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## Minutes of the Council Meeting 3 July 2019

Meeting commenced at 6:30pm

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### Present:

Greg Cummings (Mayor)	Councillor
Glenn Elmore (Deputy Mayor)	Councillor
Ned Attie	Councillor
George Campbell	Councillor
Steve Christou	Councillor
Ola Hamed	Councillor
Kun Huang	Councillor
Lisa Lake	Councillor
Joseph Rahme	Councillor (arrived 6:37pm)
Suman Saha	Councillor
Michael Zaiter	Councillor
Tom Zreika	Councillor
Hamish McNulty	General Manager
Melissa Attia	Director People & Performance
Daniel Cavallo	Director Environment & Planning
Brooke Endycott	Director Community Development
Peter Fitzgerald	Director Works & Infrastructure
Richard Sheridan	Director Finance & Governance

### Also Present:

Charlie Ayoub	Executive Manager Corporate Services
Carol Karaki	Governance Coordinator
Laith Jammal	Governance Administration Officer

### Opening Prayer

The opening prayer was read by Father Peter Blayney from Guildford Catholic Church.

### Acknowledgement of Country

The Mayor, Councillor Cummings opened the Meeting with the following Acknowledgement of Country:

*"I would like to acknowledge the traditional owners of this land – the Darug People, and pay my respects to their elders past, present and emerging."*

### National Anthem

At this point in the meeting the Mayor, Councillor Cummings asked all of those in attendance to stand for the playing of the Australian National Anthem.

### **Notice of Live Streaming of Council Meeting**

The General Manager, Hamish McNulty advised that the Council meeting was being streamed live on Council's website and members of the public must ensure their speech to the Council is respectful and use appropriate language.

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### **Min.571 Apologies/Leave of Absence**

**Note:** Councillor Sarkis was noted as an apology, as Leave of Absence was granted at the Ordinary Council Meeting held on 19 June 2019.

### **Resolved (Attie/Huang)**

That the apology tendered on behalf of Councillor Garrard be accepted.

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### **Declarations of Pecuniary & Non Pecuniary Conflicts of Interest**

There were no declarations of interest.

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### **Confirmation of Minutes**

**Min.572 C07/19-121 Minutes of the Ordinary Meeting of Council - 19 June 2019**

### **Resolved (Christou/Campbell)**

That Council confirm the minutes of the Ordinary Meeting of Council held on 19 June 2019.

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**Min.573 MM07/19-7 Mayoral Minute – NSW Local Government Excellence Awards**

### **Resolved (Cummings)**

That Council congratulate all staff that contributed to the projects submitted in the NSW Local Government Excellence Awards and those that participated in Australasian Management Challenge in 2019.

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**Min.574 MM07/19-8 Mayoral Minute – Healthy Kids Pitch Winners 2019**

### **Resolved (Cummings)**

That Council note and congratulate the winning schools of the 2019 Healthy Kids Pitch.

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**Public Forum:****Speakers on Items on the Council Meeting Agenda**

<b>Speaker</b>	<b>Item #</b>	<b>Suburb</b>
Mr Stephen Earp	C07/19-130 - Planning Proposal - 2 Percy Street, Auburn	Thornleigh
Ms Hulya Uzum	C07/19-130 - Planning Proposal - 2 Percy Street, Auburn	Granville

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**Min.575 Suspension of Standing Orders****Resolved (Attie/Saha)**

That in accordance with Clause 1.6(2) of the Code of Meeting Practice, Council suspend standing orders to allow Item C07/19-130 to be brought forward for the consideration of Council.

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**Min.576 C07/19-130 Planning Proposal - 2 Percy Street, Auburn****Resolved (Hamed/Zreika)**

That Council progress the planning proposal to public exhibition, having addressed the conditions of the Gateway Determination and feedback sought from the transport agencies in accordance with Council's resolution.

A division was called, the result of the division required in accordance with Council's Code of Meeting Practice is as follows:

Councillor(s) For the Motion: Attie, Campbell, Christou, Cummings, Elmore, Hamed, Huang, Lake, Rahme, Saha, Zaiter and Zreika.

Councillor(s) Against the Motion: Nil

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**Min.577 Items by Exception****Resolved (Saha/Christou)**

At this time of the meeting, all items on the agenda not called for discussion were moved collectively, as shown:

That item numbers C07/19-122, C07/19-124, C07/19-126, C07/19-127, C07/19-128, C07/19-133, C07/19-134 and C07/19-135 be moved in bulk.

