



Camden Council Minutes

Ordinary Council Meeting
10 February 2015

**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 Fischer, Cr Sidgreaves, Cr Warren.

STAFF

General Manager, A/Director Customer & Corporate Services, Director Planning & Environmental Services, Director Community Infrastructure, Manager Finance & Corporate Planning, Manager Recreation & Sustainability, Manager Capital Works, Manager Development, Manager Environment & Health, Manager Strategic Planning, A/Manager Employee Services & Community Engagement, Manager Community Services, Manager Infrastructure Services, Manager Infrastructure Planning, Manager Customer Service & Governance, Manager Technology Solutions, Business Assurance Officer, Executive Services Coordinator, Governance Officer, Governance (Policy & Reporting) Officer.

APOLOGIES

Resolution: Moved Councillor Campbell, Seconded Councillor Dewbery, that Councillor Fedeli be granted a leave of absence.

ORD26/15 THE MOTION ON BEING PUT WAS **CARRIED**

DECLARATIONS OF INTEREST

There were no declarations of interest to be noted.

PUBLIC ADDRESSES

Council's Code of Meeting Practice provides that only 7 speakers can be heard at any meeting. A limitation of one speaker for and one speaker against each item is in place. Additional speakers either for or against will be identified as tentative speakers.

The Mayor noted that 8 speakers had registered for the Public Address segment and that 3 of the speakers were 'tentative'.

Moved Councillor Sidgreaves, Seconded Councillor Dewbery, that the additional speakers address Council during the public address segment.

ORD27/15 THE MOTION ON BEING PUT WAS **CARRIED**

Mr Bruce Simpson addressed Council in relation to ORD03 Temporary Use of Camelot House and Grounds as a Function Centre for a Maximum 2 Year Period, 151 Kirkham Lane, Kirkham.

Moved Councillor Campbell, Seconded Councillor Copeland, that Mr Bruce Simpson be granted a 2-minute extension for his public address.

ORD28/15 THE MOTION ON BEING PUT WAS **CARRIED**

Mr Ron Skuse addressed Council in relation to The Condition of Trees at Camden RSL Youth Club. Mr Skuse provided 7 photographs to be reviewed by Councillors and relevant Council staff (TRIM Ref.15/24788).

Mr Justin Malouf addressed Council in relation to ORD04 Subdivision to Create 2 Lots and Construction of a Single Storey Pub and Associated Site Works, 14-26 Central Hills Drive, Gregory Hills.

Mr Ben Lawlor briefly addressed Council in relation to ORD05 Extensions and Alterations to the Narellan Hotel and Associated Site Works at 279 Camden Valley Way, Narellan.

Ms Taylor Powers addressed Council in relation to ORD03 Temporary Use of Camelot House and Grounds as a Function Centre for a Maximum 2 Year Period, 151 Kirkham Lane, Kirkham.

Ms Tracey Tsdemir addressed Council in relation to ORD03 Temporary Use of Camelot House and Grounds as a Function Centre for a Maximum 2 Year Period, 151 Kirkham Lane, Kirkham.

Mrs Candace D'Souza addressed Council in relation to ORD03 Temporary Use of Camelot House and Grounds as a Function Centre for a Maximum 2 Year Period, 151 Kirkham Lane, Kirkham.

Mr Andy Hiron addressed Council in relation to ORD03 Temporary Use of Camelot House and Grounds as a Function Centre for a Maximum 2 Year Period, 151 Kirkham Lane, Kirkham.

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

ORD29/15 THE MOTION ON BEING PUT WAS **CARRIED**

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Dewbery, Seconded Councillor Copeland, that the Minutes of the Ordinary Council Meeting held 27 January 2015, copies of which have been circulated, be confirmed and adopted.

ORD30/15 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 Construction of a Two Storey Dwelling at 45 - 47 Moyengully Avenue, Mount Annan

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Dewbery, that Council approve DA 1046/2014 for the construction of a two storey dwelling at 45-57 Moyengully Avenue, Mount Annan, subject to the conditions listed above.

ORD31/15 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD02 Alterations and Additions to an Existing Dwelling including the Provision of a First Floor Extension at 26 Eucalyptus Circuit, Mount Annan

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Copeland, that Council approve DA 809/2014 for alterations and additions to an existing dwelling including the provision of a first floor extension at 26 Eucalyptus Circuit, Mount Annan subject to the conditions listed above.

