



# Camden Council

## Business Paper

**Ordinary Council Meeting**  
**28 May 2019**

---

**Camden Council**  
**Administration Centre**  
**70 Central Avenue**  
**Oran Park**



## COMMON ABBREVIATIONS

AEP	Annual Exceedence Probability
AHD	Australian Height Datum
BCA	Building Code of Australia
CLEP	Camden Local Environmental Plan
CP	Contributions Plan
DA	Development Application
DCP	Development Control Plan
DDCP	Draft Development Control Plan
DoPE	Department of Planning & Environment
DoT	NSW Department of Transport
EIS	Environmental Impact Statement
EP&A Act	Environmental Planning & Assessment Act
EPA	Environmental Protection Authority
EPI	Environmental Planning Instrument
FPL	Flood Planning Level
GSC	Greater Sydney Commission
LAP	Local Approvals Policy
LEP	Local Environmental Plan
LGA	Local Government Area
NSWH	NSW Housing
OLG	Office of Local Government, Department of Premier & Cabinet
REP	Regional Environmental Plan
PoM	Plan of Management
RL	Reduced Levels
RMS	Roads & Maritime Services
SECTION 10.7 CERTIFICATE	Certificate as to zoning and planning restrictions on properties
SECTION 603 CERTIFICATE	Certificate as to Rates and Charges outstanding on a property
SECTION 73 CERTIFICATE	Certificate from Sydney Water regarding Subdivision
SEPP	State Environmental Planning Policy
SREP	Sydney Regional Environmental Plan
STP	Sewerage Treatment Plant
VMP	Vegetation Management Plan
WSROC	Western Sydney Regional Organisation of Councils

General Manager  
Ron Moore

Mayor  
Theresa Fedeli

Director Customer and  
Corporate Strategy  
Tim Butler

Director Sport  
Community and Recreation  
Tina Chappell

Chief Financial Officer  
Paul Rofe

Director Planning and Environment  
Nicole Magurren

Director Community Assets  
Sandra Kubecka

# SEATING DIAGRAM

Camden Ordinary Council Meeting

Deputy Mayor  
Rob Mills

Councillor  
Peter Sidgreaves

Councillor  
Lara Symkowiak

Councillor  
Michael Morrison

Councillor  
Eva Campbell

Councillor  
Ashleigh Cagney

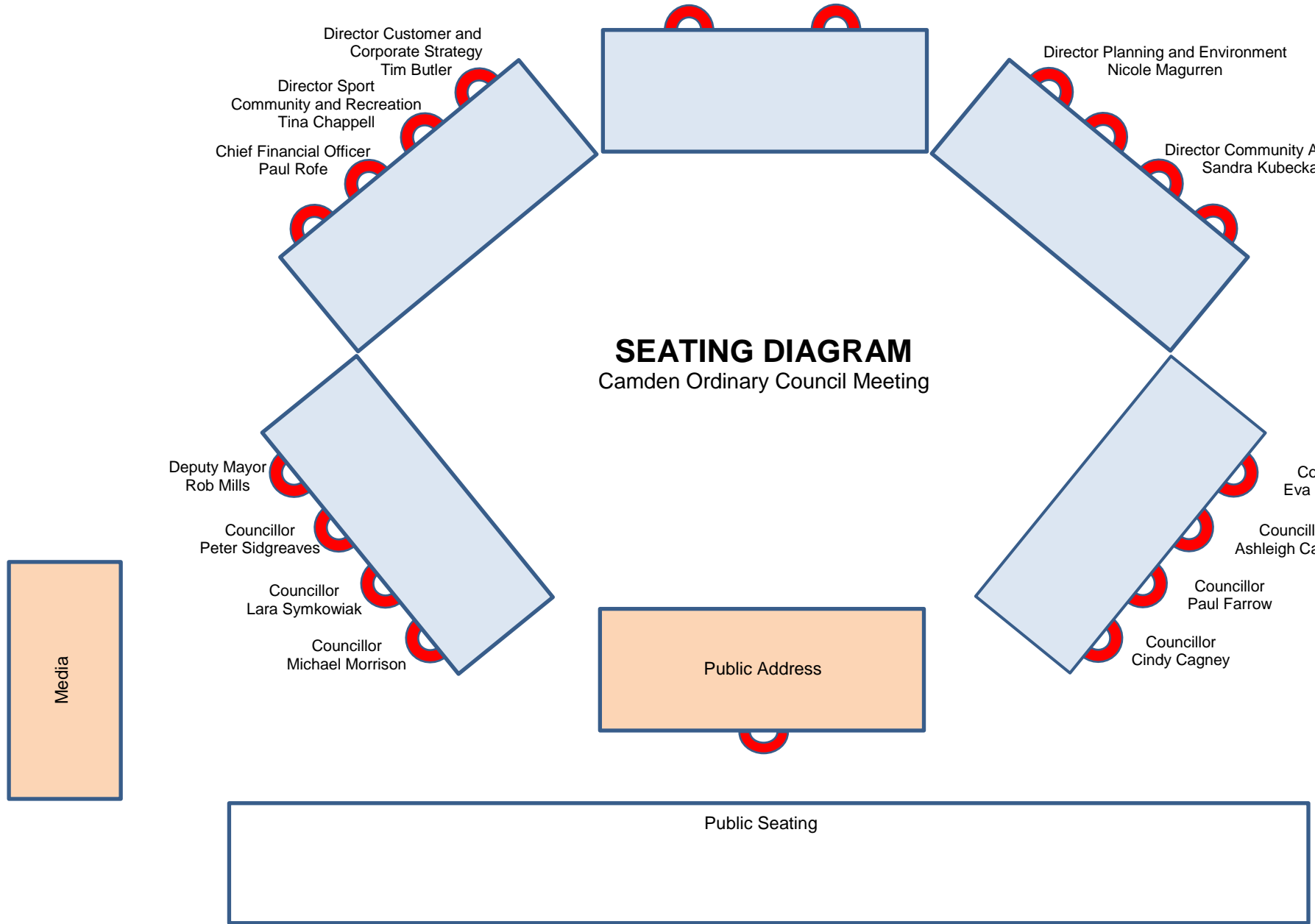
Councillor  
Paul Farrow

Councillor  
Cindy Cagney

Media

Public Address

Public Seating





---

# ORDINARY COUNCIL

## ORDER OF BUSINESS - ORDINARY COUNCIL

Prayer.....	6
Acknowledgement of Country .....	7
Recording of Council Meetings .....	8
Apologies.....	9
Declaration of Interest.....	10
Public Addresses .....	11
Confirmation of Minutes .....	12
Mayoral Minute .....	13
ORD01 Proposed Turner Road Development Control Plan Amendment - Part B Entertainment Precinct .....	14
ORD02 Draft Submission - Discussion Paper - Local Character Overlays.....	18
ORD03 March Review of the 2018/19 Operational Plan (Budget) .....	22
ORD04 Investment Monies - April 2019 .....	30
ORD05 Re-Establishment of Alcohol Free-Zones.....	31



---

## ORDINARY COUNCIL

**SUBJECT: PRAYER**

---

### PRAYER

Almighty God, bless all who are engaged in the work of Local Government. Make us of one heart and mind, in thy service, and in the true welfare of the people we serve: We ask this through Christ our Lord.

