
Minutes of the Council Meeting 07 August 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
Helen Hughes	Councillor
Mohamad Hussein	Councillor (arrived 6:41pm)
Joseph Rahme	Councillor (arrived 6:50pm)
Suman Saha	Councillor
Eddy Sarkis	Councillor (arrived 6:49pm)
Michael Zaiter	Councillor

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
Lyndall Thompson	Acting Coordinator Governance
Pamela MacIntyre	Governance Officer

The Mayor, Councillor Lake declared the meeting open at 6:38pm.

Opening Prayer

The opening prayer was read by Mr Vasu Attreya from Sri Mandir Hindu Temple, Auburn.

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.

Councillor Hussein joined the Meeting at 6:41pm during the National Anthem.

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

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. 791 C08/24-555 Minutes of the Ordinary Meeting of Council - 17 July 2024

Motion (Hussein/Cummings)

That Council confirm the Minutes of the Ordinary Meeting of Council held on 17 July 2024.

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.

Declarations of Pecuniary & Non Pecuniary Conflicts of Interest

The General Manager declared a Pecuniary Interest in Item *C08/24-566 Outcome of the General Manager's Performance Review For The Period 1 July 2023 to 30 June 2024*, advising that he would leave the Chamber during the discussion of this item.

Councillor Sarkis declared a Significant, Non-Pecuniary Interest in *Item C08/24-557 Burnett Street Neighbourhood Centre Planning Proposal - Post Exhibition*, advising that he has family members impacted by the decision of this item and would leave the Chamber during the discussion of this item.

Public Forum:

Speakers on Items on the Council Meeting Agenda

Speaker	Item #	Suburb
Mr Roydon Ng	AR08/24-1 Notice of Rescission – C11/21-889 – Notice of Motion – Council Carpark – 13 John Street Lidcombe	Lidcombe
Ms Nadia Repin	AR08/24-1 Notice of Rescission – C11/21-889 – Notice of Motion – Council Carpark – 13 John Street Lidcombe	Berala
Mr Tony Oldfield	AR08/24-1 Notice of Rescission – C11/21-889 – Notice of Motion – Council Carpark – 13 John Street Lidcombe	Auburn
Mr Azmath Rahmatulla	C08/24-557 Burnett Street Neighbourhood Centre Planning Proposal – Post Exhibition	Merrylands
Mr Ali Ayaz	C08/24-562 Notice of Motion - Public Facilities in Auburn Park, Auburn	Auburn
Ms Elizabeth Murray	C08/24-563 Notice of Motion - Affordable Housing Strategy	Greystanes
Mr Richard Maguire	C08/24-563 Notice of Motion - Affordable Housing Strategy	Wentworthville
Mr Haitham Subhi	C08/24-563 Notice of Motion - Affordable Housing Strategy	Parramatta
Mr Paul Falzon	C08/24-563 Notice of Motion - Affordable Housing Strategy	Guildford
Reverend Meredith Williams	C08/24-563 Notice of Motion - Affordable Housing Strategy	Wentworthville
Ms Rukiye Apaydin	C08/24-563 Notice of Motion - Affordable Housing Strategy	Redfern
Mr Magnus Linder	C08/24-563 Notice of Motion - Affordable Housing Strategy	Greystanes

Councillor Elmore left the Meeting at 6:46pm and returned at 6:48pm during Public Forum.

Councillor Sarkis entered the Meeting at 6:49pm during Public Forum.

Councillor Rahme entered the Meeting at 6:50pm during Public Forum.

Councillor Rahme left the Meeting at 6:50pm and returned at 6:52pm during Public Forum.

Councillor Rahme left the Meeting at 7:12pm and returned at 7:31pm during Public Forum.

Councillor Zaiter left the Meeting at 7:16pm and returned at 7:31pm during Public Forum.

