

# Minutes

## Ordinary Council Meeting

Camden Council  
Administration Centre  
70 Central Avenue  
Oran Park

8 November 2022



camden  
council

## TABLE OF CONTENTS

Present .....	3
Staff .....	3
Leaves of Absence .....	3
Approval to Attend by Audio-Visual Link .....	3
Declarations of Interest .....	4
Public Addresses .....	4
Confirmation of Minutes .....	5
ORD01 Mater Dei / Wivenhoe Planning Proposal.....	5
ORD02 Leppington Town Centre Planning Proposal.....	6
ORD03 Planning Proposal for Council Owned Land at 55 Topham Road, Smeaton Grange .....	7
ORD04 Variations to Development Standards Approved Under Staff Delegation (Quarterly Report).....	7
ORD05 Annual Financial Statements - Year Ending 30 June 2022 .....	8
ORD06 Results against Budget and Revotes for Year Ending 30 June 2022 .....	8
ORD07 Rates, Charges and Levies Written Off for the 2021/22 Financial Year.....	9
ORD08 September Review of the 2022/23 Budget.....	9
ORD09 Investment Monies - September 2022 .....	9
ORD10 Annual Report 2021/2022 .....	10
ORD11 Growth Areas Contributions Plan Amendment 2 - Lowes Creek Maryland Post Exhibition .....	10
ORD12 Community Grants Program 2022/2023.....	10
ORD13 Draft Biodiversity Strategy 2022 - Post Exhibition .....	11
ORD14 Tender T005/2022 - Consultant for Design of Leppington Open Spaces 1A-1D (Leppington Oval) .....	12
ORD15 Tender T009/2022 - Principal Contractor - Supply and Installation of an Automatic Irrigation System at Hayter Reserve.....	12

**MEETING COMMENCED AT 6.31PM****PRESENT****In person:**

Cr Farrow (Deputy Mayor/Chairperson)  
Cr A Cagney  
Cr C Cagney  
Cr E Campbell  
Cr U Dommaraju  
Cr P McLean

**Remote:**

Nil

**STAFF**

Acting General Manager  
Director Customer & Corporate Strategy  
Acting Director Planning & Environment  
Director Community Assets  
Acting Director Sport, Community & Activation  
Chief Financial Officer  
Manager Open Space & Sustainability  
Manager Public Affairs  
Manager Legal & Governance  
Acting Manager Strategic Planning  
Acting Manager Major Projects  
Acting Manager Community Outcomes  
Coordinator Contributions Planning  
Senior Governance Officer  
Governance Officer – Panels & Committees  
Assistant Governance Officer  
Media Advisor

**LEAVES OF ABSENCE**

Motion: Moved Councillor Campbell, Seconded Councillor A Cagney that Councillor Fedeli, Councillor Symkowiak and Councillor Zammit be granted leave of absence.

ORD160/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**APPROVAL TO ATTEND BY AUDIO-VISUAL LINK**

There were no requests to attend by audio-visual link.

### **DECLARATIONS OF INTEREST**

Councillor A Cagney declared a non-pecuniary, less than significant interest in relation to ORD12 - Community Grants Program 2022/2023, advising that she is on the Executive of the St Clare's Catholic School Parents and Friends Association, however as its application was not recommended for funding she would remain in the Chamber during discussion and voting on the matter.

Councillor McLean declared a non-pecuniary, less than significant interest in relation to ORD12 - Community Grants Program 2022/2023, advising that he is a volunteer at and a parent of a student who attends St Clare's Catholic School, and that he is a life member of Camden Cycle Club, however he is not a current financial or insured member and had no involvement in the grant process or any significant relationships to anyone at the Club, and that he would remain in the Chamber during discussion and voting on the matter.

Councillor Campbell declared a non-pecuniary, less than significant interest in relation to ORD12 - Community Grants Program 2022/2023, advising that she is a volunteer and life member of several of the groups recommended to receive funding, however as she does not hold any positions with them and her involvement is only that of an ordinary community member, she would remain in the Chamber during discussion and voting on the matter.

Councillor Dommaraju declared a pecuniary interest in relation to ORD02 - Leppington Town Centre Planning Proposal, advising that she and her husband own property in the vicinity of the land which is the subject of the Planning Proposal and that she would vacate the Chamber and not take part in discussion and voting on the matter.

Motion: Moved Councillor A Cagney, Seconded Councillor McLean that the declarations be noted.

ORD161/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

### **PUBLIC ADDRESSES**

Sister Catherine McCahill on behalf of the Trustees of the Good Samaritan Sisters addressed Council in relation to ORD01 - Mater Dei / Wivenhoe Planning Proposal.

Mr Edward O'Grady addressed Council in relation to ORD13 – Draft Biodiversity Strategy 2022 - Post Exhibition.

Motion: Moved Councillor Campbell, Seconded Councillor A Cagney that the public addresses be noted.