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**Min.578            C07/19-122 Legal Report**

**Resolved (Saha/Christou)**

That Council receive this report.

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**Min.579            C07/19-124 Councillor Vacancy in Office - Greystanes Ward**

**Resolved (Saha/Christou)**

That Council write to the Minister for Local Government and seek an order to not fill the vacancy created by Cr Grove, and therefore dispense with the requirement of conducting a by-election, in accordance with s.294(2) of the *Local Government Act 1993*.

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**Min.580            C07/19-126 Adoption of Emergency Relief Fund Guidelines and Community Grants and Donations Policy - Post Exhibition**

**Resolved (Saha/Christou)**

That Council adopt the *Emergency Relief Guidelines and Community Grants and Donations Policy* as outlined in Attachments 1 and 2 of this report.

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**Min.581            C07/19-127 Draft Cumberland Community Facilities Strategy 2019 – 2029**

**Resolved (Saha/Christou)**

That Council place the *Draft Cumberland Community Facilities Strategy 2019 - 2029* on public exhibition for a period of 28 days, with a report to be provided back to Council following the conclusion of the exhibition period.

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**Min.582            C07/19-128 Adoption of the Sister City and Friendship City Policy - Post Exhibition**

**Resolved (Saha/Christou)**

That Council adopt the *Sister City and Friendship City Policy* as outlined in Attachment 1 of this report.

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**Min.583 C07/19-133 Mobile Food Vending Vehicle Policy**

**Resolved (Saha/Christou)**

That Council:

1. Re-adopt the *Mobile Food Vending Vehicle Policy*; and
2. Notify the Australian Food Trucks Association for the information of their members.

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**Min.584 C07/19-134 Charity Collection Bin Policy**

**Resolved (Saha/Christou)**

That Council re-adopt the *Charity Collection Bin Policy*.

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**Min.585 C07/19-135 Draft Verge Mowing Policy**

**Resolved (Saha/Christou)**

That Council approve the *Draft Verge Mowing Policy* being placed on public exhibition for 28 days, with a report to be provided back to Council following the conclusion of the exhibition period.

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**Min.586 C07/19-123 Draft Large Display Advertising Policy**

**Resolved (Lake/Saha)**

That:

1. Council place the *Draft Large Display Advertising Policy* on public exhibition for a period of 28 days with the following amendments:
  - a) After the words “conflicts of interest.” in the Requirements Section, add:

*“Consideration must be given to compliance with any relevant legislation, Codes and Guidelines which govern advertising practice in NSW.”*
  - b) Under “Related documents and Council Policy” add:

*“Guidelines and Codes of Practice governing advertising practices in NSW.”*
2. A report be provided back to Council following the conclusion of the exhibition period.

Councillor Zaiter left the Meeting at 6:54 during the consideration of this matter.

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**C07/19-124 Councillor Vacancy in Office - Greystanes Ward**

This item was dealt with earlier in the meeting.

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**Min.587 C07/19-125 Adoption of Code of Meeting Practice - Post Exhibition**

**Resolved (Lake/Christou)**

That in accordance with section 362(2) of the *Local Government Act 1993*, the revised *Code of Meeting Practice* as attached be adopted by Council with the following amendment:

- a) That clause 17.6 be omitted.

Councillor Zaiter returned to the Meeting at 6:58pm during the consideration of this matter.

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**C07/19-126 Adoption of Emergency Relief Fund Guidelines and Community Grants and Donations Policy - Post Exhibition**

This item was dealt with earlier in the meeting.

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**C07/19-127 Draft Cumberland Community Facilities Strategy 2019 – 2029**

This item was dealt with earlier in the meeting.

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**C07/19-128 Adoption of the Sister City and Friendship City Policy - Post Exhibition**

This item was dealt with earlier in the meeting.

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**C07/19-129 Planning Agreement for 615 Great Western Highway, Greystanes**

This item was dealt with later in the Closed Session of the meeting.

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**C07/19-130 Planning Proposal - 2 Percy Street, Auburn**

This item was dealt with earlier in the meeting.