Min. 792 Alteration of Order of Business

Motion (Hamed/Sarkis)

That in accordance with Clause 8.2 of the Code of Meeting Practice, Council alter the order of business to allow Items AR08/24-1, C08/24-557, C808/24-562 and C08/24-563 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, Huang, Hughes, Hussein, Lake, Rahme, Saha, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

Min. 793 AR08/24-1 Notice of Rescission - C11/21-889 - Notice of Motion - Council Carpark - 13 John Street Lidcombe

Motion (Huang/Farooqui)

That pursuant to Notice signed by Councillors Huang, Saha and Elmore, the following Resolution of Council 3/11/2021 (Item C11/21-889 – Min.1341) be rescinded:

That Council:

With respect to the expression of interest undertaken for the council car park located at 13 John Street Lidcombe;

- 1. Receive the best and final offers from Landmark Pty Ltd and Piety Developments Pty Ltd that were submitted.*
- 2. Receive the final Community Engagement Report.*
- 3. Accept the offer from Piety Developments Pty Ltd In accordance with Clause 178(1)(a) of the Local Government (General) Regulation 2021.*
- 4. Delegate authority to the General Manager to execute the documents.*

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

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

Councillor(s) Against the Motion: Rahme.

Councillor Christou left the Meeting at 7:42pm and returned at 7:44pm during the consideration of this item.

Councillor Christou left the Meeting at 7:48pm and returned at 7:49pm during the consideration of this item.

New business proposed to be directly related to a matter already before Council

Motion (Garrard/Hughes)

That Council receive a report regarding the provision of additional Council parking on the north side of Lidcombe Town Centre.

The Mayor, Councillor Lake, advised that she would seek advice from the General Manager as to whether this business, which was being put without notice, could be considered at this meeting.

ADJOURNMENT

8:15pm The Mayor, Councillor Lake adjourned the meeting.

8:27pm The Mayor, Councillor Lake resumed the meeting.

On resumption of the Meeting, the Mayor Councillor Lake advised that she had now received legal advice and therefore ruled that the new business proposed without notice by Councillors Garrard and Hughes could not be considered at this meeting as it did not comply with clause 9.2(a) of the *Code of Meeting Practice* which required the business to be already before or directly related to a matter that was already before the Council.

Min. 794 C08/24-557 Burnett Street Neighbourhood Centre Planning Proposal - Post Exhibition

Motion (Zaiter/Rahme)

That Council:

1. Endorse the proposed planning controls for the Burnett Street Neighbourhood Centre, as provided in Attachment 1 and outlined in this report.
2. Once endorsed, finalise the planning proposal for the Burnett Street Neighbourhood Centre, as delegated by the Minister.
3. Delegate authority to the General Manager to make administrative, mapping and other related changes to documents associated with the Planning Proposal, consistent with the endorsed recommendations of Council.
4. Note that the Local Environmental Plan amendment will be published on the New South Wales legislation website and in the Government Gazette upon finalisation.

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 Sarkis left the Meeting at 8:29pm at the commencement of this item, as he had previously made a declaration of interest in relation to this matter.

Min. 795 C08/24-562 Notice of Motion - Public Facilities in Auburn Park, Auburn

Motion (Farooqui/Huang)

That:

1. The Future Capital Works Program (2025 / 26 Financial year, if not before), include the provision of an additional public amenities facility in Auburn Park, such as an automatic toilet facility (Exeloo) to cater for the increased area and usage of the park that will result from the Auburn Park expansion project and the enlargement of the basketball court.
2. The facility will cater for the increased demand that this project will bring and the increased use Auburn Park is currently experiencing.

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, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

Councillor Sarkis returned to the Meeting at 8:31pm at the commencement of this item.

Min. 796 C08/24-563 Notice of Motion - Affordable Housing Strategy

Motion (Cummings/Colman)

That Council receive a future report on the effectiveness of the Affordable Housing Strategy and Policy, detailing:

- a) Initiatives undertaken by Council and the NSW Government to support affordable housing;
- b) The number of affordable housing dwellings approved for development in Cumberland since the adoption of the Strategy;

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- c) The number of affordable housing dwellings built in Cumberland since the adoption of the Strategy, including those built by community housing providers; and
 - d) Information on the total number of affordable housing dwellings proposed for the Westmead South Masterplan.
 - e) Information on the total number of affordable housing dwellings proposed for the Berala and Lidcombe Transport Orientated Development (TOD) program.