Amen

\*\*\*\*\*

Almighty God, give thy blessing to all our undertakings. Enlighten us to know what is right, and help us to do what is good: We ask this through Christ our Lord.

Amen

\*\*\*\*\*

Almighty God, we pause to seek your help. Guide and direct our thinking. May your will be done in us, and through us, in the Local Government area we seek to serve: We ask this through Christ our Lord.

Amen

\*\*\*\*\*

### AFFIRMATION

We affirm our hope and dedication to the good Government of Camden and the well being of all Camden's residents, no matter their race, gender or creed.

We affirm our hope for the sound decision making by Council which can improve the quality of life in Camden.

*Either – “So help me God” or “I so affirm” (at the option of councillors)*

\*\*\*\*\*

We pledge ourselves, as elected members of Camden Council, to work for the provision of the best possible services and facilities for the enjoyment and welfare of the people of Camden.

*Either – “So help me God” or “I so affirm” (at the option of councillors)*

\*\*\*\*\*

---

## **ORDINARY COUNCIL**

**SUBJECT:       ACKNOWLEDGEMENT OF COUNTRY**

---

I would like to acknowledge the traditional custodians of this land on which we meet and pay our respect to elders both past and present.

---

## ORDINARY COUNCIL

**SUBJECT: RECORDING OF COUNCIL MEETINGS**

---

In accordance with Camden Council's Code of Meeting Practice and as permitted under the *Local Government Act 1993*, this meeting is being audio recorded by Council staff for minute taking purposes.

No other recording by a video camera, still camera or any other electronic device capable of recording speech, moving images or still images is permitted without the prior approval of the Council. The Council has not authorised any other recording of this meeting. A person may, as provided by section 10(2)(a) or (b) of the *Local Government Act 1993*, be expelled from a meeting of a Council for using or having used a recorder in contravention of this clause.

---

## **ORDINARY COUNCIL**

**SUBJECT: APOLOGIES AND LEAVES OF ABSENCE**

---

Apologies and leave of absence tendered on behalf of Councillors from this meeting.

### **RECOMMENDED**

**That apologies be noted and leaves of absence be granted.**



---

## ORDINARY COUNCIL

**SUBJECT:       DECLARATION OF INTEREST**

---

NSW legislation provides strict guidelines for the disclosure of pecuniary and non-pecuniary Conflicts of Interest and Political Donations.

Council's Code of Conduct also deals with pecuniary and non-pecuniary conflict of interest and Political Donations and how to manage these issues (Clauses 4.28-5.19).

Councillors should be familiar with the disclosure provisions contained in the Council's Code of Conduct.

This report provides an opportunity for Councillors to disclose any interest that they may have or Political Donation they may have received relating to a Report contained in the Council Business Paper and to declare the nature of that interest.

### **RECOMMENDED**

**That the declarations be noted.**

---

## ORDINARY COUNCIL

**SUBJECT: PUBLIC ADDRESSES**

---

The Public Address session in the Council Meeting provides an opportunity for people to speak publicly on any item on Council's Business Paper.

The Public Address session will be conducted in accordance with the Public Address Guidelines. Speakers must submit an application form to Council's Governance team no later than 5.00pm on the working day prior to the day of the meeting.

Speakers are limited to one topic per Public Address session. Only seven speakers can be heard at any meeting. A limitation of one speaker for and one speaker against on each item is in place. Additional speakers, either for or against, will be identified as 'tentative speakers' or should only be considered where the total number of speakers does not exceed seven at any given meeting.

Where a member of the public raises a question during the Public Address session, a response will be provided where Councillors or staff have the necessary information at hand; if not, a reply will be provided at a later time. There is a limit of one question per speaker per meeting.

Speakers should ensure that their statements, comments and questions comply with the Guidelines.

All speakers are limited to four minutes, with a one minute warning given to speakers prior to the four minute time period elapsing. The commencement and conclusion of time shall be advised by the Mayor/Chairperson.

Public Addresses are recorded for administrative purposes. It should be noted that speakers at Council meetings do not enjoy any protection from parliamentary-style privilege. Therefore they are subject to the risk of defamation action if they make comments about individuals. In the event that a speaker makes potentially offensive or defamatory remarks about any person, the Mayor/Chairperson will ask them to refrain from such comments.

The Mayor/Chairperson has the discretion to withdraw the privilege to speak where a speaker continues to make inappropriate or offensive comments about another person, or make a point of order ruling if a speaker breaches the Guidelines.

### **RECOMMENDED**

**That the public addresses be noted.**

---

## **ORDINARY COUNCIL**

**SUBJECT: CONFIRMATION OF MINUTES**

---

Confirm and adopt Minutes of the Ordinary Council Meeting held 14 May 2019.

**RECOMMENDED**

**That the Minutes of the Ordinary Council Meeting held 14 May 2019, copies of which have been circulated, be confirmed and adopted.**



---

## **ORDINARY COUNCIL**

**SUBJECT: MAYORAL MINUTE**

---

Consideration of Mayoral Minute (if any).



## ORDINARY COUNCIL

### ORD01

**SUBJECT: PROPOSED TURNER ROAD DEVELOPMENT CONTROL PLAN AMENDMENT - PART B ENTERTAINMENT PRECINCT**

**FROM:** Director Planning and Environment

**TRIM #:** 19/90349

**PREVIOUS ITEMS:** ORD02 - Proposed Amendments to Turner Road DCP - Part B Entertainment Precinct and Gledswood Hills VPA - Ordinary Council - 22 Aug 2017 6.00pm  
ORD07 - Post Exhibition Report - Turner Road DCP Part B Amendment - The Entertainment Precinct - Ordinary Council - 28 Nov 2017 6.00pm

<b>PROPERTY ADDRESS:</b>	Entertainment Precinct - 91 & D & E The Hermitage Way Gledswood Hills, 1 – 9 Providence Drive Gledswood Hills (Lot 289 DP 1230815, Lot 3 DP 1215911, Lot 5 DP 1227491, Lot 6 DP 1227491)
<b>PROPONENT:</b>	N/A
<b>OWNERS:</b>	SH Camden Valley Pty Ltd & Western Suburbs Leagues Club

### PURPOSE OF REPORT

The purpose of this report is for Council to consider an amendment to the Turner Road DCP – Part B Entertainment Precinct (draft DCP) and to seek Council's endorsement to publicly exhibit the proposed DCP amendment.

