



Camden Council Minutes

Ordinary Council Meeting
25 June 2013

**Camden Civic Centre
Oxley Street
Camden**



ORDINARY COUNCIL

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PRESENT

Cr Symkowiak (Mayor/Chairperson), Cr Bligh, Cr Campbell, Cr Copeland, Cr Dewbery, Cr Fedeli, Cr Fischer, Cr Sidgreaves, Cr Warren.

STAFF

General Manager, Director Governance, Director Development and Health, Acting Director Works and Services, Manager Corporate Services, Acting Manager Environmentally Sustainable Design, Manager Capital Works, Manager Development, Manager Environment and Health, Manager Strategic Planning, Manager Employee & Community Relations, Acting Manager Community Services, Manager Assets, Executive Service Coordinator, Senior Governance Officer.

APOLOGIES

There were no leave of absence to be granted.

DECLARATIONS OF INTEREST

Councillor Campbell declared a non-pecuniary interest in ORD07 as she and her husband have a shop in Argyle Street, Camden.

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that the declarations be noted.

ORD140/13 THE MOTION ON BEING PUT WAS **CARRIED**

PUBLIC ADDRESSES

Mr David Cadden addressed Council in relation to ORD11 - 2012/2013 Loan Borrowings.

Mr Keith Apps addressed Council on ORD04 - 190 Raby Road, Gledswood Hills Planning Proposal.

Mr Geoff Corrigan addressed Council on ORD01 - Proposed Road Naming - New Roads in Camden South.

Resolution: Moved Councillor Warren, Seconded Councillor Dewbery that the public addresses be noted.

ORD141/13 THE MOTION ON BEING PUT WAS **CARRIED**

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Fischer, Seconded Councillor Fedeli that the Minutes of the Ordinary Council Meeting held 11 June 2013, copies of which have been circulated, be confirmed and adopted.

ORD142/13 THE MOTION ON BEING PUT WAS **CARRIED**

MAYORAL MINUTE

The Mayor tabled a Minute regarding the Western Sydney State Budget Breakfast Forum.

Moved Councillor Symkowiak that the Mayoral Minute be noted.

ORD143/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 Proposed Road Naming - New Roads in Camden South

Resolution: Moved Councillor Dewbery, Seconded Councillor Warren that Council:

- i. endorse the names Saunders, Funnell and Rum Corps as proposed road names for the approved subdivisions at 46 Crookston Drive, Camden South for a 30 day exhibition period; and
- ii. be provided with a further report detailing the results of the 30 day public exhibition period.

ORD144/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell, Bligh and Fedeli voted in favour of the Motion. No Councillors against for the Motion.)

ORD02 Noxious Weed Officer Delegations

MOTION

Moved Councillor Fischer, Seconded Councillor Copeland that Council:

- i. revoke all previous delegations made by Council under the Noxious Weeds Act 1993;
- ii. resolves to appoint the following staff as Inspectors under section 41 of the Noxious Weeds Act:
 - a. Nicole Magurran, (Director Development and Environment)
 - b. Geoff Green, (Manager of Environment and Health)
 - c. Renee Galinaitis, (Team Leader Rangers)
 - d. Fiona Stalgis (Team Leader Environment)
 - e. Matthew McNaughton, (Noxious Weeds Officer)
 - f. Jennifer Rowe, (Ranger)
 - g. Michelle Gallo (Ranger)
 - h. Nathan Armytage (Trainee Ranger)
 - i. Dominic Bruszewski (Landscape Approval Office)
 - j. Luke Peacock (Public Tree Management Officer)
 - k. John Soldo (Tree Vegetation Officer)
 - l. Rob Corby (Natural Assets Officer)
- iii. resolve that the above Inspectors be delegated with Council's powers, duties and responsibilities under the following sections of the Noxious Weeds Act 1993:
 - Section 18 - the power to issue 'Weed Control Notices';
 - Section 18A - Prior Notice of Weed Control Notice';
 - Section 20(2) - the power to carry out 'Noxious Weed Control by Local Control Authority (Council) after Weed Control Notice not complied with';
 - Section 36A - the power to impose 'Temporary restrictions during weed control';
 - Section 41 – Inspectors;
 - Section 43 - 'Power of Entry';
 - Section 45 - the power to give occupiers 'Notice of Entry' for the purposes of undertaking noxious weeds inspections.
- iv. write to the Minister for Primary Industries, the Hon Katrina Hodgkinson and request that the Noxious Weeds Act 1993 be amended to allow the General Manager of the local control authority to sub-delegate the powers and

