



MINUTES OF THE COUNCIL OF BURWOOD held in the Conference Room, Level 1, 2 Conder Street, Burwood on Tuesday 26 November 2024 commencing at 6:00 PM.

**Attendance** Councillor John Faker (Mayor)  
Councillor Pascale Esber  
Councillor David Hull  
Councillor George Mannah (Deputy Mayor)  
Councillor De Yi Wu  
Councillor Alex Yang

### **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 and attendance by audio visual link**

#### **98/24 RESOLVED**

That Cr Bhatta:

1. Is granted a leave of absence for tonight's meeting
2. Is approved to attend any council meetings held in December 2024, January 2025 and February 2025 by audio visual link.

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Councillor Pascale Esber/Seconded Councillor De Yi Wu)

### **Declarations of Interest**

Mayor John Faker declared a pecuniary interest in MM10/24 *Council Response to Croydon TOD – Extension to the public consultation period and extraordinary Council meeting on 29 January 2025* as he owns property outside the Masterplan but adjoining, being his home, and a property at The Strand, Croydon. He participated in delivering the Mayoral Minute as the Minute was purely related to community feedback and advocacy seeking clarification from the Department and Minister, and did not involve a planning decision.

### **Declarations of Political Donations**

There were no declarations of political interests by Councillors.

## Confirmation of Minutes

### 99/24 RESOLVED

That the minutes of the ordinary meeting of the Council Meeting held on Tuesday 22 October 2024 and the minutes of the extraordinary meeting of the Council Meeting held on Wednesday 30 October 2024, as circulated, be confirmed and signed as a true record of the proceedings of the meetings.

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**  
**Against: Nil**

(Moved Councillor Pascale Esber/Seconded Deputy Mayor George Mannah)

## Mayoral Minutes

### **(Item MM10/24) Council Response to Croydon TOD - Extension to the public consultation period and extraordinary Council meeting on 29 January 2025**

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File No: 24/50664

#### **Summary**

Community consultation is currently underway on the draft Alternate TOD Masterplan that Council's planning consultants have assisted in drafting in response to the State Government Croydon Transport Oriented Development initiative, with a mandated deadline of 31 January 2025 for completion.

While Council has repeatedly requested a further extension of time from the NSW Minister for Planning and Public Spaces and the NSW Department of Planning, Housing, and Infrastructure, this Mayoral Minute seeks to extend the public consultation period as long as practicable and proposes holding a dedicated extraordinary Council meeting on 29 January 2025 to allow for a comprehensive review of community feedback and the preparation of suitable options for consideration.

### 100/24 RESOLVED

That:

1. The Mayor write to the Minister and the NSW Department of Planning, Housing, and Infrastructure reiterating Council's objection to the excessive target of 3,500 imposed on our community and requesting that all targets relating to the Croydon TOD for both Burwood and Inner West sides be released and made public
2. The Mayor again write to the Minister and the NSW Department of Planning, Housing, and Infrastructure seeking an extension of at least 3 months to facilitate further consultation and options analysis.
3. The Mayor and General Manager write again to the Mayor and General Manager of Inner West Council seeking advice on Inner West Council's plans for Croydon TOD so as to facilitate a coordinated approach to the precinct and, if no response is received, that the Mayor raise this with the Department of Planning, Housing, and Infrastructure.
4. The exhibition period for the draft Croydon Housing Investigation Area Masterplan be extended and submissions be received until midnight on 22 December 2024. That a further

two community drop-in information sessions be scheduled on 5 and 11 December 2024 at the Library and Community Hub between 6 and 8pm and be publicised to the community.

5. The Council staff and Council’s planning consultants review the Masterplan in light of submissions received and develop a series of viable options for consideration by Council.
6. Based on feedback from residents, the General Manager, staff and Council’s planning consultants investigate a policy position for masterplans whereby zoning delineations match existing street/road boundaries, as opposed to private property boundaries, as well as building height planes.
7. Should the request for a further extension of time not be granted by the Department, Council hold an extraordinary Council meeting on 29 January 2025 to consider a final report detailing community feedback and to finalise Council’s submission regarding the TOD program with the aim of providing this submission to the NSW Minister for Planning and Public Spaces and the NSW Department of Planning, Housing, and Infrastructure by the 31 January 2025 deadline.
8. A Mayoral letter be sent to affected residents in the investigation area to inform them of the extended consultation period and of the extraordinary Council meeting.

