



# Camden Council Minutes

**Ordinary Council Meeting**  
**22 November 2016**

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**Camden Council  
Administration Centre  
70 Central Avenue  
Oran Park**



# ORDINARY COUNCIL

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## **PRESENT**

Cr Symkowiak (Mayor/Chairperson), Cr A Cagney, Cr C Cagney, Cr Campbell, Cr Farrow, Cr Fedeli, Cr Mills, Cr Morrison, Cr Sidgreaves.

## **STAFF**

General Manager, Director Customer & Corporate Services, Director Planning & Environmental Services, Director Community Infrastructure, Acting Manager Recreation & Sustainability, Manager Capital Works, Manager Infrastructure Services, Manager Statutory Planning, Manager Certification & Compliance, Manager Environment & Health, Manager Strategic Planning, Manager Finance & Corporate Planning, Manager Governance & Corporate Services, Manager Technology Solutions, Manager Corporate Performance & Customer Service, Senior Governance Officer, Executive Officer, Governance Officer.

## **APOLOGIES**

There were no leaves of absence to be granted.

## **DECLARATIONS OF INTEREST**

Cr Mills declared a non-pecuniary interest in relation to ORD02 - Partial Demolition, Alterations and a Two Storey Rear Addition to an Existing Commercial Building and Associated Site Works – 14 Hill Street, Camden. He confirmed that he would leave the chamber and not participate in discussion or voting on this matter.

Resolution: Moved Councillor Morrison, Seconded Councillor Sidgreaves that the declaration be noted.

ORD242/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

## **PUBLIC ADDRESSES**

Mr Chris Patterson, MP addressed Council in relation to ORD14 - Notice of Motion - Camden and District Hospital.

## **MOTION**

Moved Councillor Fedeli, Seconded Councillor Sidgreaves that a two minute extension be granted.

ORD243/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

Mr John Rowley, on behalf of the owners of 3 Elyard Street Narellan, addressed Council in relation to ORD05 - Remediation of Contaminated Land, Earthworks, Tree Removal and Associated Site Works - 3 Elyard Street, Narellan.

Ms Faye Lea addressed Council in relation to ORD05 - Remediation of Contaminated Land, Earthworks, Tree Removal and Associated Site Works - 3 Elyard Street, Narellan.

**MOTION**

Moved Councillor A Cagney, Seconded Councillor C Cagney that a two minute extension be granted.

ORD244/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

Mr Phillip Malek addressed Council in relation to ORD03 - Construction of a 112 Place Single Storey Child Care Centre and Associated Site Works - 42 Waterworth Drive, Narellan Vale.

Mr Graham Pascoe addressed Council in relation to ORD01 - Addendum Report - Demolition of an Existing Dwelling and Construction of a Single Storey Medical Centre, Car Park, Signage, Drainage, Landscaping And Associated Site Works - 7 Park Street, Camden.

**MOTION**

Moved Councillor Campbell, Seconded Councillor C Cagney that a two minute extension be granted.

ORD245/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

Ms Glenda Davis addressed Council in relation to ORD13 - Tender T002/2017 - Construction of Oxley Street Car Park Extension, Camden.

**MOTION**

Moved Councillor Campbell, Seconded Councillor Fedeli that a two minute extension be granted.

ORD246/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

Mathew McGettigan, on behalf of Camden Cricket Club, addressed Council in relation to ORD15 - Notice of Motion - Camden Cricket Club.

**MOTION**

Moved Councillor Symkowiak, Seconded Councillor Campbell that the tentative speakers be heard.

ORD247/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

Benham Dodd, on behalf of Camden Cricket Club, addressed Council in relation to ORD15 - Notice of Motion - Camden Cricket Club.

Ms Lorraine Iddon addressed Council in relation to ORD02 - Partial Demolition, Alterations and a Two Storey Rear Addition to an Existing Commercial Building and Associated Site Works - 14 Hill Street, Camden.

Resolution: Moved Councillor Campbell, Seconded Councillor Sidgreaves that the public addresses be noted.

ORD248/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

#### **CONFIRMATION OF MINUTES**

Resolution: Moved Councillor C Cagney, Seconded Councillor Sidgreaves that the Minutes of the Ordinary Council Meeting held 8 November 2016, copies of which have been circulated, be confirmed and adopted.