ORD162/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

### **CONFIRMATION OF MINUTES**

Motion: Moved Councillor C Cagney, Seconded Councillor A Cagney that the Minutes of the Local Traffic Committee held 4 October 2022, the Ordinary Council Meeting held 11 October 2022 and the Extraordinary Council Meeting held 17 October 2022, copies of which have been circulated, be confirmed and adopted.

ORD163/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

### **ORD01 Mater Dei / Wivenhoe Planning Proposal**

Motion: Moved Councillor Campbell, Seconded Councillor McLean that Council:

- i. endorse the amended draft Planning Proposal for land at 229 Macquarie Grove Road Cobbitty (Part Lot 100 DP1230568) to be forwarded to the Department of Planning and Environment for Gateway Determination;
- ii. endorse the draft Camden Development Control Plan 2019 for the purposes of public exhibition;
- iii. subject to no unresolved submissions being received, grant delegation to the General Manager to adopt the proposed changes to the Camden Development Control Plan upon notification of the Camden LEP 2010 amendment;
- iv. subject to receiving favourable response from the Department of Planning and Environment, proceed to public exhibition for the draft Planning Proposal in accordance with the requirement of the Gateway Determination and the *Environmental Planning and Assessment Act 1979* and *Environmental Planning and Assessment Regulation 2021*;
- v. subject to no unresolved submissions being received, forward the draft Planning Proposal to the Department of Planning and Environment for the plan to be made; or
- vi. if unresolved submissions are received, consider a further report outlining the results of the public exhibition; or
- vii. should the draft Planning Proposal not receive Gateway Approval, notify the proponent that the draft Planning Proposal will not proceed.

ORD164/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

Councillor Dommaraju vacated the Chamber, the time being 6.52pm.

**ORD02 Leppington Town Centre Planning Proposal**

Motion: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council:

- i. endorse the draft Planning Proposal for Leppington Town Centre for the purpose of a Gateway Determination and public exhibition;
- ii. endorse the draft Camden Growth Areas DCP (as amended) for Leppington Town Centre for the purpose of public exhibition;
- iii. forward the draft Planning Proposal and supporting documents to the Department of Planning and Environment for Gateway Determination with a request that State Agency Consultation occur prior to public exhibition;
- iv. forward the draft Camden Growth Areas DCP (as amended) for Leppington Town Centre to the Secretary of the Department of Planning and Environment at the same time as it is placed on public exhibition;
- v. delegate authority to the General Manager to make any amendments to the planning proposal and supporting documents prior to public exhibition;
- vi. subject to receiving a favourable response from the Department of Planning and Environment, proceed to public exhibition for community and stakeholder input into the details of the draft Planning Proposal;
- vii. write to the Minister for Planning to request the Western Sydney Growth Areas Special Infrastructure Contributions be reviewed to reflect the changing role of Leppington Town Centre; and
- viii. consider a further report following the results of public exhibition.

ORD165/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

Councillor Dommaraju returned to the Chamber, the time being 6.58pm.

**ORD03 Planning Proposal for Council Owned Land at 55 Topham Road, Smeaton Grange**

Motion: Moved Councillor Campbell, Seconded Councillor A Cagney that Council:

- i. endorse the draft Planning Proposal that seeks to introduce an Additional Permitted Use of '*animal boarding and training establishment*' to Council owned land at 55 Topham Road, Smeaton Grange (Lot 3513 DP 830128) to be forwarded to the Department of Planning and Environment for Gateway Determination;
- ii. subject to receiving a favourable response from the Department of Planning and Environment, proceed to public exhibition for the draft Planning Proposal in accordance with the requirements of the Gateway Determination and the *Environmental Planning and Assessment Act 1979* and the *Environmental Planning and Assessment Regulation 2021*;
- iii. subject to no unresolved submissions being received, forward the draft Planning Proposal to the Department of Planning and Environment for the plan to be made; or
- iv. if unresolved submissions are received, consider a further report outlining the results of the public exhibition period.

ORD166/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD04 Variations to Development Standards Approved Under Staff Delegation (Quarterly Report)**

Motion: Moved Councillor C Cagney, Seconded Councillor Campbell that Council note the information in this report.

ORD167/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD05 Annual Financial Statements - Year Ending 30 June 2022**

Motion: Moved Councillor A Cagney, Seconded Councillor McLean that Council:

- i. endorse the Statements by Councillors and Management, which is to be signed by the Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer (Chief Financial Officer); and
- ii. notify the public that the Annual Financial Statements and Audit Report will be presented to Council on 13 December 2022.

ORD168/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD06 Results against Budget and Revotes for Year Ending 30 June 2022**

Motion: Moved Councillor A Cagney, Seconded Councillor C Cagney that Council:

- i. approve the budget variations contained within this report;
- ii. approve the allocation of the June Year End Budget Surplus of \$1,108,489 to the Capital Works Reserve (\$608,489) and Working Funds Reserve (\$500,000);
- iii. approve the expenditure revotes program totalling \$8,293,763 as identified within the attachment to this report and approve the inclusion of these projects in the 2022/23 Budget;
- iv. approve the transfer of \$5,486,059 to the revotes and works in progress reserve, representing the General Fund portion of the revotes and works in progress program; and
- v. approve the transfer of \$19,460,175 into the 2023/24 Budget and \$9,020,718 into the 2024/25 Budget based on the revised phasing of the capital works program as at 30 June 2022.

