



Burwood ^{Inc.1874}

Burwood . Burwood Heights . Croydon . Croydon Park . Enfield . Strathfield

MINUTES OF THE MEETING OF THE COUNCIL OF BURWOOD held electronically on Tuesday 29 June 2021 commencing at 6:00pm.

ATTENDANCE Councillor John Faker (Mayor)
Councillor Ernest Chan (Deputy Mayor)
Councillor Heather Crichton
Councillor Joseph Del Duca
Councillor Raj Dixit
Councillor Lesley Furneaux-Cook
Councillor George Mannah

Mr T Briscece, General Manager
Mr F Zincone, Director Corporate Services
Ms B Endycott, Director Community Life
Mr G El Kazzi, Director City Assets
Ms P Hatzigiannis, Director People and Performance
Mr D Porter, Director City Strategy
Mr W Armitage, Chief Finance Officer
Ms L Hennessey, Group Manager Corporate Planning and Communications
Ms T Whitmarsh, Consultant – Governance Specialist
Ms M Butler, Governance Coordinator
Mr Harry Gavrilis, Group Manager Environment & Health
Mr John Inglese, Group Manager Assets & Infrastructure
Ms Julie Mockett, Group Manager Customer Service and Records

OPENING OF MEETING BY THE MAYOR

The Mayor opened the meeting with a prayer and Acknowledgement of Country.

OPEN FORUM

There was no business for this item.

APOLOGIES

There were no apologies.

DECLARATIONS OF INTEREST

Cr John Faker declared a non-pecuniary non-significant interest in relation to item MM16/21 regarding the St Merkorious Charity where his wife volunteers one day each week.

DECLARATIONS OF POLITICAL DONATIONS

There were no declarations of political interests by Councillors.

CONFIRMATION OF MINUTES**57/21 RESOLVED** *(carried unanimously)*

That the minutes of the meeting of the Council Meeting of Burwood held on Tuesday 25 May 2021, as circulated, be confirmed and signed as a true record of the proceeding of the meeting.

(Moved Councillor Heather Crichton/Seconded Councillor George Mannah)

ADDRESS BY THE PUBLIC ON AGENDA ITEMS

Name	Item
Patrick Saidi	MM14/21 - Requesting an Interim Heritage Order and preliminary heritage investigation of No. 11 Seale Street Burwood

MAYORAL MINUTES**(ITEM MM13/21) BURWOOD COUNCIL AWARDED FOR EXCELLENCE**

File No: 21/26324

Summary**NSW Local Government Excellence Awards**

The NSW Local Government Excellence Awards were held earlier this month on Thursday 3 June 2021. The awards highlight the great work carried out by councils in their communities.

Burwood Council was selected as a finalist in the following two categories:

- Community Development (Burwood Cares Four Phase Recovery and Resilience Program)
- Special Projects Initiatives (Burwood Print and Post Partnership)

Council's popular Burwood Cares Program launched in March 2020 in response to the COVID-19 pandemic. The program saw staff from across the organisation work collaboratively to deliver agile services resulting in clear wellbeing and economic outcomes for our community including increased housing support for rough sleepers, social assistance for vulnerable residents and over \$1.1 million in financial relief measures provided to residents and businesses.

The Burwood Print and Post Partnership saw Council partner with Revenue NSW in 2020 to streamline the way parking infringements are issued to drivers within the Burwood LGA. Some of the key improvements from the program included minimised workplace safety risks, the removal of administration burdens and improved customer experience.

Both projects received the 'Highly Commended' award in their respective categories on the night.

I would like to commend staff on their adaptability over the last year as we faced unprecedented events. These projects are examples of our continued commitment to providing innovative and important services to the community.

I am also very pleased to inform Council that the Southern Sydney Regional Organisation of Councils (SSROC) were highly commended in the category of Innovative Leadership for the 'Procure Recycled: Paving the Way' project.

The initiative has seen 16 Sydney metropolitan councils join forces to recycle nearly 100 million glass containers per year into local roads through the largest local government-led procurement of

recycled road-making materials in NSW history. The initiative aims to initiate a new age of road-making by using recycled crushed glass as a substitute for natural sand in roads and footpaths in line with Transport for NSW and AUS-SPEC specifications.

This program demonstrates Councils' leadership in delivering a circular economy and the value of community efforts to recycle their waste.

Graffiti Removal Day Awards

Burwood Council has also received the NSW Graffiti Removal Day Award for our efforts to remove over 421m² of graffiti as part of the state-wide initiative in March 2021.

Graffiti removal locations included:

- Wentworth Road, Strathfield
- Cervetto Lane, Enfield
- Liverpool Road, Enfield
- Byer Street, Enfield

I would like to thank our Council staff and the 35 volunteers including Burwood Police and Rotary International who participated in Graffiti Removal Day and contributed to this fantastic result.