ORD249/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

#### **MAYORAL MINUTE - COMMENDATION AT NSW PLANNING EXCELLENCE AWARDS 2016 - BEST PLANNING IDEAS - SMALL PROJECTS CATEGORY FOR THE CAMDEN TOWN CENTRE VISION**

Resolution: Moved Councillor Symkowiak that Council note the information.

ORD250/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

#### **ORD01 ADDENDUM REPORT - DEMOLITION OF AN EXISTING DWELLING AND CONSTRUCTION OF A SINGLE STOREY MEDICAL CENTRE, CAR PARK, SIGNAGE, DRAINAGE, LANDSCAPING AND ASSOCIATED SITE WORKS - 7 PARK STREET, CAMDEN**

#### **MOTION**

Moved Councillor Campbell, Seconded Councillor A Cagney that DA 105/2016 for the

demolition of an existing dwelling and construction of a single storey medical centre, car park, signage, drainage, landscaping and associated site works at 7 Park Street, Camden, be refused.

ORD251/16 THE MOTION ON BEING PUT WAS **LOST**

(Councillors Campbell, C Cagney, A Cagney and Farrow voted in favour of the Motion. Councillors Sidgreaves, Symkowiak, Fedeli, Mills and Morrison voted against the Motion.)

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Morrison that Council approve DA 105/2016 for the demolition of an existing dwelling and construction of a single storey medical centre, car park, signage, drainage, landscaping and associated site works at 7 Park Street, Camden, subject to the conditions attached.

ORD252/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, Mills and Morrison voted in favour of the Motion. Councillors Campbell, C Cagney, A Cagney and Farrow voted against the Motion.)

**ORD02 PARTIAL DEMOLITION, ALTERATIONS AND A TWO STOREY REAR ADDITION TO AN EXISTING COMMERCIAL BUILDING AND ASSOCIATED SITE WORKS - 14 HILL STREET, CAMDEN.**

*(Councillor Mills, having declared a non-pecuniary interest, left the chamber - the time being 7.21 PM)*

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

- i. support the Clause 4.6 exception as it is considered unreasonable and unnecessary to strictly comply with the development standard of Clause 4.3 of CLEP 2010 – Height of Building standard for the proposed development at 14 Hill Street, Camden for the following reasons:
  - a) the exceedance will have minimal impact on the amenity of neighbouring properties;
  - b) the development is not out of character with the streetscape with respect to height, bulk and scale; and
  - c) the objectives of the control are considered to have been met despite the numerical non-compliance.
- ii. approve DA 296/2016 for a partial demolition, alterations and first floor additions to an existing commercial building and associated site works, subject to the conditions attached.

ORD253/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, Farrow and Morrison voted in favour of the Motion. Councillors Campbell, C Cagney and A Cagney voted against the Motion.)

*(Councillor Mills returned to the chamber - the time being 7.47 PM)*

**ORD03 CONSTRUCTION OF A 112 PLACE SINGLE STOREY CHILD CARE CENTRE AND ASSOCIATED SITE WORKS - 42 WATERWORTH DRIVE, NARELLAN VALE**

Resolution: Moved Councillor Fedeli, Seconded Councillor Morrison that Council approve DA 474/2016 for the construction of a child care centre and associated site works at 42 Waterworth Drive, Narellan Vale subject to the attached conditions.

ORD254/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD04 TORRENS TITLE SUBDIVISION TO CREATE TWO LOTS - 37 SKAIFE STREET, ORAN PARK**

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Council approve DA 850/2016 subject to the imposition of draft conditions attached to this report.

ORD255/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, Mills and Morrison voted in favour of the Motion. Councillors C Cagney, A Cagney and Farrow voted against the Motion.)

**ORD05 REMEDIATION OF CONTAMINATED LAND, EARTHWORKS, TREE REMOVAL AND ASSOCIATED SITE WORKS - 3 ELYARD STREET, NARELLAN**

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council approve DA 19/2016 for the remediation of contaminated land, earthworks, tree removal and associated site works at 3 Elyard Street, Narellan, subject to the attached conditions.

