represents year 3 of the strategic internal audit plan, with minor adjustments. This Plan is now referred to Council for approval.

ISSUE

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

RECOMMENDATION That

1. The recommendations contained within the minutes of the Audit Risk and Improvement Committee meeting held on 17 October 2023, be adopted; and
2. Council approves the Annual Internal Audit Plan for 2023-24.

ATTACHMENTS [Click here for attachments](#)

- A. Minutes of the Audit Risk and Improvement Committee meeting held 17 October 2023
- B. CBC Annual Internal Audit Plan | 2023 - 2024

POLICY IMPACT

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

FINANCIAL IMPACT

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

COMMUNITY IMPACT

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

10 NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

The following items are submitted for consideration -

10.1 Status of Previous Notices of Motion - October 2023	129
10.2 Supporting peace in Gaza and Palestine - Councillor Karl Saleh OAM	131
10.3 Rare Disease Day - Councillor Linda Downey	133
10.4 Max Garthe Recognition - Councillor Linda Downey	135
10.5 New life for old Hospital - Councillor Rachelle Harika	137
10.6 UWS Milperra Site - Councillor Charbel Abouraad	139
10.7 Christmas Decorations - Councillor Barbara Coorey	141
10.8 Facilitation of Council Meetings in Canterbury and Roselands Ward - Councillor Barbara Coorey	143

Notice of Motions & Questions With Notice - 24 October 2023

ITEM 10.1 **Status of Previous Notices of Motion - October 2023**

AUTHOR **Corporate**

ISSUE

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

RECOMMENDATION

That the information be noted.

ATTACHMENTS [Click here for attachments](#)

- A. Notice of Motion Status - October 2023 Report
- B. Incoming Correspondence Relating to NoM Resolutions
- C. Outgoing Correspondence relating to NOMs

Notice of Motions & Questions With Notice - 24 October 2023

ITEM 10.2 Supporting peace in Gaza and Palestine

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

“That Council:

1. Raise the Palestinian flag in support of the Palestinian people at both Bankstown’s Paul Keating Park and Campsie Administration building until a cease fire is declared in the current humanitarian disaster unfolding in Gaza;
2. Dedicate a space near Paul Keating Park for all the community to lay wreaths and flowers for innocent lives lost;
3. Protects and supports the democratic rights of the community to gather peacefully in Council public parks to demonstrate their views in support of the Palestinian people;
4. Call on the Australian Government to work quickly with the international community to end the humanitarian disaster unfolding in Gaza and its nearly one million Palestinian children and to restore access to food, electricity, water, fuel and medicine for around 2 million Palestinian civilians living in Gaza.”

FINANCIAL IMPACT

I anticipate nominal costs to raise the flags and make a safe space for flowers.

CHIEF EXECUTIVE OFFICER'S COMMENT

Staff are able to source flags at no cost and there are no associated costs with flag raising and writing to the Australian Government. A small section of tiered seating next to the stairs in Paul Keating Park close to the flag poles is a suitable space for flowers and wreaths where they can be observed and managed by on site staff. Finally, any park usage will require normal safety, insurance and booking requirements to be met.

Notice of Motions & Questions With Notice - 24 October 2023

ITEM 10.3 Rare Disease Day

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

“That Council supports and highlights Rare Diseases Day on 29th February 2024 through Council’s website and social media platforms.”

BACKGROUND

In 2024, Rare Disease Day will be marked on 29th February. Rare Disease Day is the globally coordinated movement for rare diseases, working towards equity in social opportunity, healthcare, and access to diagnosis and therapies for people living with a rare disease.

The campaign is organised globally by EURORDIS – Rare Diseases Europe, Rare Diseases International and 68 national alliances.

Having a rare disease which can often be difficult to diagnose in the first instance, and where treatments are often rare or very expensive because too few people need them, drug companies are unable to allocate research resources to finding a cure or treatment. An estimated two million Australians live with a rare disease, and it is prominently cited that there are more than 7,000 different rare diseases.

Council has long assisted our residents in supporting various good causes and has participated in similar activities in the past. One of our mayoral dinners once supported the Steve Waugh charity that focussed on assisting people with rare conditions.

By our community supporting this event our residents can be encouraged by this small gesture of support.

FINANCIAL IMPACT

There is no financial impact for this motion.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written. Council’s existing website and social media platforms can be used.