I ask Council to join me in congratulating all the staff involved in all projects for their hard work and dedication.

58/21

RESOLVED *(carried unanimously)*

That Council receive and note the report.

(ITEM MM14/21) REQUESTING AN INTERIM HERITAGE ORDER AND PRELIMINARY HERITAGE INVESTIGATION OF NO. 11 SEALE STREET BURWOOD

File No: 21/27885

Summary

Development Application (DA) No. 2021.51 proposes the demolition of the existing dwelling and other structures to allow the construction of a new two storey dwelling and swimming pool at No. 11 Seale Street Burwood.

Over 60 submissions have been received in respect to the DA, many of which object to the demolition of the existing two-storey house on the grounds of the house's age and potential heritage significance. I understand the property is not currently heritage listed, nor located within a conservation area.

I have been briefed by the General Manager, that a preliminary heritage has been completed by the Council Heritage advisor. This has reviewed the information provided by the community members and included an inspection of the site. In summary the preliminary heritage assessment finds that:

The property has a high level of intactness in its principal form. While there is a rear addition, significant alterations to the dwelling have been confined to that area.

The property retains its exterior form and interior detailing to a high level. The site allotment and impressive dwelling is likely to be representative of subdivision of larger land holdings to descendants who were prominent in the local business community.

The preliminary assessment concludes that, upon further inspection, the property is likely to be found to be of local heritage significance.

I therefore request the General Manager proceed with a request for gazettal of Interim Heritage Order with Heritage NSW under section 25 of the *Heritage Act 1977*. Also that a qualified heritage adviser be engaged to undertake a heritage investigation of the property to determine the local significance.

The findings and recommendations shall be reported back to Council for its consideration.

In addition, this recent review and feedback received from local residents have highlighted the strong historical significance of Seale Street and nearby Ireland Street, and I would like to recommend that Council considers appropriate action to protect particular homes or possibly the entire two streets under a heritage framework.

Operational Plan Objective

- 1.4.4 Promote and celebrate the area's heritage and Indigenous history
- 4.3 Burwood's existing heritage integrated with high quality urban design
- 4.3.2 Maintain and preserve heritage through relevant planning strategies

59/21

RESOLVED *(carried unanimously)*

1. Council request the gazettal of an Interim Heritage Order from Heritage NSW for the property at 11 Seale Street Burwood for the longest period possible under the current legislation.
2. Council engage a heritage advisor or consultant to undertake a heritage investigation of the property to determine the local heritage significance of the property.
3. The findings of the investigation and recommendations be reported back to Council at the next available meeting following the conclusion of the investigation.
4. The General Manager initiates a preliminary in-house review of Seale Street, Ireland Street and any adjoining streets with a view of identifying additional potential items of historical significance or possible listing of a Conservation Area.
5. The General Manager reports back to Council once the preliminary review is conducted with its findings and with a cost plan for a possible subsequent formal heritage review.
6. The Mayor writes to residents and those that have made submissions to update them on this matter.
7. Staff investigate the current policy on issuing interim heritage orders and report back to Council.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Faker	
Councillor Mannah	
Councillor Dixit	
Councillor Del Duca	
Councillor Crichton	
Councillor Chan	
Councillor Furneaux-Cook	
Total (7)	Total (0)

(ITEM MM15/21) BURWOOD COUNCIL TACKLES PLASTIC POLLUTION

File No: 21/27972

Summary

Burwood Council is taking part in the global movement 'Plastic Free July' with the launch of a new Repurpose, Reuse and Recycle Program.

Local residents and businesses have told us that sustainability and reducing our environmental footprint is important to them, with many already joining the movement to reduce the use of single-use plastics in their day-to-day lives. But plastic pollution must also be tackled at a government level.

Burwood Council is doing its part to prevent waste and educate the community through the launch of a new pilot program. The Repurpose, Reuse and Recycle Program will be delivered in two phases in partnership with the Croydon Park Business Chamber, Scouts and Croydon Park Public School.

- Phase one will see the distribution of over 500 re-usable Boomerang Bags made from converted post-consumer material to local community members as part of Plastic Free July 2021.
- Phase two will see Council investigate innovative opportunities to recycle its own materials, repurposing Burwood street flags into vibrant, sustainable and reusable bags sewed by our community for our community.

Both initiatives aim to reduce single-use plastics and the amount of pollution entering our Local Government Area (LGA) and the Cooks River.

In addition to the environmental benefits, the program will offer young leaders and community groups opportunities to work collectively with government to effect real change.

