



MINUTES OF THE MEETING OF THE COUNCIL OF BURWOOD held electronically on Tuesday 16 February 2021 commencing at 4:02pm.

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 T Whitmarsh, Consultant – Governance Specialist
Ms R Gerges, Governance Officer

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

Nil.

DECLARATIONS OF INTEREST

Mayor John Faker declared a non-pecuniary conflict of interest in item 5/21 (Draft Voluntary Planning Agreement for 105-115 Liverpool Road Burwood) as the applicant - whilst not the owner – is undertaking architectural work for his family. Councillor Faker removed himself from discussion on this item.

DECLARATIONS OF POLITICAL DONATIONS

There were no declarations of political interests by Councillors.

CONFIRMATION OF MINUTES

1/21 RESOLVED (*carried unanimously*)

That the minutes of the meeting of the Council Meeting of Burwood held on Tuesday 8 December 2020, as circulated, be confirmed and signed as a true record of the

proceeding of the meeting.

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

(ITEM MM3/21) INVESTIGATION INTO THE ROLE OF PRIVATE PRINCIPAL CERTIFYING AUTHORITIES IN ENSURING BUILDING WORK IS CARRIED OUT IN ACCORDANCE WITH BURWOOD COUNCIL APPROVED DEVELOPMENT PLANS.

File No: 21/5112

Summary

As we know, a Private Certifier is a building professional who can act as a Principal Certifying Authority and is responsible for inspecting and approving building works to ensure they are in accordance with approved plans and state legislative requirements.

This role includes ensuring that in issuing Complying Development Certificates, Construction Certificates, and Occupation Certificates, development is carried out in accordance with the standards contained in the Burwood LEP and Burwood DCP. Importantly this also includes endorsement that building works have been completed in accordance with the Development Consent issued by Burwood Council.

Unfortunately across the State we are witnessing more and more occasions where private certifiers are issuing construction certificates and occupation certificates without a thorough and rigorous review, resulting in building works that are not compliant with the Development Consent, conditions of approval and approved plans.

Burwood is not immune from this problem.

The areas of non-compliance include departures from the approved external appearance, construction materials and finishes and deficiencies in the provision of items such as landscaping and communal open space. In extreme cases, the resulting development is a form that would not otherwise be acceptable to Burwood Council and is negatively impacting the amenity of surrounding residents.

I believe that this is having a significant impact upon the quality of development that the community of Burwood should expect and is otherwise harmful to the future amenity of our town centres and residential areas.

I feel as a Council responsible for a strategic centre in our global city we should take a strong stance on this issue, identifying options for enforcement action, legislative measures and we should also consult with NSW Government regarding appropriate steps to address this matter.

Operational Plan Objective

- 4.3.1: Encourage architectural integrity and aesthetically appealing buildings
- 4.4.2: Partner with key stakeholders to deliver major projects
- 4.5.1: Ensure support and provide efficient assessment of developments
- 4.5.2: Ensure independence and transparency in decision making on significant developments

2/21

RESOLVED *(carried unanimously)*

1. The General Manager investigate the manner and form in which Burwood Council

- currently issues Development Consent to identify initiatives that will promote improved development compliance during construction
2. The General Manager investigate enforcement action available to Burwood Council in relation to private certifiers that are authorising works not in accordance with the Development Consent issued by Burwood Council
 3. The Mayor sends letters urging the NSW Government to take decisive action in relation to this issue and recommend legislative reviews to improve protection for customers and residents of the State, including the investigation of options to bring Private Certifiers under the purview of the Independent Commission Against Corruption (ICAC). Letters are to be sent to the following parties:
 - Premier of NSW
 - Leader of the NSW opposition
 - Local Government NSW
 - SSROC
 - NSW Minister for Planning and Public Spaces
 - NSW Minister for Customer Service
 - NSW Building Commissioner
 4. The General Manager liaise with NSW Government, including the Office of Fair Trading, Building Commissioner and Department of Planning Industry and Environment to highlight compliance and enforcement concerns and identify strategic compliance initiatives.

