

Minutes

Ordinary Council Meeting

Camden Council
Administration Centre
70 Central Avenue
Oran Park

13 December 2022



camden
council

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MEETING COMMENCED AT 6:30PM**PRESENT****In person:**

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

Remote:

Nil

Staff

Acting General Manager
Acting Director Customer & Corporate Strategy
Acting Director Planning & Environment
Acting Director Community Assets
Acting Director Sport, Community & Activation
Manager Legal & Governance
Acting Manager Strategic Planning
Acting Manager Public Affairs
Acting Manager Community Outcomes
Senior Governance Officer
Governance Officer – Panels & Committees
Governance Officer
Assistant Governance Officer
Media Advisor

LEAVES OF ABSENCE

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

ORD180/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

APPROVAL TO ATTEND BY AUDIO-VISUAL LINK

There were no requests to attend by audio-visual link.

DECLARATIONS OF INTEREST

There were no declarations to be noted.

PUBLIC ADDRESSES

Mr Steve Driscoll on behalf of Greenfields Development Company No. 2 Pty Ltd addressed Council in relation to ORD02 Pondicherry Precinct Planning Proposal.

Motion: Moved Councillor C Cagney, Seconded Councillor Farrow that the public addresses be noted.

ORD181/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

CONFIRMATION OF MINUTES

Motion: Moved Councillor A Cagney, Seconded Councillor Zammit that the Minutes of the Ordinary Council Meeting held 8 November 2022, copies of which have been circulated, be confirmed and adopted.

ORD182/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

MAYORAL MINUTE – WELCOME ANDREW CARFIELD

Motion: Moved Councillor Fedeli that Council note the information.

ORD183/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD01 ADOPTION OF THE ANNUAL FINANCIAL STATEMENTS - YEAR ENDING 30 JUNE 2022

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

- i. resolve that a representative/s from Council's external auditor, Audit Office of NSW, address Council on the Annual Financial Statements and Financial Performance for the year ending 30 June 2022.

ORD184/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

Ms Mary Yuen from the Audit Office of NSW addressed Council on the Annual Financial Statements and Financial Performance for the year ending 30 June 2022.

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

- ii. adopt the Annual Financial Statements for the Financial Year ending 30 June 2022; and
- iii. write to the Audit Office of NSW, thanking it for its services this year.

ORD185/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD02 PONDICHERRY PRECINCT PLANNING PROPOSAL

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

- i. endorse the draft Planning Proposal for land at 600J, 630 - 650, 650A, 680, 682, 730, 772 and 820 The Northern Road, Oran Park; 15 Grassbird Avenue, Oran Park; B Dick Johnson Drive Oran Park to be forwarded to the Department of Planning and Environment for Gateway Determination;
- ii. endorse draft Schedule 7 of the Camden Growth Centre Precincts Development Control Plan for Pondicherry for the purposes of public exhibition;
- iii. endorse draft amendments to the Oran Park Precinct Development Control Plan outlined in this report, to be exhibited concurrently with the Pondicherry draft planning package;
- iv. forward the draft Camden Growth Centre Precincts Development Control Plan and draft Oran Park Precinct Development Control Plan to the Secretary of the Department of Planning and Environment at the same time it is placed on public exhibition;
- v. subject to no unresolved submissions being received, grant delegation to the General Manager to adopt the draft Camden Growth Centre Precincts Development Control Plan and draft Oran Park Precinct Development Control Plan upon notification of the State Environmental Planning Policy (Precincts – Western Parkland City) 2021 amendment;
- vi. subject to receiving a favourable response from the Department of Planning and Environment, proceed to public exhibition for the draft Planning Proposal in accordance with the requirement of the Gateway Determination and the *Environmental Planning and Assessment Act 1979* and *Environmental Planning and Assessment Regulation 2021*;
- vii. subject to no unresolved submissions being received, forward the draft Planning Proposal to the Department of Planning and Environment for the plan to be made; or
- viii. if unresolved submissions are received, consider a further report outlining the results of the public exhibition; or
- ix. should the draft Planning Proposal not receive Gateway Approval, notify the proponent that the draft Planning Proposal will not proceed.

ORD186/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD03 DELEGATIONS TO THE MAYOR – CHRISTMAS/NEW YEAR RECESS PERIOD

Motion: Moved Councillor McLean, Seconded Councillor A Cagney that Council:

- i. delegate authority to the Mayor (and Deputy Mayor, in the absence of the Mayor) to make decisions on urgent matters during the recess period from 14 December 2022 until 14 February 2023, as provided for under sections 226 and 377 of the *Local Government Act 1993*; and
- ii. receive a report to the Ordinary Council Meeting of 14 February 2023, if this delegated authority is exercised.

ORD187/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD04 INVESTMENT MONIES – OCTOBER 2022

Motion: Moved Councillor C Cagney, Seconded Councillor Zammit 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 October 2022; and
- iii. note the weighted average interest rate return of 2.50% p.a. for the month of October 2022.

ORD188/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD05 ACCEPTANCE OF GRANT FUNDING – NSW GOVERNMENT SENIORS FESTIVAL GRANTS PROGRAM – SENIORS IN STYLE FASHION SHOW 2022

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

- i. accept the grant funding of \$3,500 (excl. GST) from the NSW Government's Seniors Festival Grants Program for inclusion in the 2022/23 budget to deliver the Seniors In Style Fashion Show project;
- ii. write to the Hon. Mark Coure MP, Minister for Multiculturalism and Minister for Seniors, thanking him for the grant; and
- iii. write to Peter Sidgreaves MP, Member for Camden, thanking him for his support.