Notice of Motions & Questions With Notice - 24 October 2023

ITEM 10.4 Max Garthe Recognition

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

“That Council acknowledges retiring local jeweller Max Garthe for his outstanding contribution to the community over 72 years by awarding him a Mayoral Certificate of Recognition.”

BACKGROUND

Revesby Jeweller, Max Garthe, is a living example of a man who not only loves the community but has dedicated most of his life to it.

The 87-year-old has decided to call it a day and close the doors of his family business _ a business which has been run by his late wife Joan, his daughter Janette, son Warren and grand-daughter Rachel.

Max has been working as a jeweller since the age of 15, learning his craft at TAFE and later with Angus and Coote. In 1972, he opened his first store at Padstow which was run by his wife, and then in 1976, opened a second store at Revesby.

In 1991, Max’s life was turned upside down when robbers struck at the Revesby store. His wife was tied up and locked in a cabinet while the thieves ransacked the place. But the true extent of the crime wasn’t known until weeks later when it was discovered Joan had sustained a blow which would result in her death.

Over the years, he has brought joy to many couples, designing and selling hundreds of engagement and wedding rings. And for those wanting repairs to clocks and watches, he was always there for some “timely” advice.

To Max, and his family, I say thank you for your years of service to our community, and I have no hesitation in recommending you for a Mayoral Certificate of Recognition.

And, according to Max’s daughter, he will be taking it easy tending to some gardening and fixing the odd clock or two. The store will stay open until Christmas and there will be a closing down sale of all stock.

FINANCIAL IMPACT

There are no financial implications of the motion as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

The motion as written presents no financial impact for Council.

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ITEM 10.5 New life for old Hospital

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

“That Council writes to the NSW Health Minister, The Hon Ryan Park MP, urging him to investigate the feasibility of repurposing the existing Bankstown-Lidcombe Hospital and establishing a women’s hospital, like the Royal Hospital for Women, along with other specialised health services and research facilities on the site.”

BACKGROUND

The mayoral minute thanking the NSW Government for their investment in health in our city is to be applauded. And the NSW budget commitment to build a new \$1.3billion Bankstown-Lidcombe hospital, not on the same site, begs the question: what great outcomes could there be for the current hospital site?

With a growing population and thousands more homes expected to be built in our City, the opportunity to retain the health related services on the existing hospital, by repurposing it into a specialist health and research hub is an outstanding investment opportunity for our city.

There is a great opportunity to focus on establishing a Women’s Hospital, specialising in breast care, gynaecology, maternity, newborn intensive care and reproductive medicine for the entire region.

The Royal Hospital for Women at Randwick was born back in 1820 and has evolved into one of Australia’s most prestigious hospitals. It shares a campus with the Sydney Children’s and the Prince of Wales Hospitals.

In July this year, in a milestone for the Hospital, the first woman to receive a uterus transplant in Australia fell pregnant, just three months after undergoing the procedure.

What a great story and an example of what can be achieved when we invest in health

Let’s not just dream about what is possible, but let’s action it today, so our dream will become reality.

FINANCIAL IMPACT

There are no financial impacts of the motion as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There are no financial impacts of the motion as written.

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ITEM 10.6 UWS Milperra Site

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

“That Council write to the NSW Education Minister The Hon. Prue Car, seeking that the Minister follow through on her previous support for the development of a future state of the art secondary school on the former UWS Milperra site.”

BACKGROUND

It has been encouraging to see the new WSU Campus open its doors in Bankstown and the flow of students bring the streets to life. This is a demonstration of the importance of educational institutions to an area. What is less encouraging is the conversion of valuable educational land into housing at the former campus at 2 Bullecourt Avenue, Milperra.

This Council has already recognised the importance of this site and the potential for it to continue to deliver much needed educational facilities to the community through the passing of several resolutions in March 2019, December 2019, October 2020, May 2020, July 2020, March 2022 and June 2022.

When the current Education Minister Prue Car, was in opposition she clearly supported Council’s position stating on Social Media “any new development of the Western Sydney University campus at Milperra must include a new High School. Time to get it right for once”. I have to agree that it is time to get it right and time for the Education Minister to follow through on her statement.

We have one last chance to establish a new state of the art high school without having to acquire residential, open space or commercial land and this opportunity should not be lost.

FINANCIAL IMPACT

There is no financial impact of the motion as written.

CHIEF EXECUTIVE OFFICER'S COMMENT

There is no financial impact of the motion as written.

Notice of Motions & Questions With Notice - 24 October 2023

ITEM 10.7 Christmas Decorations

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

“That Council:

- a) Places Christmas Trees in Belmore, Campsie, Belfield, Earlwood and Croydon Park shopping centres for the Christmas period 2023.