We can all do our bit to reduce the amount of plastic we use every day and volume that enters our environment. Together I look forward to building a stronger, more sustainable Burwood.

Operational Plan Objective

3.2.2 Identify waste management solutions

2.2.3 Clear targets for recycling and reducing waste to landfill

2.2.4 Initiatives to encourage more sustainable practices in the community and around the home

60/21**RESOLVED** *(carried unanimously)*

1. Council agrees to donate \$1,200 to the Scouts to purchase 500 Boomerang Bags and 20 community posters as part of Plastic Free July 2021, with the donation funded from the 2020/2021 Mayor's donations budget.
2. That the General Manager investigate opportunities to recycle Council materials including street flags into sustainable products for our community.

(ITEM MM16/21) BURWOOD CARES - MAYOR'S DONATION IN SUPPORT OF VULNERABLE RESIDENTS

File No: 21/28589

Summary

This year has been challenging for many community members in the Burwood Local Government Area. As we continue navigate the impacts of the COVID-19 pandemic and the recent re-emergence of cases across Greater Sydney there has never been a more critical time to recognise the added pressure on people and families that are already doing it tough.

With this in mind, I propose that funds allocated to the Mayor's Discretionary Grants budget 2020-21 are used to provide additional support to local churches and community organisations that are actively supporting vulnerable members of our local community during this challenging time.

Specifically, I propose that funding is donated equally to:

Organisation	Proposed Donation (No GST)
Burwood Croydon Uniting Church	\$500
St Paul's Anglican Church	\$500
St Joseph's Church Croydon (Maronites on a Mission)	\$500
St Nectarios Church	\$500
Holy Innocents Church	\$500
Baptist Community Church Burwood	\$500
St Thomas' Anglican Church	\$500
St Joseph's Catholic Church	\$500
Salvation Army Enfield/ Burwood Corps	\$500
Women and Girls' Emergency Centre	\$500
St Merkorious Charity	\$500
Burwood Community Welfare Services	\$500
Total	\$6000

This donation is part of a wider range of support measures Council continues to implement to help local residents impacted by the COVID-19 pandemic. The delivery of the Burwood Cares Program and roll out of unprecedented financial relief measures totaling over \$1.1 million dollars throughout the pandemic are both examples of Council's commitment to support our community. I am proud that we continue to remain focused and responsive to our community's needs during this challenging time.

Operational Plan Objective

- 1.1.1 Provide a diverse range of strategies and initiatives that meet the needs of the community
- 2.1.2 A well informed, supported and engaged community.

RESOLVED *(carried unanimously)*

1. Council agrees to provide a \$500 donation from the Mayor's Discretionary Grants budget to each of the following organisations that are actively supporting vulnerable members of our local community throughout the pandemic:

- Burwood Croydon Uniting Church
- St Paul's Anglican Church
- St Joseph's Church Croydon (Maronites on a Mission)
- St Nectarios Church
- Holy Innocents Church
- Baptist Community Church Burwood
- St Thomas' Anglican Church
- St Joseph's Catholic Church
- Salvation Army Enfield/ Burwood Corps
- Women and Girls' Emergency Centre
- St Merkorious Charity
- Burwood Community Welfare Services

NOTICES OF MOTION

(ITEM NM5/21) TRAFFIC CONCERNS MITCHELL STREET AND PORTLAND STREET

File No: 21/27006

Summary

Local residents have recently provided feedback in relation to the traffic issues in Mitchell Street and Portland Street Enfield.

Residents have reported a number of incidents of high speed and dangerous driving along both Mitchell and Portland Street Enfield. Residents have noted these streets are used regularly as a short cut to surrounding main roads and are frequently used by trucks and other vehicles accessing Flower Power and Henley Park.

Consideration should be given to the installation of traffic calming devices in both Mitchell and Portland Streets, a reduction in the speed limit to 40km and the installation of 'No Right Turn' signs on the corner of Mitchell Street and Coronation Parade, preventing vehicles travelling from the south of Coronation Parade to enter Mitchell Street, and vehicles from Mitchell Street turning right onto Coronation Parade.

Operational Plan Objective

- 4.1.1 Ensure strategies accommodate population growth
- 4.1.4 Enhance road and pedestrian safety

62/21

RESOLVED *(carried unanimously)*

1. The General Manager requests Council's traffic group investigate:
 - the installation of traffic calming devices in both Mitchell and Portland Streets
 - a reduction in the speed limit to 40km
 - the installation of 'No Right Turn' signs on the corner of Mitchell Street and Coronation Parade, preventing vehicles travelling from the south of Coronation Parade to enter Mitchell Street, and vehicles from Mitchell Street turning right onto Coronation Parade.
2. Once the investigation is completed the General Manager to refer any recommendations to the Burwood Local Traffic Committee for review.