ORD32/15 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD03 Temporary Use of Camelot House and Grounds as a Function Centre for a Maximum 2 Year Period, 151 Kirkham Lane, Kirkham

RECOMMENDED

That Council approve DA 659/2014 for the temporary use of Camelot House as a function centre for a maximum 2 year period at 151 Kirkham Lane, Kirkham subject to the conditions listed above.

Amendment 1

Moved Councillor Dewbery, Seconded Councillor Sidgreaves, that Council approve DA 659/2014 for the temporary use of Camelot House as a function centre at 151 Kirkham Lane, Kirkham subject to the conditions listed in the report and incorporating the following amendments:

- i. that the first paragraph of 'Condition 4 - Time Limited Approval' under '1.0 General Conditions of Consent' be amended to read: *'Pursuant to Section 80A(1)(d) of the EP&A Act 1979, the approved use is limited to a period of ~~2 years~~ 1 year from the date of commencement of the first event. Written notice of the commencement shall be provided to Council prior to the use commencing.'*;
- ii. that 'Condition 10 - Noise Criteria within Marquee' under '1.0 General Conditions of Consent' be amended to read: *'Prior to the first function being held, Council must be provided with an L₁₀ sound level (including octave band centre frequency levels) and measuring point within the marquee that will ensure the criteria in the table below is not exceeded when measured at the boundary of any sensitive receiver. The marquee noise criteria must be determined by a suitably qualified and experienced acoustic consultant. In addition, independent noise compliance testing is to take place during functions held within the approval period.'*;
- iii. that 'Condition 12 - Hay Bale Acoustic Walls' under '1.0 General Conditions of Consent' be amended to read: *'Prior to the commencement of each function, hay bale acoustic walls which, if possible, have been treated for fire resistance at least 3m in height must be installed along the full length of the northern and western facades of the marquee as shown on Page 7 on the revised acoustic report prepared by Koikos Acoustics Pty Ltd, Reference no 2476L20150123nkCamelot-Council.docx dated 23 January 2015.'*; and
- iv. that 'Condition 4 - Hours of Operation' under '3.0 Ongoing Use' - in relation to the hours of operation for Sunday and Public Holidays - be amended to read: *'10.00am to 9.30pm and guests must have vacated the premises by no later than ~~11.00pm~~ 10.00pm.'*

ORD33/15 THE MOTION ON BEING PUT WAS **LOST**

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

7.33pm - The General Manager left the Chamber.

7.35pm - The General Manager returned to the Chamber.

Amendment 2

Moved Councillor Fischer, Seconded Councillor Warren, that Council approve DA 659/2014 for the temporary use of Camelot House as a function centre for a maximum 2 year period at 151 Kirkham Lane, Kirkham subject to the conditions listed in the report and incorporating the following amendments:

- i. that 'Condition 10 - Noise Criteria within Marquee' under '1.0 General Conditions of Consent' be amended to read: *'Prior to the first function being held, Council must be provided with an L₁₀ sound level (including octave band centre frequency levels) and measuring point within the marquee that will ensure the criteria in the table below is not exceeded when measured at the boundary of any sensitive receiver. The marquee noise criteria must be determined by a suitably qualified*

- and experienced acoustic consultant. In addition, independent noise compliance testing is to take place during functions held within the 12-month trial period.;
- ii. that the following be inserted after 'Condition 10 - Noise Criteria within Marquee' under '1.0 General Conditions of Consent': '(10a) - Review of Noise Criteria – In 12 months from the date of commencement of the first event, this DA is to be returned to Council for review of the sound level criteria set out in 'Condition 7 - Dedicated Sound System', 'Condition 8 - Certification of Dedicated Sound System', and 'Condition 10 - Noise Criteria within Marquee', at which time Council may resolve to reduce the sound level criteria by a maximum of 15%.';
 - iii. that 'Condition 12 - Hay Bale Acoustic Walls' under '1.0 General Conditions of Consent' be amended to read: '*Prior to the commencement of each function, hay bale acoustic walls which, if possible, have been treated for fire resistance at least 3m in height must be installed along the full length of the northern and western facades of the marquee as shown on Page 7 on the revised acoustic report prepared by Koikos Acoustics Pty Ltd, Reference no 2476L20150123nkCamelot-Council.docx dated 23 January 2015.*'; and
 - iv. that 'Condition 4 - Hours of Operation' under '3.0 Ongoing Use' - in relation to the hours of operation for Sunday and Public Holidays - be amended to read: '*10.00am to 9.30pm and guests must have vacated the premises by no later than 11.00pm 10.00pm.*'