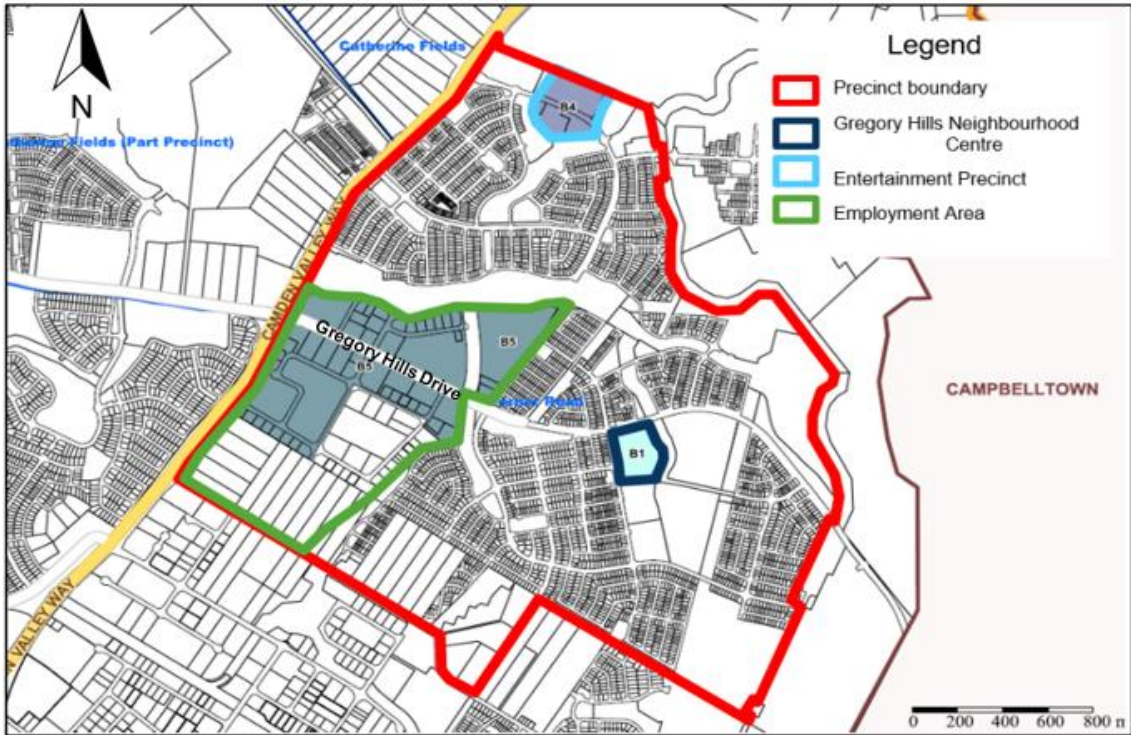
The draft DCP is provided as an **attachment** to this report.

### BACKGROUND

The Turner Road Precinct is located on the eastern side of Camden Valley Way. The precinct is bound by Gledswood Hills, Catherine Fields, Smeaton Grange and the Campbelltown LGA.

The Turner Road Precinct has three retail and employment centres. These include the Gregory Hills Neighbourhood Centre, the Entertainment Precinct and the Employment Area.

**Figure 1** shows the location of the centres within the Turner Road Precinct.



**Figure 1: Locations of the Precinct and the Centres**

### Existing Shop Caps

There are currently controls within the State Environmental Planning Policy (Sydney Region Growth Centres) 2006 (Growth Centres SEPP) and/or the Turner Road DCP that limit the amount of retail floorspace within each of the centres. These controls were included in these planning instruments to support the economic viability and retail hierarchy of the centres.

**Table 1** provides details of the current shop cap controls.

Turner Road Precinct	Zoning	Max. total shop area (m <sup>2</sup> )	Max. individual shop area (m <sup>2</sup> )
Gregory Hills (the Neighbourhood Centre)	B1 - Neighbourhood Centre	15,000 (DCP)	Nil
Employment Area	B5 - Business Development	2,500 (DCP & SEPP)	500 (DCP & SEPP)
Entertainment Precinct	B4 - Mixed Use	3,500 (DCP)	500 (DCP)

**Table 1: Current shop cap controls within Turner Road Precinct**

### Entertainment Precinct

Within the Entertainment Precinct, the DCP limits the maximum shop area of any individual retail shop to 500m<sup>2</sup> and limits the maximum total shop area to 3,500m<sup>2</sup>.



---

The developer has previously proposed to increase the 500m<sup>2</sup> individual shop cap control to allow an anchor tenant, such as a small supermarket, to support the viability of the centre.

At its meeting on 28 November 2017, Council resolved to retain the existing 500m<sup>2</sup> shop cap to allow a review of retail caps within the Turner Road Precinct. A copy of the previous Council report is provided as an **attachment** to this report.

A Councillor briefing was provided on 16 April 2019 in relation to this matter.

## **MAIN REPORT**

### **Proposed Amendments to the Part B DCP Entertainment Precinct**

The proposed amendment to the Turner Road DCP seeks to remove the individual shop cap of 500m<sup>2</sup> applying to the Entertainment Precinct. There is no change proposed to the overall shop cap of 3,500m<sup>2</sup>.

The removal of the individual 500m<sup>2</sup> shop cap will enable the developer to secure an anchor retail tenant (such as a supermarket) within the Entertainment Precinct.

Controls that cap the amount of retail floor space are provided to support the viability and hierarchy of commercial centres. However, since these controls were included in the DCP in 2007, the area has undergone significant growth. The number of dwellings planned within the Entertainment Precinct has increased and the population growth in the area has increased the demand for local convenience retail services.

In considering this amendment, Council engaged a consultant to review the retail cap controls in the Turner Road precinct. The review considered various scenarios to assess the impact of changing the retail shop caps.

The review found there is a demand for retail floorspace in the precinct and removing the shop cap in the Entertainment Precinct will not adversely impact other centres.

Based on the above, it is recommended that the proposed DCP amendment to remove the 500m<sup>2</sup> individual shop cap within the Entertainment Precinct be placed on public exhibition. It is not proposed to amend the total shop cap control of 3,500m<sup>2</sup>.

### **Turner Road Shop Caps Review**

Council is also aware of the difficulties in enforcing shop cap controls due to the application of complying development through the State Government's State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 (Codes SEPP). Council officers are continuing to work with the Department of Planning and Environment (DPE) to explore options to amend the Growth Centres SEPP and/or the Codes SEPP to address these issues. Council will be updated as this work progresses.

### **Next Steps**

Subject to Council endorsement, the DCP amendment will be placed on public exhibition. If there are unresolved submissions, a further report to Council will be prepared.

---

## **FINANCIAL IMPLICATIONS**

There are no direct financial implications to Council as the result of this report.

## **CONCLUSION**

The proposed DCP amendment seeks to remove the 500m<sup>2</sup> individual shop cap control from the Entertainment Precinct. A review of the likely impact has found that the proposed amendment will not adversely impact other centres.

It is noted that the review into retail shop caps in the Turner Road Precinct and the difficulties of enforcement has broader implications. Council officers are working with the DPE to consider options to amend the Growth Centres and/or Codes SEPPs.