(Moved Councillor Raj Dixit/Seconded Councillor Lesley Furneaux-Cook)

GENERAL BUSINESS**PROCEDURAL MOTION****63/21 RESOLVED** *(carried unanimously)*

That the supplementary report - Item 48/21 - be considered in conjunction with Item 39/21 of the business paper of this meeting.

(Moved Councillor Lesley Furneaux-Cook/Seconded Councillor George Mannah)

(ITEM 39/21) ADOPTION OF OPERATIONAL PLAN AND BUDGET 2021-2022, STATEMENT OF REVENUE POLICY AND SCHEDULE OF FEES AND CHARGES FOR 2021-2022

File No: 21/27087

Summary

The purpose of this report is to seek Council's adoption of the:

- Operational Plan and Budget 2021-2022
- Statement of Revenue Policy 2021-2022
- Schedule of Fees and Charges 2021-2022

Operational Plan Objective

- 2.1 Community confidence in Council's decision making.
 - 2.1.3 Ensure transparency and accountability in decision making.
- 2.3 Identify and maintain additional revenue sources to ensure financial sustainability.

64/21 RESOLVED *(carried unanimously)*

1. That Council note that one submission has been received (as of 23 June 2021), relating to the Draft Operational Plan and Budget 2021-2022 and the Draft Statement of Revenue Policy incorporating the Schedule of Fees & Charges for 2021-2022.
2. That Council adopt the Operational Plan 2021-2022.
3. That Council adopt the Budget 2021-2022.
4. That Council levy two ordinary rates, being "Residential" and "Business".
5. That the "Residential" rate be sub-categorised into:
 - Residential
 - Residential – Town Centre
6. That the "Business" rate be sub-categorised into sub-categories, being:
 - Business A
 - Business B
 - Business C
 - Business D
 - Town Centre – Minor Business
7. That Council continue to adhere to the minimum / ad-valorem basis of rating with a reasonable substantial minimum rate set at an amount determined to be the contribution required to cover the provision of the basic activities of the Council.

8. That Council make:
- a. An Ordinary Rate (Residential) of 0.00148696 in the dollar on all rateable residential land in the Burwood Council area excluding Residential–Town Centre land, with the minimum amount payable for this rate in respect to each separate parcel of rateable land be the sum of \$1,063.32;
 - b. An Ordinary Rate (Residential–Town Centre) of 0.00075888 in the dollar on all rateable residential land in the Burwood Council area defined and categorised as Residential–Town Centre land, with the minimum amount payable for this rate in respect to each separate parcel of rateable land be the sum of \$1,356.01;
 - c. An Ordinary Rate (Business A) of 0.00208960 in the dollar on all rateable business land in the Burwood Council area other than the rateable business land included in sub-categories Business B, Business C, Business D and Town Centre–Minor Business, with the minimum amount payable for this rate in respect to each separate parcel of rateable land be the sum of \$1,162.79;
 - d. An Ordinary Rate (Business B) of 0.00301341 in the dollar on all rateable business land within the centre of activity defined, and categorised Category Business B, with the minimum amount payable for this rate in respect to each separate parcel of rateable land be the sum of \$1,162.79;
 - e. An Ordinary Rate (Business C) of 0.00385774 in the dollar on all rateable business land within the centre of activity defined, and categorised Category Business C, with the minimum amount payable for this rate in respect to each separate parcel of rateable land be the sum of \$1,162.79;
 - f. An Ordinary Rate (Business D) of 0.00644608 in the dollar on all rateable business land within the centre of activity defined, and categorised Category Business D with the minimum amount payable for this rate in respect to each separate parcel of rateable land be the sum of \$1,487.51;
 - g. An Ordinary Rate (Town Centre–Minor Business) of 0.00243340 in the dollar on all rateable business land within the defined Town Centre area and categorised as Town Centre–Minor Business, with the minimum amount payable for this rate in respect to each separate parcel of rateable land be the sum of \$1,487.51;
 - h. A Residential Waste Management Service Availability Charges (Residential Waste Charge or Res Strata Waste Charge) in accordance with Section 496 of the *Local Government Act 1993* for 2021-2022 of \$430.00 as per Schedule of Fees and Charges.
 - i. A Stormwater Management Service Charges (Stormwater Management Service Charge) in accordance with Section 496A of the *Local Government Act 1993* and Clauses 125A and 125AA of *Local Government (General) Regulation 2005*, as denoted in the 2021-2022 Schedule of Fees and Charges document.
 - j. Charges pursuant to Section 611 of the *Local Government Act 1993* as denoted in the 2021-2022 Schedule of Fees and Charges document, with the exception of the new draft fees and charges for the Henley Park and Blair Park Amenities Buildings.
9. That Council note the Rate Yield for 2021-2022 with the Independent Pricing and Remuneration Tribunal (IPART) Special Rate Variation (SRV) increase of 4.5% and the rates shown in the following table:

2021-2022 RATING STRUCTURE WITH +4.5% Rate Peg and Other Mandatory Adjustments						
RATE TYPE	CATEGORY	TOTAL NUMBER OF ASSESSMENTS	RATE IN THE DOLLAR	NUMBER MIN. RATE ASSESSMENTS	MINIMUM RATE \$	NOTIONAL YIELD \$
Ordinary	Residential	10,357.08*	0.00148696	4,365.90*	\$1,063.32	\$15,696,124
Ordinary	Business A	464.92*	0.00208960	146.24*	\$1,162.79	\$1,568,347
Ordinary	Business B	43	0.00301341	3	\$1,162.79	\$627,608
Ordinary	Business C	31	0.00385774	2	\$1,162.79	\$455,841
Ordinary	Business D	42	0.00644608	4	\$1,487.51	\$2,478,212
Ordinary	Residential Town Centre	3,439	0.00075888	3,401	\$1,356.01	\$4,839,059
Ordinary	Town Centre - Minor Business	399	0.00243340	226	\$1,487.51	\$1,597,005
Total		14,776		8,148.14		\$27,262,196

10. That the yield from the Residential Waste Management Service Availability Charges of \$6,556,347.45 be noted in the Statement of Revenue Policy 2021-2022.
11. That the yield from the Stormwater Management Service Charges of \$294,142.50 be noted and updated in the Statement of Revenue Policy 2021-2022.
12. That the yield for the Section 611 Charges (Gas Mains Assessment) be noted and will be approximately \$26,000.
13. That for the 2021-2022 rating year a one-off additional increase of \$25 such that the additional pensioner rebate will be \$150 in addition to any other pensioner rates concession granted to a rates assessment of an eligible pensioner.
14. That Council adopt the maximum rate of interest payable on overdue rates and charges as determined by the Minister.
15. That the General Manager levy the rates and charges for the period 1 July 2021 to 30 June 2022 by service of the rates and charges notices pursuant to the *Local Government Act 1993* and the Regulations made there under.
16. That Council adopt the tabled 2021-2022 Statement of Revenue Policy incorporating the Schedule of Fees & Charges for 2021-2022 along with Council's Loan Borrowing allocation of \$1 million for the upgrade of Enfield Village Infrastructure Works.
17. That Council delegate to the General Manager the delivery of the Capital Works program in line with a detailed plan of works/services and budget for the financial year 2021-2022 including the acquisition of goods and services, request for quotations and tendering for roads, footpaths, kerb and gutter and drainage works using prescribed agencies under Section 55 of the *Local Government Act 1993* and NSW Government panels available to Council.
18. That Council place the new draft fees and charges for the Henley Park and Blair Park Amenities Buildings as outlined in this report on public exhibition for a period of 28 days and provide a report back to Council following the conclusion of the public exhibition period, as required by section 405 of the *Local Government Act 1993*.

(Moved Councillor Lesley Furneaux-Cook/Seconded Councillor Heather Crichton)

(ITEM 48/21) LATE SUPPLEMENT TO ITEM 39/21 ON THE OPERATIONAL PLAN AND BUDGET 2021-2022.

File No: 21/28548

Summary

Council received a submission on the final day of the public exhibition of the draft Operational Plan and Budget 2021-2022. The timing of this submission occurred after finalisation of the business paper for the ordinary meeting of Council in June 2021. It is the second of two public submissions and is now being brought to the attention of Council for consideration in conjunction with consideration of Council Report 39/21.

Operational Plan Objective

- 2.1 Community confidence in Council's decision making
- 2.1.3 Ensure transparency and accountability in decision making

65/21 RESOLVED (carried unanimously)

1. That Council consider the second public submission on the Draft Operational Plan and Budget 2021-2022 in conjunction with its consideration of Council Report 39/21 Adoption of Operational Plan and Budget 2021-2022 Statement of Revenue Policy and Schedule of Fees and Charges for 2021-2022.

(Moved Councillor Lesley Furneaux-Cook/Seconded Deputy Mayor Ernest Chan)

(ITEM 40/21) ALTERNATIVE WASTE COLLECTION ARRANGEMENTS - OPTIONS FOR RECEPTACLE NUMBERS AND PLACEMENTS

File No: 21/26580

Summary

Council at its meeting of 25 May resolved that the General Manager

1. *Investigate alternative waste collection arrangements for residential and mixed use development that reduce the number of waste receptacles being placed kerbside for collection and improve the efficiency of collection services.*
2. *That a briefing report including recommendations be presented to Council for consideration.*

Operational Plan Objective

- 3.2.2 Identify emerging waste management solutions
- 3.3.3 Encourage the Community to take pride in the cleanliness and maintenance of the area.

