
Minutes of the Council Meeting 20 March 2024

PRESENT

Councillors

| | |
|--------------------------|---|
| Lisa Lake (Mayor) | Councillor |
| Ola Hamed (Deputy Mayor) | Councillor |
| Steve Christou | Councillor |
| Diane Colman | Councillor |
| Greg Cummings | Councillor |
| Glenn Elmore | Councillor |
| Sabrin Farooqui | Councillor |
| Paul Garrard | Councillor |
| Kun Huang | Councillor (via Audio-Visual Link- joined 7:43pm) |
| Helen Hughes | Councillor |
| Mohamad Hussein | Councillor (arrived 6:43pm) |
| Joseph Rahme | Councillor |
| Suman Saha | Councillor |
| Michael Zaiter | Councillor (arrived 7:43pm) |

Officers

| | |
|------------------|---|
| Peter Fitzgerald | General Manager |
| Melissa Attia | Director Corporate Performance (Deputy General Manager) |
| Daniel Cavallo | Director Environment & Planning |
| Brendan Govers | Director City Services |
| Nicole Byrn | Director Community & Culture |
| Charlie Ayoub | Director Governance & Risk |
| Colin McFadzean | General Counsel |
| Carol Karaki | Manager Governance |
| Bianca Mourched | Coordinator Governance |

The Mayor, Councillor Lake declared the meeting open at 6:30pm.

Opening Prayer

The opening prayer was read by Rev. Meredith Williams from Wentworthville Uniting Church.

Acknowledgement of Country

The Mayor, Councillor Lake read 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 Lake asked all of those in attendance to stand for the playing of the Australian National Anthem.

Min.685 Apologies / Requests for Leave of Absence/ Requests for Attendance by Audio-Visual Link

Motion (Cummings/Saha)

That in accordance with Clause 5.3 of the *Code of Meeting Practice*, an apology be accepted on behalf of Councillor Sarkis for this Council meeting.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Hughes, Lake, Rahme and Saha.

Councillor(s) Against the Motion: Nil.

Min.686

Motion (Saha/Cummings)

That in accordance with Clause 5.24 of the *Code of Meeting Practice*, Council approve the attendance of Councillor Huang at this meeting via Audio/Visual Link due to work commitments.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Hughes, Lake, Rahme and Saha.

Councillor(s) Against the Motion: Nil.

Notice of Live Streaming of Council Meeting

The Mayor, Councillor Lake advised that the Council meeting was being streamed live on Council's website and all in attendance must ensure their speech to the Council is respectful and use appropriate language.

Confirmation of Minutes

Min.687 C03/24-483 Minutes of the Ordinary Meeting of Council - 06 March 2024

Motion (Cummings/Hamed)

That Council confirm the minutes of the Ordinary Meeting of Council held on 06 March 2024.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Hughes, Lake, Rahme and Saha.

Councillor(s) Against the Motion: Nil.

Declarations of Pecuniary & Non Pecuniary Conflicts of Interest

Councillor Elmore declared a Significant, Non-Pecuniary interest in relation to Item C03/24-488 Woodville Road Corridor Planning Proposal - Update and Next Steps, as his home is across the road from a site proposed for significant up zoning, and as such, he will leave the Chamber prior to any discussion in relation to the matter.

Councillor Saha declared a Less Than Significant, Non-Pecuniary interest in relation to Item C03/24-489 Property Committee - Minutes of Meeting Held 4 March 2024, as he is a member of the Pemulwuy Community Group of which is mentioned within item PC003/24 of the Property Committee. As this is Less Than Significant, Non – Pecuniary interest, he will be remaining in the Chamber for the consideration of this item.

Councillor Hughes declared a Less Than Significant, Non-Pecuniary interest in relation to Item C03/24-489 Property Committee - Minutes of Meeting Held 4 March 2024 with respect to items PC003/24 and Item PC008/24 as she is a non-executive member of the Berala Carramar Hardcourt Tennis Association Committee. Also with respect to item PC004/24, Councillor Hughes also declared that a family member who is an owner of the site and that persons partner are a social acquaintance. As the nature of these interests are Less Than Significant and Non – Pecuniary, she advised will be remaining in the Chamber for the consideration of this item.

Request for Adjournment – Prayer Break

The Mayor, Councillor Lake advised that she was in receipt of a request for a prayer break adjournment at 7:10pm in accordance with clause 5.8 of the *Code of Meeting Practice*, the Mayor ruled that she will adjourn the Meeting for a period of 15 minutes after the first item that concludes around 7:10pm to allow Councillors to pray.