## **RECOMMENDED**

**That Council:**

- i. endorse the draft part B DCP and proceed to exhibition for a period of 28 days in accordance with the provisions of the *Environmental Planning and Assessment Act 1979* and the *Environmental Planning and Assessment Regulation 2000*;**
- ii. forward the draft Part B DCP to the Department of Planning and Environment in accordance with the amended delegations issued to Council on 19 January 2015 from the Secretary of the Department of Planning and Environment;**
- iii. if no unresolved submissions are received:**
  - a. grant delegation to the General Manager to adopt the proposed changes to the Turner Road DCP 2007 in accordance with the amended delegations issued to Council on 19 January 2015 from the Secretary of the Department of Planning and Environment; and**
  - b. publicly notify the adoption of the DCP in accordance with the provisions of the *Environmental Planning and Assessment Act 1979* and the *Environmental Planning and Assessment Regulation 2000*; or**
- iv. if unresolved submissions are received, receive a further report outlining the outcomes of the public exhibition for Council's consideration.**

## **ATTACHMENTS**

1. Proposed Part B Turner Rd DCP Amendments
2. Post Exhibition Report - Turner Road DCP Part B Amendment - The Entertainment Precinct - 28 November 2017





---

## ORDINARY COUNCIL

## ORD02

**SUBJECT: DRAFT SUBMISSION - DISCUSSION PAPER - LOCAL CHARACTER OVERLAYS**

**FROM:** Director Planning and Environment

**TRIM #:** 19/141144

---

### PURPOSE OF REPORT

The purpose of this report is to inform Council of the exhibition of the NSW Government's *Discussion Paper – Local Character Overlays* (Discussion Paper) and to seek Council's endorsement of a draft submission to the Department of Planning and Environment (DPE).

The Discussion Paper and draft submission are provided as **attachments** to this report.

### BACKGROUND

The DPE has released a series of documents regarding local character including:

- A *Discussion Paper – Local Character Overlay* (Discussion Paper) which explores the introduction of an optional 'Local Character Overlay' and associated clauses within the Government's state-wide Standard Instrument Local Environmental Plan (LEP).
- The *Local Character and Place Collection* (Collection) which is a reference document containing a summary of learnings, insights and reflections from local character experts.
- The *Local Character and Place Guideline* (Guideline) to help align strategic direction with existing local character and assist Councils in understanding a desired future character of an area.

The Guideline includes a Character Assessment Toolkit (toolkit). The aim of the toolkit is to encourage consideration of local character in strategic planning. It provides guidance on how an assessment of character can be undertaken for an area. A character assessment (and any associated desired future character) will inform whether character areas should: change character, enhance character or maintain character.

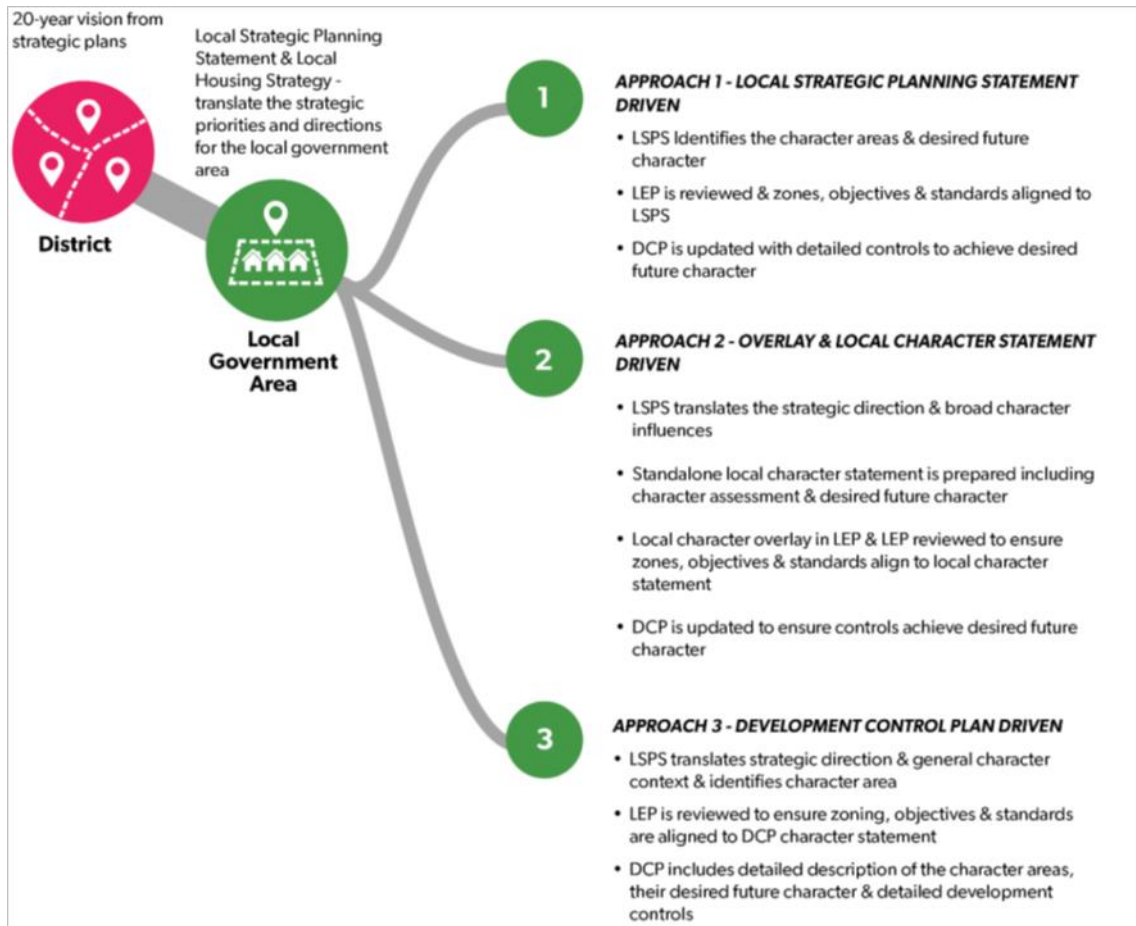
### **What is local character?**

The DPE defines local character as what makes a neighborhood distinctive and is the identity of a place. It encompasses the way a place looks and feels. Character is created by a combination of land, people, the built environment, history, culture and tradition including Aboriginal and non-Aboriginal, and looks at how they interact to make a distinctive local character area (LCA).

The DPE notes that heritage is distinct from local character and that there will always be areas that:

- are not heritage listed;
- the community see as having valued characteristics; and
- the community want to maintain as the area changes and grows.

Places that develop in response to an identified local character and agreed desired future character are likely to be sustainable, contribute to good quality of life and attract investment.



**Figure 1:** Approaches for integrating local character into local plans (DPE Local Character and Place Guideline).

## MAIN REPORT

The DPE is inviting feedback on the Discussion Paper which explores different approaches to integrate a 'Local Character Overlay' and associated clauses into the Standard Instrument LEP.

