

# Minutes

## Ordinary Council Meeting

Camden Council  
Administration Centre  
70 Central Avenue  
Oran Park

11 July 2023



camden  
council

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**MEETING COMMENCED AT 6.30PM****PRESENT****In person:**

Cr A Cagney (Mayor/Chairperson)  
Cr C Cagney  
Cr Campbell  
Cr Dommaraju  
Cr Farrow  
Cr Fedeli (Deputy Mayor)  
Cr McLean  
Cr Zammit

**Remote:**

Nil

**STAFF**

General Manager  
Director Customer and Corporate Strategy  
Director Planning and Environment  
Director Community Assets  
Director Sport, Community and Activation  
Manager Legal and Governance  
Manager Statutory Planning  
Manager Strategic Planning  
Manager Environment and Regulatory Services  
Manager Major Projects  
Acting Manager Public Affairs  
Internal Audit Coordinator  
Senior Governance Officer  
Senior Media and Communications Advisor  
Governance Officer  
Governance Administration Officer.

**LEAVES OF ABSENCE**

Motion: Moved Councillor McLean, Seconded Councillor Zammit that Councillor Symkowiak be granted leave of absence.

ORD92/23 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors A Cagney, C Cagney, Campbell, Dommaraju, Farrow, Fedeli, McLean and Zammit 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**

There were no declarations to be noted.

### **PUBLIC ADDRESSES**

Catherine McCahill on behalf of Sisters of the Good Samaritan addressed Council in relation to ORD02 Mater Dei / Wivenhoe Amended Planning Proposal (Pre Public Exhibition).

Mr Edward O'Grady addressed Council in relation to ORD01 Cobbitty Road, Cobbitty - Oran Park DCP Amendment (Pre Public Exhibition).

Motion: Moved Councillor Zammit, Seconded Councillor C Cagney that Mr O'Grady be granted a two minute extension.

ORD93/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

Mr Simon Wilkes from Urbis Pty Ltd on behalf of Mirvac addressed Council in relation to ORD01 Cobbitty Road, Cobbitty - Oran Park DCP Amendment (Pre Public Exhibition).

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

ORD94/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

### **CONFIRMATION OF MINUTES**

Motion: Moved Councillor Fedeli, Seconded Councillor Zammit that the Minutes of the Local Traffic Committee Meeting held 6 June 2023 and the Ordinary Council Meeting held 20 June 2023, copies of which have been circulated, be confirmed and adopted.

ORD95/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

### **MAYORAL MINUTE - AUSCYCLING BMX RACING NATIONAL SERIES AND THE INTERNATIONAL FESTIVAL OF INDIGENOUS FOOTBALL**

Motion: Moved Councillor A Cagney, Seconded Councillor Zammit that Council write to both event organisers congratulating them on their successful events.

ORD96/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

### **MAYORAL MINUTE - WINTERFEST**

Motion: Moved Councillor A Cagney, Seconded Councillor C Cagney that Council note the information.

ORD97/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

### **ORD01 COBBITTY ROAD, COBBITTY - ORAN PARK DCP AMENDMENT (PRE PUBLIC EXHIBITION)**

#### **AMENDMENT**

Moved: Councillor C Cagney, Seconded Councillor Fedeli that Council:

- i. endorse the draft amendments to the Oran Park Development Control Plan;
- ii. exhibit the draft amendments to the Oran Park Development Control Plan;
- iii. notify the Department of Planning and Environment of the exhibition of the Oran Park Development Control Plan in accordance with the amended delegations issued by the Secretary of the Department of Planning and Environment on 19 January 2015;
- iv. at the conclusion of the public exhibition period, receive a briefing on the outcomes of the public exhibition and consider a further report;
- v. write to The Hon. Chris Minns, Premier, and The Hon. Prue Car MP, Minister for Education and Early Learning, to raise Council's concerns regarding the planning for schools in Camden, including the capacity and size of new school sites, and the timing of the delivery of new schools; and
- vi. write to the Mrs Sally Quinnell MP, Member for Camden, Mr Nathan Hagarty MP, Member for Leppington, and Mrs Tanya Davies MP, Member for Badgerys Creek, to raise Council's concerns regarding the planning for schools in Camden, including the capacity and size of new school sites, and the timing of the delivery of new schools.

