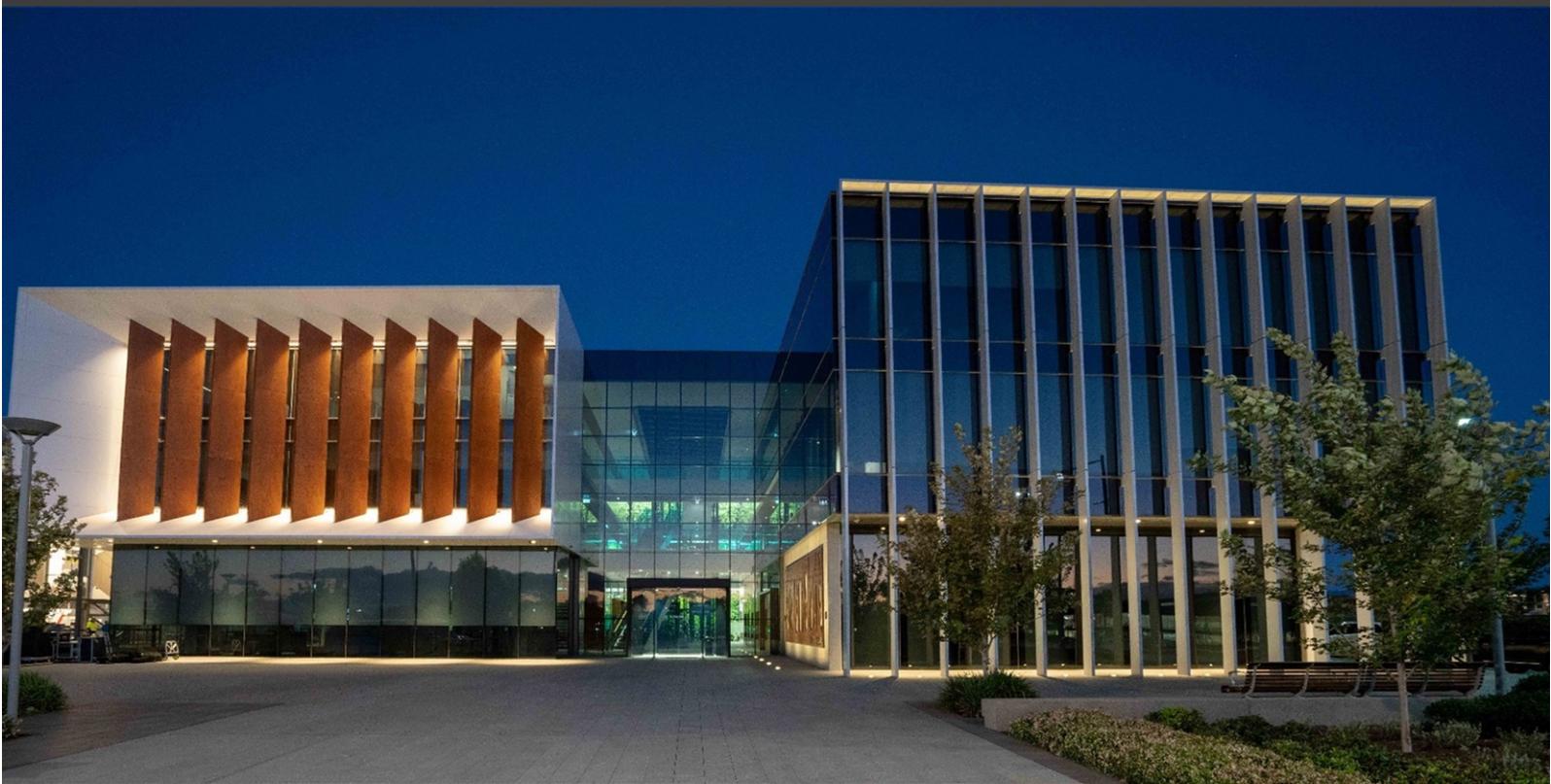


Minutes

Ordinary Council Meeting

Camden Council
Administration Centre
70 Central Avenue
Oran Park

11 October 2022



camden
council

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MEETING COMMENCED AT 6.31PM**PRESENT****In person:**

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

Remote:

Nil

STAFF

General Manager
Director Customer & Corporate Strategy
Director Planning & Environment
Director Community Assets
Acting Director Sport, Community & Activation
Chief Financial Officer
Manager Legal & Governance
Manager People, Learning & Culture
Chief Information Officer
Manager Waste & City Presentation
Manager Statutory Planning
Acting Manager Public Affairs
Acting Manager Economic Development & Activation
Manager Community Outcomes
Senior Governance Officer
Governance Administration Officer
Community and Stakeholder Engagement Specialist
Media Advisor
Internal Audit Coordinator

LEAVES OF ABSENCE

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

ORD142/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, 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 Paul Hardy addressed Council in relation to the recommendation on agenda item LTC06 of the Minutes of the Local Traffic Committee Meeting held 2 August 2022.