(ITEM MM4/21) HERITAGE CONSERVATION AREAS - POLICY REVIEW

File No: 21/5120

Summary

There are a number of Heritage Conservation Areas (HCA) located across the Burwood Local Government Areas. The oldest and most established of which include the Appian Way and Malvern Hill Conservation Area. HCAs are extremely valuable as they provide a physical record of the history and growth of our community for future generations.

When new development is proposed within a HCA, it is important that works are respectful to the character and appearance of the original building and the broader conservation area values. Development is controlled via policy contained in the Burwood LEP and the Burwood DCP. The DCP contains extensive design guidance across a number of matters.

I have observed that in some instances there have been inconsistencies in the way in which current policy has been applied to residential dwellings. Specifically this in relation to single and two storey additions and alterations to the side and rear of the original dwelling. This has resulted in some development outcomes which may not represent best practice.

I believe it is necessary to undertake a review of the current Heritage Conservation Area provisions contain in the DCP and LEP as they relate to residential dwellings. This is to consider initiatives to improve the application of policy to future development proposals assessed by Burwood Council

Operational Plan Objective

- 5.3.3: Support innovation which will enhance local identity and culture
- 5.4.1: Update and maintain the aesthetics of town centres and villages
- 5.4.2: Promote and recognise local history through urban design

3/21**RESOLVED** (*carried unanimously*)

The General Manager:

1. Review the current Heritage Conservation Areas provisions in the Burwood LEP and DCP and make comparison with contemporary best practice regarding addition and alterations to dwellings within Heritage Conservation Areas.
2. Investigate communication initiatives, publically available information or other online resources that can be provided to the community to promote awareness regarding appropriate additions and alterations to dwellings within Heritage Conservations Areas.
3. Provide a future report to Council outlining recommended revisions or initiatives for action.
4. Notify the Burwood & District Historical Society and other interested groups when the review report is issued.

NOTICES OF MOTION**(ITEM NM1/21) RECOGNITION OF BURWOOD'S EARLIEST COLONIAL SETTLER - SARAH NELSON**

File No: 21/4673

Summary

Eighty years before the proclamation of Burwood Council, Lieutenant Governor Major Francis Grose granted free settler Sarah Nelson (nee Goodwin), wife of convict Isaac Nelson, 15 acres of land known as 'Nelson Farm'. This land grant of 19 November 1794 confirmed Sarah Nelson as the earliest colonial settler to Burwood. Nelson Farm sat on what we know today as Malvern Hill Estate with the farm's eastern boundary being Dickinson Avenue Croydon.

Eric Dunlop's 'The Harvest of the Years, The Story of Burwood 1794-1974', outlines Sarah Nelson's remarkable story but states '*Sarah's fate is not recorded*'. However, since its publication marking the centenary of Burwood Council in 1974, many important records have been digitised making it possible to readily search and access early historical records from numerous sources which were previously unavailable. With the utmost respect to the late Eric Dunlop information now accessible indicates his statement was incorrect.

Indeed, the death and burial of Sarah Nelson is recorded and held in the Sydney Diocesan Archives of the Anglican Church Diocese of Sydney. An entry in the composite church register from historic St Luke's Anglican Church Liverpool, digitised in 2016, reads:

Sarah Nelson, Wife of Isaac Nelson (Free) Ship Mary Ann, Died December 18, 1817

Aged 49 Years, of the District of Liverpool, was buried December 21, 1817
42 *Signature of Clerk Signature of Chaplain*

The resting place of Sarah Nelson is grave 42 within the site of Liverpool's first burial ground, known today as Apex Park. Governor Macquarie set aside this land as a public burial ground, with the first burial held in 1811. Between 1811 and 1821 at least 122 people, including Sarah Nelson, were buried here before it was abandoned as a cemetery due to the land being excessively damp. *The Liverpool Cemetery Act 1950* allowed Liverpool Council to maintain the area as a 'rest park and garden' with Liverpool Apex Club improving the space in 1956, no headstones remain today.

