



Camden Council Minutes

Ordinary Council Meeting
22 October 2013

**Camden Civic Centre
Oxley Street
Camden**



ORDINARY COUNCIL

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PRESENT

Cr Symkowiak (Mayor/Chairperson), Cr Bligh, Cr Copeland, Cr Dewbery, Cr Fedeli, Cr Fischer, Cr Sidgreaves.

STAFF

General Manager, Director Governance, Director Development and Health, Director Works and Services, Manager Corporate Services, Manager Capital Works, Acting Manager Development, Manager Environment and Health, Acting Manager Strategic Planning, Senior Project Officer, Manager Employee & Community Relations, Manager Assets, Executive Services Coordinator, Senior Governance Officer.

APOLOGIES

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Councillors Campbell and Warren be granted a leave of absence.

ORD277/13 THE MOTION ON BEING PUT WAS **CARRIED**

DECLARATIONS OF INTEREST

There were no declarations of interest to be granted.

PUBLIC ADDRESSES

Mr David Taylor addressed Council in relation to ORD02 – Gregory Hills Voluntary Planning Agreement Amendment.

Mr Brendan Smallsman addressed Council in relation to ORD01 – Subdivision to Create 2 Residential Lots and the Construction of a Two Storey Dwelling, Removal of 2 Trees, Landscaping and Associated Site Works, 11 Sunset Avenue, Elderslie.

Mr Steven McMahon addressed Council in relation to ORD03 – Emerald Hills Rezoning.

Mr Ross Neich addressed Council in relation to ORD01 – Subdivision to Create 2 Residential Lots and the Construction of a Two Storey Dwelling, Removal of 2 Trees, Landscaping and Associated Site Works, 11 Sunset Avenue, Elderslie.

Resolution: Moved Councillor Dewbery, Seconded Councillor Copeland that the public addresses be noted.

ORD278/13 THE MOTION ON BEING PUT WAS **CARRIED**

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Dewbery, Seconded Councillor Fedeli that the Minutes of the Ordinary Council Meeting held 8 October 2013, copies of which have been circulated, be confirmed and adopted.

ORD279/13 THE MOTION ON BEING PUT WAS **CARRIED**

MAYORAL MINUTE

The Mayor tabled a Minute regarding Narellan Rhythms Festival.

MOTION

Moved Councillor Symkowiak that Council note the information.

ORD280/13 THE MOTION ON BEING PUT WAS **CARRIED**

MAYORAL MINUTE

The Mayor tabled a Minute regarding the LGNSW Annual Conference 2013

MOTION

Moved Councillor Symkowiak that:

- i. the information be noted; and
- ii. Council write to LGNSW regarding improving the planning and management of the LGNSW Annual Conference.

ORD281/13 THE MOTION ON BEING PUT WAS **CARRIED**

MAYORAL MINUTE

The Mayor tabled a Minute regarding the resignation of the Director of Governance, Steve Kludass

MOTION

Moved Councillor Symkowiak that Council extend its best wishes to Mr Steve Kludass in his new position and thank him for his contribution to the Camden community.

ORD282/13 THE MOTION ON BEING PUT WAS **CARRIED**

MAYORAL MINUTE

The Mayor tabled a Minute regarding the retirement of the Manager of Assets, Hendro Harsojo

MOTION

Moved Councillor Symkowiak that Council extend its best wishes to Mr Hendro Harsojo on his retirement and thank him for his contribution to the Camden community.

ORD283/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 Subdivision to Create 2 Residential Lots and the Construction of a Two Storey Dwelling, Removal of 2 Trees, Landscaping and Associated Site Works, 11 Sunset Avenue, Elderslie

Resolution: Moved Councillor Dewbery, Seconded Councillor Copeland that Council approve DA543/2013 for a subdivision to create 2 residential lots, the construction of a two storey dwelling, removal of 2 trees, landscaping and associated site works at 11 Sunset Avenue, Elderslie subject to the conditions listed above.

ORD284/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery, Fedeli and Bligh voted in favour of the Motion. No Councillors against for the Motion.)

ORD02 Gregory Hills Voluntary Planning Agreement Amendment

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fischer that:

- i. Council publicly exhibit the Draft amended Gregory Hills Voluntary Planning Agreement and Deed of Variation for a period of 28 days in accordance with the provision of the Environmental Planning and Assessment Regulations 2000;
- ii. a further report be prepared and submitted to Council to allow consideration of submissions received during the exhibition period; and
- iii. Council is to return the bank guarantee upon execution of this agreement in the amount of \$690,520.07 to Dart West Developments as the contribution item 137 in schedule 3 has been deleted from the Gregory Hills VPA.

ORD285/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery, Fedeli and Bligh voted in favour of the Motion. No Councillors against for the Motion.)

ORD03 Emerald Hills Rezoning

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council:

- i. endorses the planning package for Emerald Hills for the purpose of public exhibition which includes the amended planning proposal, draft amendment to the Camden LEP 2010 and associated maps, draft amendment to the Camden DCP 2011, draft Indicative Layout Plan, draft Voluntary Planning Agreement including the explanatory note and attachments, and the suite of supporting documents and specialist studies;
- ii. publicly exhibits the planning package for Emerald Hills for a period of 28 days and consults with the relevant agencies in accordance with the requirements of the Gateway Determination;
- iii. requires a further report to Council at the conclusion of the public exhibition and agency consultation period.