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

ORD143/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

CONFIRMATION OF MINUTES

AMENDMENT

Motion: Moved Councillor C Cagney, Seconded Councillor Campbell that:

- i. the Minutes of the Local Traffic Committee Meeting held 2 August 2022 (with the exception of the recommendation on agenda item LTC06) and the Minutes of the Ordinary Council Meeting held 13 September 2022, copies of which have been circulated, be confirmed and adopted; and
- ii. agenda item LTC06 of the Local Traffic Committee Meeting held 2 August 2022 be the subject of a future Councillor briefing, which is to include details on:
 - a. what triggered the issue, including whether it was a request by one or more residents;
 - b. how the excess speed was determined; and
 - c. what was the scope of Council's consultation and research into the matter.

ORD144/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD01 LOCAL APPROVALS POLICY – REVISED

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

- i. authorise the public exhibition of the revised Local Approvals Policy for a period of 28 days in accordance with Section 160 of the *Local Government Act 1993*, allowing 42 days after the date on which the revised Policy is placed on public exhibition for submissions to be made to Council;
- ii. if no unresolved submissions are received during the public exhibition, adopt the Local Approvals Policy effective from the day after the close of the exhibition period; or
- iii. if any unresolved submissions are received during the public exhibition, be provided a further report following the exhibition period to review the submissions made and consider adopting a final Local Approvals Policy.

ORD145/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD02 DISCLOSURE OF INTERESTS RETURNS 2021/2022

Motion: Moved Councillor C Cagney, Seconded Councillor Zammit that Council note the tabling of the Disclosures by Councillors and Designated Persons Returns for the 2021/2022 financial year.

ORD146/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD03 INVESTMENT MONIES – AUGUST 2022

Motion: Moved Councillor McLean, Seconded Councillor A Cagney 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 August 2022; and
- iii. note the weighted average interest rate return of 2.07% p.a. for the month of August 2022.

ORD147/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD04 TENDER T004/2022 – BANKING AND BILL PAYMENT SERVICES

Motion: Moved Councillor C Cagney, Seconded Councillor Dommaraju that Council accept the tender provided by the Commonwealth Bank as per the terms and conditions of Tender T004/2022 Banking and Bill Payment Services, for an amount of \$699,905 (excl. GST) over the next five years, commencing on 1 November 2022 and in accordance with Council's adopted budget.

ORD148/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD05 DRAFT COMMUNICATIONS AND COMMUNITY ENGAGEMENT STRATEGY – PUBLIC EXHIBITION

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

- i. endorse the public exhibition of the draft Communications and Community Engagement Strategy included as an attachment to this report for a period of 28 days;
- ii. if no unresolved submissions are received during the public exhibition, adopt the Communications and Community Engagement Strategy effective from the day after the close of the exhibition period; or
- iii. if any unresolved submissions are received during the public exhibition, receive a further report to consider the submissions.

ORD149/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD06 MINUTES TO THE 6 JULY 2022 AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING

Motion: Moved Councillor A Cagney, Seconded Councillor Zammit that Council note the minutes of the 6 July 2022 Audit, Risk and Improvement Committee meeting.

ORD150/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

NOTICES OF MOTION

ORD07 NOTICE OF MOTION – REPURPOSING OF TENNIS COURTS

Motion: Moved Councillor McLean, Seconded Councillor Campbell that Council

- i. investigate options to repurpose the three Currans Hill tennis courts (Kitching Way at Jack Nash Reserve) to consider converting them into:
 - a. a mini soccer field, volleyball court and tennis court in lieu of the three existing tennis courts; or
 - b. a mini soccer field in two of the tennis courts and one tennis court in lieu of the three existing tennis courts; and
- ii. report back to Council on the costs, funding options (including available grants), the benefits and any potential impacts.

ORD151/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD08 NOTICE OF MOTION – CAMDEN TOWN FARM

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

- i. receive a report as soon as possible about repairs needed to the pathway from the Camden Town Farm into the Camden Community Gardens; and
- ii. refer any future planning for Fergusons Land, The Shoemith Paddock or other land adjoining the Camden Town Farm, to the Camden Town Farm Reference Group during the early-stage planning/concept stage in order for the Camden Town Farm Reference Group to view the concept designs for input and consultation.

ORD152/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

ORD09 NOTICE OF MOTION – PUBLIC ART WORKS

Motion: Moved Councillor C Cagney, Seconded Councillor McLean that Council refer all future public art works within the Camden Town Centre Heritage Precinct to Council's Heritage Advisory Committee for comment prior to being commissioned or produced.

