



Camden Council Minutes

Ordinary Council Meeting
22 November 2011

**Camden Civic Centre
Oxley Street
Camden**



ORDINARY COUNCIL

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PRESENT

Cr Warren (Mayor/Chairperson), Cr Anderson, Cr Cagney, Cr Campbell, Cr Cottrell, Cr Dewbery, Cr Funnell, Cr Symkowiak, Cr Patterson

STAFF

General Manager, Director Governance, Acting Director Development and Health (Manager Development), Director Works and Services, Manager Corporate Services, Manager Environmentally Sustainable Design, Manager Capital Works, Acting Manager Development (Team Leader Land Development Engineering), Acting Manager Environment and Health (Team Leader Environment and Health), Acting Manager Strategic Planning (Team Leader Strategic Planning), Manager Employee & Community Relations, Manager Community Services, Manager Assets, Governance Officer.

APOLOGIES

There were no leave of absence to be granted.

DECLARATIONS OF INTEREST

There were no declarations to be noted.

PUBLIC ADDRESSES

Resolution: Mr David Cadden addressed Council in relation to the cancellation of 2011 Light Up Camden Festival.

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

ORD276/11 THE MOTION ON BEING PUT WAS **CARRIED**

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Cagney, Seconded Councillor Anderson that the Minutes of the Ordinary Council Meeting held 8 November 2011, copies of which have been circulated, be confirmed and adopted.

ORD277/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 22 Lot Residential Community Title Subdivision, Construction of a New Road, Community Title Park and a 3.5m Wide Fire Trail and Cycleway at 39L (Lot 26 in DP 270551) Fairwater Drive, 2A (Lot 100 In DP 1048741) and 108A (Lot 3555 in DP 1118206) Sir Warwick Fairfax Drive Drive, Harrington Park

MOTION

Moved Councillor Symkowiak, Seconded Councillor Funnell that Council approve

Development Application 1325/2006 for a 20 lot residential Community Title subdivision with a minimum lot size of 500m², construction of a new entry road at the end of the development at Fairwater Drive (mirror reversed from the location shown in Attachment 2 – Subdivision Plan) and Community Title park, as well as a 3.5m wide fire trail and cycleway on the adjoining Council owned land at 39L (Lot 26 in DP 270551) Fairwater Drive, 2A (Lot 100 in DP 1048741) and 108A (Lot 3555 in DP 1118206) Sir Warwick Fairfax Drive, Harrington Park, subject to the draft Development Consent Conditions shown above.

ORD278/11 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Cottrell, Dewbery, Funnell, Symkowiak and Patterson voted in favour of the Motion. Councillors Anderson, Cagney, Campbell and Warren voted against the Motion.)

ORD02 Proposed Road Naming, Gregory Hills - Results Of Public Exhibition

Councillor Patterson left the Chamber, the time being 6.44pm.

Councillor Patterson returned to the Chamber, the time being 6.45pm.

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

- i. approve the final list of new road names within this report, for use in the Gregory Hills release area;
- ii. publish the approved names in the NSW Government Gazette and in the local paper; and
- iii. inform Australia Post, the Registrar General, Surveyor General and the RMS of the approved names.

ORD279/11 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Cottrell, Dewbery, Funnell, Symkowiak, Warren and Patterson voted in favour of the Motion. No Councillors voted against the Motion.)

ORD03 Appointment Of Joint Regional Planning Panel Members

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

- i. appoint the following suitably qualified and experienced persons to act as Council's alternate members on the South West Region Joint Regional Planning Panel until December 2012:
 - Adam Piper – Piper Planning
 - Graham Pascoe – Pascoe Planning Solutions; and
 - Lesley Bull – JBA Planning
- ii. advise all firms tendering of the outcome of the Tender process.

ORD280/11 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Cottrell, Dewbery, Funnell, Symkowiak, Warren and Patterson voted in favour of the Motion. No Councillors voted against the Motion.)

ORD04 Draft Plan Of Management - Wayne Gardner Reserve, Oran Park

This item was withdrawn from consideration at the meeting.

ORD05 Proposed Lease Of Sporting Facility - Wayne Gardner Reserve, Oran Park

This item was withdrawn from consideration at the meeting.

ORD06 Results Of The 2011 Community Survey

Resolution: Moved Councillor Campbell, Seconded Councillor Anderson that the information be noted.

ORD281/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD07 Harrington Grove Planning Proposal

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

- i. forward the Harrington Grove Planning Proposal to the Department of Planning and Infrastructure for Gateway Determination;
- ii. place the Planning Proposal on public exhibition for 28 days subject to receiving Gateway Determination giving approval to proceed;
- iii. seek assessment of the proposal from the NSW Office of Environment and Heritage and the NSW Heritage Council and any public authorities and government departments required by the Gateway Determination, subject to receiving Gateway Determination giving approval to proceed; and
- iv. require a report be brought back to Council at the conclusion of the public exhibition.

ORD282/11 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Cottrell, Dewbery, Funnell, Symkowiak, Warren and Patterson voted in favour of the Motion. No Councillors voted against the Motion.)

ORD08 Mater Dei Boundary Anomalies Planning Proposal

Resolution: Moved Councillor Anderson, Seconded Councillor Cagney that Council:

- i. forward the Mater Dei Boundary Anomalies Planning Proposal to the Department of Planning and Infrastructure for Gateway Determination;
- ii. Place the Planning Proposal on public exhibition, without a further Council resolution, only if it is required to do so as a result of the Gateway Determination; and
- iii. if submissions are received as a result of Council being required to publicly exhibit the Planning Proposal, a further report is to be provided to Council at the conclusion of the public exhibition period; or
- iv. if no submissions are received as a result of Council being required to publicly exhibit the Planning Proposal, the Planning Proposal is to be forwarded directly to the Department of Planning and Infrastructure to be made.