ORD256/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, Farrow, Mills and Morrison voted in favour of the Motion. Councillors Campbell, C Cagney and A Cagney voted against the Motion.)

**ORD06 DRAFT CAMDEN GROWTH AREAS SECTION 94 CONTRIBUTIONS PLAN**

*(Councillor Sidgreaves left the chamber - the time being 8:16 PM)*

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

- i. endorse the draft Camden Growth Areas Contributions Plan for the purpose of public exhibition;
- ii. publicly exhibit the draft Camden Growth Areas Contributions Plan for a period of eight weeks;

- iii. endorse the following steps if no submissions are received and/or no significant changes are made to the exhibited Plan:
  - a) the draft Camden Growth Areas Contributions Plan be adopted;
  - b) the Plan be forwarded to IPART for review;
  - c) a further report be provided to Council if changes are required to the CP arising from IPART's review, and
  - d) Council write to the Department of Planning and Environment seeking LIGS funding;
- iv. endorse the following steps if any unresolved submissions are received and/or significant changes are made to the exhibited Plan:
  - a) a report be prepared which outlines the outcomes of the exhibition period and/or the details the changes made to the draft Camden Growth Areas Contributions Plan;
  - b) if the draft Camden Growth Areas Contributions is adopted:
    - i) the Plan be forwarded to IPART for review;
    - ii) a further report be provided to Council if changes are required to the CP arising from IPART's review; and
    - iii) Council write to the Department of Planning and Environment seeking LIGS funding; and
- v. require a future report to Council outlining funding options for the 'non-essential infrastructure' identified in the Plan.

ORD257/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

*(Councillor Sidgreaves returned to the chamber - the time being 8:19 PM)*

**ORD07 BECOMING A 'NO KILL' FACILITY – CAMDEN COUNCIL ANIMAL HOLDING SERVICE**

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

- i. commit to immediately commence operating a 'no kill' animal holding facility whereby all attempts are made to rehome or rescue animals considered suitable for rehoming, and
- ii. prepare a policy to include guidelines on the adoption of impounded animals.

ORD258/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD08 DELEGATIONS AND OTHER ADMINISTRATIVE MATTERS**

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

- i. transfer its Primary and Alternate representatives on the Sydney West Joint Regional Planning Panel to the Sydney South West Planning Panel;

- ii. delegate authority to the Mayor and Deputy Mayor (in the absence of the Mayor) for approval of development applications and cases of necessity, during the period 14 December 2016 to 14 February 2017 as provided under sections 226 and 377 of the *Local Government Act 1993*;
- iii. be informed as to the use of the Mayor and Deputy Mayor's delegated authority during the period 14 December 2016 to 14 February 2017 by report to the Ordinary Council Meeting of 14 February 2017; and
- iv. appoint Councillor A Cagney as the third member on the General Manager's performance review panel.

ORD259/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD09 ELECTION OF DEPUTY PRESIDENT OF MACROC**

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

- i. elect Cr Morrison as the Deputy President of MACROC from its appointed primary representatives;
- ii. advise MACROC of Council's decision and seek endorsement by the MACROC board at the next MACROC Annual General Meeting.

ORD260/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD10 SEPTEMBER REVIEW OF THE 2016/17 OPERATIONAL PLAN (BUDGET)**

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

- i. approve the necessary budget adjustments as identified in the categories of 'Proposed Variations', and 'Contra Variations' of this report;
- ii. approve the transfer of the projected surplus for 2016/17 of \$1,517,060 as follows;

BUDGET SURPLUS ALLOCATION		
Budget Surplus Available for Allocation		\$1,517,060
Capital Works Reserve - Transfer to Reserve	\$1,017,060	
Asset Renewal Reserve - Transfer to Reserve	\$500,000	
Total - Allocation of Budget Surplus		\$1,517,060
Budget Surplus Balance After Allocation		\$0

ORD261/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD11 INVESTMENT MONIES - OCTOBER 2016**

Resolution: Moved Councillor Fedeli, Seconded Councillor Morrison 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*, Regulations, and Council's Investment Policy;
- ii. note the list of investments for October 2016; and
- ii. note the weighted average interest rate return of 3.31% p.a. for the month of October.