### **Local Character Overlay**

The Discussion Paper proposes that a Local Character Overlay be inserted into the Standard Instrument LEP. The overlay would consist of a map layer and associated clause within the Standard Instrument LEP.

Councils could decide whether they would like a Local Character Overlay and if so, they will need to prepare a Planning Proposal that addresses certain criteria.



---

The Discussion Paper seeks feedback on a series of options and invites general comment in relation to how a Local Character Overlay could work. A detailed response to the DPE's options is provided in the **attached** draft submission.

A summary of the recommended responses and comments is provided below.

- Council supports the initiative to strengthen local character consideration in the NSW planning system.
- Council agrees that Local Character Areas could assist in balancing growth with supporting local character in established areas as well assisting in developing new character for areas that may need guidance (such as greenfield areas).
- Council supports the importance of local character, however recognises that a local character overlay would be an additional consideration.
- Council supports a proposed Local Character Area overlay in the LEP.
- Council recommends that areas mapped as Local Character Areas have an associated Desired Future Character clause in the LEP to guide development.
- Council supports the proposal that requires applicants prepare a Statement of Consistency with the Desired Future Character clause when preparing a development application (DA) or complying development application in a Local Character Area.
- Council recommends that a Statement of Consistency be written by a suitably qualified professional such as an Architect or Urban Designer.
- Council supports the proposal that the Statement of Consistency must be considered when assessing development in a Local Character Area.
- To support the above, Council recommends a change to the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 (the Codes SEPP) that requires development be consistent with the Desired Future Character clauses associated with the Local Character Area identified on a map in the relevant LEP. This approach would align with applicants needing to provide a Statement of Consistency and would limit complying development to development compatible with the Desired Future Character.
- Council also recommends that some Local Character Areas be excluded from the Codes SEPP (so that complying development is not an approval option).
- For rezoned precincts within the South West Growth Area, State Environmental Planning Policy (Sydney Region Growth Centres) 2006 (Growth Centres SEPP) is the relevant planning instrument. The DPE's local character proposal under the Standard Instrument LEP would not apply to the Growth Areas. The DPE is requested to confirm how local character consideration can be implemented in the Growth Centres.

### **FINANCIAL IMPLICATIONS**

There are no direct financial implications for Council as a result of this report.

### **CONCLUSION**

The NSW Government is inviting feedback on a Discussion Paper which explores the introduction of an optional 'Local Character Overlay' and associated clauses within the Standard Instrument LEP.

Council officers have prepared a draft submission for Council's consideration. The recommended responses support the NSW Government's initiative to strengthen local character consideration in the NSW planning system and identifies key opportunities and recommendations to integrate local character into the planning system.

## **RECOMMENDED**

### **That Council:**

- i. endorse and forward the attached draft submission on the Discussion Paper – Local Character Overlay to the Department of Planning and Environment; and**
- ii. forward a copy of Council’s submission to Mr Peter Sidgreaves MP, Member for Camden.**

### **ATTACHMENTS**

1. DPE Discussion Paper - Local Character overlay
2. Submission to DPE - Discussion Paper Local Character Overlay 210519



## ORDINARY COUNCIL

ORD03

**SUBJECT: MARCH REVIEW OF THE 2018/19 OPERATIONAL PLAN (BUDGET)**  
**FROM:** Director Customer & Corporate Strategy  
**TRIM #:** 19/96224

### PURPOSE OF REPORT

This report presents the March Quarterly Operational Plan (budget) Review for the 2018/19 financial year in accordance with Part 9, Division 3, Clause 203 of the *Local Government (General) Regulation 2005*.

Its purpose is to inform Council of the necessary changes to the 2018/19 Operational Plan since the adoption of the 2017/18 - 2020/21 Revised Delivery Program and to seek Council's endorsement.

### SUMMARY OF BUDGET POSITION

In adopting the 2018/19 Operational Plan, Council approved a balanced budget position. Budget adjustments identified at the March Review represent a projected budget surplus for the 2018/19 financial year of \$18,200.

The projected surplus is above Council's minimum working funds level of \$1,000,000.

The improvement in the projected surplus is predominantly a result of higher than expected rates and charges income through growth and land compensation received for road widening.

### ALLOCATION OF THE 2018/19 BUDGET SURPLUS

It is recommended that the projected surplus of \$18,200 be allocated as follows.

<b>Budget surplus allocation</b>		
<b>Budget Surplus Available for Allocation</b>		<b>\$18,200</b>
Less: Allocation to Curry Reserve Works	\$18,200	
<b>Total - Allocation of Budget Surplus</b>		<b>\$18,200</b>
<b>Balanced Budget Position</b>		<b>\$0</b>

### CURRY RESERVE ADDITIONAL EMBELLISHMENTS

Additional funding of \$350,000 (GST excluded) is required at Curry Reserve for further embellishment works at Curry Reserve. Embellishments include, shade structures, seating, BBQ facilities, and additional pathways throughout the Reserve. It is proposed to fund \$250,000 in 2018/19 with \$18,200 funded from this budget review and the balance of \$231,800 from the Capital Works Reserve. The balance of \$100,000 won't be required until 2019/20, could be funded from the 2019 September Quarterly Budget Review Surplus.

## CURRENT RESERVE BALANCES

### Capital Works Reserve

The Capital Works Reserve is predominantly used to fund capital works or to match grant funding as part of a capital grant funding agreement. The balance of the Capital Works Reserve is as follows:

<b>Capital Works Reserve</b>	
<b>Reserve Balance as at 30 June 2018</b>	<b>\$5,754,126</b>
Add: Quarterly Review Transfers	\$1,292,011
<b>Proposed Balance of Reserve</b>	<b>\$7,046,137</b>
<b>Committed Funds Held in Reserve</b>	
Less: 2017/18 Revoted projects	(\$1,208,850)
Less: Adopted 2018/19 Capital Works Program Funding	(\$3,491,900)
Less: Adopted 2019/20 Capital Works Program Funding	(\$250,000)
Less: Upper South Creek Flood Study Grant, Council Contribution. Council Resolution – 26/6/18	(\$65,000)
Less: Proposed Active Transport Program 2019/20 (Council contribution)	(\$185,000)
Less: Proposed 2019/20 Capital budget allocations	(\$1,500,000)
Less: Proposed allocation to Curry Reserve - embellishments	(231,800)
<b>Total Allocated</b>	<b>(\$6,932,550)</b>
<b>Uncommitted Balance – Capital Works Reserve</b>	<b>\$113,587</b>

The balance of this reserve can be used to fund new or existing projects unable to be funded as part of considering the 2018/19 Operational Plan (budget).