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Mayor John Faker/Seconded Deputy Mayor George Mannah)

**Reports to Council**

**(Item 62/24) Councillor representation on committees and other bodies**

File No: 24/41583

Summary

To determine the formation of Committees to assist Council in their decision making on various community, technical and management issues, as well as determine Council representation on such Committees and other industry bodies of relevance to the exercise of Council functions.

**Operational Plan Objective**

- P.49 Ensure transparency and accountability in decision making
- C.11.2 Provide opportunity for engagement with the community to inform Council’s decision-making

**101/24 RESOLVED**

That Council:

1. Determines councillor representation arrangements for the Sydney Eastern City Regional Planning Panel for a term of up to 3 years as:

Committee	Chairperson	Delegate	Alternate
Sydney Eastern City Planning Panel	N/A	Mayor Deputy Mayor George Mannah	Cr Esber Cr Yang

2. Determines that the Chair of the Design Review Panel and the Chair of the Local Planning Panel also be nominated as Alternates for the Sydney Eastern City Regional Planning Panel,

in the event that any elected councillor representative cannot attend due to a conflict of interests.

3. Council adopts remuneration rates for Burwood Council representation at the Sydney Eastern City Regional Planning Panel as follows:
  - a. Local Planning Panel Chair and Design Review Panel – base meeting rate of \$1,500 (plus GST) for up to 7 hours of work
  - b. Local Planning Panel Chair and Design Review Panel as Alternates – \$214 per hour (plus GST) for every hour in excess of 7 hours that may be required for completion of assessment and determination work
  - c. Councillor representatives – \$950 per meeting
4. Determines councillor representation for SSROC committees as:

Committee	Chairperson	Delegate	Alternate
SSROC – Full Committee	N/A	Mayor John Faker Deputy Mayor George Mannah	Cr Yang Cr Esber
Economic Committee	Mayor John Faker	Cr Yang	Cr Bhatta

5. Determines councillor representation for the Burwood Council Audit Risk and Improvement Committee (ARIC) consistent with requirements under the prevailing ARIC Charter adopted by Council as:

Committee	Chairperson	Delegate	Alternate
Audit Risk & Improvement Committee	N/A	Cr Wu	N/A

6. Determines its position on the composition, representation requirements and terms of appointment for the General Manager's Contract Review Panel as:

Committee	Chairperson	Delegate	Alternate
General Manager's Contract Review Panel	Mayor John Faker	Cr Esber Deputy Mayor George Mannah	Cr Hull

7. Determines councillor representation and role arrangements for community based advisory committees as:

Committee	Chairperson	Delegate	Alternate
Burwood Anzac Commemorative Service Committee	Mayor John Faker	N/A	Cr Yang
Burwood Sustainability and Environment Advisory Committee	Mayor John Faker	Deputy Mayor George Mannah	Cr Bhatta
Multicultural Advisory Committee	Cr Pascale Esber	Cr Bhatta	Cr Yang
National Servicemen's Association Committee	Mayor John Faker	Cr Esber	Cr Yang
Sandakan Community Educational Committee	Mayor John Faker	N/A	Cr Yang
Burwood Local Traffic Committee	Mayor John Faker (Deputy Mayor to be the Chair in the	N/A	Deputy Mayor George

	absence of the Mayor)		Mannah
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**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Deputy Mayor George Mannah/Seconded Councillor Alex Yang)

**(Item 63/24) Multicultural Advisory Committee - Recommendations for Community Representatives**

File No: 24/14298

**Summary**

Council’s Multicultural Advisory Committee (MAC) was established in 2015 to provide community views to Council in relation to matters that impact culturally and linguistically diverse (CALD) communities in the Burwood Local Government Area (LGA) and to enable the dissemination of relevant information to local multicultural communities.