Sarah Nelson was the '*one free woman*' amongst 141 convict women and six children who arrived in Sydney Cove aboard the female convict ship the *Mary Ann* in 1791. As a convict-wife Sarah was a minority. Convict-wives made up such a small proportion of arrivals that they became known as '*the forgotten women of Botany Bay*'. The 11 transports of the Third Fleet in 1791 saw over 2,000 convicts, military personnel and public servants, who were mostly men, shipped to the colony with Sarah Nelson being one of just six convict-wives who arrived that year.

The 1806 NSW General Muster lists Sarah Nelson as having '*11 acres under pasture, 4 acres fallow*'. Further records confirm Sarah's surviving children: Isabella Nelson (b1795), Louisa Nelson (b1798) and Harriett Nelson (b1800) and husband, Isaac Nelson's grant of 100 acres in 1809 in the District of Banks Town around Fairfield. Following Sarah's death in 1817, Isaac married Ann Brackfield in 1825, and died at his farm in Lower Minto in 1833 aged 71 years.

From all available records it can be gleaned that Sarah Nelson was a wife, a mother, a farmer, our earliest colonial settler and that her journey was one of enormous courage, resourcefulness, hard work and determination.

With the subsequent subdivisions of the farms of 'Old Burwood' and the proclamation of Burwood Council in 1874, new streets and parks were built and named almost entirely after our early men: district pioneers, public servants, governors, mayors, aldermen, explorers, soldiers, statesmen, authors and royalty. The link with Nelson Farm was extinguished around this time with the July 1896 NSW Government Gazette showing Samuel and William Dickinson as the applicants for the title over '*the land granted as 15 acres to Sarah Nelson ... on Liverpool Road, adjoining the properties of G A Murray and S Dickinson*'.

Placed in context of these earlier times it is hardly surprising that Sarah Nelson's story has largely been lost and forgotten, albeit for a few surviving records. But with so little recognition of our leading women, it is especially important this immense story of our earliest colonial settler is captured, treasured and forever honoured with Burwood Council its entrusted custodian.

Dedicated to Sarah Nelson, 1768-1817

In researching this motion, I gratefully acknowledge the advice and expertise of:

- Mr Tony Nolan, Coordinator, Liverpool Regional Museum, Liverpool City Council
- Ms Anna Namuren, Team Leader Local Studies, Liverpool City Council
- Mrs Joan Nichols, President, Liverpool Genealogy Society
- Ms Deb Kumar, Church Administrator, St Luke's Anglican Church Liverpool
- Dr Louise Trott, Sydney Diocesan Archivist, Anglican Church Diocese of Sydney.

Operational Plan Objective

- 1.4.4 Promote and celebrate the area's heritage and Indigenous history
5.3 Enhance and foster the local identity.

4/21**RESOLVED** *(carried unanimously)*

1. The Mayor writes to the Anglican Church Diocese of Sydney, Liverpool City Council and Liverpool Genealogy Society to express Council's gratitude for their assistance in sourcing the death and burial record and final resting place of Sarah Nelson, Burwood's earliest colonial settler.
2. The Mayor consults with the community over the installation of a plaque in honour of Sarah Nelson.
3. The General Manager ensures that Sarah Nelson's story is comprehensively researched by our local studies staff and is shared with Burwood Historical Society and our community including our secondary schools.
4. The General Manger ensures that Sarah Nelson's story is recognised where possible and on International Womens' Day.

(Moved Councillor Heather Crichton / Seconded Councillor George Mannah)

ADDRESS BY THE PUBLIC ON AGENDA ITEMS

There was no business for this item.

GENERAL BUSINESS**(ITEM 4/21) DRAFT VOLUNTARY PLANNING AGREEMENT FOR 15-19 CLARENCE STREET BURWOOD**

File No: 21/3055

Applicant: Planning Ingenuity Pty Ltd
Owner: Atlas Clarence Street Developments Pty Ltd ATF Atlas
Clarence Street Unit Trust
Company Directors: Rongzhen Zhao, Jackson Denis Wong and Weinan Xiao

Operational Plan Objective

- 1.2.1 Inform the community of Council's activities, facilities and services using accessible communication

Summary

A draft Voluntary Planning Agreement (VPA) and Explanatory Note (EN) in connection with a Development Application (DA) No. 79/2020 for 15-19 Clarence Street Burwood have been publicly notified in accordance with the relevant legislation. The draft VPA will provide for the developer to pay a monetary contribution of \$1,015,000 excluding GST to Council in exchange for 580m² additional floor space. Council's endorsement is sought to enter into the VPA after the granting of the consent for the DA.