### Asset Renewal Reserve

Council approved the creation of the Asset Renewal Reserve as part of adopting the 2013/14 - 2016/17 Delivery Program. The balance of the Asset Renewal Reserve is as follows:

<b>Asset Renewal Reserve</b>	
<b>Reserve Balance as at 30 June 2018</b>	<b>\$488,988</b>
Add: LIRS Interest 2018/19	\$50,000
<b>Proposed Reserve Balance</b>	<b>\$538,988</b>
<b>Committed Funds Held in Reserve</b>	
Less: 2017/18 Revoted projects	(\$228,988)
Less: 2018/19 Budget allocations	(\$150,000)
<b>Total Allocated in 2018/19</b>	<b>(\$378,988)</b>
<b>Uncommitted Balance – Asset Renewal Reserve</b>	<b>\$160,000</b>

Funds from this reserve are primarily used for the replacement and/or maintenance of existing assets.



## MAIN REPORT- MARCH REVIEW OF THE 2018/19 BUDGET

Further information and explanation of the increase in the projected budget surplus for 2018/19 is detailed below:

### PROPOSED VARIATIONS TO BUDGET

Below are the proposed variations between the adoption of the 2018/19 Budget and the March Review for 2018/19 which have led to a projected budget surplus of \$18,200.

<b>March review of the 2018/19 budget proposed variations</b>	<b>Budget Impact Increase / (Decrease)</b>
<b>Income adjustments</b>	
<i>Note: Increase in income is an increase to the budget</i>	
<i>Shortfall in income is a decrease to the budget</i>	
1. Rates & Charges Income Increase	\$110,000
2. Land Compensation Income Increase	\$141,800
3. Container Deposit Scheme Income Increase	\$100,000
4. Interest on Investments Income Decrease	(\$100,000)
5. Workers Compensation Rebate	\$72,700
Variations under \$15,000 - Various Income Increases	\$29,000
<b>Sub Total - Income Adjustments</b>	<b>\$353,500</b>
<b>Expenditure adjustments</b>	
<i>Note: Increase in expenditure is a decrease to the budget</i>	
<i>Saving in expenditure is an increase to the budget</i>	
6. Transfer to Working Funds Reserve Expense Increase	(\$500,000)
7. Emergency Services Expense Savings	\$100,600
8. Animal Pound Expense Savings	\$100,000
9. Insurance Premiums Expense Savings	\$45,200
Variations under \$15,000 - Various Expense Increases	(\$9,100)
<b>Total - Expenditure Adjustments</b>	<b>(\$263,300)</b>
<b>Council Approved Variations – Expenditure Increase</b>	
Additional Funding for ANZAC Day Service (Council meeting 26/3/2019)	(\$27,000)
Funding for Metropolitan South-West Hockey Association (Council meeting 26/3/2019)	(\$15,000)
Camden Town Farm Remediation Expense Increase (Council Meeting 14/05/2019)	(\$30,000)
<b>Total – Council Approved Variations – Expenditure Increase</b>	<b>(\$72,000)</b>
<b>Total - proposed variations to budget</b>	<b>\$18,200</b>

#### **1. Rates and Charges Income – Increase in Income of \$110,000**

Supplementary rate income is received upon the rezoning or subdivision of land. It is additional rate income to the amount levied at the beginning of the financial year. The increase in rate income realised during the third quarter of 2018/19 is primarily due to new lots created through subdivisions in the Spring Farm, Oran Park, Gregory Hills and Leppington land release areas.



**2. Land Compensation – Increase in Income of \$141,800**

Council has received compensation from the RMS for land required for road widening at Courtney Loop Oran Park.

**3. Container Deposit Scheme – Increase in Income of \$100,000**

A refund sharing agreement for the NSW Container Deposit Scheme has been finalised with Council's Recycling contractor, this agreement commenced on 1 April 2019 and will be in place until 2024. The \$100,000 represents payment for the last quarter of the 2018/19 financial year.

**4. Interest on Investments (general fund) – Decrease in Income of \$100,000**

Overall Council's investment portfolio is performing well against the industry benchmark. Council's investment portfolio is made up of general funds and restricted funds (Section 711, grants etc).

This adjustment represents the general fund component only of the investment portfolio, where less general funds have been held on investment than anticipated and reducing interest rates have contributed to the decrease in investment income.

**5. Workers Compensation Rebate – Increase in Income of \$72,700**

The rebate received by Council is payable to members as an incentive for meeting KPIs relating to performance, self-audit and the renewal of membership in order to qualify for the payment of the rebate.

**6. Transfer to Working Funds Reserve – Expense Increase of \$500,000**

As part of the adoption of the 2017/18 - 2020/21 Delivery Program Council resolved to use future funding from quarterly budget reviews as a funding source for the major projects to be delivered in the 2017/18 - 2020/21 Delivery Program. It was estimated that \$500,000 could be funded from each quarterly budget review from September 2017 to March 2021. This would provide up to \$7.5 million in funding.

The funding required from quarterly budget reviews over four years is only \$5.7 million, which provides a contingency should a budget review not realise \$500,000 over the nominated period. It is proposed to transfer \$500,000 from the March 2019 Quarterly Budget Review surplus to the Working Funds Reserve for this purpose. This will result in a total of \$3.5 million being transferred to reserve to fund future expenditure in the 2017/18 - 2020/21 major capital works program.

**7. Emergency Services – Expense Decrease of \$100,600**

The savings consists of the reimbursement of operational costs from the SES for building and fleet maintenance costs as payable under the agreement. In addition, savings have been realised with plant and vehicles now being the responsibility of the SES.

Savings have also been realised within the Rural Fire Services budget primarily a result of less than expected vehicle maintenance during 2018/19, even with all scheduled maintenance being completed for the RFS.

**8. Animal Pound – Expense Decrease of \$100,000**

As part of Council reviewing its options for an animal pound additional funding for operational expenditure was provided for in the 2018/19 budget, this allocation is no longer required.





## 9. Insurance Premiums – Expense Decrease of \$45,200

Savings in the public liability and property insurance premiums for the year were realised through enhanced claims management throughout the year.

### COUNCIL AUTHORISED VARIATIONS

Council has authorised five budget variations since the adoption of the 2018/19 Budget. A list of these approved variations is provided in the following table:

Council approved variations	Expenditure (Increase) / Decrease	Income Increase / (Decrease)	Budget Impact Increase / (Decrease)
Acceptance of Funding – Stronger community grant for Boyd Reserve, Currans Hill, Duncombe Avenue, Gledswood Hills and Harrisons Reserve, Harrington Park. Council Resolution - 12/2/2019	(\$49,225)	\$49,225	\$0
Acquisition of Land at Elderslie with funding from Section 7.11. Council Resolution - 12/2/2019	(\$723,000)	\$723,000	\$0
Acceptance of Funding – Stronger community grant for a new shade structure at the Oran Park Library and Community Centre. Council Resolution - 26/3/2019	(\$17,500)	\$17,500	\$0
Additional funding for ANZAC Day Service Council Resolution - 26/3/2019	(\$27,000)	\$0	(\$27,000)
Funding for Metropolitan South-West Hockey Association Council Resolution - 26/3/2019	(\$15,000)	\$0	(\$15,000)
Camden Town Remediation – Council Resolution 14/05/2019	(\$30,000)	\$0	(\$30,000)
<b>Total - Council approved variations</b>	<b>(\$861,725)</b>	<b>\$789,725</b>	<b>(\$72,000)</b>

### CONTRA ADJUSTMENTS

This section deals with all offsetting adjustments between income and expenditure or a transfer of funds between allocations. These adjustments have no impact on Council's projected budget result or ability to complete Council's existing works program.