Min.688 MM03/24-49 Mayoral Minute - Major Search Operation for Hussein Al Mansoory

Motion (Lake)

That Council acknowledges and thanks all individuals and organisations involved in the major search operation for Hussein Al Mansoory.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Hughes, Hussein, Lake, Rahme and Saha.

Councillor(s) Against the Motion: Nil.

Councillor Hussein entered the Meeting at 6:43pm during the consideration of this item.

Min.689 MM03/24-50 Mayoral Minute - Condolences - The Late Kevin Horne

Motion (Lake)

That Council:

1. Notes with sadness the passing of Kevin Horne; and
2. Observe a minute's silence in honour of the life of Kevin Horne and all that he contributed to his community.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Hughes, Hussein, Lake, Rahme and Saha.

Councillor(s) Against the Motion: Nil.

Note: At this point of the meeting, Council observed a minute of silence.

Public Forum:

Speakers on Items on the Council Meeting Agenda

| Name | Subject | Suburb | Interest |
|---------------------|--|-----------|----------|
| Mrs Margaret Verity | C03/24-488 Woodville Road Corridor Planning Proposal | Guildford | Owner |

| Name | Subject | Suburb | Interest |
|----------------------|--|-----------|----------------|
| Ms Marina Pozzi | C03/24-488 Woodville Road Corridor Planning Proposal | Guildford | Owner |
| Mrs Nowell Bousijaan | C03/24-488 Woodville Road Corridor Planning Proposal | Granville | Owner |
| Mrs Yildiz Yigiter | C03/24-488 Woodville Road Corridor Planning Proposal | Granville | Resident/Owner |

Councillor Christou left the Meeting at 6:53pm and returned to the Meeting at 6:55pm during Public Forum.

ADJOURNMENT

7:10pm The Mayor, Councillor Lake adjourned the meeting in accordance with Clause 5.8 of the *Code of Meeting Practice*.

7:25pm The Mayor, Councillor Lake resumed the meeting.

Min.690 Alteration of Order of Business

Motion (Cummings/Saha)

That in accordance with Clause 8.2 of the *Code of Meeting Practice*, Council alter the order of business to allow Item *C03/24-488 Woodville Road Corridor Planning Proposal – Update and Next Steps* to be brought forward for consideration at this time of the Meeting.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Hughes, Lake, Rahme and Saha.

Councillor(s) Against the Motion: Nil.

Min.691 C03/24-488 Woodville Road Corridor Planning Proposal - Update and Next Steps

Note: Councillor Elmore exited the Chamber at 7:27pm prior to the consideration of this item as he had declared a Significant, Non-Pecuniary interest in this item. He returned to the Meeting following the consideration of this item at 7:43pm.

Councillor Hussein returned to the Meeting at 7:28pm following the adjournment during the consideration of this item.

Motion (Colman/Saha)

That Council:

1. Endorse the Draft Woodville Road Corridor Strategy, as provided in Attachment 1.
2. Endorse the proposed planning controls for the Woodville Road Corridor, as provided in Attachment 2 and outlined in this report but also including the following:
 - The restoration of 112,114 and 116 Elizabeth St Granville to R4, FSR 0.8:1, height 12m as resolved on 2 June 2021.
 - Properties facing Woodville Road between Constance Street and Cleone Street, and between Cleone Street and Wynyard Street, with a zoning of R4 High Density Residential, maximum building height of 31m and floor space ratio of 1.8:1, noting that this addition is consistent with the structure plan in the draft Woodville Road Corridor Strategy.
3. Endorse that the Planning Proposal for Woodville Road Corridor, as provided in Attachment 3, be forwarded to the Department of Planning, Housing and Infrastructure for a Gateway Determination.
4. Endorse the Draft Woodville Road Corridor Development Control Plan, as provided in Attachment 4 with a further provision for the consideration of the widening of Chamberlain Rd, Guildford.
5. Endorse the draft amendment to Part F2-10 Merrylands East Local Centre of the Cumberland Development Control Plan, as provided in Attachment 5.
6. Endorse the Draft Woodville Road Corridor Public Domain Plan, as provided in Attachment 6.
7. Endorse the Draft Affordable Housing Contributions Scheme for the Woodville Road Precinct, as provided in Attachment 7.
8. Delegate to the General Manager the authorisation to make minor revisions to the planning proposal and supporting documentation, as necessary, following Council's deliberations, to ensure the desired objectives and intended outcomes can be achieved.
9. Note that the draft documents outlined in the recommendation will be placed on public exhibition for community consultation, subject to receipt of a positive Gateway Determination on the Planning Proposal.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Farooqui, Garrard, Hamed, Hughes, Hussein, Lake and Saha.