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, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

Councillor Rahme left the Meeting at 9:19pm during the consideration of this item and did not return.

Councillor Sarkis left the Meeting at 9:24pm and returned at 9:26pm during the consideration of this item.

Min. 797 Items Resolved by Exception

Motion (Sarkis/Hamed)

That Council adopt items C08/24-556, C08/24-558, C08/24-560 and C08/24-566 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, Saha, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

C08/24-556 Proposed Christmas / New Year Operations 2024-2025

Resolved by Exception

That Council endorse the implementation of the operational arrangements outlined in this report for the 2024/25 Christmas/New Year period and that these details be published to the community.

C08/24-558 Cumberland Local Traffic Committee - Minutes of 5 June 2024 Meeting and Items Considered Under Delegated Authority***Resolved by Exception***

That Council:

1. Note the items considered under delegated authority by the Cumberland Local Traffic Committee at the 5 June 2024 meeting, as provided in Attachment 1.
2. Receive and note the minutes of the Cumberland Local Traffic Committee meeting held on 5 June 2024, as provided in Attachment 2.

C08/24-560 Property Committee - Minutes of Meeting held 23 July 2024***Resolved by Exception***

That Council receive the Minutes of the Cumberland Property Committee Extraordinary meeting held on 23 July 2024, and adopt the recommendation contained therein as below:

That the Property Committee recommend that Council:

1. Accept the recommendation to award the contract to Evolve Housing Limited (ABN 161 277 137 31) in accordance with section 178 (1)(a) of the *Local Government (General) Regulation 2021*, for an annual management fee of \$121,600 excluding GST over a term of 12 months, with the option to renew the agreement for a further 2 year period, subject to a performance assessment of the contractor that includes consultation with the tenants;
2. Ensure that all tenancies in place at the time of the contract commencement retain the same lease agreement conditions and annual rental charge for the initial 12 month contract period and any ensuing option agreement; and
3. Delegate authority to the General Manager to execute the contract and any associated documents.

C08/24-566 Outcome of the General Manager's Performance Review For The Period 1 July 2023 to 30 June 2024***Resolved by Exception***

That Council:

1. Note the favourable outcome of the General Manager's performance review for the period from 1 July 2023 to 30 June 2024.

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2. Confirm in writing to the General Manager the outcome of this performance review, and the recommendations arising from the review.
 3. Apply a 5% increase to the Total Remuneration Package (TRP) for the General Manager, exclusive of Motor Vehicle, effective from the first full pay period on or after 1 July 2024.
 4. Vary the new Contract of Employment for the General Manager, commencing on 2 September 2024 to provide the General Manager with two weeks' Paid Special Leave to be granted on the anniversary of each year of this contract, with the first period of such Paid Special Leave to be granted on 2 September 2024.

**Min. 798 C08/24-559 Cumberland Local Traffic Committee - 5 June 2024 -
Recommendations to Council**

Motion (Saha/Colman)

That Council endorse the recommendations for items considered by the Cumberland Local Traffic Committee at the 5 June 2024 meeting, as provided in this report with the exception of CTC-24-148.

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, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

**Min. 799 Item CTC-24-148 – New Street, Auburn – Proposed Temporary Road
Closure for St Raymond Maronite Church Annual Community Event**

Motion (Sarkis/Elmore)

That the Traffic Committee recommends that Council approve the temporary full road closure of New Street, Auburn between Wellington Road and Hillview Street from Saturday 16 November 2024 12:00 PM to Sunday 17 November 2024 12:00 AM, subject to approval from Transport for NSW for the Traffic Management Plan and Traffic Guidance Scheme.

Amendment (Garrard/Christou)

That the words “subject to community consultation being undertaken by Council” be included in the Motion.