66/21 RESOLVED (carried unanimously)

1. That the report be received and noted.
2. That in the review of the 'Local Approvals Policy for Managing Waste in Public Places' a provision be included for the timely removal and return of waste and recycling bins from footpaths outside multi-unit dwellings in the Town Centre.
3. That the updated 'Local Approvals Policy for Managing Waste in Public Places' be submitted to the September 2021 Council Meeting.

4. That Part 6.2 of the Burwood DCP 'Waste' be reviewed and updated as considered necessary and submitted to the October 2021 Council Meeting.
5. That council investigate the opportunity to transition new multi-unit dwellings from 240L bins to 660L bins.
6. That council investigate changing the current DCP to require waste storage and collection points in new developments to be on-site.
7. That council formulates and updates the waste strategy with the intent to transition existing multi-dwelling buildings in Town Centres to the new practice.
8. That the General Manager report back to council after the investigation and consultation is finalised.

(Moved Councillor George Mannah/Seconded Councillor Lesley Furneaux-Cook)

(ITEM 47/21) ADOPTION OF HOARDING POLICY AND PUBLIC ART POLICY

File No: 21/26117

Summary

At the Ordinary Meeting of Council held on 27 April 2021, Council resolved to place the revised *Hoarding Policy* and the revised *Public Art Policy* on public exhibition for a period of 28 days for consultation with the community. This report seeks Council's adoption of both policies following the conclusion of the public exhibition period.

Operational Plan Objective

5.3.1 Promote opportunities for public art and culture.

5.3.2 Maintain an attractive Burwood CBD.

67/21 RESOLVED (carried unanimously)

That Council:

1. Note that no public submissions have been received relating to the revised *Hoarding Policy* and revised *Public Art Policy* during the public exhibition period.
2. Adopt the revised *Hoarding Policy* as outlined in Attachment 1.
3. Adopt the revised *Public Art Policy* as outlined in Attachment 2.

(Moved Councillor Heather Crichton/Seconded Deputy Mayor Ernest Chan)

(ITEM 42/21) ESTABLISHMENT OF NEW SUPPLIER PANEL - CODE OF CONDUCT REVIEWERS

File No: 21/15007

Summary

Council is obliged to under Section 3.11 of the *Burwood Council Procedures for the Administration of the Code of Conduct* to establish a new panel of conduct reviewers. The Council last established a panel of reviewers on 26 March 2019 based on the SSROC panel of pre-qualified suppliers of review services. SSROC has recently established a new panel of preferred suppliers thereby triggering the need for Council to refresh its panel arrangements.

Operational Plan Objective

2.1.3 ensure transparency and accountability in decision making

68/21**RESOLVED** (*carried unanimously*)

1. That Council notes the contingent arrangement for Burwood Council by SSROC to extend, by one month, preferred supplier certification status for suppliers that Burwood has used under the SSROC Panel arrangements originally expiring on 16 June 2021.
2. That Council receives and notes the recommendations from SSROC for the appointment of the Panel of Code of Conduct Auditors commencing in 17 June 2021.
3. That Council establish a new panel of preferred suppliers of Code of Conduct reviewers in line with the SSROC pre-qualification scheme of nine preferred suppliers listed below for a period of four years from 17 June 2021:
 - **Centium** Pty Ltd
 - **CT Management** Group Pty Ltd
 - Nemesis Consultancy Group t/a **National Workplace Investigations**
 - **O'Connor Marsden and Associates** Pty Ltd (OCM)
 - **On Track Investigations** Pty Ltd
 - **Procure Group** Pty Ltd
 - **SINC Solutions** Pty Ltd
 - **Train Reaction** Pty Ltd
 - Pack Investigations Pty Ltd as The Trustee for Weir Trading Trust t/a **Weir Consulting** (National)

(Moved Councillor George Mannah/Seconded Councillor Lesley Furneaux-Cook)

(ITEM 43/21) NEW IMPRESSIONS BURWOOD MOON FESTIVAL SPONSORSHIP PROPOSAL

File No: 21/26292

Summary

Council received a proposal from New Impressions Pty Ltd, a national Asian marketing company and media platform to host the Burwood Moon Festival 2021 in Burwood Park on Sunday 19 September, as part of the planned Burwood Spring Event Program. This followed the 2020 and 2021 Lunar New Year negotiations with New Impressions and the subsequent cancellation of both of these events due to COVID.