ORD189/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD06 ACCEPTANCE OF GRANT FUNDING – SENIORS REDUCING SOCIAL ISOLATION GRANT PROGRAM – EXPANSION OF COUNCIL'S CAFE CONNECT PROGRAM 2023

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

- i. accept the grant funding of \$27,098 (excl. GST) from the NSW Government's Seniors Reducing Social Isolation Grant for inclusion in the 2022/23 budget to expand and increase the delivery of Council's Café Connect Program;
- ii. write to the Hon. Mark Coure MP, Minister for Multiculturalism and Minister for Seniors, thanking him for the grant; and
- iii. write to Peter Sidgreaves MP, Member for Camden, thanking him for his support.

ORD190/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD07 ACCEPTANCE OF GRANT FUNDING – TRANSPORT FOR NEW SOUTH WALES – GET NSW ACTIVE PROGRAM 2022/23

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

- i. accept the grant funding from Transport for New South Wales, under the Get NSW Active Program 2022/23, of \$1,203,000 (excl. GST) to undertake installation of pedestrian and bicycle infrastructure, allocating \$803,000 to the 2022/23 financial year budget and \$400,000 to the 2023/24 financial year budget;
- ii. write to The Hon. Rob Stokes MP, Minister for Active Transport, thanking him for the grant; and
- iii. write to Mr Peter Sidgreaves MP, Member for Camden, thanking him for his support.

ORD191/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD08 ACCEPTANCE OF GRANT FUNDING – FLOODPLAIN MANAGEMENT PROGRAM

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

- i. accept the grant funding of \$333,334 (excl. GST) through the NSW Government's 2022/23 Floodplain Management Program to update the Nepean River Flood Study and undertake investigation and design for building a levee from Saunders Road and along McCrae Drive, Camden South, allocating \$150,000 to the 2022/23 financial year budget and \$183,334 to the 2023/24 financial year budget;
- ii. write to The Hon. James Griffin, MP, Minister for Environment and Heritage, thanking him for the grant; and
- iii. write to Peter Sidgreaves MP, Member for Camden, thanking him for his support.

ORD192/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD09 TENDER T014/2022 - PRINCIPAL CONTRACTOR - REMEDIATION WORK TO STRUCTURAL STEEL AND REPLACEMENT OF BOX GUTTERS AT MOUNT ANNAN LEISURE CENTRE

Motion: Moved Councillor A Cagney, Seconded Councillor Zammit that Council accept the tender provided by Perfect Remediation Pty Ltd as per the terms and conditions of T014/2022 Principal Contractor – Remediation Work to Structural Steel and Replacement of Box Gutters at Mount Annan Leisure Centre for the sum of \$896,700 (excl. GST) in accordance with Council's adopted budget.

ORD193/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD10 TENDER T007/2022 - PROVISION OF ELECTRICAL SERVICES (FOR BUILDINGS, PARKS, SPORTS FIELD AND PRIVATE STREET LIGHTING)

Motion: Moved Councillor C Cagney, Seconded Councillor Zammit that Council accept the tenders provided by Funnells Electrical Pty Ltd, Tiger Electrical Solutions Pty Ltd and Radi Electrical as per the terms and conditions of T007/2022 Provision of Electrical Services (for Buildings, Parks, Sport fields and Private Street Lighting) and the schedule of rates submitted, in accordance with Council's adopted budget.

ORD194/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD11 TENDER T010/2022 – PRINCIPAL CONTRACTOR FOR CONSTRUCTION OF PORRENDE STREET NARELLAN STAGE 2

Motion: Moved Councillor Zammit, Seconded Councillor McLean that Council accept the tender provided by Devcon Civil Pty Ltd as per the terms and conditions of T010/2022 - Principal Contractor for Construction of Porrende Street Narellan Stage 2 for the lump sum of \$864,327.70 (excl GST) in accordance with Council's adopted budget.

ORD195/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD12 MINUTES TO THE 16 SEPTEMBER 2022 AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING

Motion: Moved Councillor A Cagney, Seconded Councillor Farrow that Council note the minutes of the 16 September 2022 Audit, Risk and Improvement Committee meeting.

ORD196/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

CLOSED COUNCIL**ORD13 CLOSURE OF THE MEETING TO THE PUBLIC**

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

ORD197/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

MOTION

Motion: Moved Councillor A Cagney, Seconded Councillor Farrow that Council close the meeting to the media and public to discuss a report dealing with personal hardship in accordance with the provisions of Section 10A(2)(b) of the *Local Government Act 1993*.

ORD198/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

CLOSURE OF THE MEETING TO THE PUBLIC

Following the resolution of ORD198/22, the meeting convened into Closed Council, the time being 7:14pm. The public and media left the Chamber and the live streaming of the meeting was temporarily suspended.

OPEN COUNCIL**MOTION**

Motion: Moved Councillor Zammit, Seconded Councillor Farrow that the meeting reconvene into Open Council, the time being 7.19pm.

ORD199/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

The Council reconvened into Open Council, the time being 7.20pm. The live streaming of the meeting resumed. The following was the decision of the Closed Council:

CC01 HARDSHIP CLAIM - LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

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

- i. determine hardship in accordance with section 24 of the *Land Acquisition (Just Terms Compensation) Act 1991* (the Act);
- ii. delegate authority to the General Manager, to negotiate with the landowner to acquire the subject property by the most appropriate method available under section 25 of the Act; and
- iii. authorise a further report to Council to approve the compensation payable to the landowner (where agreement is reached) and to enter into a contract for sale and purchase of the subject property or, failing agreement, to compulsorily acquire the subject property.

ORD200/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

THE MEETING CLOSED AT 7.21 PM


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