ORD98/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

**ORD02 MATER DEI / WIVENHOE AMENDED PLANNING PROPOSAL (PRE PUBLIC EXHIBITION)**

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

- i. endorse the amended draft Planning Proposal for land at 229 Macquarie Grove Road Cobbitty (Part Lot 100 DP1230568), A Lee Street and A McKellar Street, Cobbitty (Part Lot 394 DP 1184159) to be submitted to the Department of Planning and Environment for Gateway Determination;
- ii. endorse the amended draft Camden Development Control Plan 2019 for the purposes of public exhibition;
- iii. subject to no unresolved submissions being received, forward the amended 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; or
- v. should the amended Planning Proposal not receive a Gateway Approval, notify the proponent that the Planning Proposal will not proceed.

ORD99/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

**ORD03 ACCEPTANCE OF GRANT FUNDING FOR MULTISPORT COMMUNITY FACILITY FUND - RON DINE RESERVE**

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

- i. accept the grant funding of \$1,000,000 (excl. GST) through the NSW Government's Multisport Community Facility Fund for field, irrigation and drainage improvement works, including upgrading of the main field surface to hybrid turf and the design of female friendly change rooms at Ron Dine Reserve, and allocate the funding in the 2023/24 Budget;
- ii. write to The Hon. Stephen Kamper MP, Minister for Sport, thanking him for the grant; and
- iii. write to Mrs Sally Quinnell MP, Member for Camden, thanking the NSW Government for their support.

**ORD100/23 THE MOTION ON BEING PUT WAS CARRIED**

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

No Councillors voted against the Motion.

**ORD04 ACCEPTANCE OF GRANT FUNDING - ESSENTIAL COMMUNITY SPORTS FACILITY PROGRAM**

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

- i. accept the grant funding of \$403,000 (excl. GST) through the NSW Government's Essential Community Sports Assets Program for additional building or facility improvement works to enhance the facilities at Camden Tennis Centre and that the funds be included in the 2023/24 Budget; and
- ii. write to The Hon. Stephen Kamper MP, Minister for Sport, thanking him for the grant; and
- iii. write to Mrs Sally Quinnell MP, Member for Camden, thanking the NSW Government for their support.

**ORD101/23 THE MOTION ON BEING PUT WAS CARRIED**

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

No Councillors voted against the Motion.

**ORD05 TENDER T003/2023 - PRINCIPAL CONTRACTOR FOR CONSTRUCTION OF BYRON ROAD (SOUTH)**

Motion: Moved Councillor Campbell, Seconded Councillor C Cagney that Council accept the tender provided by Menai Civil Contractors Pty Ltd as per the terms and conditions of T003/2023 Principal Contractor for Construction of Byron Road (South) for the lump sum of \$9,890,871.29 (excl. GST) in accordance with Council's adopted budget.

**ORD102/23 THE MOTION ON BEING PUT WAS CARRIED**

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

No Councillors voted against the Motion.

**ORD06 TENDER T004/2023 - PRINCIPAL CONTRACTOR FOR RON DINE RESERVE SPORTS FIELD RECONSTRUCTION WORKS**

Motion: Moved Councillor Zammit, Seconded Councillor C Cagney that Council accept the tender provided by Elite Turf Projects Pty Ltd as per the terms and conditions of T004/2023 Principal Contractor for Ron Dine Reserve Sports Field Reconstruction Works for the lump sum of \$939,061.50 (excl. GST) in accordance with Council's adopted budget.

**ORD103/23 THE MOTION ON BEING PUT WAS CARRIED**

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

No Councillors voted against the Motion.

**ORD07 PUBLIC EXHIBITION - DRAFT URBAN FOREST STRATEGY 2023**

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

- i. endorse the Urban Forest Strategy 2023 to be placed on public exhibition for a period of 28 days commencing in July 2023;
- ii. if no unresolved submissions are received during the public exhibition period, adopt the Urban Forest Strategy 2023 effective from the day after the close of the exhibition period;
- iii. if any unresolved submissions are received during the public exhibition, receive a further report to consider the submissions; and
- iv. upon adoption of the Urban Forest Strategy 2023, rescind the Tree Management Policy.

