



Camden Council Minutes

Ordinary Council Meeting
26 June 2012

**Camden Civic Centre
Oxley Street
Camden**



ORDINARY COUNCIL

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PRESENT

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

STAFF

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

APOLOGIES

Resolution: Moved Councillor Campbell, Seconded Councillor Cagney that Councillor Anderson be granted a leave of absence.

ORD140/12 THE MOTION ON BEING PUT WAS **CARRIED**

DECLARATIONS OF INTEREST

There were no declarations to be noted.

PUBLIC ADDRESSES

Mr Geoffery Still addressed Council in relation to CC01.

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

ORD141/12 THE MOTION ON BEING PUT WAS **CARRIED**

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Funnell, Seconded Councillor Dewbery that the Minutes of the Ordinary Council Meeting held 12 June 2012, copies of which have been circulated, be confirmed and adopted.

ORD142/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 Outcome Of A Land And Environment Court Appeal for a New Secondary School at Nos 70, 78 & 86 (Lots 18, 19 & 20, DP31996) Oran Park Drive, Oran Park

Resolution: Moved Councillor Funnell, Seconded Councillor Dewbery that Council note the information.

ORD143/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD02 NSW Companion Animals Taskforce Discussion Paper

MOTION

Moved Councillor Symkowiak, Seconded Councillor Funnell that Council:

- i. endorse the Companion Animals Taskforce Discussion Paper Feedback Form and additional comments prepared by Council staff; and
- ii. forward the submission to the Division of Local Government – Department of Premier and Cabinet with amendments to Options 18a, b, c of the Feedback Form from 'Unsure' to 'Yes'.

ORD144/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Campbell, Dewbery, Funnell, Symkowiak and Warren voted in favour of the Motion. Councillors Cagney and Cottrell voted against the Motion.)

ORD03 Adopt A Pet Program

MOTION

Moved Councillor Cagney, Seconded Councillor Campbell that Council:

- i. discontinue the 'Adopt a Pet' trial program; and
- ii. commit \$15,000 in the 2012/2013 budget to enable a microchipping program to be conducted, subject to a further report to Council on the details of the program.

ORD145/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD04 Repeal Of Contributions Plan No. 8

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

- i. advertise intention to repeal Contributions Plan No. 8 Narellan Release Area (Primary and Secondary Roundabouts) and advertise repeal of Contributions Plan No. 8 in accordance the *Environmental Planning and Assessment Regulation 2000*; and
- ii. notify the Minister for Planning and Infrastructure upon repeal of Contributions Plan No. 8; and
- iii. transfer the residual funds balance of Contributions Plan No. 8 Narellan Release Area (Primary and Secondary Roundabouts) to Camden Contributions Plan 2011 upon the date Contributions Plan No. 8 is repealed; and
- iv. transfer section 94 contributions received under Contributions Plan No. 8 after the plan is repealed to the Camden Contributions Plan 2011.

ORD146/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Cagney, Campbell, Dewbery, Funnell, Symkowiak, Warren and Cottrell voted in favour of the Motion. No Councillors against for the Motion.)

ORD05 Submission To NSW Government Sydney Metropolitan Strategy 2012

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

- i. endorse the submission to the NSW Government Sydney Metropolitan Strategy

- 2012;
- ii. forward a copy of the submission to the Metropolitan Strategy Team, at the NSW Department of Planning and Infrastructure, by the due date of 29 June 2012.

ORD147/12 THE MOTION ON BEING PUT WAS **CARRIED**
 (Councillors Cagney, Campbell, Dewbery, Funnell, Symkowiak, Warren and Cottrell voted in favour of the Motion. No Councillors against for the Motion.)

ORD06 Adoption Of The Amended Delivery Program 2011/12-2014/15, Incorporating The 2012/13 Operational Plan And Budget

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

- i. adopt the Amended 2011/12 – 2014/15 Delivery Program, including the 2012/13 Operation Plan and Budget;
- ii. endorse the 2012/13 Budget and Revenue Policy as set out below:
 - Expenditure totalling \$118,356,000 as summarised in the 2012/13 Operational Plan and Program Budget and that the funds to cover such expenditure be voted,
 - The 2012/13 List of unfunded Works and Services,
 - The 2012/13 Fees and Charges, including the amendment proposed within this report,
 - The continuation of the Stormwater Management Levy as outlined in this report and program of works in the 2012/13 Operating Plan,
 - Approve the level of loan borrowings identified within the 2012/13 budget of \$1,600,000,
 - Approve the transfer of \$515,000 to the Central Administration Building Reserve as allowed for in the 2012/13 budget,
 - Approve the transfer of \$1,374,000, from the Working Funds Reserve to fund the 2012/13 Councillor nominated Capital Works Program,
 - Approve the transfer of \$90,000 from the Camden Town Centre Reserve to fund the Camden Town Centre traffic studies and minor concept works,
 - Approve the transfer of \$50,000 from the Stormwater Management Levy Reserve to fund the retro-fitting of the Lake Annan Gross Pollutant Trap,
 - Approve the transfer of \$291,000 from the Working Funds Reserve to assist in funding Council's major recurrent capital works programs including the road reconstruction program,
 - Approve the allocation of the 2012/13 budget surplus as follows:

2012/13 Budget Surplus Allocation	2012/13 Budget
Budget Surplus Available for Allocation	\$418,600
Allocated to:	
Additional Staffing Requirements	\$383,600

Community Small Grants Program Increase	\$35,000
Revised 2012/13 Budget Position	Balanced

- iii. adopt a 3.60% rate increase under Section 506 of the *Local Government Act*, in accordance with the allowable increase approved by IPART.
- iv. in accordance with Section 537(b) of the *Local Government Act, 1993*, note the percentage of base amount to total yield for the 2012/13 financial year for each class of rate is:

Rate Category	
Residential	49.90%
Business	12.93%
Farmland Intensive	25.07%
Farmland Ordinary	21.21%

- v. adopt the following ad-valorem rates to be levied on the land value of all rateable assessments for 2012/13 financial year:

Rate Category	
Residential	0.228211
Business	0.616170
Farmland Intensive	0.205390
Farmland Ordinary	0.114106

- vi. adopt a base amount of \$621.00 to be levied for each rateable assessment for the 2012/13 financial year,
- vii. adopt the rate permitted by the Minister for Local Government for the allowable interest rate on overdue rates of 10.00%.