During the period 1 January 2019 to 31 March 2019, a number of contra adjustments have taken place amounting to a total of \$963,430. A detailed list of the adjustments is an **attachment** to this report.

## COUNCILLOR CONSOLIDATED WARD FUNDS

The balance of Consolidated Ward Funds is \$29,899.

<b>CONSOLIDATED WARD FUNDS</b>	
2018/19 Budget Allocation	\$30,000
2017/18 Ward Funds Revote	\$59,899
<b>Total Funds Available</b>	<b>\$89,899</b>
<b>Projects Funded in 2018/19</b>	
Donation towards the Rotary Club at Narellan's farmer support drive - Council Resolution - 14/8/18	(\$10,000)
Farmland Financial Assistance Package - Council Resolution - 30/10/18	(\$50,000)
<b>Total Projects Funded in 2018/19</b>	<b>(\$60,000)</b>
<b>Balance of Consolidated Wards Funds</b>	<b>\$29,899</b>

It should be noted that the balance of Consolidated Ward Funds is over and above the projected budget surplus of \$18,200 as advised in this report.

## SUMMARY OF MARCH REVIEW ADJUSTMENTS

The following table is a summary of budget adjustments up to 31 March 2018.

<b>Summary of budget adjustments</b>	<b>Expenditure (Increase) / Decrease</b>	<b>Income Increase / (Decrease)</b>	<b>Budget Impact Increase / (Decrease)</b>
2017/18 Carry-Forward Working Funds			\$1,000,000
2018/19 Adopted Budget Position			\$0
Less: Minimum Desired Level of Working Funds			(\$1,000,000)
<b>Total Available Working Funds 01/07/2018</b>			<b>\$0</b>
<b>2018/19 September Review Adjustments</b>	<b>(\$8,533,408)</b>	<b>\$8,533,408</b>	<b>\$0</b>
<b>2018/19 December Review Adjustments</b>	<b>(\$1,785,786)</b>	<b>\$1,785,786</b>	<b>\$0</b>
<b>2018/19 March Review Adjustments</b>			
NOTE 1: Proposed Variations	(\$263,300)	\$353,500	\$90,200
NOTE 2: Authorised Variations	(\$861,725)	\$789,725	(\$72,000)
NOTE 3: Contra Adjustments	(\$963,430)	\$963,430	\$0
<b>Total - March Review Adjustments</b>	<b>(\$2,088,455)</b>	<b>\$2,106,655</b>	<b>\$18,200</b>
<b>Total available working funds (uncommitted cash)</b>			<b>\$18,200</b>

## BUDGET VARIATIONS

Budget variations of \$15,000 or more are required to be reported to Council in the body of the quarterly budget review report. At Council's budget workshop held on 16 April 2019 it was recommended that this amount be increased from \$15,000 to \$20,000. The



---

threshold of \$15,000 has been in place for over 15 years. Council's budget is consistently over \$300 million per year and it would be reasonable to expect that the materiality threshold could be increased. The reporting threshold of \$20,000 is consistent with surrounding Councils. It is proposed to introduce the new threshold from 1 July 2019.

### **ON-TIME PAYMENT POLICY REPORTING**

At the end of each quarter, Council is required to report on compliance with its adopted on-time payment policy. This policy requires Council to pay interest where an invoice received from small business (turnover less than \$2 million p.a.) has been held by Council for more than 30 days and the interest payable is more than \$20.

Council processes approximately 11,000 invoices each year. As at 31 March 2019, Council had processed 10 invoices from registered small businesses for the quarter. Two of these invoices became overdue during the reporting period. The invoices have now been paid and no interest was payable on them.

### **CAMDEN CIVIC CENTRE**

At the Council meeting 14 May 2019 Council endorsed the Draft 2017/18 - 2020/21 Revised Delivery Program and Draft 2019/20 Operational Plan (Budget) be placed on public exhibition. As part of that endorsement Council also passed the following resolution:

*"That the proposed works for renewal of the Camden Civic Centre (\$800,000) in the Community Infrastructure Renewal Program for delivery in 2022/23, be considered for possible funding at a future quarterly budget review if funding becomes available".*

There is currently insufficient funding to bring these works forward without impacting the timing for delivery of other projects already endorsed by a resolution of the Council.

### **STATEMENT BY RESPONSIBLE ACCOUNTING OFFICER – (CHIEF FINANCIAL OFFICER)**

The following statement is made in accordance with Clause 203(2) of the *Local Government (General) Regulation 2005*:

*It is my opinion that the Quarterly Budget Review Result for Camden Council for the period ending 31 March 2019 indicates that Council's projected financial position is satisfactory, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure. No remedial actions are required based on the financial position presented within this report.*

### **CONCLUSION**

If endorsed by Council, the surplus of \$18,200 will allow work to commence on providing shade covers at the Curry Reserve water play park. It is proposed to fund this project over 2 years (\$250,000 in 2018/19 and \$100,000 in 2019/20) utilising the Capital Works Reserve (\$231,800), March Quarterly Budget Review Surplus (\$18,200) and September 2019 Quarterly Budget Review Surplus (\$100,000).

The March Quarterly Budget Review is complete and submitted for Council's consideration.

---

**RECOMMENDED**

**That Council**

- i. approve the necessary budget adjustments as identified in the categories of 'proposed variations' and 'contra adjustments' in this report;**
- ii. approve funding of \$350,000 for embellishment works at Curry Reserve, allocating \$250,000 in 2018/19 with \$231,800 from the Capital Works Reserve and \$18,200 from the March Quarterly Budget Review surplus; and allocate \$100,000 in 2019/20, to be funded from the September 2019 Quarterly Budget Review surplus; and**
- iii. approve an increase in the reportable budget variations threshold from \$15,000 to \$20,000, taking effect from 1 July 2019.**

**ATTACHMENTS**

- 1. 2018-19 March Review - Budget Appendix**
- 2. 2018-19 March Review - QBRS**



---

## ORDINARY COUNCIL

**ORD04**

**SUBJECT: INVESTMENT MONIES - APRIL 2019**  
**FROM:** Director Customer & Corporate Strategy  
**TRIM #:** 19/126719

---

### PURPOSE OF REPORT

In accordance with Part 9, Division 5, Section 212 of the *Local Government (General) Regulation 2005*, a list of investments held by Council as at 30 April 2019 is provided.

### MAIN REPORT

The weighted average return on all investments was 2.97% p.a. for the month of April 2019. The industry benchmark for this period was 2.01% (Ausbond Bank Bill Index).