5/21 RESOLVED *(carried unanimously)*

1. That Council enter into the VPA for 15-19 Clarence Street Burwood for the provision of a monetary contribution of \$1,105,000 (dollar value dependant on the final determination of the DA) towards public facilities after the granting of the consent for DA No. 79/2020, which would include a condition requiring that the VPA be entered into prior to the issue of any Construction Certificate.
2. That Council authorise the General Manager to sign the VPA and any related documentation under his Power of Attorney.
3. That Council authorise the General Manager to endorse minor revisions of the VPA documents where necessary prior to execution.

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

Councillors George Mannah and Ernest Chan called for a **DIVISION**.

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)

CR JOHN FAKER LEFT THE MEETING, THE TIME BEING 05:04PM.

CR ERNEST CHAN TOOK THE CHAIR, THE TIME BEING 5:04PM.

(ITEM 5/21) DRAFT VOLUNTARY PLANNING AGREEMENT FOR 105-115 LIVERPOOL ROAD, BURWOOD

File No: 21/3279

Summary

Applicant: Urban Link Pty Ltd
Owner: Laley Roser Pty Ltd
Developer RG AD Developments Pty Ltd
Company Directors: Robert Gregory and Michael Doueihy

Operational Plan Objective

1.2.1 Inform the community of Council's activities, facilities and services using accessible communication

Summary

A draft Voluntary Planning Agreement (VPA) and Explanatory Note (EN) in connection with a Development Application (DA) No. 93/2020 for 105-115 Liverpool Road Burwood

have been publicly notified in accordance with the relevant legislation. The draft VPA will provide for the developer to pay a monetary contribution of \$169,250 excluding GST to Council in exchange for 169.25m² additional floor space. Council's endorsement is sought to enter into the VPA after the granting of the consent for the DA.

6/21 RESOLVED *(carried unanimously)*

1. That Council enter into the VPA for 105-115 Liverpool Road Burwood for the provision of a monetary contribution of \$169,250 (dollar value dependant on the final determination of the DA) towards public facilities after the granting of the consent for DA No. 93/2020, which would include a condition requiring that the VPA be entered into prior to the issue of any Construction Certificate.
2. That Council authorise the General Manager to sign the VPA and any related documentation under his Power of Attorney.
3. That Council authorise the General Manager to endorse minor revisions of the VPA documents where necessary prior to execution.

(Moved Councillor George Mannah / Seconded Councillor Joseph Del Duca)

Councillors George Mannah and Heather Crichton called for a **DIVISION**.

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

FOR	AGAINST
Councillor Mannah	
Councillor Dixit	
Councillor Del Duca	
Councillor Crichton	
Councillor Chan	
Councillor Furneaux-Cook	
Total (6)	Total (0)

CR JOHN FAKER RETURNED TO THE MEETING, THE TIME BEING 05:10 PM.

(ITEM 6/21) AMENDMENT TO BURWOOD LOCAL ENVIRONMENTAL PLAN TO CONTROL DUAL OCCUPANCY SUBDIVISIONS IN R2 LOW DENSITY RESIDENTIAL ZONE

File No: 21/1832

Summary

The proposed amendment to the Burwood Local Environmental Plan (BLEP) 2012 seeks to permit dual occupancy subdivisions in the R2 zone only if each resulting lot would have a minimum site area of 400sqm and a minimum street frontage of 12m. The BLEP amendment was expected to address Council's concern that the subdivision of dual occupancies under the State Government's policy would change the subdivision pattern in the Burwood Local Government Area (LGA) and would be more likely to affect the streetscape and character in low density residential areas. Despite this BLEP amendment, a Strata subdivision of dual occupancies under the State Government's policy which overrides the BLEP is still possible.