New Impressions is seeking a contribution from Council to fund costs for hire of the Burwood Park Pavilion, Burwood Park Community Centre, audiovisual equipment and technician, garbage removal service on event day (staff, truck and related charges), park hire fees and other equipment-related fees.

The proposal is now submitted to Council for review and endorsement.

Operational Plan Objective

1.4.3 Coordinate, facilitate and support inclusive cultural events and initiatives to celebrate community, diversity and cultural heritage

1.4.3.2 Seek to support events and activities within the area that celebrate diversity

1.4.3.2.1 Provide support or sponsorship to cultural events and activities within the community

69/21 RESOLVED *(carried unanimously)*

1. That Council not support a partial cash and in-kind contribution of up to \$10,000.00.
2. Council approach New Impressions about supporting a similar event during Lunar New Year Celebrations in 2022.

(Moved Councillor Heather Crichton/Seconded Councillor Joseph Del Duca)

(ITEM 44/21) ADJUSTMENTS TO COUNCIL MEETING SCHEDULE FOR AUGUST / SEPTEMBER 2021

File No: 21/27444

Summary

This report proposes the cancellation of the Ordinary Meeting of Council on 24 August 2021 to ensure the requirements of the pre-election caretaker period are met. It also proposes the scheduling of an Extraordinary Meeting of Council on 15 September 2021 to enable the new council to take the oath or affirmation and attend to the business required to be addressed at the first meeting of a new council.

Operational Plan Objective

2.5.1 Provide strong leadership and advocacy on behalf of the community.

70/21 RESOLVED *(carried unanimously)*

1. That Council resolve to cancel the Ordinary Council Meeting scheduled for 24 August 2021.
2. That Council resolve to schedule an Extraordinary Meeting on 15 September 2021 to deal with inauguration matters for the newly elected body of councillors.

(Moved Councillor Lesley Furneaux-Cook/Seconded Deputy Mayor Ernest Chan)

(ITEM 45/21) INVESTMENT REPORT AS AT 31 MAY 2021

File No: 21/25146

Summary

In accordance with Clause 212 of the *Local Government (General) Regulation 2005*, this report details all money that Council has invested under Section 625 of the *Local Government Act 1993*.

Operational Plan Objective

2.3.1 Identify and maintain additional revenue sources to ensure financial sustainability

71/21 RESOLVED *(carried unanimously)*

1. That the investment report for 31 May 2021 be received and endorsed.
2. That the Certificate of the Responsible Accounting Officer be received and noted.

(Moved Councillor Lesley Furneaux-Cook/Seconded Deputy Mayor Ernest Chan)

INFORMATION ITEMS

(ITEM IN14/21) MAYORAL DISCRETIONARY GRANTS - SMALL DONATIONS POLICY - PERIOD ENDING 31 MARCH 2021

File No: 21/26122

Summary

The Discretionary Grants – Small Donations Policy was reviewed by Council and adopted on 12 December 2017. As part of the Policy requirements, a list of donations made is to be reported to Council on a quarterly basis. The attached table details all the Discretionary Grants for the quarter ending 31 March 2021.

Background

The Mayor is allocated an annual budget of \$15,000 to extend civic leadership by supporting, through the allocation of small donations on behalf of Council, organisations or individuals for one or more of the following purposes:

1. Personal development and achievements of individual community members representing NSW or higher in their chosen fields, including sporting, academic, cultural and artistic endeavours who require financial assistance to attend events or activities or compete in their chosen field
2. Relief and other emergency organisations
3. Charitable organisations (registered) that provide benefits to the Burwood Local Government Area
4. Locally based groups and organisations located in the Burwood Local Government Area that have not applied under the Community Grants Program and are established as not-for-profit, community based groups, which includes P and C associations
5. Mayor's discretion for requests of a humanitarian nature.

Financial assistance for all categories is capped at \$1,000.

Financial Implications

Within the approved budget allocation of \$15,000.

No Decision – Information Item Only

(ITEM IN15/21) POWER OF ATTORNEY FOR THE GENERAL MANAGER - REPORT FOR PERIOD OF MARCH TO MAY 2021

File No: 21/26249

Summary

At the Council Meeting of 28 May 2019, Council resolved to delegate to Tommaso Briscese a general Power of Attorney.

The resolution included a request for a report to Council every three months on all documents signed under the general Power of Attorney.

Council notes that the following documents were signed under Power of Attorney between March and May 2021:

- Burwood Park Reserve Trust Lease to Jad's Place - Burwood Park Café - Signed lease by Crown Land Manager. Presented to Council on 24 November 2020, Item 117/20.
- Surrender of Lease - Henley Park Café. On 28 November 2017 the General Manager of the time approved Sunil Kumar trading as NP Catering PTY LTD to be granted the lease of the Henley Park Café for two years with a further two year option. The lease was executed by the then General Manager on 21 December 2017.

