

CAMDEN COUNCIL

MINUTES OF THE ORDINARY COUNCIL

27 MAY 2008

PRESENT

Cr Patterson (Mayor/Chairperson), Cr Cagney, Cr Campbell, Cr Dewbery, Cr Elliott, Cr Funnell, Cr Johnson, Cr Anderson, Cr Whiteman

STAFF

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

APOLOGIES

Resolution: There were no leave of absence to be granted.

ORD124/08 THE MOTION ON BEING PUT WAS **CARRIED**.

DECLARATION OF INTEREST

Resolution: There were no declarations to be noted.

ORD125/08 THE MOTION ON BEING PUT WAS **CARRIED**.

PUBLIC ADDRESSES

Resolution: Mr Emil Sremchevich addressed Council in relation to Item ORD 01 "Educational Establishment at No 10 (Lot 1 DP579345) Burraborang Road, Cawdor". Mr Andrew Wannet addressed Council in relation to Item ORD 01 "Educational Establishment at No 10 (Lot 1 DP579345) Burraborang Road, Cawdor".

Moved Councillor Cagney, Seconded Councillor Funnell that the public addresses be noted.

ORD126/08 THE MOTION ON BEING PUT WAS **CARRIED**.

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Johnson, Seconded Councillor Funnell that the Minutes of the Ordinary Council Meeting held 13 May 2008, and the Minutes of the Local Traffic

Committee Meeting held 12 May 2008, copies of which have been circulated, be confirmed and adopted.

ORD127/08 THE MOTION ON BEING PUT WAS **CARRIED**.

MAYORAL MINUTE - NSW POLICE, CAMDEN LOCAL AREA COMMANDER'S AWARD

Resolution: Moved Councillor Patterson that Council's Road Safety Officer Ms Kerrie Doherty be congratulated on receiving the NSW Police Camden Local Area Commander's Award.

ORD128/08 THE MOTION ON BEING PUT WAS **CARRIED**.

MAYORAL MINUTE - LETTER FROM GEOFF CORRIGAN MP (MEMBER FOR CAMDEN)

Resolution: The Mayor advised the meeting of a recent letter received from Mr Geoff Corrigan MP (Member for Camden) relating to Item ORD 01 "Educational Establishment at No 10 (Lot 1 DP579345) Burrang Road, Cawdor".

The letter was tabled and read to the meeting by the Mayor.

Moved Councillor Patterson that Council note the letter from Geoff Corrigan MP (Member for Camden).

ORD129/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD01 EDUCATIONAL ESTABLISHMENT AT NO 10 (LOT 1 DP 579345) BURRANG ROAD, CAWDOR

Resolution: Moved Councillor Johnson, Seconded Councillor Funnell that that Development Application DA 895/2007 be refused for the following reasons:

- i. The proposal is not consistent with the objectives of the zone and special provisions pursuant to Camden Local Environmental Plan No 48 (Section 79C (a)(i)).
- ii. The proposal is not consistent with the provisions of State Environmental Planning Policy (SEPP) 55 – Remediation of Land (Section 79C (a)(i)).
- iii. The proposal is not consistent with the general planning consideration of Sydney Regional Environmental Plan No 20 – Hawkesbury Nepean River (No.2) (Section 79C (a)(i)).
- iv. The proposal is not consistent with the State Government's Metropolitan Strategy and the South West Subregion Draft Subregional Strategy (Section 79C 1(a)(i) and (ii)).

- v. The proposal is not consistent with the aims and the planning objectives of Draft State Environmental Planning Policy No 66 – Integration of Land Use and Transport (Section 79C (a)(ii)).
- vi. The proposal is not consistent with the objectives and controls of Camden Development Control Plan 2006 (Section 79C (a)(iii)).
- vii. The development is likely to impact of the natural, built and economic environment of the locality (Section 79C (a)(b)).
- viii. The site is not suitable for the development (Section 79C (a)(c)).

THE MOTION ON BEING PUT WAS **CARRIED**.

MOTION FOR ADJOURNMENT

Moved Councillor Elliott, Seconded Councillor Campbell that the Ordinary Meeting be adjourned for a period of fifteen (15) minutes.

ORD130/08 THE MOTION ON BEING PUT WAS **CARRIED**.

The Mayor then adjourned the Meeting for fifteen (15) minutes, the time being 6.40pm.

MEETING RECONVENED

The Meeting reconvened, the time being 7.00pm, with all Councillors present in the Chamber.

ORD02 COURT PROCEEDINGS IN RELATION TO ILLEGAL TREE REMOVAL, NO 347 (LOT 168 DP 27602) CATHERINE FIELDS ROAD, CATHERINE FIELD

Resolution: Moved Councillor Johnson, Seconded Councillor Funnell that Council note the outcome of the Local Court action against Mr Axisa and Mr Azzopardi in relation to the unauthorised removal of trees from No 347 Catherine Field Road.