Notwithstanding, it is recommended that the proposed BLEP amendment be progressed

to finalisation given the multiple benefits it has, which are discussed under the *Planning or Policy Implications* section in this report.

Operational Plan Objective

1.2.1 Inform the community of Council's activities, facilities and services using accessible communication

4.5.2 Ensure independence and transparency in decision making on significant developments

7/21 **RESOLVED** (carried unanimously)

1. That the draft BLEP amendment which imposes requirements for dual occupancy subdivisions in the R2 zone be progressed to finalisation.
2. That the Parliamentary Counsel's Office be requested to issue the PC opinion and the final draft BLEP amendment.
3. That the BLEP amendment become effective from the date of publication on the NSW legislation website.

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

Councillors Lesley Furneaux-Cook and Raj Dixit called for a **DIVISION**.

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 7/21) PLANNING PROPOSAL - HERITAGE LISTING OF 17 ETHEL STREET BURWOOD

File No: 21/171

Summary

A preliminary heritage investigation of 17 Ethel Street Burwood has been undertaken by a heritage consultant. The investigation has found that the property has potential heritage significance and progression of a heritage listing is recommended. A Planning Proposal has been prepared and considered by the Burwood Local Planning Panel (BLPP).

Operational Plan Objective

1.4.4 Promote and celebrate the area's heritage and Indigenous history

- 4.3 Integrate Burwood's existing heritage with high quality urban design
 4.3.2 Maintain and preserve heritage through relevant planning strategies

8/21 RESOLVED

1. That Council endorse the heritage listing of the property at 17 Ethel Street Burwood.
2. That Council submit the Planning Proposal to NSW Department of Planning, Industry and Environment for a Gateway Determination.
3. That subject to the Gateway Determination, affected property owners be notified, the Planning Proposal be publicly exhibited and consultation with any relevant public authorities be undertaken.
4. That the results of the public exhibition and consultation be reported back to Council.

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

Councillors Raj Dixit and George Mannah called for a **DIVISION**.

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

FOR	AGAINST
Councillor Faker	Councillor Dixit
Councillor Mannah	
Councillor Del Duca	
Councillor Crichton	
Councillor Chan	
Councillor Furneaux-Cook	
Total (6)	Total (1)

(ITEM 8/21) ENFIELD VILLAGE REVITALISATION PROJECT

File No: 21/103

Summary

In November 2020, the NSW Government announced the 'Your High Street' grant program, which seeks to enhance the amenity and functionality of high streets throughout NSW. The program aims to support local business recovery, boost economic stimulus in response to the pandemic, improve the comfort and experience for the community and enable permanent improvement projects.

In response to this new grant opportunity, Council identified the need to improve the public domain in the Enfield Village located at the intersection of Coronation Parade and Liverpool Road, Enfield and its immediate surrounds. This report provides information on Council's proposal to the NSW Government and seeks to confirm Council's funding allocation to the project, should the grant application be successful.

Operational Plan Objectives

- 1.2 A well informed, supported and engaged community

- 1.3 A safe community for residents, workers and visitors
- 2.2 Strong partnerships to benefit the community
- 3.1 Enhanced green and open spaces, and streetscapes
- 4.1 Effective traffic and parking management strategies
- 4.2 Connected and accessible infrastructure
- 5.2 Supported and engaged local businesses
- 5.3 Enhance and foster the local identity
- 5.4 Activate village precincts and preserve the distinct characters of surrounding residential areas.

9/21 RESOLVED (*carried unanimously*)

That Council:

1. Endorses the proposed Enfield Village Revitalisation Project submitted for funding under the NSW Department of Planning, Industry and Environment's 'Your High Street' Grant Program.
2. Allocates a total of \$1,187,960 in the Capital Works Program 2021/22 Budget to support the delivery of the Enfield Village Revitalisation Project should NSW Government funding be granted.

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

(ITEM 9/21) SMALL BUSINESS MONTH TRIBUTE

File No: 21/104

Summary

This report responds to the *Notice of Motion - Small Business Month Tribute* and proposes the creation of the *Mayor's Commendation Awards* in recognition of Burwood's small businesses and their ongoing contribution to the local community. This new Awards Program is proposed to be delivered in conjunction with the state wide initiative 'NSW Small Business Month' in October 2021.