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

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

Councillor(s) Against the Amendment: Colman, Elmore, Farooqui, Hamed, Huang, Hussein, Lake, Saha, Sarkis and Zaiter.

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

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

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

Councillor Farooqui left the Meeting at 9:38pm and returned at 9.42pm during the consideration of this item.

Councillor Cummings left the Meeting at 9:42pm during the consideration of this item.

Min. 800 Extension of Time

Motion (Sarkis/Hussein)

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, Elmore, Farooqui, Garrard, Hamed, Huang, Hughes, Hussein, Lake, Saha, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

Min. 801 C08/24-561 Notice of Motion - The Draft Granville Town Centre Public Domain Plan

Motion (Hamed/Hussein)

That Council:

1. Receive a report to the next meeting detailing the status and progress of the Draft Granville Town Centre Public Domain Plan; and
 2. Consideration be given to car parking supply in the Granville Town Centre and surrounds as part of the report.
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Amendment (Christou/Garrard)

That an additional point be inserted as follows:

3. Investigate the possible transfer of all day parking to time limited parking.

The proposed Amendment was accepted by the Mover and Seconder of the Motion, and was incorporated to become the substantive Motion as follows:

Motion (Hamed/Hussein)

That Council:

1. Receive a report to the next meeting detailing the status and progress of the Draft Granville Town Centre Public Domain Plan; and
2. Consideration be given to car parking supply in the Granville Town Centre and surrounds as part of the report.
3. Investigate the possible transfer of all day parking to time limited parking.

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, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

Councillor Cummings returned to the Meeting at 9:49pm at the commencement of this item.

Councillor Huang left the Meeting at 9:49pm and returned at 9:51pm during the consideration of this item.

Councillor Farooqui left the Meeting at 9:54pm and returned at 9:56pm during the consideration of this item.

Min. 802 C08/24-564 Notice of Motion - Wentworthville Town Centre Revitalisation**Motion (Zaiter/Sarkis)**

That Council continue to support the revitalisation of the Wentworthville Town Centre through the following:

1. Progress the construction of the public domain upgrade along Station Street, between The Kingsway and Pritchard Street, to deliver the first stage of the adopted Wentworthville Town Centre Public Domain Plan.
2. The funding for point 1 is to be sourced from contributions collected via the Section 7.11 contribution plan.

3. Review the current planning controls for the town centre to ensure that these controls continue to support future development at this location.

Amendment (Saha/Hamed)

Replace the word “Pritchard” with “Perry” and add “in the next term of Council” at the end of “Domain Plan” in point 1.

The proposed Amendment was accepted by the Mover and Seconder of the Motion, and was incorporated to become the substantive Motion as follows:

Motion (Zaiter/Sarkis)

That Council continue to support the revitalisation of the Wentworthville Town Centre through the following:

1. Progress the construction of the public domain upgrade along Station Street, between The Kingsway and Perry Street, to deliver the first stage of the adopted Wentworthville Town Centre Public Domain Plan in the next term of Council.
2. The funding for point 1 is to be sourced from contributions collected via the Section 7.11 contribution plan.
3. Review the current planning controls for the town centre to ensure that these controls continue to support future development at this location.

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, Sarkis and Zaiter.

Councillor(s) Against the Motion: Nil.

C08/24-565 Questions on Notice - Submitted by Councillor Garrard

The Questions on Notice were answered in the Closed Council section of the business paper for this Meeting.

Matter of Urgency – Councillor Christou

In accordance with Clause 9.3 (b) of the adopted *Code of Meeting Practice*, the Mayor, Councillor Lake ruled that the business raised without notice by Councillor Christou in relation to Council urgently arranging a clean up of the creek at the end of Eve Street, Guildford not be considered as a matter of urgency at this meeting, as it did not require a decision by the Council before the next scheduled ordinary meeting. The Mayor suggested that the Motion be lodged with notice for the next Ordinary Council meeting.

The Mayor, Councillor Lake closed the meeting at 10:11pm.

Chairperson *Lisa C. Lake*