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**Min.588 C07/19-131 Planning approach for Woodville Road Corridor**

**Resolved (Attie/Zaiter)**

That Council:

1. Endorse the land use planning approach for the Woodville Road corridor; and
2. Endorse that Stage 2 initiatives are included in the preparation of the new Cumberland Local Environmental Plan.

A division was called, the result of the division required in accordance with Council's Code of Meeting Practice is as follows:

Councillor(s) For the Motion: Attie, Campbell, Christou, Cummings, Elmore, Hamed, Huang, Lake, Rahme, Saha, Zaiter and Zreika.

Councillor(s) Against the Motion: Nil

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**Min.589 C07/19-132 Planning approach for Parramatta Road Corridor**

**Resolved (Attie/Zreika)**

That Council:

1. Endorse the land use planning approach for the Parramatta Road corridor; and
2. Endorse that Stage 2 initiatives are included in the preparation of the new Cumberland Local Environmental Plan.

A division was called, the result of the division required in accordance with Council's Code of Meeting Practice is as follows:

Councillor(s) For the Motion: Attie, Campbell, Christou, Cummings, Elmore, Hamed, Huang, Lake, Rahme, Saha, Zaiter and Zreika.

Councillor(s) Against the Motion: Nil

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**C07/19-133 Mobile Food Vending Vehicle Policy**

This item was dealt with earlier in the meeting.

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**C07/19-134 Charity Collection Bin Policy**

This item was dealt with earlier in the meeting.

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**C07/19-135 Draft Verge Mowing Policy**

This item was dealt with earlier in the meeting.

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**Min.590 C07/19-136 Granville Town Centre Parking Supply**

**Resolved (Rahme/Zreika)**

That Council:

1. Receive and note the information contained in the report.
2. Receive a further report in relation to managing the demand for parking space in the Granville Town Centre.

**Min.591 C07/19-137 Cumberland Traffic Committee - Minutes of Meeting held on 5 June 2019**

**Resolved (Zreika/Saha)**

That:

1. The minutes of the Cumberland Traffic Committee meeting held on 5 June 2019 be received and the recommendations contained therein be approved.
2. Council refer Item CTC-19-101 back to the Traffic Committee for further review.

Councillor Rahme left the Meeting at 7:19pm and returned to the Meeting at 7:21pm during the consideration of this item.

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**Min.592 C07/19-138 Notice of Motion - Establishment of Cumberland Council as a Refugee Welcome Zone**

**Resolved (Hamed/Campbell)**

That a report be prepared on the process and requirements for becoming a Refugee Welcome Zone for Council's consideration.

Councillor Zreika left the Meeting at 7:31pm during the consideration of this item and did not return to the Meeting.

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**Min.593 Closed Session**

**Resolved (Christou/Elmore)**

At this stage of the meeting being 7:32pm, the Mayor advised that in accordance with Section 10a of the Local Government Act 1993 the meeting would move into Closed



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Session, with the members of the press and public excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action was taken as the items listed were within the following provisions under Section 10a of the Local Government Act:-

(2) *The matters and information are the following:*

(c) *information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

In accordance with Council's Code of Meeting Practice, the Mayor Councillor Cummings asked the members of the public gallery if they wish to make representation prior to the meeting entering into closed session.

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**Min.594            Open Session**

**Resolved (Attie/Christou)**

Council returned to Open Session at 7:47pm to resolve the below Confidential Item:

C07/19-129 Planning Agreement for 615 Great Western Highway, Greystanes

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**Min.595            C07/19-129 Planning Agreement for 615 Great Western Highway,  
Greystanes**

**Resolved (Elmore/Campbell)**

That Council:

1. Note the draft Planning Agreement for 615 Great Western Highway, Greystanes, regarding a monetary contribution towards local amenity improvements and digital advertising space for use by Council.
2. Decline the current offer made by the proponent, and invite the proponent to further negotiate terms with Council in accordance with the *Draft Large Display Advertising Policy*.
3. Receive a report following these negotiations for consideration and determination.

A division was called, the result of the division required in accordance with Council's Code of Meeting Practice is as follows:

Councillor(s) For the Motion:	Attie, Campbell, Christou, Cummings, Elmore, Hamed, Huang, Lake, Rahme, Saha and Zaiter.
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Councillor(s) Against the Motion:	Nil
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The Mayor, Councillor Cummings closed the meeting at 7:48pm.

Chairperson Greg Cummins General Manager Hillier Jolly