Operational Plan Objective

2.1.3 Ensure transparent and accountability in decision making

No Decision – Information Item Only

CONFIDENTIAL ITEMS - CLOSED SESSION

72/21 RESOLVED (carried unanimously)

That the meeting move into closed session in order to consider items 43/21 and 41/21.

(Moved Deputy Mayor Ernest Chan/Seconded Councillor Lesley Furneaux-Cook)

THERE WERE NO REPRESENTATIVES FROM THE PUBLIC TO ADDRESS THE COUNCIL BEFORE THE RESOLUTION TO MOVE INTO CLOSED SESSION WAS CARRIED.

THE MEETING MOVED INTO CLOSED SESSION AT 7.40 PM THE PUBLIC AND PRESS EXCLUDED FROM THE MEETING.

(ITEM 46/21) PAVING THE WAY PROGRAM - SUSTAINABLE PAVEMENTS - ROAD CONSTRUCTION MATERIAL AND RELATED SERVICES REPORT SSROC TENDER T2020-09 (RECYCLED CRUSHED GLASS)

File No: 21/25170

That above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 10A(2) (c) of the Local Government Act 1993, as the matter involves information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

73/21 RESOLVED (carried unanimously)

1. That Council accepts the recommendation to award the contract for Sustainable Pavements – Road Construction Material and Related Services for an initial contract period of 3 years with an option to extend for further 2 years (1+1) subject to SSROC approval and contractor performance. See Table 1.
2. That the General Manager be authorised to sign and approve any commissioning agreements relating to this SSROC Contract.

(Moved Councillor Lesley Furneaux-Cook/Seconded Deputy Mayor Ernest Chan)

(ITEM 41/21) BURWOOD LOCAL PLANNING PANEL - APPOINTMENT OF NEW AND RETURNING MEMBERS

File No: 21/27439

That above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 10A(2) (a) of the Local Government Act 1993, as the matter involves personnel matters concerning particular individuals.

74/21 RESOLVED (carried unanimously)

That Council:

1. immediately terminate current interim arrangements under Council resolution 25/21 for the Chair and Alternate Chair of the Burwood Local Planning Panel and formally appoint the following persons approved by the Minister for Planning and Public Spaces for the period 1 July to 28 February 2024:
 - a. Chair – Graham Brown
 - b. Alternate Chair – Penny Holloway
 - c. Alternate Chair – Stephen Kerr
2. confirm the balance of interim arrangements under Council resolution 25/21 for other expert members and community members of the Burwood Local Planning Panel to continue service pending further analysis of recruitment and retention imperatives
3. commence a fresh process for the selection of eight (8) expert members of the Burwood Local Planning Panel to serve until 28 February 2024, with a view to finalisation of recruitment well before the 31 December 2021 deadline for current interim arrangements
4. commence a fresh expression of interest process for residents of the Burwood local government area in filling four (4) positions of community members of the Burwood Local Planning Panel until 28 February 2024, with a view to finalisation of recruitment well before the 31 December deadline for current interim arrangements
5. note that three expert panels members have recently indicated that they are stepping down from the Burwood Local Planning Panel due to other commitments, and that the Panel will continue to operate for the interim with a reduced complement of expert members to draw upon
6. formally express its appreciation for the services of retiring expert members of the Burwood Planning Panel stepping down at the end of June 2021.

(Moved Councillor George Mannah/Seconded Deputy Mayor Ernest Chan)

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Faker	
Councillor Mannah	
Councillor Dixit	
Councillor Del Duca	
Councillor Crichton	
Councillor Chan	
Councillor Furneaux-Cook	
Total (7)	Total (0)

75/21 RESOLVED *(carried unanimously)*

That the meeting resume in open session.

(Moved Councillor George Mannah/Seconded Councillor Lesley Furneaux-Cook)

THE MEETING RESUMED IN OPEN SESSION AT 7.58 PM AND THE GENERAL MANAGER REPORTED THE RESOLUTIONS OF ITEMS 46/21 AND 41/21.

QUESTIONS ON NOTICE

The following Questions On Notice were submitted at the Meeting:

Cr Lesley Furneaux-Cook**Question 1.**

Has council considered click and collect as part of our response to Covid-19 for patrons of the library?

Question 2.

What are the current arrangements for Council casuals during this lockdown?

This concluded the business of the meeting and Council rose at 8.01 pm.

The Minutes of the Ordinary Meeting held on 29 June 2021 were submitted for confirmation by council on 27 July 2021 and were confirmed without amendment by resolution 77/21. The confirmed Minutes were signed by the Mayor, John Faker, after the meeting of 27 July 2021.