Councillor(s) Against the Motion: Rahme.

Councillor Rahme left the Meeting at 7:36pm and returned to the Meeting at 7:40pm during the consideration of this item.

Min.692 Items Resolved by Exception

Motion (Cummings/Hussein)

That Council adopt items C03/24-484, C03/24-485 and C03/24-487 on the Council Agenda as per the recommendations in the reports.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Rahme, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

Councillor Zaiter entered the Meeting at 7:43pm during the consideration of this item.

Councillor Huang joined the Meeting at 7:43pm via Audio Visual Link during the consideration of this item.

C03/24-484 Legal Report

Resolved by Exception

That the report be received.

C03/24-485 Investment Report - February 2024

Resolved by Exception

That Council receive the February 2024 Investment Report.

C03/24-487 Letter of Offer for 25 Hampden Road, South Wentworthville

Resolved by Exception

That Council:

1. Endorse in-principle the letter of offer for 25 Hampden Road, South Wentworthville, regarding the dedication of land for the purpose of extending an existing local road; and
2. Note that the Council resolution on the letter of offer will be considered as part of the assessment development application on the site.

Min.693 C03/24-486 Six-Monthly Performance and Progress Report on the Operational Plan 2023-2024

Motion (Hamed/Farooqui)

That the report be received.

The Motion on being Put was declared **CARRIED** Unanimously.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Rahme, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

During the consideration of this item, Councillor Christou raised a point of order, citing an alleged breach of Clause 15.11 (d) of *the Code of Meeting Practice*, advising that Councillor Hussein made personal insults toward another Councillor. The Mayor, Councillor Lake asked Councillor Hussein to withdraw his comment. Councillor Hussein refused to withdraw his comment, and the Mayor noted that this refusal would be recorded in the Minutes.

During the consideration of this item, Councillor Colman raised a point of order, citing an alleged breach of *the Code of Meeting Practice*, advising that Councillor Christou made an inappropriate personal remark. The Mayor, Councillor Lake asked Councillor Christou to withdraw his comment. Councillor Christou refused to withdraw his comment, and the Mayor noted that this refusal would be recorded in the Minutes.

During the consideration of this item, Councillor Saha raised a point of order, citing an alleged breach of Clause 15.11 (e) of *the Code of Meeting Practice*, advising that Councillor Christou and Councillor Hussein were not maintaining order at the meeting. The Mayor, Councillor Lake upheld the Point of Order, and asked Councillor Garrard to proceed with his speech.

Min.694 C03/24-489 Property Committee - Minutes of Meeting Held 4 March 2024

Motion (Hamed/Elmore)

That Council:

1. Receive the Minutes of the Cumberland Property Committee meeting held on 4 March 2024, and adopt the recommendations contained therein with the exception of Min.063 (Item PC008/24) and Min. 065 (Item PC010/24) which will be dealt with separately.
2. Include a copy of the resolutions of Council in the Minutes.

The Motion on being Put was declared **CARRIED** Unanimously.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Rahme, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

Min.695 Closed Session

At this stage of the meeting being 8:09pm, the Mayor advised that in accordance with Section 10A(2) of the *Local Government Act 1993*, it is proposed to move into Closed Session to consider the following items:

Item PC008/24 - Update on Proposed Auburn South Community & Recreation Centre (Former Bowling Club Site) and Item PC010/24 - Planning Proposal - Reclassification of Council land at 2-10 Victoria Street East, Lidcombe as the items contain the following:

(2)(d)(i) – information involves commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Item C03/24-491 Contract for Telecommunications – Voice, Data Network & Cloud Services as the item contains the following:

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

Motion (Cummings/Saha)

That in accordance with S.10A(2)(c) and (d)(i) of the Local Government Act 1993, Council enter into Closed Session to consider Items PC008/24, PC010/24 within Item C03/24-489 C03/24-489 Property Committee - Minutes of Meeting Held 4 March 2024 and item C03/24-491 - Contract for Telecommunications – Voice, Data Network & Cloud Services.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Rahme, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

Min.696 Item PC008/24 - Update on Proposed Auburn South Community & Recreation Centre (Former Bowling Club Site)

Resolved (Elmore/Saha)

That Council receive the report and proceed with Option 1.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Colman, Elmore, Farooqui, Hamed, Huang, Hussein, Lake, Saha and Zaiter.