In accordance with the Committee’s Terms of Reference, community representatives are appointed for a two-year term through an open Expression of Interest process. The previous Committee term concluded in July 2024, and an open Expression of Interest process has now been undertaken, resulting in 15 nominations.

This report presents the recommended community representatives for Council’s consideration and adoption. Additionally, it includes a recommendation to increase the number of community representatives on the Committee from eight (8) to ten (10).

**Operational Plan Objectives**

A.5 Implement the Multicultural Burwood Strategy 2024 to 2028.

A.104 Facilitate interagency networks and advisory committees to provide opportunities for collaboration and participation.

**102/24 RESOLVED**

That Council:

1. Adopt the Multicultural Advisory Committee revised Terms of Reference (included under attachment 1) to increase the number of community representatives from eight (8) to ten (10).
2. Appoint the community representatives listed in the report for membership on the Burwood Multicultural Advisory Committee for a two-year term.
3. Advise all applicants in writing of the outcome of their nomination and place unsuccessful applicants on an eligibility list should a position on the Committee become vacant during the December 2024 to December 2026 term of the Multicultural Advisory Committee.
4. Advise unsuccessful applicants of other opportunities in which they can engage with Council based on their areas of interest.

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Councillor Pascale Esber/Seconded Councillor Alex Yang)

**(Item 64/24) Burwood Council Annual Report 2023 - 2024 (Including State of Our City Report)**

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File No: 24/48215

**Summary**

Burwood Council's Annual Report for the financial year 2023 – 2024 has been prepared in accordance with the *Local Government Act 1993* (the Act) and the Office of Local Government's Annual Report requirements.

The State of Our City Report has also been prepared in accordance with Section 428 of the Act and included alongside Council's Annual Report.

**Operational Plan Objective**

P.43 – Plan, monitor and report on the delivery of services and initiatives in accordance with the Integrated Planning and Reporting Framework under the Local Government Act.

**103/24 RESOLVED**

That Council endorse the Burwood Council Annual Report 2023 – 2024 and State of Our City Report (2021 – 2024).

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Councillor Alex Yang/Seconded Councillor De Yi Wu)

**(Item 65/24) Revision of Charter – Audit, Risk and Improvement Committee**

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File No: 24/41586

**Summary**

Councils are required to have in place an Audit, Risk and Improvement Committees (ARICs) to provide independent review and advice and to support continuous improvement. The Burwood ARIC operates in accordance with a Charter, which is reviewed annually by the ARIC to ensure it remains relevant and effective. At its September 2024 meeting, the ARIC recommended Council adopt some minor revisions to the Charter.

**Operational Plan Objective**

A.107 Convene the Audit, Risk and Improvement Committee (ARIC) to provide independent oversight and support continuous improvement

**104/24 RESOLVED**

That Council adopt the proposed revised version of the Audit, Risk and Improvement Committee Charter that appears as Attachment 1 to the 22 October 2024 report "Revision of Charter – Audit, Risk and Improvement Committee".

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Councillor Alex Yang/Seconded Councillor De Yi Wu)

**(Item 66/24) Code of Conduct Complaints Statistics 2023-2024**

File No: 24/45621

**Summary**

To report to Council a summary of Code of Conduct Complaint statistics in accordance with the requirements set out in clause 11.1 of the Procedures for the Administration of the Code of Conduct.

**Operational Plan Objective**

C.11 Effective, innovative and collaborative leadership is underpinned by open, transparent and responsible governance

**105/24 RESOLVED**

That Council notes the Statistical Report on Code of Conduct Complaints relating to Councillors and the General Manager for the period 1 September 2023 to 31 August 2024.

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Councillor Pascale Esber/Seconded Councillor Alex Yang)

**(Item 67/24) Budget Review for Quarter Ending 30 September 2024**

File No: 24/47775

**Summary**

The 2024-2025 Budget was adopted at the Council Meeting held on 25 June 2024 with a surplus of \$30,319, with the operating result before capital grants and contributions forecast to be a deficit of \$1,522.