ORD131/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD03 CAMDEN COUNCIL'S ROLE IN FOOD PREMISES ENFORCEMENT

Resolution: Moved Councillor Johnson, Seconded Councillor Elliott that:

To ensure that Camden Council continues to meet community expectations for regulating health and safety standards of our local food premises and the requirements of the changes to the Food Act 2003, it is recommended that:

- i. Council nominate to the NSW Food Authority to be a Category B Enforcement Agency;
- ii. the General Manager be delegated by Council to exercise all functions required by Council as an Enforcement Agency and all powers of the Food Act 2003, as amended, and associated regulations including the Authority to sign section 60 Prohibition Notices;
- iii. the General Manager and Director, Development and Health be delegated by the NSW Food Authority to sign section 60 Prohibition Notices under the provisions of the Food Act 2003 as amended.

ORD132/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD04 INVESTMENT MONIES

Resolution: Moved Councillor Whiteman, Seconded Councillor Cagney that:

- i. 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, Regulations, and Council's Investment Policy.
- ii. the list of investments for April 2008 be noted.
- iii. the weighted average interest rate return of 7.90% p.a. for the month of April 2008 be noted.

ORD133/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD05 GST - COUNCIL COMPLIANCE - 2007/08

Resolution: Moved Councillor Johnson, Seconded Councillor Elliott that Council submit a 'Goods and Service Tax Certificate' to the Department of Local Government for the period 1 May 2007 to 30 April 2008.

ORD134/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD06 MARCH REVIEW OF 2007/08 BUDGET

Resolution: Moved Councillor Elliott, Seconded Councillor Dewbery that:

- i. Council approve the necessary budget adjustments as identified in the categories of 'Proposed Variations', 'Contra Variations', 'Expenditure Revotes' and 'Discretionary List Adjustments' of this report.
- ii. the Working Funds surplus of \$351,104 remain uncommitted for consideration at the year-end 2007/08 Budget Review.

ORD135/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD07 MANAGEMENT PLAN - MARCH 2008

Resolution: Moved Councillor Johnson, Seconded Councillor Funnell that the March 2008 Management Plan review be noted.

ORD136/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD08 TENDER 2008/03 MOUNT ANNAN LEISURE CENTRE POOL RECTIFICATION WORKS

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

- i accept the tender provided by Metropolitan Restorations Pty Ltd for the Lump Sum value amount of \$187,640 (excl. GST); and
- ii authority be granted for the relevant documentation to be completed under the Seal of Council.

ORD137/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD09 TENDER 2007/14 CONSTRUCTION OF WATER HARVESTING SYSTEMS AT HARRINGTON RESERVE AND FAIRFAX RESERVE

Resolution: Moved Councillor Johnson, Seconded Councillor Whiteman that Council:

- i. accept the tender provided by The Green Horticultural Group Pty Ltd for the lump sum amount of \$117,693.60 exclusive of GST; and
- ii. authority be granted for the relevant documentation to be completed under the seal of Council.

ORD138/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD10 MACARTHUR ZONE, RURAL FIRE DISTRICT SERVICE AGREEMENT

Resolution: Moved Councillor Elliott, Seconded Councillor Johnson that:

- i. that the Macarthur Zone, Rural Fire District Service Agreement be endorsed by Council; and
- ii. authority be granted for relevant documentation to be completed under the Seal of the Council.

ORD139/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD11 MACARTHUR ZONE, RFS ZONING AGREEMENT

Resolution: Moved Councillor Anderson, Seconded Councillor Whiteman that:

- i. the Macarthur Zone, RFS Zoning Agreement be endorsed by Council;
- ii. authority be granted for the relevant documentation be completed under Seal of Council.

ORD140/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD12 DONATION POLICY REQUEST

Resolution: The Mayor advised the Meeting that this item had been withdrawn from the Agenda.

ORD141/08 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD13 CAMDEN MEMORIAL POOL 2007/08 SEASON OPERATING UPDATE

Resolution: Moved Councillor Johnson, Seconded Councillor Cagney that Council receive the report on the operational activities and performance of the Camden Swimming Pool.

ORD142/08 THE MOTION ON BEING PUT WAS **CARRIED**.

QUESTIONS WITHOUT NOTICE

Smoking in public areas

Clr Campbell requested an update on preparation of the report to Council on smoking in proximity to children's playgrounds, publicly leased outdoor dining areas and sporting facilities.

The General Manager advised the question will be taken on notice and a response provided.

Traps for Myna birds

Clr Campbell requested an update on the provision of traps for Indian Myna birds.

The Director Development & Health advised Council has selected an appropriate trap, which is currently being trialed. A list is being compiled for residents to trial the traps and residents may contact Council to be added to the list.

Local Government Procurement – Tender Heavy Vehicles and trucks

Clr Elliott stated is Council aware of the recent signing of the Local Government Procurement agreement for heavy vehicles and trucks, which would enable Council to procure these items without the need to go to a full Tender and report to Council.

The Director of Works and Services stated staff were not aware of this recent matter but enquiries will be made and followed up.

Additional carparking - Harrington Park

Clr Dewbery requested to be advised of any plans for additional parking at the netball courts/soccer fields at Harrington Park.

The Director Development & Health stated there is a current application for carparking in Charker Drive, which is on exhibition. This is the only planned additional carparking in Harrington Park.

Smoking in public areas

Clr Dewbery requested could Council include in the smoking policy the banning of smoking at sporting fields on Saturday.

The Mayor stated this issue will be included in the Report to Council.

THE MEETING CLOSED AT 7.25PM.