Councillor(s) Against the Motion: Christou, Garrard, Hughes, Rahme, Cummings.

ADJOURNMENT

8:48pm During closed session, the Mayor Councillor Lake adjourned the meeting for 15 minutes during the consideration of this item in accordance with Clause 15.13 of the *Code of Meeting Practice*.

9:04pm The Mayor, Councillor Lake resumed the closed session.

Councillor Rahme left the Meeting at 8:11pm and returned to the Meeting at 8:15pm during the consideration of this item.

Councillor Huang left the Meeting at 8:20pm and returned to the Meeting at 8:32pm during the consideration of this item.

Councillor Rahme left the Meeting at 8:19pm and returned to the Meeting at 8:26pm during the consideration of this item.

Councillor Colman left the meeting at 8:22pm and returned to the meeting at 8:26pm during the consideration of this item.

Councillor Farooqui left the Meeting at 8:23pm and returned to the Meeting at 8:24pm during the consideration of this item.

Min.697 Item PC010/24 - Planning Proposal - Reclassification of Council land at 2-10 Victoria Street East, Lidcombe**Resolved (Huang/Hamed)**

That Council:

1. Adopt the reclassification of the land at Lot 1 DP 1161392 (Council owned stormwater infrastructure), 2-10 Victoria Street East, Lidcombe that seeks to amend the Cumberland Local Environmental Plan 2021 to:
 - a) Reclassify Lot 1 DP 1161392, 2 -10 Victoria Street East (Council owned stormwater infrastructure), Lidcombe from 'Community' to 'Operational' land under the Local Government Act, 1993 and
 - b) Amend Part 1 of Schedule 4 of Cumberland LEP 2021 to identify Lot 1 DP 1161392 as 'Operational' land.
2. Endorse the Planning Proposal seeking to reclassify Council land on Lot 1 DP 1161392, 2-10 Victoria Street East, Lidcombe prepared by an independent planning consultant (GLN Planning) appointed by Council to be finalised and forwarded to the Department of Planning, Infrastructure and Housing for plan making and finalisation.
3. Endorse the Public Hearing Report prepared by Parkland Planners for the Planning Proposal for 2-10 Victoria Street East, Lidcombe for the reclassification of land; and
4. Note that the Local Environmental Plan amendment will be published in New South Wales Government Gazette upon finalisation.

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5. Note that the proposal does not involve any change of zoning or other planning controls applicable to the land under Cumberland LEP 2021.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Colman, Cummings, Elmore, Farooqui, Hamed, Huang, Hussein, Lake, Saha and Zaiter.

Councillor(s) Against the Motion: Christou, Garrard and Hughes.

Councillor Rahme left the Meeting at 9:15pm during the consideration of this item and did not return.

Min.698 C03/24-491 Contract for Telecommunications – Voice, Data Network & Cloud Services

Resolved (Zaiter/Elmore)

That Council:

1. Approve an exemption from approaching the market to call for tenders in accordance with s.55(3)(i) of the *Local Government Act 1993*, due to the highly specialised nature of the services required; those being WAN, Fixed Voice, and Private Cloud services across all Council sites.
2. Accept the proposal from TPG Australia Pty Ltd (ABN 85 003 064 328) to provide WAN, Fixed Voice, and Private Cloud services to Council for a period of 60 months.
3. Delegate authority to the General Manager to execute the contract for a period of 60 months for the amount of \$3,960,240 (exc. GST) and any associated documents.

The Motion on being Put was declared **CARRIED** Unanimously.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

Councillor Huang left the Meeting at 9:21pm and returned to the Meeting at 9:23pm during the consideration of this item.

Councillor Farooqui left the Meeting at 9:23pm and returned to the Meeting at 9:28pm during the consideration of this item.

Councillor Huang left the Meeting at 9:31pm and returned to the Meeting at 9:35pm during the consideration of this item.

Councillor Zaiter left the Meeting at 9:38pm and returned to the Meeting at 9:39pm during the consideration of this item.