ORD262/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD12 MISS LLEWELLA DAVIES PIONEERS WALKWAY - ACCEPTANCE OF GRANT FUNDING**

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

- i. accept the grant of \$351,000 (excl. GST) from the Metropolitan Greenspace Program;
- ii. allocate matching funds of \$191,300 (excl. GST) from the Capital Works Reserve;
- iii. authorise the contribution of \$36,000 from the Section 355 Camden Town Farm Committee;
- iv. write to the Minister for Planning, The Hon. Rob Stokes MP, and State Member for Camden, Mr Chris Patterson MP, thanking them for their support; and
- v. write to the President of the Camden Town Farm Committee, Mr David Buckley, thanking the committee for its support.

ORD263/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD13 TENDER T002/2017 - CONSTRUCTION OF OXLEY STREET CAR PARK EXTENSION, CAMDEN**

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Council

- i. accept the construction tender provided by Zauner Constructions Pty Ltd for the lump sum value of \$2,947,100 (GST exclusive) for Tender T002/2017, being the construction of Oxley Street Car Park Extension at Camden; and
- ii. that appropriate funding be allocated at the December Quarterly Budget Review to fast track the investigation of initiatives to increase utilisation of the Camden Civic Centre as set out in the Camden Town Centre Vision.

ORD264/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, Farrow, Mills and Morrison voted in favour of the Motion. Councillors Campbell, C Cagney and A Cagney voted against the Motion.)

### **NOTICES OF MOTION**

#### **ORD14 NOTICE OF MOTION - CAMDEN AND DISTRICT HOSPITAL**

Resolution: Moved Councillor Campbell, Seconded Councillor Farrow that Council support Camden and District Hospital (CDH) by:

- i. writing to the Member for Camden, Mr Chris Patterson, to seek his unconditional support for CDH remaining a public hospital;
- ii. requesting the Member for Camden advocate for a full report on the status of CDH and what measures can be undertaken to upgrade the hospital to the standard required to provide for our community as it grows to 200,000 residents;
- iii. Council opposing any proposed privatisation of CDH; and
- iv. Council writing to CDH to thank and congratulate the staff on the work they do for the community.

ORD265/16 THE MOTION ON BEING PUT WAS **LOST**

(Councillors Campbell, C Cagney, A Cagney and Farrow voted in favour of the Motion. Councillors Sidgreaves, Symkowiak, Fedeli, Mills and Morrison voted against the Motion.)

#### **Motion**

Moved Councillor Symkowiak, Seconded Councillor Sidgreaves that Council support Camden and District Hospital (CDH) by:

- i. writing to the Member for Camden, Mr Chris Patterson, to seek his unconditional support for CDH remaining a public hospital;
- ii. requesting a workshop with South West District Health Board for Councillors to ask questions and receive a status update concerning the Camden and Campbelltown Hospitals;
- iii. Council opposing any proposed privatisation of CDH; and
- iv. Council writing to CDH to thank and congratulate the staff on the work they do for the community.

ORD266/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD15 NOTICE OF MOTION - CAMDEN CRICKET CLUB**

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

- i. note that, as part of the Recreation Demand and Camden Sportsground Strategy 2014, Ferguson's land was quarantined for use by Camden Cricket Club for a period of five (5) years as a specialised facility at the Council meeting of 25 March 2014, and that Section 94 funding has been adopted as follows by Council as part of the 2016/2017 Operational Plan and Long Term Financial Plan on 28 June 2016:
  - 2016/17 Budget \$200,000 – Design;
  - 2017/18 Budget \$1,492,500 – Sportsground;
  - 2018/19 Budget \$1,660,900 - Amenities; and
- ii. prepare a report on entering into a memorandum of understanding with Cricket New South Wales for a high quality Centre of Cricket Excellence, to be developed at Ferguson's Land, Camden with any necessary further funding sources to be identified;
- iii. note that Camden Cricket Club will remain a key user group of the facility as identified in the earlier Strategy; and
- iii. liaise with Camden Cricket Club with a view to honouring founding and life members of the Club at this location.

*(Councillor Campbell left the chamber - the time being 9:23 PM)*

ORD267/16 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**THE MEETING CLOSED AT 9.26PM**