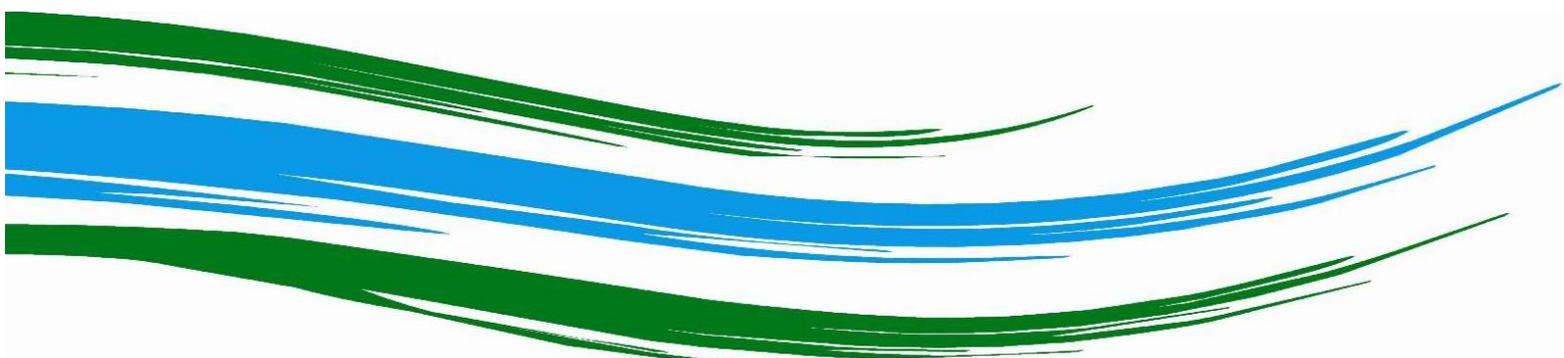




Camden Council Minutes

Ordinary Council Meeting
13 February 2018

**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

Acting General Manager, Director Customer & Corporate Strategy, Acting Director Planning & Environment, Director Community Assets, Acting Director Sport, Community & Recreation, Chief Financial Officer, Chief Information Officer, Manager Governance & Risk, Manager Corporate Performance & Customer Service, Manager Growth & Advocacy, Manager Development Certification, Manager Waste & Compliance, Acting Manager Statutory Planning, Acting Manager Strategic Planning, Manager Assets, Design & Traffic Services, Manager Major Projects, Manager Civil, Construction & Maintenance, Manager Community Development, Acting Manager Sport, Recreation & Sustainability, Media Officer, Executive Services Coordinator, Internal Auditor, Team Leader Events and Tourism, Senior Governance Officer, Governance Officer.

APOLOGIES

There were no leaves of absence to be granted.

DECLARATION OF INTEREST

Councillor Fedeli declared a non-pecuniary, less than significant interest in relation to ORD10 - Gaming Application - Macarthur Community and Sporting Club advising that she would vacate the chamber and not take part in discussion nor vote on the matter.

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

ORD1/18 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 ADDRESS

Mr Mick Owens, on behalf of Greenfields Development Company Pty Ltd, addressed Council in relation to ORD02 - Subdivision to Create Two Torrens Title Lots and Construction of Two x Two Storey Dwellings, and Associated Site Works at 42 Bourne Ridge, Oran Park.

Resolution: Moved Councillor Farrow, Seconded Councillor Campbell that the public address be noted.

ORD2/18 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 12 December 2017, and Minutes of the Local Traffic Committee held 19 December 2017, copies of which have been circulated, be confirmed and adopted.

ORD3/18 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 – AUSTRALIA DAY AND CIVIC AWARDS 2018

Resolution: Moved Councillor Symkowiak that Council note the information.

ORD4/18 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 – MEDAL OF THE ORDER OF AUSTRALIA

Resolution: Moved Councillor Symkowiak that Council note the information.

ORD5/18 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 CONSTRUCTION OF A TWO STOREY DWELLING AND ATTACHED SECONDARY DWELLING - 29 NICHOLSON PARADE, SPRING FARM

Resolution: Moved Councillor Farrow, Seconded Councillor Sidgreaves that Council approve DA 1062/2017 for the construction of a two storey dwelling and attached secondary dwelling at 29 Nicholson Parade, Spring Farm subject to the conditions attached to this report.