ORD286/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery, Fedeli and Bligh voted in favour of the Motion. No Councillors against for the Motion.)

ORD04 Camden LEP 2010 Amendment 30 - Orielton

Resolution: Moved Councillor Dewbery, Seconded Councillor Copeland that Council:

- i. endorse the draft Planning Proposal to reduce the minimum lot size of the subject site from 40ha to 7ha, and forward to the Department of Planning and Infrastructure for Gateway Determination;
- ii. upon favourable Gateway Determination place the draft Planning Proposal on public exhibition for 28 days; and
- iii. require a report be brought back to Council following the completion of the public exhibition.

ORD287/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery, Fedeli and Bligh voted in favour of the Motion. No Councillors against for the Motion.)

ORD05 Housing Diversity Submission to The Department of Planning and Infrastructure

Resolution: Moved Councillor Fischer, Seconded Councillor Fedeli that Council:

- i. prepare a covering letter to the Department of Planning and Infrastructure identifying Councils willingness to continue to work through identified issues;
- ii. forward the submission to the Department of Planning and Infrastructure as outlined in this report; and
- iii. forward a copy of the submission to Mr Chris Patterson MP, State Member for Camden.

ORD288/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery, Fedeli and Bligh voted in favour of the Motion. No Councillors against for the Motion.)

ORD06 New Central Administration Building - Masterplan

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council:

- i. accept and endorse the Civic Precinct Masterplan including the change in shape of the site for the new central administration building together with the relocation of the Leisure Centre to a site adjacent to the new central administration building and Library and two (2) indoor courts from the youth facility to the Leisure Centre.
- ii. undertake the necessary amendments required to the relevant Part B DCP and the SEPP required to give effect to the Civic Precinct Masterplan;
- iii. acknowledge that further work will be undertaken in relation to the potential for integration of the Library and new central administration building and the car parking requirements for the Civic Precinct site; and
- iv. authorise the relevant documentation to be completed under Council's Power of Attorney, granted on 27 August 2013, Minute Number ORD 215/13.

ORD289/13 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery, Fedeli and Bligh voted in favour of the Motion. No Councillors against for the Motion.)

ORD07 Creation of an Easement for Underground Cables over Council Owned Land.

Resolution: Moved Councillor Fischer, Seconded Councillor Fedeli that Council:

- i. approve the grant of the stratum easement and accept the compensation of \$2,000 (excluding GST) for the underbore work to be carried out through Lot 434 DP 1129749 Anderson Road, Smeaton Grange and Lot 987 DP 1010343 Turner Road, Currans Hill; and
- ii. execute the Transfer Granting Easement and other relevant documentation pursuant to Council's Power of Attorney granted on 27 August 2013, Minute Number ORD215/13, or by affixing the Common Seal of Council.

ORD290/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD08 Public Interest Disclosures Act Internal Policy

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Council adopt the Public Interest Disclosures Act Internal Policy attached to this report.

ORD291/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD09 Payment of Expenses and Provision of Facilities to the Mayor & Councillors Policy

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Council:

- i. submit the draft "Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy" as attached to this report for public exhibition for 28 days as required by the *Local Government Act 1993*; and
- ii. consider any public submissions and formally adopt a revised "Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy" at its ordinary council meeting on 26 November 2013.

ORD292/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD10 Investment Monies - September 2013

Resolution: Moved Councillor Fischer, Seconded Councillor Fedeli that Council:

- i. 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. note the list of investments for September 2013; and
- iii. note the weighted average interest rate return of 4.14% p.a. for the month of September 2013.

ORD293/13 THE MOTION ON BEING PUT WAS **CARRIED**

ORD11 Closure of the Meeting to the Public

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Council:

- i. now close the meeting to the media and public to discuss a report concerning commercial information of a confidential nature dealing with the purchase of land for road purposes, in accordance with the provisions of Section 10A(2)(c) and (d) of the *Local Government Act, 1993*; and
- ii. now hear any objections or submissions as to the closure of the meeting and that time be limited to a period of four minutes.

ORD294/13 THE MOTION ON BEING PUT WAS **CARRIED**

CLOSURE OF THE MEETING TO THE PUBLIC

Following the resolution of Item ORD11 the meeting convened into Closed Council, the time being 7.48pm. The public and media left the Chamber.

OPEN COUNCIL

The Council reconvened into Open Council, the time being 7.49pm. All Councillors were present in the Chamber on resumption into Open Council. The following was the decision of the Closed Council:

**“PURCHASE OF LAND FOR ROAD PURPOSES - LOT 211 DP 1189158
RICHARDSON ROAD, SPRING FARM**

That Council:

- i. purchase the necessary land required for road purposes as described in the report;*
- ii. pay compensation as outlined in this report including the costs as defined within section 55 of the Land Acquisition Just Terms Compensation Act 1991;*
- iii. transfer sufficient funds from Section 94 to acquire the land as identified in this report; and*
- iv. execute the necessary documents associated with the acquisition of Lot 211 DP 1189158 pursuant to Council’s Power of Attorney granted on 27 August 2013, Minute Number ORD215/13, or by affixing the Common Seal of Council.”*

ORD295/13

THE MEETING CLOSED AT 7.50PM