Operational Plan Objective

- 1.1 A well informed, supported and engaged community
- 2.2 Strong partnerships to benefit the community
- 5.2 Supported and engaged local businesses
- 5.3 Enhance and foster the local identity
- 5.4 Activate village precincts and preserve the distinct characters of surrounding residential areas.

10/21 RESOLVED (*carried unanimously*)

That Council:

1. Endorses the development and delivery of the *Mayor's Commendation Awards* in recognition of Burwood's small businesses and their ongoing contribution to the local community in 2021.
2. Allocates \$10,000 in the Operational Budget 2021/22 to support the delivery of the inaugural *Mayor's Commendation Awards*.

(Moved Councillor Heather Crichton / Seconded Councillor George Mannah)

(ITEM 10/21) BUDGET REVIEW FOR QUARTER ENDING 31 DECEMBER 2020

File No: 21/3178

Summary

The 2020-2021 Budget was adopted at the Council Meeting held on 28 July 2020 with a surplus of \$15,232. The adopted budget was prepared on the basis of the organisational structure which included three Divisions (Office of the General Manager, Corporate, Governance and Community, and Land, Infrastructure and Environment).

This report provides Council with the financial results for the period ending 31 December 2020, in the 2020-2021 Financial Year. In accordance with Clause 203(1) of the *Local Government (General) Regulation 2005* (the Regulation) the Responsible Accounting Officer is required to prepare and submit to Council a budget review statement no later than two months after the end of each quarter (except the June Quarter).

The following Statement of Budget Income and Expenditure identifies a forecast funding surplus of \$9,378 as at 31 December 2020 compared to the September revised deficit of \$158,635 which included additional funding of \$1,387,000 from the "COVID-19 Reserve".

The reasons for the net increase of \$168,013 are outlined in the report, additionally Council will need to continue to closely monitor and review budgets with particular focus on identifying opportunities for additional grants and internal savings moving forward.

Operational Plan Objective

2.3.1 Identify and maintain additional revenue sources to ensure financial sustainability

11/21 RESOLVED (carried unanimously)

1. That the Budget Review Statement of the 2020-2021 Budget as at 31 December 2020, including the statement by the Responsible Accounting Officer, Chief Finance Officer, be received and noted.
2. That in accordance with Clauses 203 and 211 of the *Local Government (General) Regulation 2005*, the revised estimates of income and expenditure for 2020-2021 surplus of \$9,378, as shown in the report be approved and that Council's adopted budget be adjusted accordingly and that the expenditure and income variations projected in the report and the transfers to and from External and Internal Restricted Reserves be, and are hereby voted.

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

(ITEM 11/21) INVESTMENT REPORT AS AT 30 NOVEMBER 2020

File No: 20/56371

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

12/21 RESOLVED *(carried unanimously)*

1. That the investment report for 30 November 2020 be received and endorsed.
2. That the Certificate of the Responsible Accounting Officer be received and noted.

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

(ITEM 12/21) INVESTMENT REPORT AS AT 31 DECEMBER 2020

File No: 21/184

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*.

13/21 RESOLVED *(carried unanimously)*

1. That the investment report for 31 December 2020 be received and endorsed.
2. That the Certificate of the Responsible Accounting Officer be received and noted.

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

(ITEM 13/21) DISCLOSURE OF INTERESTS RETURNS FOR 2019-2020 - BURWOOD LOCAL PLANNING PANEL

File No: 20/46224

Summary

Clause 4.15 of the *NSW Government Code of Conduct for Local Planning Panel Members* stipulates that the General Manager must keep a Register of Pecuniary Interest Returns and the returns must be tabled at a Council Meeting. Annual returns for Burwood Local Planning Panel Members have now been finalised and published on the Council website in accordance with requirements under the *Government Information (Public Access) Act 2009*.