ORD34/15 THE MOTION ON BEING PUT WAS **LOST**

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

Amendment 3

Moved Councillor Bligh, Seconded Councillor Copeland, that Council approve DA 659/2014 for the temporary use of Camelot House as a function centre for a maximum 2 year period at 151 Kirkham Lane, Kirkham subject to the conditions listed in the report and incorporating the following amendments:

- i. that 'Condition 10 - Noise Criteria within Marquee' under '1.0 General Conditions of Consent' be amended to read: '*Prior to the first function being held, Council must be provided with an L₁₀ sound level (including octave band centre frequency levels) and measuring point within the marquee that will ensure the criteria in the table below is not exceeded when measured at the boundary of any sensitive receiver. The marquee noise criteria must be determined by a suitably qualified and experienced acoustic consultant. In addition, independent noise compliance testing is to take place during functions held within the approval period.*';
- ii. that 'Condition 12 - Hay Bale Acoustic Walls' under '1.0 General Conditions of Consent' be amended to read: '*Prior to the commencement of each function, hay bale acoustic walls which, if possible, have been treated for fire resistance at least 3m in height must be installed along the full length of the northern and western facades of the marquee as shown on Page 7 on the revised acoustic report prepared by Koikos Acoustics Pty Ltd, Reference no 2476L20150123nkCamelot-Council.docx dated 23 January 2015.*'; and
- iii. that 'Condition 4 - Hours of Operation' under '3.0 Ongoing Use' - in relation to the hours of operation for Sunday and Public Holidays - be amended to read: '*10.00am to 9.30pm and guests must have vacated the premises by no later than 11.00pm 10.00pm.*'

ORD35/15 THE MOTION ON BEING PUT WAS **LOST**

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

Amendment 4

Moved Councillor Fischer, Seconded Councillor Sidgreaves, that Council approve DA 659/2014 for the temporary use of Camelot House as a function centre at 151 Kirkham Lane, Kirkham, subject to the conditions listed in the report and incorporating the following amendments:

- i. that the first paragraph of 'Condition 4 - Time Limited Approval' under '1.0 General Conditions of Consent' be amended to read: *'Pursuant to Section 80A(1)(d) of the EP&A Act 1979, the approved use is limited to a period of ~~2 years~~ 18 months from the date of commencement of the first event. Written notice of the commencement shall be provided to Council prior to the use commencing.'*;
- ii. that 'Condition 10 - Noise Criteria within Marquee' under '1.0 General Conditions of Consent' be amended to read: *'Prior to the first function being held, Council must be provided with an L₁₀ sound level (including octave band centre frequency levels) and measuring point within the marquee that will ensure the criteria in the table below is not exceeded when measured at the boundary of any sensitive receiver. The marquee noise criteria must be determined by a suitably qualified and experienced acoustic consultant. In addition, independent noise compliance testing is to take place during functions held within the approval period.'*;
- iii. that 'Condition 12 - Hay Bale Acoustic Walls' under '1.0 General Conditions of Consent' be amended to read: *'Prior to the commencement of each function, hay bale acoustic walls which, if possible, have been treated for fire resistance at least 3m in height must be installed along the full length of the northern and western facades of the marquee as shown on Page 7 on the revised acoustic report prepared by Koikos Acoustics Pty Ltd, Reference no 2476L20150123nkCamelot-Council.docx dated 23 January 2015.'*; and
- iv. that 'Condition 4 - Hours of Operation' under '3.0 Ongoing Use' - in relation to the hours of operation for Sunday and Public Holidays - be amended to read: *'10.00am to 9.30pm and guests must have vacated the premises by no later than 11.00pm 10.00pm.*

ORD36/15 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD04 Subdivision to Create 2 Lots and Construction of a Single Storey Pub and Associated Site Works, 14-26 Central Hills Drive, Gregory Hills

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Dewbery, that Council approve DA 671/2014 for the subdivision to land to create 2 lots, construction of a single storey pub and associated site works at 14 - 26 Central Hills Drive, Gregory Hills subject to the conditions listed above.