ORD283/11 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Cottrell, Dewbery, Funnell, Symkowiak,

Warren and Patterson voted in favour of the Motion. No Councillors against the Motion.)

ORD09 Amendments To Council's Delivery Program

Resolution: Moved Councillor Cagney, Seconded Councillor Campbell that Council approve the proposed amendments to the Delivery Program Success Indicators.

ORD284/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD10 Review Of Model Code Of Conduct - Submission On DLG Position Paper

Resolution: Moved Councillor Dewbery, Seconded Councillor Cagney that Council endorse the merits of this report and the attached submission to the DLG on this matter.

ORD285/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD11 2012 Local Government Elections

Councillor Patterson left the Chamber, the time being 7.30pm.

Councillor Patterson returned to the Chamber, the time being 7.31pm.

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

- i. as provided under Section 296 of the *Local Government Act, 1993* make arrangements with the New South Wales Electoral Commission to administer the 2012 Local Government Election; and
- ii. following the 2012 Local Government Election, a further report be prepared examining the conduct of the election by the New South Wales Electoral Commission and a decision made in relation to the conduct of the 2016 Election, as required by the *Local Government Act*.

ORD286/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD12 Recording Of Council Meetings

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

- i. amend the Code of Meeting Practice in accordance with Option 2, inserting a new Clause 6.2(5) as follows:

"Council Meetings are recorded in accordance with the following principles:

1. *Recordings of meetings are only used for verifying the accuracy of minutes;*
2. *Recording of meetings are not made available to the public or disclosed to any third party, except as allowed under Section 18(1)(c) or Section 19(1) of the PIPP Act or where Council is compelled to do so by Court Order, warrant or subpoena or by any other law.*

3. *Recordings of meetings are to be destroyed as soon as their original purpose is served or three months after their creation (whichever is the later) except where retention for a longer period is otherwise required or recommended under the State Records Act, 1998.*
4. *Appropriate signage is displayed in the public gallery or at the public entrance to Council Meetings and verbal statements made at the commencement of each meeting to notify the public of the matters required under IPP3 (Section 10(a)-(e) of the PPIP Act).*

and

- ii. the amended Code of Meeting Practice be publicly exhibited for a period of 28 days in accordance with Section 361 of the *Local Government Act, 1993* with a further report to be submitted to Council to consider submissions received and final adoption.

ORD287/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD13 September Review Of The 2011/12 Budget

Resolution: Moved Councillor Cagney, Seconded Councillor Cottrell that Council:

- i. approve the necessary budget adjustments as identified in the categories of 'Proposed Variations', 'Contra Variations' and 'Expenditure Revotes' of this report.
- ii. transfer \$874,300 to the working funds reserve pending the consideration of the results of the Community Survey.

ORD288/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD14 Investment Monies

Resolution: Moved Councillor Symkowiak, Seconded Councillor Cagney that Council:

- 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 October 2011 be noted.
- iii. The weighted average interest rate return of 5.85% p.a. for the month of October 2011 be noted.

ORD289/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD15 Tender T010/2012 For Streetscaping And Concrete Paving Construction In Elderslie And Spring Farm

Resolution: Moved Councillor Anderson, Seconded Councillor Cagney that Council:

- i. accept the tendered rates provided by Lamond Contracting Pty Ltd and Devcon Civil Pty Ltd for future streetscaping works as, and when, required; and
- ii. authority be granted for the relevant documentation to be completed under the Seal of Council.

ORD290/11 THE MOTION ON BEING PUT WAS **CARRIED**

ORD16 Tender 102/2012 For Design Of Narellan Community Hall Redevelopment

Resolution: Moved Councillor Funnell, Seconded Councillor Dewbery that:

- i. Council accept the design tender provided by Suters Architects Pty Ltd for the lump sum value of \$103,960 (GST exclusive); and
- ii. authority be granted for the relevant documentation to be completed under the Seal of Council.

ORD291/11 THE MOTION ON BEING PUT WAS **CARRIED**

NOTICES OF MOTION

ORD17 Notice Of Motion - Traffic Committee

Resolution: Moved Councillor Funnell, Seconded Councillor Symkowiak that a report be brought back to Council outlining:

- i. the functions and role of the Traffic Committee;
- ii. Council's requirement to accept recommendations from the Traffic Committee; and
- iii. the role of each of the four voting delegates of the Traffic Committee.

ORD292/11 THE MOTION ON BEING PUT WAS **LOST**
(Councillors Dewbery, Funnell, Symkowiak and Patterson voted in favour of the Motion. Councillors Anderson, Cagney, Campbell, Cottrell and Warren voted against the Motion.)

Councillor Cottrell left the Chamber, the time being 8.43pm.

Councillor Cottrell returned to the Chamber, the time being 8.45pm.

FURTHER MOTION

Moved Councillor Campbell, Seconded Councillor Funnell that a memorandum answering the questions raised in regards to the Traffic Committee be distributed to Councillors.

ORD293/11 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Cottrell, Dewbery, Funnell, Symkowiak and Warren voted in favour of the Motion. Councillor Patterson voted against the Motion.)

THE MEETING CLOSED AT 8.47PM