Councillor Huang left the Meeting at 9:40pm and returned to the Meeting at 9:41pm during the consideration of this item.

Min.699 Extension of Time**Motion (Hamed/Elmore)**

That Council in accordance with Clause 18.2 of the *Code of Meeting Practice*, extend the meeting by 1 hour to conclude at 11:00pm, or if an item being discussed is unfinished at 11:00pm, at the conclusion of that item.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

Min.700 Open Session**Motion (Elmore/Saha)**

That Council resume the public meeting.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

On resumption of the public meeting at 9:44pm, the Mayor, Councillor Lake read out the resolutions made in Closed Session.

Council then resumed consideration of the remaining items within the agenda.

**Min.701 C03/24-479 Cumberland Local Traffic Committee - 07 February 2024
- Recommendations to Council.****CTC-24-029 - The Avenue, Granville - Road Safety Concerns****Motion (Christou/ Garrard)**

That Council:

1. Support the installation of traffic calming devices on The Avenue, Granville.
2. Refer the matter back to the traffic committee for further consideration.
3. Base its decision on the fact that Council does not have a currently adopted LATM Policy and that the present Policy is dated March, 2008 from the former Holroyd City Council.

The Motion was withdrawn by the Mover and Seconder.

Motion (Garrard/Saha)

That items CTC-24-027, CTC-24-028, CTC-24-029, CTC-24-030, CTC-24-031, CTC-24-032, CTC-24-033, CTC-24-034, CTC-24-035, CTC-24-037, CTC-24-038, CTC-24-042, CTC-24-043, CTC-24-044, CTC-24-045, CTC-24-046, CTC-24-047, CTC-24-048, CTC-24-049, CTC-24-051 and CTC-24-057 considered by the Cumberland Local Traffic Committee at the 7 February 2024 meeting as provided in this report, be returned to the Committee for further consideration.

The Motion on being Put was declared **CARRIED**.

Councillor(s) For the Motion: Christou, Cummings, Farooqui, Garrard, Hughes, Lake, Saha and Zaiter.

Councillor(s) Against the Motion: Colman, Elmore, Hamed, Huang and Hussein.

Min.702 C03/24-490 Notice of Motion - Restoration of the T2 Liverpool to City Circle via Regents Park Service

Motion (Farooqui/Huang)

That Council writes to NSW Transport Minister Jo Haylen, Shadow Minister for Transport and Roads and the Member for Auburn Lynda Voltz expressing:

1. The above mentioned concerns regarding Sydney Trains in the West of Bankstown area,
2. The need to restore the T2 Liverpool to City Circle via Regents Park (former Inner West Line) as a permanent service,
3. The need to maintain direct trains between Lidcombe to Bankstown in the NSW Future Transport Strategy.

The Motion on being Put was declared **CARRIED** Unanimously.

Councillor(s) For the Motion: Christou, Colman, Cummings, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Saha and Zaiter.

Councillor(s) Against the Motion: Nil.

Min.703 AR03/24-1 Notice of Motion to Alter Council Resolution - C03/24-480 Notice of Motion - Commitment to Gender Equity in Cumberland

Pursuant to Notice, Councillors Garrard, Christou and Hughes move that Council alter the below resolution of Council made at the Council Meeting on 6 March 2024 C03/24-480 Notice of Motion - Commitment to Gender Equity in Cumberland.

Min.676

That Council:

1. Recognises that gender equity is critical to enabling residents to live rewarding, safe, healthy and socially connected lives.
2. Develops a strategy to achieve gender equity in Cumberland where all residents are treated with respect and have equal opportunities, decision-making power and responsibilities, regardless of their gender. The gender equity strategy should promote:
 - a) Leadership to ensure;
 - i. Council as a workplace provides equitable opportunities for all employees and maintains an organisational culture which supports gender equity and respect;
 - ii. decision making, resource allocation, planning, policy and service delivery addresses gender inequalities.
 - b) Partnership with community and other levels of government to ensure equitable opportunities, decision-making power and responsibilities, regardless of gender.
 - c) Economic security regardless of gender during working life and retirement.
 - d) Capacity building to build community safety and respect
3. Integrates the gender equity strategy into Council's planning and reporting framework to ensure priorities are included in Councils projects and programs.
4. Allocate funding for the preparation of the Strategy through the Community Reserve.