ORD6/18 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD02 SUBDIVISION TO CREATE TWO TORRENS TITLE LOTS AND CONSTRUCTION OF TWO X TWO STOREY DWELLINGS, AND ASSOCIATED SITE WORKS AT 42 BOURNE RIDGE, ORAN PARK

AMENDMENT

Resolution: Moved Councillor Farrow, Seconded Councillor C Cagney that Council refuse DA 1328/2017 for a subdivision to create two Torrens title lots, construction of two x two storey dwellings and associated site works at 42 Bourne Ridge, Oran Park on the basis that the proposal would:

- i. undermine the Oran Park Town sales plan;
- ii. contravene the deed of covenant which Oran Park enters in to with its purchasers of the land; and
- iii. undermine the planning process and affect adjoining land owners.

ORD7/18 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD03 FIRE SAFETY STATUTORY REPORTING – SHOP 79, 326 CAMDEN VALLEY WAY NARELLAN

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

- i. note the inspection report from Fire & Rescue NSW;
- ii. resolve to not serve an Order pursuant to Section 121B of the EP&A Act; and
- iii. notify Fire & Rescue NSW of Council's resolution as required by Section 121ZD(4) of the *Environmental Planning & Assessment Act 1979*.

ORD8/18 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 INDEPENDENT HEARING AND ASSESSMENT PANEL (IHAP).
SELECTION OF PANEL MEMBERS**

AMENDMENT

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

- i. appoint the following as expert members to the Camden IHAP for a three year period:
 - a. Mary-Lynne Taylor – Primary
 - b. Grant Christmas – Primary
 - c. Sue Francis – Alternate
 - d. Rachel Harrison – Alternate
 - e. Michael File – Alternate.
- ii. appoint the following as community representatives to the Camden IHAP for a three year period:
 - a. Bill Rooney – Primary Central Ward
 - b. Keith Hart – Alternate Central Ward
 - c. Dean Boone – Primary North Ward
 - d. Steve Lyons – Alternate North Ward
 - e. Mary-Anne Strickling – Primary South Ward
 - f. Debby Dewbery – Alternate South Ward.
- iii. all applicants for the Community Representative position be advised in writing of the outcomes of their application;

- iv. expert members be confirmed in writing;
- v. notify the Minster for Planning of the Recommended IHAP for Camden;
- vi. publish the IHAP Members to the Council Website; and
- vii. resolve to pay \$1000 per meeting to the community representative in attendance at that meeting.

ORD9/18 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

Resolution: **Moved** Councillor Sidgreaves, Seconded Councillor Morrison that Council:

- i. appoint the following as expert members to the Camden IHAP for a three year period:
 - a. Mary-Lynne Taylor – Primary
 - b. Grant Christmas – Primary
 - c. Sue Francis – Alternate
 - d. Rachel Harrison – Alternate
 - e. Michael File – Alternate.
- ii. appoint the following as community representatives to the Camden IHAP for a three year period:
 - a. Bill Rooney – Primary Central Ward
 - b. Keith Hart – Alternate Central Ward
 - c. Dean Boone – Primary North Ward
 - d. Steve Lyons – Alternate North Ward
 - e. Debby Dewbery – Primary South Ward
 - f. Mary-Anne Strickling – Alternate South Ward.
- iii. all applicants for the Community Representative position be advised in writing of the outcomes of their application;
- iv. expert members be confirmed in writing;
- v. notify the Minster for Planning of the Recommended IHAP for Camden;
- vi. publish the IHAP Members to the Council Website; and
- vii. resolve to pay \$1000 per meeting to the community representative in attendance at that meeting.

ORD10/18 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.)

ORD05 DELEGATIONS TO THE MAYOR - CHRISTMAS/NEW YEAR PERIOD

Resolution: Moved Councillor Campbell, Seconded Councillor Morrison that Council note the information in this report.

ORD11/18 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.)

ORD06 INVESTMENT MONIES - NOVEMBER 2017 AND DECEMBER 2017

Resolution: Moved Councillor Morrison, Seconded Councillor Fedeli 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 November 2017 and December 2017; and
- iii. note the weighted average interest rate returns of 3.07% and 3.02% p.a. for the months of November 2017 and December 2017 respectively.

ORD12/18 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.)

ORD07 20 MILLION TREES PROGRAM ROUND THREE - 2016-2017 GRANT FUNDING

Resolution: Moved Councillor C Cagney, Seconded Councillor Fedeli that Council:

- i. endorse participation in the 20 Million Trees Program and accept the grant funding of \$91,600 (excluding GST) for inclusion in the 2017/18 budget;
- ii. write to The Hon. Josh Frydenberg MP, Federal Minister for Environment and Energy, thanking him for the grant; and
- iii. write to The Hon. Angus Taylor MP, Federal Member for Hume, thanking him for his support.