ORD153/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

CLOSED COUNCIL

ORD10 CLOSURE OF THE MEETING TO THE PUBLIC

Motion: Moved Councillor McLean, 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.

ORD154/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

No submissions were received.

MOTION

Motion: Moved Councillor C Cagney, Seconded Councillor McLean that Council close the meeting to the media and public to discuss reports dealing with commercial matters in accordance with the provisions of Sections 10A(2)(c), 10A(2)(d)(i) and 10A(2)(d)(ii) of the *Local Government Act 1993*.

ORD155/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, 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 ORD155/22, the meeting convened into Closed Council, the time being 7.32pm. The public left the Chamber and the live streaming of the meeting was temporarily suspended.

OPEN COUNCIL

MOTION

Motion: Moved Councillor A Cagney, Seconded Councillor Campbell that the meeting reconvene into Open Council, the time being 7.49pm.

ORD156/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, 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 7.50pm. The live streaming of the meeting resumed. The following were the decisions of the Closed Council:

CC01 PROJECT 24 TENDER

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

- i. the attached confidential Tender Evaluation Report for RFT T21/13;
- ii. that:
 - a. in accordance with s.178 (1)(b) of the *Local Government (General) Regulation 2021 (NSW)*, that the Council declines to accept any of the tenders submitted in response to the RFT; and
 - b. in accordance with s.178 (3)(e) of the Regulation, resolves to enter into negotiations with the persons identified for that purpose in the Report (Nominated Persons), in respect of the particular services for which each Nominated Person is nominated in the Report, and in the manner described in the Report, with a view to entering into a contract (or contracts) for the services relating to the subject matter of the RFT with one or more Nominated Persons;
- iii. that, in accordance with s.178 (4)(a) of the Regulation, notes that the reason for Council declining to invite fresh tenders or applications as referred to in ss.178(3)(b)-(d) of the Regulation, is that:
 - a. it is not expected that further market testing will provide a more satisfactory result; and
 - b. it is anticipated that a satisfactory result can be achieved through negotiating with one or more of the Nominated Persons in the manner described in the Report;
- iv. that, in accordance with s.178 (4)(b) of the Regulation, notes that the reason for Council determining to enter into negotiations with the Nominated Persons, is that:
 - a. Council is satisfied that each of the Nominated Persons would be capable of undertaking the relevant services for which they have been nominated in the Report; and
 - b. it is anticipated that a satisfactory outcome can be achieved through negotiations with one or more of the Nominated Persons;
- v. that all tenderers are notified as appropriate that no tenders for RFT T21/13 were accepted; and
- vi. that the General Manager:
 - a. be authorised to negotiate with one or more of the Nominated Persons in the manner described in the Report, for the purpose of entering into a contract with one or more Preferred Tenderers in relation to the subject matter of the RFT; and
 - b. at the completion of negotiations, return a report to Council for acceptance by further resolution.

ORD157/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

CC02 ACQUISITION OF LAND – LEPPINGTON

Motion: Moved Councillor Campbell, Seconded Councillor McLean that Council:

- i. compulsorily acquire part of the property as described in this report (Property), pursuant to section 377(1)(h) of the *Local Government Act 1993*;
- ii. compulsorily acquire the Property for the purpose of exercising its service functions under the *Local Government Act 1993* of providing recreation through the development of the Leppington Oval Project;
- iii. make an application to the Minister for Local Government through the Office of Local Government, pursuant to section 187(2) of the *Local Government Act 1993*, for approval to acquire the land by compulsory process by the issue of proposed acquisition notices to the owners of the property;
- iv. make an application to the Governor through the Office of Local Government, under section 19 of the *Land Acquisition (Just Terms Compensation) Act 1991*, for approval to acquire the land by compulsory process by the publication of an acquisition notice in the NSW Government Gazette;
- v. classify the property on acquisition as community land under section 31 of the *Local Government Act 1993*; and
- vi. authorise the General Manager or their delegate to finalise and execute all relevant documents relating to the acquisition of the land.

ORD158/22 THE MOTION ON BEING PUT WAS **CARRIED**

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

No Councillors voted against the Motion.

CC03 TRANSFER OF CONSERVATION LAND - KIRKHAM RISE ESTATE, COBBITTY

Motion: Moved Councillor Campbell, Seconded Councillor Zammit that Council enter into a deed of agreement with the Sisters of the Good Samaritan for the transfer of land under the terms and conditions as identified within this report.

ORD159/22 THE MOTION ON BEING PUT WAS **CARRIED**

Councillors Campbell, 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 7.57PM

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