The Responsible Accounting Officer (the Chief Financial Officer) certifies that all investments have been made in accordance with Section 625 of the *Local Government Act 1993*, the relevant regulations and Council's Investment Policy.

Council's Investment Report is provided as an **attachment** to this report.

### RECOMMENDED

**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 April 2019; and**
- iii. note the weighted average interest rate return of 2.97% p.a. for the month of April 2019.**

### ATTACHMENTS

1. Investment Report - April 2019

---

## ORDINARY COUNCIL

ORD05

**SUBJECT: RE-ESTABLISHMENT OF ALCOHOL FREE-ZONES**  
**FROM:** Director Community Assets  
**TRIM #:** 19/112693

---

### PURPOSE OF REPORT

The purpose of this report is to assess and determine the re-establishment of the Alcohol-Free Zone (AFZ) in Camden CBD including the addition of the Council car park between John and Murray Streets, as well as AFZs in Currans Hill, Harrington Park, Mount Annan, Narellan, Narellan Vale and Gregory Hills.

### BACKGROUND

AFZ's prohibit the consumption of alcohol on roads and roadways and can be established for a maximum period of four years in accordance with the *Local Government Act 1993*, Ministerial Guidelines and Council's adopted procedure. Council must re-assess the situation prior to expiration to determine whether it is appropriate to re-establish the area as an Alcohol-Free Zone.

Council at its meeting of 28 April 2015 resolved to re-establish existing AFZs on selected roads and roadways throughout the Camden LGA. The following AFZs will expire on 30 June 2019. Street listings and plans are provided as an **attachment** to this report:

- Camden (with the addition of the Council carpark between John & Murray Streets),
- Currans Hill,
- Harrington Park,
- Mount Annan,
- Narellan,
- Gregory Hills (newly established and yet to be signposted), and
- Narellan Vale

The appropriate consultation and evaluation of the existing AFZs has been undertaken to assess the re-establishment of these zones for another four-year period from 1 July 2019 to 30 June 2023. Consultation and evaluation have also been undertaken to include Gregory Hills, bringing it in line with other AFZs, and an extension of the area covered by an AFZ within the Camden CBD to include the Council car park between John Street and Murray Street.

A briefing to Councillors was held on 12 March 2019 regarding this matter.

### MAIN REPORT

Ministerial Guidelines state that the principal objective of an AFZ is to:

*“prevent disorderly behaviour caused by the consumption of alcohol in public areas in order to improve public safety”* and they are to be used as *“an early intervention*



---

*measure to prevent the escalation of irresponsible street drinking to incidents involving serious crime”.*

AFZs are enforced by Police and provide them with the powers to confiscate and tip out, or otherwise dispose of alcohol without the need to issue a warning.

AFZs are required to be re-established for them to continue beyond their original approved four-year term. In the first instance the sites must be reassessed prior to re-establishment to determine whether the areas are needed to continue as AFZs. This reassessment process takes into consideration Ministerial Guidelines, the Act and Camden Police recommendations.

Evaluation criteria for the re-establishment of AFZs include:

- The factors which originally supported a zoning in that area;
- How successful the previous AFZ was in achieving a reduction in unacceptable street drinking; and
- An indication from Police about the value of re-establishing an Alcohol-Free Zone in that area

Police recommendations regarding alcohol related incidents are an essential tool used in the assessment. The recommendations determine whether Police believe an AFZ will achieve a reduction in unacceptable street drinking and whether they can effectively enforce the zone.

Ministerial Guidelines and the Act require Council to undertake community consultation prior to the re-establishment of AFZs. Information regarding this matter was advertised on the Camden Council website in addition to press releases in local media.

The consultation was undertaken throughout March and April 2019. Additionally, information, maps and invitations for submissions from the public were placed on public exhibition in the Oran Park Administration Customer Service Area, Oran Park Library, Camden Library and Narellan Library.

Additionally, letters were sent to all licensed premises within or adjoining the AFZ's, informing them that the zones were currently under assessment for re-establishment, and seeking submissions for or against the proposal.

No submissions were received from members of the public or licensed premises by the end of the consultation period. The proposal was also tabled at the Camden Liquor Accord meeting of 7 May 2019. No objections were made by any members of the Camden Liquor Accord at this meeting.

Camden Police Area Command recommendations were sought for all the AFZs under consideration. Police recommended that all existing AFZs be re-established for a further four years, with a request that the Camden CBD Alcohol-Free Zone be extended to include the Council car park between John Street and Murray Street.

Copies of the Police recommendations for re-establishment of all the AFZs are provided in the **supporting documents**.

After complying with internal procedures, Ministerial Guidelines, the Act, Police recommendations and giving proper consideration to any submissions received, Council may, by resolution, adopt the proposal to re-establish the subject AFZs.

Following resolution, Council must advise by publication of a notice in a newspaper of the re-establishment of the AFZ. An AFZ will not operate until seven days after the publication of the notice and until the roads, footpaths and public car park affected are adequately and appropriately signposted.

Existing signs have been in place for up to eight years. Signs at all existing and additional AFZs will be replaced using the latest style guide and reflecting the extended enforcement period until June 2023.

### **FINANCIAL IMPLICATIONS**

Funding for the replacement and installation of new signage is sought from the 2018/2019 financial year end review. The total cost is estimated to be \$12,000 (excluding GST), which includes advertising, manufacture and installation/labour costs. It is proposed to utilise existing galvanised posts, where possible.

### **CONCLUSION**

The re-establishment of the AFZs at all locations is supported by Camden Police Area Command. The re-establishment will assist Police in addressing alcohol related anti-social behaviour and prevent the escalation into serious crime.

The re-establishment of all AFZs has followed internal Council procedures, Ministerial Guidelines and the Act, and it is appropriate that Council re-establish all subject AFZs in Camden, Currans Hill, Gregory Hills, Harrington Park, Mount Annan, Narellan and Narellan Vale, plus extend the zone in the Camden CBD in the Council car park between John and Murray Street, Camden.

### **RECOMMENDED**

**That Council:**

- i. re-establish the Alcohol-Free Zones in Camden (including the Council Car Park between Murray and John Streets), Currans Hill, Gregory Hills, Harrington Park, Mount Annan, Narellan and Narellan Vale, in accordance with the provisions of Section 644B of the *Local Government Act 1993* and the attached map for a period of four years, effective from July 2019 to June 2023;**
- ii. advise the Camden Police Area Command and all parties as required as per Ministerial Guidelines and the *Local Government Act 1993* of the re-establishment of Alcohol-Free Zones;**
- iii. allocate \$12,000 (excl GST) from the 2018/2019 budget year-end review for manufacture, installation and advertising of new signage; and**
- iv. ensure that all Alcohol-Free Zone signage is current and reflects the current term, being July 2019 to June 2023.**

### **ATTACHMENTS**

1. Police recommendations - re-establishment of Alcohol-Free Zones - all Camden LGA - 2019 - *Supporting Document*
2. Alcohol Free Zone Maps