

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 26 JULY 2022**

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

**APOLOGIES:** Councillor Waiba

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**HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.45PM.**

**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.

CLR SALEH ARRIVED AT THE MEETING AT 6.46PM.

**SECTION 1: CONFIRMATION OF MINUTES**

**(142)**

**CLR. ABOURAAD:/CLR. HARIKA**

RESOLVED that the minutes of the Ordinary Council Meeting held on 23 June 2022 be adopted.

- CARRIED

**SECTION 2: LEAVE OF ABSENCE**

**(143)**

**CLR. EL-HAYEK:/CLR. SALEH**

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

- CARRIED

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

Nil

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**SECTION 4: MAYORAL MINUTES**

**ITEM 4.1 SBS CAMPAIGN**

CLR RAFFEN TEMPORARILY VACATED THE CHAMBER AT 6.50PM AND RETURNED TO THE MEETING AT 6.52PM.

CLR COOREY TEMPORARILY VACATED THE CHAMBER AT 7.00PM.

**(144) CLR. ASFOUR**

RESOLVED that

1. Council updates the SBS proposal we shared with the previous Federal Government.
2. Council identify any other suitable sites it can propose, that it identifies any major city partners, like Vicinity, which may have something to offer our bid, and that we continue to both publicly promote our bid and ensure that, together with Community Partners and industry experts, actively engage with the Federal Government so we can ensure SBS is relocated to our multicultural heartland.

- CARRIED

**ITEM 4.2 WAIVING SPORTING FEES**

CLR COOREY RETURNED TO THE MEETING AT 7.02PM.

**(145) CLR. ASFOUR**

RESOLVED that

1. Council waive the fees for winter sports which were affected by the weather for a period of two months.
2. Council offer a range of complimentary passes to affected members at outdoor sporting venues, like golf courses, that were impacted by the weather but not eligible for the fee waiver.
3. The cost to Council for this support is estimated to be up to \$100,000 which will be considered as part of Council's quarterly review process.

- CARRIED

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**ITEM 4.3**                      **FORMER JAPANESE PRIME MINISTER SHINZO ABE CONDOLENCE**  
**(146)**                        **CLR. ASFOUR**

RESOLVED that Council write to the Mayor of Suita City, Keiji Goto and the Japanese Consul-General, Mr Kiya Masahiko, on behalf of our City and offer our deepest condolences on the passing of Shinzo Abe.

- CARRIED

**ITEM 4.4**                      **LOCAL COMMUNITY BASED DONATIONS**  
**(147)**                        **CLR. ASFOUR**

RESOLVED that

1. Council support a fee waiver of \$688 for the Bankstown Women's Health Centre.
2. Council support a fee waiver of \$360 for the Bankstown Lions Football Club.
3. Council support a fee waiver of \$285 for the North Bankstown Soccer Club.
4. These funds be made available from the Community Grants and Event Sponsorship Program Budget.

- CARRIED

**SECTION 5:                      PLANNING MATTERS**

**ITEM 5.1**                      **OUTCOME OF EXHIBITION - PLANNING PROPOSAL FOR 34 ALLAN AVENUE AND**  
**(148)**                        **BENDA STREET RESERVE IN BELMORE**  
**CLR. DOWNEY:/CLR. ABOURAAD**

RESOLVED that

1. Council note the findings of the exhibition, issues raised by the public submissions and Council's response to the submissions.
2. Council adopt the exhibited Planning Proposal as shown in Attachment A.

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3. Council exercise local plan-making authority functions under the Gateway Determination to finalise this Planning Proposal and advise all respondents of its decision.

- CARRIED

**For:-** Clrs Asfour, Abouraad, Akter, Cahill, Downey, El-Hayek, Harika, Ishac, Nguyen, Raffan, Saleh, Walsh and Zakhia

**Against:-** Clr Coorey

**SECTION 6: POLICY MATTERS**

Nil

**SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS**

**ITEM 7.1 CASH AND INVESTMENT REPORT AS AT 30 JUNE 2022**

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

RESOLVED that

1. The Cash and Investment Report as at 30 June 2022 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

**ITEM 7.2 DISCLOSURE OF INTEREST RETURNS**

**(150) CLR. ISHAC:/CLR. ABOURAAD**

RESOLVED that the tabling of the Disclosure of Interest Returns be noted.