- responsibilities referred to above;
- v. raise this matter at the upcoming Local Government NSW Annual Conference and submit a motion that the LGNSW support the request to amend the Noxious Weeds Act 1993 to allow the General Manager of the local control authority to sub-delegate the powers and responsibilities referred to above;
 - vi. write to MACROC to seek MACROC's support in this matter at the upcoming LGNSW Annual Conference.

ORD145/13 THE MOTION ON BEING PUT WAS **CARRIED**.

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell, Bligh and Fedeli voted in favour of the Motion. No Councillors against for the Motion.)

ORD03 Camden DCP Review

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Copeland that Council:

- i. supports the proposed changes to Camden Development Control Plan 2011 outlined in this report;
- ii. publicly exhibit the Draft amended Camden Development Control Plan 2011 for an period of 28 days in accordance with the provisions of the *Environmental Planning and Assessment Regulations 2000*; and
- iii. considers a further report to be prepared and submitted to Council to allow consideration of submissions received during the exhibition period.

ORD146/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell, Bligh and Fedeli voted in favour of the Motion. No Councillors against for the Motion.)

ORD04 190 Raby Road, Gledswood Hills Planning Proposal

Resolution: Moved Councillor Fischer, Seconded Councillor Fedeli that Council:

- i. endorse the draft Planning Proposal for the rezoning of 190 Raby Road, Gledswood Hills to forward to the Department of Planning and Infrastructure for Gateway Determination and advise that Council will be using its delegation pursuant to Section 23 of the Environmental Planning and Assessment Act 1979;
- ii. upon favourable Gateway Determination require the proponent to undertake to fund all required sub studies listed in the report (including the development of a DCP) and agree to fund Council's costs in undertaking any necessary peer reviews of those sub studies;
- iii. require an exhibition period of 28 days; and
- iv. require a report be brought back to Council following the completion of the relevant studies and draft DCP prior to the public exhibition.

ORD147/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell, Bligh and Fedeli voted in favour of the Motion. No Councillors against for the Motion.)

ORD05 2 and 4 Sharman Close and 1a Stewart Street, Harrington Park

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Dewbery that Council:

- i. endorse the draft Planning Proposal for the rezoning of Lots 1 and 2 DP 740423 (2 and 4 Sharman Close) and Lot 1 DP329195 (1a Stewart Street) Harrington Park, and forward it to the Department of Planning and Infrastructure for Gateway Determination;
- ii. upon favourable Gateway Determination place the draft Planning Proposal on public exhibition for 28 days; and
- iii. require a report be brought back to Council following the completion of the public exhibition.

ORD148/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell, Bligh and Fedeli voted in favour of the Motion. No Councillors against for the Motion.)

ORD06 White Paper Response to Department of Planning & Infrastructure

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council:

- i. note the initiatives of the NSW Government for the proposed reforms to the NSW planning system;
- ii. forward a submission to the Department of Planning and Infrastructure as outlined in this report;
- iii. undertake further investigation on the costing implications of implementing the White Paper for consideration in the 2014/2015 budget; and
- iv. request the Minister consider Camden Council be utilised as a model for the implementation of the new planning system in growth areas

ORD149/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell, Bligh and Fedeli voted in favour of the Motion. No Councillors against for the Motion.)