The following Statement of Budget Income and Expenditure identifies a forecast surplus of \$29,645 as at 30 September 2024, with the operating result before capital grants and contributions forecast to be a deficit of \$2,873.

**Operational Plan Objective**

2.3.1 Identify and maintain additional revenue sources to ensure financial sustainability

**106/24 RESOLVED**

1. That the Budget Review Statement of the 2024-25 Budget as at 30 September 2024, including the statement by the Responsible Accounting Officer, Finance Manager, be received and noted.
2. That in accordance with Clauses 203 and 211 of the Local Government (General) Regulation 2021, the revised estimates of income and expenditure for 2024-25 surplus of \$29,645,000, as shown in the report be approved and that Council's 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 approved.

**For:** Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang  
**Against:** Nil

(Moved Deputy Mayor George Mannah/Seconded Councillor Alex Yang)

**(Item 68/24) Investment Report as at 31 July 2024, 31 August 2024 and 30 September 2024**

File No: 24/47712

**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**

A.103 Implement and monitor appropriate investment strategies and prepare monthly investment reports.

**107/24 RESOLVED**

1. That the investment report for 31 July 2024, 31 August 2024 and 30 September 2024 be received and endorsed.
2. That the Certificate of the Responsible Accounting Officer be received and noted.

**For:** Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang  
**Against:** Nil

(Moved Councillor Alex Yang/Seconded Deputy Mayor George Mannah)

**(Item 69/24) Outcome of Property Acquisitions**

File No: 24/39790

**Summary**

This report provides a summary of outcomes in relation to the property acquisition campaigns for 50 The Boulevard, Strathfield and 95 Burwood Road, Burwood, as authorised by Council resolution 84/24 on 13 August 2024.

**Operational Plan Objective**

A.102 Comply with financial management responsibilities to promote transparency and accountability.

A.104 Manage Council's property portfolio to optimise financial returns from Council owned properties.

A.74 Undertake initiatives that support new economic growth in the Burwood North Precinct and Burwood Town Centre.

**108/24 RESOLVED**

That Council:

1. Note the outcomes of the property acquisition process for 50 The Boulevard, Strathfield and 95 Burwood Road, Burwood.
2. Approve the revised funding strategy, using a combination of internal and external Council



reserves to fund the acquisition of 95 Burwood Road, Burwood, instead of progressing the divestment of the 1-17 Elsie Street property (identified as Lot 15 in DP1177555).

3. Resolves to classify the land, 95 Burwood Road, Burwood (identified as Lot 1 in Deposited Plan 86626) as operational land.

**For:** Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang

**Against:** Nil

(Moved Councillor Pascale Esber/Seconded Councillor Alex Yang)

## Reports of Committees

### (Item RC7/24) Burwood Local Traffic Committee Meeting October 2024

File No: 24/41634

#### Summary

Attached are the Minutes of the Burwood Local Traffic Committee from meeting of October 2024. The Minutes are hereby submitted to the Ordinary Council Meeting for consideration and adoption by Council.

#### **Operational Plan Objective**

C.4.1 Plan and manage transport infrastructure to meet current and future community needs

A.40 Investigate traffic hot spots and implement solutions such as pedestrian refuges, roundabouts or traffic calming devices.

## 109/24 RESOLVED

That the minutes of the Burwood Local Traffic Committee of October 2024 be noted and the recommendations of the Committee as detailed below be adopted as a resolution of the Council.

### (Item LTC30/24) Byer Street, Enfield - Work Zone Application

#### **Recommendation**

The Council approve the installation of a 11 metre long "Work Zone – 7:00am – 6:00pm Monday to Friday and from 7:00am to 4:00pm Saturday directly fronting on 12 Byer Street, Enfield for a period of 52 weeks.

### (Item LTC31/24) Wentworth Road, Strathfield - Work Zone Application

#### **Recommendation(s)**

The Council approve the installation of a 14m long "Work Zone – 7:00am – 6:00pm Monday to Friday and from 7:00am to 4:00pm Saturday directly fronting on 41 Wentworth Road, Strathfield for period of 52 weeks.