ORD148/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD07 Review Of The Model Code Of Conduct For Local Councils In NSW

Resolution: Moved Councillor Cagney, Seconded Councillor Campbell that Council endorse the submission to the Division of Local Government on the Model Code of Conduct reforms.

ORD149/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD08 Investment Monies - May 2012

Resolution: Moved Councillor Funnell, Seconded Councillor Symkowiak 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 May 2012 be noted.
- iii. the weighted average interest rate return of 5.79% p.a. for the month of May 2012 be noted.

ORD150/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD09 2011/12 Loan Borrowings

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

- i. use internal loan borrowings of \$1,600,000 from the Central Administration Building Reserve for the 2011/12 financial year; and
- ii. repay the \$1,600,000 to the Central Administration Building Reserve from future budget surpluses as a matter of priority.

ORD151/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD10 Impact Of Carbon Tax On Camden Council

Resolution: Moved Councillor Cagney, Seconded Councillor Campbell that Council note the information provided.

ORD152/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD11 Roads And Maritime Services 2012/13 Black Spot Funding

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

- i. accepts Federal Government funding of \$374,960 under the Nation Building Black Spot Program to undertake projects on Macquarie Grove Road between Exeter Street, Camden to Cobbitty Road, Cobbitty; and
- ii. authorises the relevant documentation to be completed under Council Seal as necessary.

ORD153/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD12 Closure Of The Meeting To The Public

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

- i. now close the meeting to the media and public to discuss reports concerning commercial information of a confidential nature dealing with compulsory acquisition of land – Gregory Hills (1) & (2) and purchase of land for the upgrade of Springs Road, Spring Farm, in accordance with the provisions of Section 10A(2)(b) and (c)(i)(ii) of the Local Government Act, 1993; and
- ii. now consider any objections or submissions as to the closure of the meeting, to be limited to a period of four minutes.

ORD154/12 THE MOTION ON BEING PUT WAS **CARRIED**

CLOSURE OF THE MEETING TO THE PUBLIC

Following the resolution of Item ORD12, the meeting convened into Closed Council, the time being 7.20pm. The public and media left the Chamber.

Councillor Patterson arrived in the Chamber, the time being 7.20pm.

OPEN COUNCIL

The Council reconvened into Open Council, the time being 7.40pm. All Councillors previously present were in the Chamber on resumption into Open Council.

The following was the decision of the Closed Council as read by the General Manager:

CC01 Land Acquisition Under Land Acquisition (Just Terms Compensation) Act 1991 - Gregory Hills (1)

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

- i. acquire the subject property, Lot 19 DP 28024, 73 Turner Road, Gregory Hills under the hardship provision of Section 24 of the Land Acquisition (Just Terms Compensation) Act 1991;
- ii. delegate authority to the General Manager to acquire Lot 19 DP 28024, 73 Turner Road, Gregory Hills by the most expedient method available under Section 25 of the Act, either by the compulsory process or by negotiated agreement;
- iii. endorse that, in the event that negotiated agreement cannot be reached, the necessary application for compulsory acquisition be made to the Minister for Local Government and / or the Governor; and
- iv. affix the Council Seal to all of the relevant documentation associated with the acquisition of Lot 19 DP 28024, 73 Turner Road, Gregory Hills.

CC02/12 THE MOTION ON BEING PUT WAS **CARRIED**

CC02 Land Acquisition Under Land Acquisition (Just Terms Compensation) Act 1991 - Gregory Hills (2)

MOTION

Moved Councillor Dewbery, Seconded Councillor Cagney that Council advise the owners of Lot 20 DP 28024, 79 Turner Road, Gregory Hills in writing that, based on the information supplied, Council is not satisfied that the claim for "hardship" has been established.

CC03/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Cagney and Campbell voted against the Motion.)

CC03 Purchase Of Land For The Upgrade Of Springs Road, Spring Farm

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

- i. purchase the necessary land from Lot 1 DP 707250 Springs Road, Spring Farm for road purposes as described in this report, paying compensation as recommended in the report;
- ii. transfer sufficient funds from Section 94 to acquire the land as identified in this report;
- iii. authorise the Mayor and General Manager to sign under seal all documentation associated with the acquisition of Lot 1 DP 707250.
- iv. endorse that, in the event negotiated agreement cannot be reached for the acquisition of Part Lot 99 DP 1121639 and/or Part Lot 2 DP 516583, Springs Road, Spring Farm the necessary application for compulsory acquisition be made to the

- Minister for Local Government and / or the Governor pursuant to the *Land Acquisition (Just Terms Compensation) Act 1991* and the *Roads Act, 1993*.
- v. affix the Council Seal to all of the relevant documentation associated with the compulsory acquisition of Lot 99 DP 1121639 and/or Lot 2 DP 516583 Springs Road, Spring Farm.

CC04/12 THE MOTION ON BEING PUT WAS **CARRIED**

THE MEETING CLOSED AT 7.43PM