ORD07 Request For Sponsorship - Light Up Camden 2013

MOTION

Moved Councillor Sidgreaves, Seconded Councillor Fischer that Council:

- i. donate \$5000 from the Public Relations budget;
- ii. donate \$5000 from Councillor Ward Funds; and
- iii. provide in kind support for advertising, bins, rubbish removal, road closure and public road events fee.

ORD150/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Bligh and Fedeli voted in favour of the Motion. Councillor Campbell voted against the Motion.)

ORD08 Council Seal - Release of Easements - Young Circuit, Elderslie

Resolution: Moved Councillor Copeland, Seconded Councillor Dewbery that the Council seal be affixed to the Plan of Subdivision and/or the associated Section 88B Instrument and dealing document of Lot 399 DP 1161921 for the removal of an easement to drain water, an easement for onsite detention and a restriction on the use of land associated with Stage 4A, Young Circuit, Elderslie, upon the release of the Subdivision Certificates.

ORD151/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD09 Adoption Of The 2013/14 Resource Strategy, Delivery Program & Operational Plan (Including Budget)

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council:

- i. adopt the Resource Strategy; including Asset Management Policy, Asset Management Strategy and Asset Management Plans, Workforce Plan and Long Term Financial Plan,
- ii. adopt the 2013/14 - 2016/17 Delivery Program & Operational Plan,
- iii. adopt the 2013/14 Budget and Revenue Policy as set out below:
 - expenditure totalling \$148,951,200 as summarised in the 2013/14 Operational Plan and Program Budget and that the funds to cover such expenditure be voted,
 - the 2013/14 List of unfunded Works and Services,
 - the 2013/14 Fees and Charges, including those amendments proposed within this report,
 - the introduction of on-charging of Merchant Service Fees on credit card transaction,
 - the continuation of the Stormwater Management Levy as outlined in this report and program of works in the 2013/14 Operating Plan,
 - approve the level of loan borrowings identified within the 2013/14 budget of \$1,350,000 to part-fund Council's road reconstruction program and the adoption of a Loan Reduction Program for recurrent loan borrowings,
 - adopt the creation of an Asset Renewal Reserve,
 - approve the following reserve transfers:

Transfers from Reserve	Amount
Central Admin Building Reserve	\$1,000,000
Capital Works Reserve	\$650,000
Camden Town Centre Reserve	\$50,000
Water Savings Action Reserve	\$13,900
Transfer to Reserve	
Asset Renewal Reserve	\$179,500
Working Funds Reserve	\$11,800

- reduce general rate income by \$1,307,510, which represents the expiration of the special rate variation (approved June 2010), as at 30 June 2013.
- adopt a 3.40% rate increase under Section 506 of the *Local Government Act*, in accordance with the allowable increase announced by IPART,
- adopt a one-off 1.10% special variation rate increase under Section 508(2) of the *Local Government Act* for a period of six years in accordance with the increase approved by IPART,

- adopt the following ad-valorem rates to be levied on the land value of all rateable assessments for 2013/14 financial year:

Rate Category	
Residential	0.232745
Business	0.628412
Farmland Intensive	0.209471
Farmland Ordinary	0.116373

- in accordance with Section 537(b) of the *Local Government Act, 1993*, note the percentage of base amount to total yield for the 2013/14 financial year for each class of rate is:

Rate Category	
Residential	48.83%
Business	12.95%
Farmland Intensive	25.24%
Farmland Ordinary	23.40%

- adopt a base amount of \$615.00 to be levied for each rateable assessment for the 2013/14 financial year,
 - adopt the rate permitted by the Minister for Local Government for the allowable interest rate on overdue rates of 9.00%; and
- iv. formally thank those who made submissions.

ORD152/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD10 Investment Monies - May 2013

Resolution: Moved Councillor Fischer, Seconded Councillor Fedeli that Council:

- note that the Principal Accounting Officer has certified that all investments held by Council have been made in accordance with the *Local Government Act* and Regulations;
- note the list of investments for May 2013; and
- note the weighted average interest rate return of 4.51% p.a. for the month of May 2013.