### (Item LTC32/24) Burleigh Street, Burwood - Proposed Modifications to Existing Loading Zone & Installation of Half Hour Parking Spaces

#### **Recommendation**

That Council approve the reduction of the existing 'Loading Zone' on the western side of Burleigh Street to 7.5 metres and installation of '1/2P 9 am – 6 pm, Mon – Sat, and Public Holidays' restrictions for a length of 18 metres on the south side to the driveway of 7-9 Burleigh Street.

**(Item LTC34/24) Waimea Street, Burwood - Work Zone Application*****Recommendation(s)***

That Council approve the installation of a Work Zone – 7:00am – 5:00pm Monday to Saturday directly fronting on Waimea Street which is the northern frontage of No. 80 Shaftesbury Road, Burwood, for a length of 16m and for a period of 30 weeks.

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Councillor Alex Yang/Seconded Deputy Mayor George Mannah)

**(Item RC8/24) Burwood Local Traffic Committee Meeting November 2024**

File No: 24/48776

**Summary**

Attached are the Minutes of the Burwood Local Traffic Committee from meeting of November 2024. The Minutes are hereby submitted to the Ordinary Council Meeting for consideration and adoption by Council.

**Operational Plan Objective**

C.4.1 Plan and manage transport infrastructure to meet current and future community needs

A.40 Investigate traffic hot spots and implement solutions such as pedestrian refuges, roundabouts or traffic calming devices.

**110/24 RESOLVED**

That the minutes of the Burwood Local Traffic Committee of November 2024 be noted and the recommendations of the Committee as detailed below be adopted as a resolution of the Council.

**(Item LTC35/24) Burwood Road, Enfield - Work Zone Application*****Recommendation(s)***

That Council approve the installation of a 'Work Zone – 7:00am to 5:00pm on Monday to Saturday' directly fronting 53 Burwood Road, Enfield, for a length of 10m and a period of 28 weeks.

**(Item LTC36/24) Breast Cancer Screening Services Dates 2025*****Recommendation(s)***

That Council approve the road occupancy for a Breast Screen NSW mobile lab unit at the following locations:

- a) Park Avenue, Burwood from Friday 14 February 2025 to Friday 14 March 2025.
- b) Lyons Street, Strathfield from Friday 08 August 2025 to Friday 19 August 2025.

**(Item LTC37/24) Hextol Street, Croydon Park - Changes to Parking Restrictions*****Recommendation(s)***

That Council approves the conversion of 6.0 metres of kerbside parking space to the east of the driveway of 1 Hextol Street from unrestricted parking to 'No Parking'.

**(Item LTC38/24) Baker Street, Enfield - Changes to Parking Restrictions*****Recommendation(s)***

It is recommended that Council approves the conversion of 6.0 metres of kerbside parking space between the driveway of 39 Shelley Street to the existing 'No Stopping' sign to the south from

unrestricted parking to 'No Parking 8.00am to 9.30am and 2.30pm to 4pm, School Days Only'.

**(Item LTC39/24) Railway Parade, Burwood - Changes to Parking Restrictions**

***Recommendation(s)***

That Council approve the introduction of 40m of 'No Parking' restrictions along the southern side of Railway Parade to facilitate the two new driveways in front of 52-60 Railway Parade.

**(Item LTC40/24) Portland Street, Enfield - Changes to Parking Restrictions**

***Recommendation(s)***

That Council approves the conversion of one parking bay on the eastern side of Portland Street near King Street to 'No Parking Council Vehicles Excepted'.

**(Item TIN1/24) Dates for 2025 Burwood Local Traffic Committee Meetings**

No Decision – Information Item Only

**For: Cr Faker, Cr Mannah, Cr Esber, Cr Hull, Cr Wu, Cr Yang**

**Against: Nil**

(Moved Councillor Alex Yang/Seconded Deputy Mayor George Mannah)

This concluded the business of the meeting and Council rose at 6.34 pm.

The Minutes of the Ordinary Meeting held on 26 November 2024 will be submitted for confirmation by Council at its next meeting on 10 December 2024.