Motion (Garrard/Christou)

That Council recognises:

1. And supports gender equity enabling residents to live rewarding, safe healthy and socially content lives, further that Council's adopted action plans together with related legislation adequately enable capacity building and gender equity strategies ensuring priorities are included in Council's projects and programs.
2. That the Council's existing policies and strategies are proper and appropriate, enabling residents to be treated with respect and have equal opportunities, decision making powers and responsibilities, regardless of their gender.
3. That the adopted policy of "Access and Equity" thoroughly supports inclusiveness and diversity and is intimately interfaced with all areas of existing government legislation.
4. That Council's adopted "Recruitment and Employment" policy ensures consistent employment criteria across all areas of the organisation free of bias, ensuring applicants are chosen based on merit.
5. That these policies should be reviewed as required enabling the maintenance of best practice within the local government industry.

The Motion on being Put was declared **LOST**.

Councillor(s) For the Motion: Christou, Garrard and Hughes.

Councillor(s) Against the Motion: Colman, Farooqui, Hamed, Huang, Lake and Saha.

During the consideration of this item, Councillor Christou raised a point of order, citing an alleged breach of Clause 15.11 (d) of *the Code of Meeting Practice*, advising that Councillor Hamed made false allegations. The Mayor, Councillor Lake did not uphold the point of order.

During the consideration of this item, Councillor Colman raised a point of order, advising that Councillor Garrard addressed her rudely. The Mayor, Councillor Lake asked Councillor Garrard to withdraw his comment. Councillor Garrard did not withdraw his comment and Councillor Colman requested that this refusal be recorded in the Minutes.

Councillor Huang left the Meeting at 10:31pm and returned to the Meeting at 10:35pm during the consideration of this item.

Councillor Cummings left the Meeting at 10:48pm and returned to the Meeting at 10:50pm during the consideration of this item.

Councillor Cummings left the Meeting at 10:51pm during the consideration of this item and did not return.

Councillor Christou left the Meeting at 10:52pm and returned to the Meeting at 10:53pm during the consideration of this item.

Councillor Huang left the Meeting at 10:53pm and returned to the Meeting at 10:56pm during the consideration of this item.

Councillor Zaiter left the Meeting at 10:54pm during the consideration of this item and did not return.

Councillor Hussein left the Meeting at 10:55pm during the consideration of this item and did not return.

Councillor Elmore left the Meeting at 11:01pm during the consideration of this item and did not return.

Councillor Huang left the Meeting at 11:02pm and returned to the Meeting at 11:03pm during the consideration of this item.

The Mayor, Councillor Lake closed the meeting at 11:04pm.

Chairperson *Asa C. Lake*.

Appendix 1 Resolutions of the Council following consideration of the recommendations of the Property Committee Meeting held at Merrylands Administration Building, 16 Memorial Avenue, Merrylands NSW 2160 on Monday 4 March 2024.

Council received the Minutes of the Property Committee held on 4 March 2024 and adopted the recommendations with the exception of items PC008/24 and PC010/24 which were resolved by Council separately. The resolutions of Council are below.

ITEM PC002/24 - Update on Committee Resolutions

RESOLVED

That Council receive the status update on Committee resolutions and organise a site inspection of 27 Monitor Road, Merrylands.

ITEM PC003/24 - Update on General Property Leases/Transactions

RESOLVED

That Council receive the update.

ITEM PC004/24 - Further Report on Proposed Acquisition - Berala

RESOLVED

That Council:

1. Proceed with the voluntary acquisition of 27 London Road, Berala, being Lot 11/DP21735;
2. Authorise the General Manager to make an offer to purchase the property in accordance with the formal valuation report and financial implications outlined in this report;
3. Delegate authority to the General Manager to execute on behalf of Council any documents associated with the proposed acquisition.

ITEM PC005/24 - Further Report - Unsolicited Request for Property Acquisition - Granville

RESOLVED

That Council:

1. Proceed with the voluntary acquisition of 11A John Street, Granville, (Lot 54/DP277) for the purposes of flood mitigation for the agreed amount of \$280,000 in accordance with the valuation report; and
2. Resolve to classify 11A John Street, Granville, (Lot 54/DP277) as Operational Land in accordance with S.31(2) of the *Local Government Act 1993*; and

3. Delegate authority to the General Manager to execute on behalf of Council any documents associated with the proposed acquisition.