ORD153/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD11 2012/13 Loan Borrowings

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Dewbery that:

- the offer of loan funds of \$1,300,000 from the Commonwealth Bank for a period of ten (10) years with bi-annual principal and interest payments at a fixed rate of 5.42% per annum be accepted; and
- the seal of Council be authorised to be affixed to the necessary loan documents.

ORD154/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell and Fedeli voted in favour of the Motion. Councillor Bligh voted against the Motion.)

ORD12 Memorandum of Understanding - Harrington Park Stage 2 Contributions for Vegetation Maintenance Works in Tranche 1 (Da 982/2008) and Tranche 9 (Da 453/2010), Oran Park Precinct

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council:

- i. endorse the acceptance of \$150,000 (excluding GST) in accordance with the Memorandum of Understanding – Harrington Park Stage 2 Contributions for Vegetation Maintenance Works in Tranche 1 (DA 982/2008) and Tranche 9 (DA 453/2010), Oran Park Precinct;
- ii. delegate authority to the General Manager to execute the Memorandum of Understanding; and
- iii. hold the \$150,000 in a restricted assets account until such time the land is fully transferred into Council's ownership and the works can commence.

ORD155/13 THE MOTION ON BEING PUT WAS **CARRIED**

Councillor Warren left the Chamber at 7:59pm.

Councillor Warren entered the Chamber at 8:00pm.

ORD13 Funding of Camden Naidoc Celebrations 2013

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council:

- i. endorse the acceptance of funds totalling \$1965 (exclusive of GST) from FaHCSIA (\$1300) and Office of Aboriginal Affairs (\$665) for NAIDOC celebrations; and
- ii. write to the FaHCSIA and the Office of Aboriginal Affairs thanking them for their support.

ORD156/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD14 Grant for Integrating Aboriginal Pathways in Natural Resource Management in the Camden LGA Project

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council:

- i. endorse Council's participation in the Hawkesbury Nepean Catchment Management Authority Pathways Project through the delivery of 'Integrating Aboriginal Pathways in NRM in the Camden LGA';
- ii. write to the Hawkesbury Nepean Catchment Management Authority thanking them for the grant; and
- iii. delegate the General Manager to sign the Project Service Agreement for immediate return to the Hawkesbury Nepean Catchment Management Authority.

ORD157/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD15 Love Food Hate Waste (LFHW) Program Round 3

Resolution: Moved Councillor Fischer, Seconded Councillor Fedeli that Council:

- i. endorse Council's participation in the Love Food Hate Waste Program through delivery of proposed 'Project Lunchbox' and accepting \$17,300 (excl. GST);
- ii. write to the New South Wales Government via the Environment Protection Authority thanking them for the grant; and

- iii. delegate the General Manager to sign both copies of the Funding Agreement for immediate return to the EPA.

ORD158/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD16 Closure Of The Meeting To The Public

Resolution: Moved Councillor Fischer, Seconded Councillor Sidgreaves that:

- i. the meeting be now closed to the media and public to discuss a report concerning commercial information of a confidential nature dealing with personal hardship, in accordance with the provisions of (Section 10A(2)(b)) of the Local Government Act, 1993; and
- ii. any objections or submissions as to the closure of the meeting be now heard and be limited to a period of four minutes.

ORD159/13 THE MOTION ON BEING PUT WAS **CARRIED**

CLOSURE OF THE MEETING TO THE PUBLIC

Following the resolution of Item ORD16, the meeting convened into Closed Council, the time being 8.14pm. The public and media left the Chamber.

OPEN COUNCIL

The Council reconvened into Open Council, the time being 8.19pm. All Councillors were present in the Chamber on resumption into Open Council. The following was the decision of the Closed Council:

“That Council affix the seal to each of the Agreements pertaining to the individuals identified in this report.”

Councillor Dewbery left the Chamber at 8.19pm.

THE MEETING CLOSED AT 8.20PM