ORD37/15 THE MOTION ON BEING PUT WAS **CARRIED**

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

During ORD04, Councillor Warren left the Chamber at 8.35pm and returned at 8.40pm.

ORD05 Extensions and Alterations to the Narellan Hotel and Associated Site Works at 279 Camden Valley Way, Narellan

Resolution: Moved Councillor Fischer, Seconded Councillor Dewbery, that Council approve DA 800/2014 for extensions and alterations to the Narellan Hotel and associated site works at 279 Camden Valley Way, Narellan, subject to the conditions

contained in this report.

ORD38/15 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD06 Draft Leppington Precinct Plan

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

- i. endorse the contents of this report as the basis for a formal submission to be forwarded to the Department of Planning & Environment; and
- ii. continue to:
 - (a) advance the Precinct Planning Project and Draft Section 94 Plan in partnership with the Department of Planning & Environment;
 - (b) work with the Department of Planning & Environment to resolve implementation concerns to do with the staged rezoning approach; and
 - (c) work with the Department of Planning & Environment seeking a resolution of Council's infrastructure funding gap.

ORD39/15 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD07 RMS Acquisition of Council Owned Land

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

- i. agree to the compulsory acquisition of part Lot 53 DP 857052 Waterworth Drive and part Lot 1101 DP 884135 Welling Drive/Narellan Road, Mount Annan, Part Lot 100 DP 1107591 The Northern Road, Narellan, part Lot 211 DP 843880 Narellan Road, Mount Annan and part Lot 1004 DP 830912 Hartley Road, Currans Hill, part Lot 182 DP 850094 French Place and 183 DP 850094 Outram Place, Currans Hill being the area highlighted in pink on the attached plans for Sites 1-5;
- ii. agree to the compulsory lease of Part Lot 182 DP 850094 French Place, Currans Hill being the area highlighted in green on the attached plan; and
- iii. make the appropriate budget adjustments for the provision of compensation as determined by the Valuer General for the acquisition of Sites 1-5 and rent to be received for Site 2 in the amount set out in Council's Supporting Documents.

ORD40/15 THE MOTION ON BEING PUT WAS **CARRIED**

ORD08 Payment of Expenses and Provision of Benefits to the Mayor and Councillors Policy

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

- i. note the submission received;
- ii. adopt the proposed 'Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy' as attached to this report and publicly exhibited as required under the *Local Government Act 1993*; and
- iii. submit a copy of the adopted policy to the Director-General of Local Government.

ORD41/15 THE MOTION ON BEING PUT WAS **CARRIED**

ORD09 On-Time Payment Policy

Resolution: Moved Councillor Fischer, Seconded Councillor Dewbery, that Council adopt the On-Time Payment Policy.

ORD42/15 THE MOTION ON BEING PUT WAS **CARRIED**

During ORD09, Councillor Bligh left the Chamber at 9.28pm and returned at 9.30pm.

ORD10 Camden Civic Centre Grant

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

- i. accept the funding for \$20,000 (GST exclusive), from the Community Building Partnerships Program 2014, administered by the NSW Department of Premier and Cabinet for the purpose of contributing to the ongoing improvements at Camden Civic Centre;
- ii. authorise the relevant documentation to be completed under Council's Power of Attorney, granted on 27 August 2013 Minute Number ORD215/13; and
- iii. write to the State Member for Camden, Chris Patterson MP thanking him for his support for this project.

ORD43/15 THE MOTION ON BEING PUT WAS **CARRIED**

ORD11 Appointment of Independent Members to Business Assurance and Risk Committee

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

- i. resolve to appoint John Gordon as Independent Chairperson of the Business Assurance and Risk Committee for the remainder of the Council term;
- ii. resolve to appoint Bruce Hanrahan as independent member of the Business Assurance and Risk Committee for the remainder of the Council term;
- iii. resolve to remunerate external Business Assurance and Risk Committee members at the rate of \$1,200 per meeting for the independent Chairperson and \$1,000 per meeting for external members, such rates being inclusive of GST, travel and all on-costs;
- iv. resolve to write to the unsuccessful applicants thanking them for their interest in Council's Business Assurance and Risk Committee; and
- v. resolve to seek expressions of interest for a third external Business Assurance and Risk Committee member with a report to be brought back to Council for their appointment.

ORD44/15 THE MOTION ON BEING PUT WAS **CARRIED**

THE MEETING CLOSED AT 9.45PM