- CARRIED

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**ITEM 7.3**  
**(151)**                      **PROPOSAL TO DE-AMALGAMATE**  
**CLR. DOWNEY;/CLR. SALEH**

RESOLVED that

1. Council prepare and submit a Business Case to the Minister for Local Government to restore the former Canterbury City Council and Bankstown City Council to their pre-amalgamation status and boundaries by de-amalgamating the current Canterbury Bankstown Council and that the NSW Government fund both the upfront and ongoing/recurrent costs of such a de-amalgamation.
2. The Business Case be reported back at or before Council's September Ordinary Meeting 2022.
3. The de-amalgamation be in place for the next Local Government Ordinary Election, due in September 2024.
4. The Business Case is to include that Council and Councillors oversee the transition process and that no Administrator be appointed to govern the City.

- CARRIED

CLR ISHAC TEMPORARILY VACATED THE CHAMBER AT 7.40PM AND RETURNED TO THE MEETING AT 7.41PM.

**SECTION 8:                      SERVICE AND OPERATIONAL MATTERS**

**ITEM 8.1**  
**(152)**                      **E-SCOOTERS**  
**CLR. WALSH;/CLR. DOWNEY**

RESOLVED that Council monitor the implementation of the NSW Government's E-Scooter trial and use the outcomes of the trial to help inform Council's strategic transport planning, including future E-Scooter use in Canterbury-Bankstown.

- CARRIED

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**SECTION 9: COMMITTEE REPORTS**

**(153) CLR. HARIKA:/CLR. NGUYEN**

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 AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING HELD 29 JUNE 2022**

**(154) CLR. HARIKA:/CLR. NGUYEN**

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

- CARRIED

**ITEM 9.2 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 12 JULY 2022**

**(155) CLR. HARIKA:/CLR. NGUYEN**

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 12 July 2022, be adopted.

- CARRIED

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

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

RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts all the recommendations of the Notice of Motions and Questions with Notice with the exception of Items 10.2, 10.3, 10.4, 10.5, 10.6 and 10.7.

- CARRIED

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**ITEM 10.1                      STATUS OF PREVIOUS NOTICES OF MOTION**

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

RESOLVED that the information be noted.

- CARRIED

**ITEM 10.2                      ENDING STRATA-INITIATED BANKRUPTCIES**

**(158)                      CLR. RAFFAN:/CLR. HARIKA**

RESOLVED that Council

1. Lends its voice to support elderly Earlwood couple, Nitsa and Spiros Tzavellas, as they fight bankruptcy and being thrown out of their family home of 50 years.
2. Write to the NSW Minister for Fair Trading to review their case and to examine implementing law reforms to protect elderly pensioners and others from strata-initiated bankruptcies.

- CARRIED

**ITEM 10.3                      COOKS RIVER UPPER HOUSE INQUIRY - FIX THE SHEET METAL PILING**

**(159)                      CLR. RAFFAN:/CLR. EL-HAYEK**

RESOLVED that Council

1. Writes to The Hon. Mark Buttigeig MLC seeking his support to instigate an Upper House Inquiry to help identify the NSW Government Department responsible for the maintenance and management of the Cooks River Catchment and sheet metal piling, and;
2. Writes to all NSW MPs in the river catchment area, urging them to support the Upper House Inquiry which is in the best interests of their communities and for the long-term health of the Cooks River.

- CARRIED

CLR HARIKA TEMPORARILY VACATED THE CHAMBER AT 7.52PM AND RETURNED TO THE MEETING AT 7.54PM.

CLR AKTER TEMPORARILY VACATED THE CHAMBER AT 7.53PM AND RETURNED TO THE MEETING AT 7.56PM.