ORD169/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.



**ORD07 Rates, Charges and Levies Written Off for the 2021/22 Financial Year**

Motion: Moved Councillor McLean, Seconded Councillor A Cagney that Council write off rates, charges and levies as outlined in this report totalling \$947,891 for the 2021/22 financial year.

ORD170/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD08 September Review of the 2022/23 Budget**

Motion: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council adopt the budget variations contained within this report and confirm the allocation of the September 2022 Quarterly Budget Review surplus of \$434,246 to the Capital Works Reserve.

ORD171/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD09 Investment Monies - September 2022**

Motion: Moved Councillor A Cagney, Seconded Councillor McLean that Council:

- i. note that the Responsible Accounting Officer has certified that all investments held by Council have been made in accordance with the *Local Government Act 1993*, Regulations, and Council's Investment Policy;
- ii. note the list of investments for September 2022; and
- iii. note the weighted average interest rate return of 2.29% p.a. for the month of September 2022

ORD172/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD10 Annual Report 2021/2022**

Motion: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council endorse the attached draft Annual Report 2021/2022.

ORD173/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD11 Growth Areas Contributions Plan Amendment 2 - Lowes Creek Maryland Post Exhibition**

Motion: Moved Councillor A Cagney, Seconded Councillor C Cagney that Council:

- i. adopt the Camden Growth Areas Contribution Plan Amendment 2 as amended; and
- ii. notify the submitters of the outcome of this report.

ORD174/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD12 Community Grants Program 2022/2023**

Motion: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council:

- i. approve the recommended allocation of funding for the Community Small Grants of \$43,845 (excl. GST);
- ii. approve the recommended allocation of funding for the Sport and Recreation Grants of \$38,068.50 (excl. GST);
- iii. approve the recommended allocation of funding for the Community Sponsorship Grants of \$68,500 (excl. GST); and
- iv. write to each applicant advising them of the outcome of this report and thanking them for their participation in the program.

ORD175/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD13 Draft Biodiversity Strategy 2022 - Post Exhibition****AMENDMENT**

Motion: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council:

- i. adopt the draft Biodiversity Strategy 2022 included as an attachment to this report, subjects to points iii.to vi. below;
- ii. write to the submitters thanking them for their submission and to advise them of the outcome of this report;
- iii. change the timeframe for action item 10 from long term to short-medium term;
- iv. include the Cobbitty Valley catchment maps in the Strategy;
- v. investigate the opportunity to review the urban / rural interface with the growth areas development to ensure that the current boundary meets best practice land use and sustainable planning policy; and
- vi. organise a community workshop with the relevant landowner group about the current works that are happening around the Cobbitty Valley.

ORD176/22 THE MOTION ON BEING PUT WAS **LOST**

No Councillors voted for the Motion.

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted against the Motion.

**MOTION**

Motion: Moved Councillor McLean, Seconded Councillor Campbell that Council:

- i. receive a Councillor briefing on the following matters in relation to the draft Biodiversity Strategy 2022:
  - a. changing the timeframe for action item 10 from long term to short-medium term;
  - b. including the Cobbitty Valley catchment maps in the Strategy;
  - c. investigating the opportunity to review the urban / rural interface with the growth areas development to ensure that the current boundary meets best practice land use and sustainable planning policy; and
  - d. organising a community workshop with the relevant landowner group about the current works that are happening around the Cobbitty Valley.

ORD177/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD14 Tender T005/2022 - Consultant for Design of Leppington Open Spaces 1A-1D (Leppington Oval)**

Motion: Moved Councillor Campbell, Seconded Councillor A Cagney that Council accept the tender provided by GroupGSA Pty as per the terms and conditions of T005/2022 Consultant for design of Leppington open spaces 1A-1D for the lump sum of \$1,246,400 (excl. GST) in accordance with Council's adopted budget.

ORD178/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**ORD15 Tender T009/2022 - Principal Contractor - Supply and Installation of an Automatic Irrigation System at Hayter Reserve**

Motion: Moved Councillor C Cagney, Seconded Councillor McLean that Council accept the tender provided by Greenstar Water Solutions Pty Ltd as per the terms and conditions of T009/2022 Principal Contractor - Supply & Installation of an Automatic Irrigation System at Hayter Reserve for the lump sum of \$343,324.43 (excl. GST) in accordance with Council's adopted budget.

ORD179/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, C Cagney, A Cagney, Farrow, Dommaraju and McLean voted in favour of the Motion.

No Councillors voted against the Motion.

**THE MEETING CLOSED AT 7.35PM**

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