ITEM PC006/24 - Further Report - Proposed Acquisitions of 83-89 Frances St and 6-8 Edith St, Lidcombe**RESOLVED**

That Council:

1. Not proceed with the proposed property acquisitions for 83-89 Frances Street and 6-8 Edith Street, Lidcombe, in response to landowner concerns; and
2. Progress the preparation of a planning proposal for 83-89 Frances Street and 6-8 Edith Street, Lidcombe, seeking to:
 - Remove the proposed land acquisition of these sites for the purposes of open space, and
 - Rezone the sites from RE1 Public Recreation to R3 Medium Density Residential, as provided for adjoining properties.
3. Pursue other options for the provision of open space for Lidcombe and provide a report back to the Committee in future.

ITEM PC007/24 - Merrylands Town Centre - Strategic Property Review**RESOLVED**

The Council:

1. Receive the report.
2. Endorse the preparation and finalisation of a concept and detailed design.
3. Authorise the General Manager to undertake a formal valuation report for 28-36 McFarlane Street Merrylands and 7 Memorial Ave Merrylands, funded by the Property Reserve.
4. Receive a further report at a future Property Committee Meeting in relation to this report and associated actions.

ITEM PC008/24 - Update on Proposed Auburn South Community & Recreation Centre (Former Bowling Club Site)**RESOLVED**

That Council receive the report and proceed with Option 1.

ITEM PC009/24 - Update on Council Resolution & Proposed Expression Of Interest Process - Oriole Park Site, Auburn**RESOLVED**

That Council:

1. Note the update on the previous resolution on this matter of 3 February 2021 (Min.1017).
2. Endorse a new Expressions of Interest (EOI) process being called, seeking proposals for a long term lease over part of Oriole Park and the former Auburn Oriole Baseball Club House located at 27-29 Tavistock St, Auburn (Lot 83 in DP 743655 & Lot 106 in DP 743655).
3. Receive the outcome of the EOI process run at a future Property Committee meeting for consideration.

ITEM PC010/24 - Planning Proposal - Reclassification of Council land at 2-10 Victoria Street East, Lidcombe**RESOLVED**

That Council:

1. Adopt the reclassification of the land at Lot 1 DP 1161392 (Council owned stormwater infrastructure), 2-10 Victoria Street East, Lidcombe that seeks to amend the Cumberland Local Environmental Plan 2021 to:
 - a) Reclassify Lot 1 DP 1161392, 2 -10 Victoria Street East (Council owned stormwater infrastructure), Lidcombe from 'Community' to 'Operational' land under the Local Government Act, 1993 and
 - b) Amend Part 1 of Schedule 4 of Cumberland LEP 2021 to identify Lot 1 DP 1161392 as 'Operational' land.
2. Endorse the Planning Proposal seeking to reclassify Council land on Lot 1 DP 1161392, 2-10 Victoria Street East, Lidcombe prepared by an independent planning consultant (GLN Planning) appointed by Council to be finalised and forwarded to the Department of Planning, Infrastructure and Housing for plan making and finalisation.
3. Endorse the Public Hearing Report prepared by Parkland Planners for the Planning Proposal for 2-10 Victoria Street East, Lidcombe for the reclassification of land; and
4. Note that the Local Environmental Plan amendment will be published in New South Wales Government Gazette upon finalisation.
5. Note that the proposal does not involve any change of zoning or other planning controls applicable to the land under Cumberland LEP 2021.

ITEM PC011/24 - Proposed Granting of Drainage Easement - 6 Mountford Avenue, Greystanes Through Haywood PI Reserve**RESOLVED**

That Council:

1. In accordance with Section 46 of the *Local Government Act 1993*, approve the creation of a drainage easement at the rear of 6 Mountford Avenue, Greystanes over Council owned land known as Haywood Place Reserve located at 11 Millicent Street, Greystanes (Lot 42 DP 238202) in accordance with DA2022/0570, subject to an independent valuation and compensation being paid to Council;
2. The final drainage easement location and design is subject to expert advice of Council's Engineering team; and
3. The drainage easement approval is subject to a public notification process being undertaken.

ITEM PC012/24 - Proposed Acquisition of Corner Splay - South Granville**RESOLVED**

The Council not proceed with the acquisition of a splay corner of 1.2m by 1.2m at 160 Clyde Street Granville (Lot 1 DP135669).

ITEM PC014/24 - Unsolicited Proposal - Wentworthville**RESOLVED**

That Council receive the report and not proceed with the proposal.