- b) Supports the shop keepers by placing Christmas decorations in the shopping centres (as indicated in paragraph 1a) above) to support the festive and religious season.”

BACKGROUND

No background provided.

FINANCIAL IMPACT

No financial impact provided.

CHIEF EXECUTIVE OFFICER'S COMMENT

Council should note that there is no available funding within Council’s current adopted operational plan to accommodate this motion.

Whilst a more detailed assessment is required to accurately determine the legal, strategic, financial and policy implications associated with the proposed motion, it is estimated that a minimum of \$20,000 (and up to \$40,000) would be required to implement a basic setup in a single town centre. Given that Belmore is already proposed by Council this would indicate a range of \$80,000 - \$160,000 to implement this motion.

Ordinarily, decisions to vary Council’s Operational Plan and its Budget are carried out each quarter, with the next review – being Council’s September 2023 quarterly review process - to be tabled at Council’s November 2023 Ordinary Meeting.

That said, Council has the option to either:

- approve the motion and required funding this evening and subsequently determine what adjustments/cuts are made to the budget to accommodate the motion, when subsequently reviewing its operational plan and budget in November 2023; or
- defer the matter for consideration as part of the upcoming quarterly review process in November 2023; or
- not proceed with the motion.

Notice of Motions & Questions With Notice - 24 October 2023

ITEM 10.8 Facilitation of Council Meetings in Canterbury and Roselands Ward

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

“That Council facilitates Council Meetings in local halls throughout each Ward commencing with Canterbury and Roselands Wards for at least 5 council meetings commencing in February 2024.”

BACKGROUND

When the merger of Canterbury Bankstown Councils took place in May 2016 (against the wishes of the majority of residents) Council meetings were evenly split between Campsie Chambers and Bankstown Chambers.

This was under the leadership of the Administration of Mr Richard Colley (a former GM of Bankstown Council.)

This allowed residents of both former LGAs to attend Council Meetings.

When the new Council was elected in September 2017 a decision was made to no longer have meetings at the former Canterbury Council Chambers making it very difficult for residents of the Eastern side of the new LGA to attend Bankstown Chambers with reports of travelling 40 Minutes plus to get to Bankstown from the eastern side.

Numerous requests have been made to revitalize the Campsie Chambers to allow for Monthly Council Meetings which have met with no success or support from the Labor backed Council.

Millions of dollars have been spent on the Council Administration building in Rickard Road since the merger has taken place with very little funds spent on the Campsie Chambers. The monies spent are found in the various budget and financial statements produced each year since 2016.

A gesture of goodwill would be now to have the meetings at local community halls in the Eastern side to encourage access and equity for the residents whilst the meetings at the former Canterbury Chambers is still a live issue.

This is a similar concept that was undertaken by previous State governments in having Cabinet meetings in regional areas.

FINANCIAL IMPACT

No financial impact provided.

CHIEF EXECUTIVE OFFICER'S COMMENT

Council should note that there is no available funding within Council's current adopted operational plan to accommodate this motion.

Whilst a more detailed assessment is required to accurately determine the legal, strategic, financial and policy implications associated with the proposed motion, it is estimated that at least \$100K would be required to implement the proposed motion (accounting for technology outsourcing, staffing and security).

Ordinarily, decisions to vary Council's Operational Plan and its Budget are carried out each quarter, with the next review – being Council's September 2023 quarterly review process - to be tabled at Council's November 2023 Ordinary Meeting.

That said, Council has the option to either:

- approve the motion and required funding this evening and subsequently determine what adjustments/cuts are made to the budget to accommodate the motion, when subsequently reviewing its operational plan and budget in November 2023; or
- defer the matter for consideration as part of the upcoming quarterly review process in November 2023; or
- not proceed with the motion.

11 CONFIDENTIAL SESSION

11.1 T69-23 Padstow Park Amenities Building

11.2 Anchor Organisation for First Nations Cultural Hub and Resource Centre Trial

11.3 Chief Executive Officer Performance Review

Chief Executive Officer's Statement

Confidentiality

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

CONFIDENTIAL SESSION

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

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

RECOMMENDATION

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

Item 11.1 T69-23 Padstow Park Amenities Building

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

Item 11.2 Anchor Organisation for First Nations Cultural Hub and Resource Centre Trial

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

Item 11.3 Chief Executive Officer 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.