Operational Plan Objective

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

14/21 RESOLVED *(carried unanimously)*

That the Disclosures of Pecuniary Interest and Other Matters Returns by the Burwood Local Planning Panel Members for the period ending 30 June 2019 be formally noted as tabled.

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

(ITEM 14/21) PROPOSED CHANGE OF DATE - JUNE 2021 COUNCIL MEETING

File No: 21/4584

Summary

In November 2020, Council adopted its schedule of ordinary meetings to be convened in 2021. A recent review of business intelligence has indicated that it would be prudent to defer the June 2021 meeting by two weeks until 29 June 2021. This action would allow valuable extra time to complete a special assessment of the impact of COVID-19 on business operations, and to better take account of this as part of preparations for the Delivery Program and Operational Plan 2021/22 of Council.

Operational Plan Objective

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

15/21 RESOLVED *(carried unanimously)*

That the 2021 schedule of ordinary meetings of Council adopted on 24 November 2020 is amended so that the ordinary meeting of Council is to be convened on 29 June 2021 instead of 15 June 2021.

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

INFORMATION ITEMS**(ITEM IN3/21) REGISTER - TRIBUTES TO RESIDENTS - COUNCILLORS' EXPENSES AND FACILITIES POLICY- PERIOD ENDING 31 DECEMBER 2020**

File No: 21/5559

Summary

The Councillors' Expenses and Facilities Policy includes a \$2,500 budget for the Elected Body to offer wreaths, flowers or the equivalent for particular reasons, including in the event of the passing of a resident.

To ensure transparency in allocation of funds, a Quarterly Report on expenses is presented to Council. This report covers the period ending 31 December 2020.

Operational Plan Objective

2.1.3 Ensure transparency and accountability in decision making

No Decision – Information Item Only**(ITEM IN4/21) MAYORAL DISCRETIONARY GRANTS - SMALL DONATIONS MADE FOR THE PERIOD ENDING 31 DECEMBER 2020**

File No: 21/5562

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 December 2020.

No Decision – Information Item Only**(ITEM IN5/21) ANSWERS TO QUESTIONS ON NOTICE - COUNCIL MEETING OF 8 DECEMBER 2020**

File No: 20/59105

Summary

At the Council Meeting of 8 December 2020 the following Questions on Notice (QoN) were submitted by Councillors. Council Officers responded to the QoN and Councillors were notified on 16 December 2020 of the outcome of the QoN.

Operational Plan Objective

2.1.3 Ensure transparency and accountability in decision making.

This is now submitted as part of the Council Agenda for Public Notification:

QUESTIONS ON NOTICE – COUNCIL MEETING OF 8 DECEMBER 2020	
Question	Response
<p><u>Councillor Heather Crichton</u></p> <p>Question 1:</p> <p>Will the condition and visibility of pedestrian crossings, 'kiss and ride' and 'school zone' signage around our 11 schools be checked by Council Officers ahead of the commencement of the 2021 school year in conjunction with Transport NSW and Burwood Council's Traffic Committee?</p>	<p><u>Director City Assets</u></p> <p>All signs around schools are reviewed on an annual basis throughout the year by Council to ensure signs are visible and legible by motorist. Notwithstanding this a review will be undertaken of all 11 schools prior to the commencement of the 2021 school year.</p>
<p><u>Councillor Heather Crichton</u></p> <p>Question 2:</p>	<p><u>Director City Assets</u></p>

<p>To ensure school communities are reminded of these important road safety features around our schools, will Council provide our school principals with safety messaging targeted at parents and students early in term 1?</p>	<p>Council's Road Safety Officer is working with the newly formed Community Safety working group as well as Transport for NSW to ensure that information is made available to all schools prior to the 2021 school year. Transport for NSW currently provide Kindergarten Orientation Road Safety Library Bags to all primary schools and include a range of road safety resources and information for families with children starting primary school. This collaborative approach helps to ensure that there is not a double up of information.</p>
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No Decision – Information Item Only

QUESTIONS ON NOTICE

There were no Questions on Notice submitted at the Meeting.

This concluded the business of the meeting and Council rose at 5:31pm.

Confirmed this Tuesday 23 March 2021.

MAYOR