ORD13/18 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 DEFIBRILLATOR UNITS AT SPORTING FIELDS AND COMPLEXES
AMENDMENT

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

- i. Council note the information contained in the report;
- ii. during the next few months, Council staff prepare a list of all Council-owned sports club houses and venues that may be without defibrillators; and
- iii. Council investigate where clubs can source defibrillators from a not-for-profit organisation.

ORD14/18 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 ANNUAL SUBSIDY - ANZAC DAY

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

- i. approve the funding required as identified in the table to this report for the 2018 ANZAC Day event, to be funded at the 2017/18 December Quarterly Budget Review; and
- ii. approve the costs associated with the subsidy and increased security for future ANZAC Day events to be included as a recurrent item within Council's budget.

ORD15/18 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.)

(Councillor Fedeli left the chamber - the time being 7:23pm)

(Councillor A Cagney left the chamber - the time being 7.49pm)

ORD10 GAMING APPLICATION - MACARTHUR COMMUNITY AND SPORTING CLUB

AMENDMENT

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Morrison that:

- i. Council note the information contained in the report;
- ii. Council make a submission to the Department of Industry Liquor and Gaming NSW requesting Club Marconi make a Local Impact Assessment (LIA) contribution to local sporting clubs or organisations which is in addition to their ClubGRANTS community support payment;
- iii. the submission will request the LIA contribution be comparable to other recent approvals in our LGA, as evidenced by the 2016 poker machine increase approvals for Gregory Hills Hotel, Camden Valley Country Club and Lakeside Golf Club, and it should be noted in the submission these LIA contributions were \$60,000, \$100,000 and \$100,000 respectively;

- iv. the submission note the increase in ClubGRANTS generated by this application will require the establishment of a local committee to prioritise the allocation of funds to meet identified community priorities; and
- v. Council staff compile a list of all clubs, pubs and venues (including the new club being constructed in Gregory Hills) within the 5km radius to be included in the submission, along with the projected population growth in those areas.

ORD16/18 THE MOTION ON BEING PUT WAS **CARRIED**

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

(Councillors Fedeli and A Cagney returned to the chamber - the time being 7.51pm)

ORD11 MINUTES OF THE 22 NOVEMBER 2017 BUSINESS ASSURANCE AND RISK COMMITTEE MEETING

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Morrison that Council note the Minutes of the Business Assurance and Risk Committee meeting of 22 November 2017.

ORD17/18 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.)

(Councillor Morrison left the chamber - the time being 7.52pm)

(Councillor Morrison returned to the chamber - the time being 7.53pm)

ORD12 CLOSURE OF THE MEETING TO THE PUBLIC

Resolution: Moved Councillor Sidgreaves, Seconded Councillor C Cagney 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.

ORD18/18 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.)

No objections or submissions were received.

MOTION

Resolution: Moved Councillor C Cagney, Seconded Councillor Fedeli that Council close the meeting to the media and public to discuss a report dealing with commercial information, in accordance with the provisions of Sections 10A(2)(c) and 10A(2)(d)(i) of the *Local Government Act 1993*.

ORD19/18 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.)

CLOSURE OF THE MEETING TO THE PUBLIC

Following the resolution of ORD12, the meeting convened into Closed Council, the time being 7.54pm. The public and media left the Chamber.

OPEN COUNCIL

MOTION

Resolution: Moved Councillor Morrison, Seconded Councillor C Cagney that the meeting reconvene into Open Council, the time being 7.56pm.

ORD20/18 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.)

The Council reconvened into Open Council, the time being 7.56pm. All Councillors were present in the Chamber on resumption into Open Council. The following was the decision of the Closed Council:

CC01 ACQUISITION OF LAND FOR ROAD PURPOSES - WESTBROOK ROAD, BICKLEY VALE

Resolution: Moved Councillor C Cagney, Seconded Councillor Morrison that Council:

- i. resolve to acquire land at Westbrook Road, Bickley Vale (as shown on the attached plan) by agreement with the landowner for the purpose of improving access and visibility of the intersection in accordance with the requirements of the *Land Acquisition (Just Terms Compensation) Act 1991*;
- ii. approve the agreement between Council and the landowner for the acquisition of the land for the agreed amount of \$1,000;
- iii. make an application to the Minister and the Governor for approval to acquire the subject land at Westbrook Road, Bickley Vale by agreement under section 177(1) of the *Roads Act 1993*; and
- iv. authorise the General Manager, or his nominee, to execute the application for the acquisition by agreement of the land and to finalise and execute associated documents including payment of all reasonable survey, valuation and legal fees incurred by the owner.

ORD21/18 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.)

THE MEETING CLOSED AT 7.58PM