**ORD104/23 THE MOTION ON BEING PUT WAS CARRIED**

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

No Councillors voted against the Motion.

**ORD08 INVESTMENT MONIES - MAY 2023**

Motion: Moved Councillor Fedeli, Seconded Councillor C Cagney 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 May 2023; and
- iii. note the weighted average interest rate return of 4.09% p.a. for the month of May 2023.

**ORD105/23 THE MOTION ON BEING PUT WAS CARRIED**

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

No Councillors voted against the Motion.



**ORD09 AUDIT, RISK AND IMPROVEMENT COMMITTEE TERMS OF REFERENCE AND INTERNAL AUDIT CHARTER – REVISED**

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

- i. adopt the revised Audit, Risk and Improvement Committee Terms of Reference; and
- ii. adopt the revised Internal Audit Charter.

ORD106/23 THE MOTION ON BEING PUT WAS **LOST**

No Councillors voted for the Motion.

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

**FURTHER MOTION**

Motion: Moved Councillor C Cagney, Seconded Councillor Fedeli that this matter be deferred and brought to a Councillor Briefing before being reported back to Council.

ORD107/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

**ORD10 MINUTES TO THE 22 FEBRUARY 2023 AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING**

Motion: Moved Councillor Fedeli, Seconded Councillor Zammit that Council note the minutes of the 22 February 2023 Audit, Risk and Improvement Committee meeting.

ORD108/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

**CLOSED COUNCIL****ORD11 CLOSURE OF THE MEETING TO THE PUBLIC**

Motion: Moved Councillor Zammit, Seconded Councillor C Cagney that Council hear any objection or submission by a member of the public, limited to a period of four minutes, concerning the closure of the meeting.

ORD109/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

No objections or submissions were received.

### **MOTION**

Motion: Moved Councillor Farrow, Seconded Councillor Zammit that Council close the meeting to the media and public to discuss reports dealing with commercial matters in accordance with the provisions of Sections 10A(2)(c) and 10A(2)(d)(i) of the *Local Government Act 1993*.

ORD110/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

### **CLOSURE OF THE MEETING TO THE PUBLIC**

Following the resolution of ORD11, the meeting convened into Closed Council, the time being 8.11pm. The public and media left the Chamber and the live streaming of the meeting was temporarily suspended.

### **OPEN COUNCIL**

### **MOTION**

Motion: Moved Councillor McLean, Seconded Councillor Fedeli that the meeting reconvene into Open Council, the time being 8.13pm.

ORD111/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

The Council reconvened into Open Council, the time being 8.14pm. The following were the decisions of the Closed Council:

**CC01 ACQUISITION OF LAND – GRASMERE**

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

- i. resolve to acquire part Lot 102 DP 1087958 as identified in the report;
- ii. resolve to acquire the land for the agreed purchase price as detailed in the financial implications section of this report; and
- iii. authorise execution of the Contract for Sale and all necessary documents to be completed under Council's Power of Attorney.

ORD112/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

**CC02 ACQUISITION OF LAND – ELDESLIE**

Motion: Moved Councillor Fedeli, Seconded Councillor Zammit that Council:

- i. resolve to proceed with payment of the agreed purchase price as detailed in the financial implications section of this report for the acquisition of part of Lot 2 DP 1274892, Lot 3 DP 1274892, Lot 4 DP 1274892 and Lot 5 DP 1274892 as identified in the report; and
- ii. resolve to make the appropriate budget adjustments and transfer from Section 7.11 reserve to fund the acquisition.

ORD113/23 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

**THE MEETING CLOSED AT 8.15PM**

 70 Central Ave,  
Oran Park NSW 2570

 [mail@camden.nsw.gov.au](mailto:mail@camden.nsw.gov.au)

 PO Box 183, Camden 2570

 [camden.nsw.gov.au](http://camden.nsw.gov.au)

 4654 7777

 ABN: 31 117 341 764

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