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**ITEM 10.4                      BANKSTOWN AND CANTERBURY STATE EMERGENCY SERVICES UNITS**

CLR COOREY TEMPORARILY VACATED THE CHAMBER AT 7.57PM AND RETURNED TO THE MEETING AT 8.01PM.

**(160)                      CLR. EL-HAYEK:/CLR. DOWNEY**

RESOLVED that Council

1.     Host a “Mayor’s Thank You BBQ” for our local Bankstown and Canterbury State Emergency Services units in recognition of their dedication and outstanding efforts following several major storm related events in recent months, and for their ongoing work in our community.
2.     Write to the NSW Minister for Emergency Services and Resilience, The Hon. Steph Cooke MP to initiate a recruitment campaign for more State Emergency Services personnel, and to ensure they are properly funded and resourced. This call to action is to bolster low numbers and to address the impacts of climate change both now and into the future.

- CARRIED

**ITEM 10.5                      INCLUSIVE CRICKET**

**(161)                      CLR. DOWNEY:/CLR. WALSH**

RESOLVED that Council acknowledges the quiet achievers in our community, in particular the Primary Club of Australia, for their contribution and support of the Recreation, Sports and Aquatics Club’s (RSAC) inclusive cricket program for people with disabilities.

- CARRIED

**ITEM 10.6                      MENAI SCHOOL BUS**

**(162)                      CLR. DOWNEY:/CLR. WALSH**

RESOLVED that Council writes to the NSW Minister for Education, The Hon. Sarah Mitchell MLC and the NSW Transport Minister, The Hon. David Elliott MP, calling on them to stop putting school children’s lives at risk and honour a promise to provide students with a direct bus service from Padstow North and Padstow Heights to Menai High School.

- CARRIED

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**ITEM 10.7                      CONDOLENCE - MURRAY KITTINGHAM**

**(163)                      CLR. DOWNEY:/CLR. WALSH**

RESOLVED that Council acknowledges the outstanding contribution to the community of one of our local educators, Murray Kitteringham, the former principal of Sir Joseph Banks High School, who passed away suddenly last month.

- CARRIED

**ITEM 10.8                      COMMUNITY BUS INVESTIGATION**

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

RESOLVED that Council investigates the feasibility and costs associated with operating a community bus service, or services, across our City.

- CARRIED

**ITEM 10.9                      BANKSTOWN WOMEN'S HEALTH CENTRE DOMESTIC VIOLENCE CAMPAIGN**

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

RESOLVED that Council

1.     Acknowledges the Bankstown Women's Health Centre for the outstanding work they do in our community, in particular the work they do in raising awareness about domestic violence against women.
2.     Promote our latest video campaign, 'Let's Talk' on our social and digital media platforms.

- CARRIED

**ITEM 10.10                      FEDERAL RACE DISCRIMINATION COMMISSIONER'S ANTI-RACISM CAMPAIGN**

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

RESOLVED that Council

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1. Reinforces its strong stance against racism by supporting the Federal Race Discrimination Commissioner's latest anti-racism campaign by encouraging youth groups, or community organisations to record anti-racism messaging. It is envisaged that the slickly produced material will be potentially distributed throughout the community, schools and on social and digital media platforms.
2. Makes available our new recording facility, StudioVenture, at no cost, for a one-week period and subject to availability, to enable them to record these messages.

- CARRIED

**SECTION 11: CONFIDENTIAL SESSION**

**(167) CLR. EL-HAYEK:/CLR. DOWNEY**

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

Item 11.1 Proposed Acquisition of Property in Canterbury

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

- CARRIED

**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 8.08PM AND  
REVERTED BACK TO OPEN COUNCIL AT 8.13PM.**

**ITEM 11.1 PROPOSED ACQUISITION OF PROPERTY IN CANTERBURY**

**(168) CLR. COOREY:/CLR. EL-HAYEK**

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

- CARRIED

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**THE MEETING CLOSED AT 8.15PM.**

Minutes confirmed 23 AUGUST 2022

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Mayor