



Camden Council Minutes

Ordinary Council Meeting
28 August 2012

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

APOLOGIES

There was no leave of absence to be granted.

DECLARATIONS OF INTEREST

Councillor Patterson declared an interest in Item 21 as he is a patron of the Camden Tigers Club, however did not consider it a pecuniary interest and would be participating in debate and voting.

Councillor Warren declared an interest in Item 20 as he is a member of the Cobbitty Narellan Cricket Club, however did not consider it a pecuniary interest and would be participating in debate and voting.

Councillor Dewbery declared that she was a member of the Liberal Party but did not consider that a conflict of interest and would participate in debate and voting.

Resolution: Moved Councillor Campbell, Seconded Councillor Cagney that the declarations be noted.

ORD196/12 THE MOTION ON BEING PUT WAS **CARRIED**

PUBLIC ADDRESSES

Mr Michael Defilippif addressed the Council in relation to Item ORD03.

Mr David Taylor addressed the Council in relation to Item ORD11.

Mr Brad Martin addressed the Council in relation to Item ORD02.

MOTION

Moved Councillor Campbell, Seconded Councillor Dewbery that a two (2) minute extension be granted for Mr Martin

ORD197/12 THE MOTION ON BEING PUT WAS **CARRIED**

Mr Lloyd Williams addressed the Council in relation to Item ORD03.

Mr Dean Boone addressed the Council in relation to Item ORD02.

Mr Ryan Miller addressed the Council in relation to Item ORD03.

Resolution: Moved Councillor Funnell, Seconded Councillor Campbell that the public

addresses be noted.

ORD198/12 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 14 August 2012, and the Minutes of the Local Traffic Committee held 21 August 2012, copies of which have been circulated, be confirmed and adopted

.ORD199/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 Site Inspection - Two Storey Additions at No 51 Menangle Road, Camden

Resolution: N/A

ORD02 Construction of Two Storey Addition at No 51 (Lot 2 DP 302447) Menangle Road, Camden

Resolution: Moved Councillor Funnell, Seconded Councillor Dewbery that Council approve Development Application 461/2012 for the demolition of a two storey addition and garage and the construction of a two storey addition at No 51 (Lot 2 DP 302447) Menangle Road, Camden subject to the draft Development Consent conditions shown above.

ORD200/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Dewbery, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. Councillors Cagney and Campbell voted against the Motion.)

ORD03 Construction of a 92 Place Child Care Centre and an Out Of School Hours (Oosh) Child Care Facility for up to 4 Children, Driveways, Car Parking, Landscaping, Fencing and Associated Site Works at No 45a (Lot 2053, DP 1109169) Folkes Street, Elderslie

Resolution: Moved Councillor Funnell, Seconded Councillor Anderson that Council approve Development Application 1522/2011 for a child care centre at No 45A Folkes Street (Lot 2053, DP 1109169), Elderslie subject to the draft development consent conditions shown above.

*Councillor Patterson left the Chamber, the time being 7.11pm.
Councillor Dewbery left the Chamber, the time being 7.12pm.*

*Councillor Patterson returned to the Chamber, the time being 7.13pm.
Councillor Dewbery returned to the Chamber, the time being 7.14pm.*

AMENDED MOTION

Moved Councillor Campbell, Seconded Councillor Funnell that Council approve

Development Application 1522/2011 for a child care centre at No 45A Folkes Street (Lot 2053, DP 1109169), Elderslie subject to the draft development consent conditions shown above, with the deletion of the upstairs juliet balcony from the plans.

ORD201/12 THE AMENDED MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Dewbery, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. No Councillors against for the Motion.)

ORD202/12 THE AMENDED MOTION ON BECOMING THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. Councillor Dewbery voted against the Motion.)

ORD04 Mets Baseball Club - Request to Refund DA Fees

Resolution: **MOTION**

Moved Councillor Campbell, Seconded Councillor Funnell that the DA fees of \$874.97 be reimbursed from Councillor Ward Funds.

ORD203/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD05 Installation of a Wood Fire Heater at No 15 (Lot 8008 DP 1002148) Kinnear Street, Harrington Park

Resolution: Moved Councillor Funnell, Seconded Councillor Dewbery that Council approve Development Application 617/2012 for the installation of a wood fire burner at No 15 (Lot 8008, DP 1002148) Kinnear Street, Harrington Park, subject to the draft Development Consent Conditions shown above.

ORD204/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Campbell, Dewbery, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. Councillor Cagney voted against the Motion.)

ORD06 Detached Principal and Secondary Dwelling Development and Strata Subdivision at No 2 (Lot 1468 DP 1153635) Duffy Avenue, Gregory Hills

Resolution: Moved Councillor Funnell, Seconded Councillor Anderson that Council approve Development Application 603/2012 for the construction of a detached principal and secondary dwelling development and strata subdivision at No 2 (Lot 1468 DP 1153635) Duffy Avenue, Gregory Hills, subject to the draft Development Consent conditions shown above.

ORD205/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Campbell, Dewbery, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. Councillor Cagney voted against the Motion.)

ORD07 Electronic Housing Project Grant Funding

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

- i. accept the DPI funding of \$29,931.82 (excluding GST) for software and hardware, staff training and upgrades to property information required to implement the Electronic Housing Code; and
- ii. authorise the relevant documentation to be completed under Council Seal as necessary.

ORD206/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD08 Staged Subdivision (3 Stages) to Create Residential Lots, 1 Residue Lot and 1 Riparian Corridor Lot, and Construction Of Roads, Drainage, Landscaping and Associated Site Works at No 65 (Lot 1, DP 612821) Hilder Street, Elderslie

This Item was withdrawn from consideration at the Council Meeting.

ORD09 Camden DCP Amendments - Section C9 Harrington Grove

This Item was withdrawn from consideration at the Council Meeting.

ORD10 Post Exhibition Report of Amendments to Camden Development Control Plan 2011 Following the Adoption of the Camden Contributions Plan 2011

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

- i. adopt the proposed amendments to the Camden Development Control Plan 2011; and
- ii. publicly notify Council's decision in accordance with Clause 21 of the Environmental Planning and Assessment Regulation 2000.

ORD207/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Dewbery, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. No Councillors against for the Motion.)

ORD11 Proposed Amendment to Remove Bulky Goods Cap Applying to Turner Road Employment Lands

Resolution: *Councillor Cottrell left the Chamber, the time being 7.55pm.
Councillor returned to the Chamber, the time being 7.57pm.*

Moved Councillor Funnell, Seconded Councillor Anderson that Council:

- i. notes the outcome of the public exhibition of the planning proposal;
- ii. adopts the planning proposal and DCP amendment as exhibited;
- iii. forwards the planning proposal, supporting documents and the outcomes of the public exhibition to the Department of Planning and Infrastructure so that the planning proposal can be made; and
- iv. advise all submitters of Council's determination.

ORD208/12 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Anderson, Cagney, Dewbery, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. Councillor Campbell voted against the Motion.)

ORD12 Spring Farm East Planning Proposal

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

- i. support the Planning Proposal for Spring Farm East as outlined in the report;
- ii. forward the Spring Farm East Planning Proposal to the Department of Planning and Infrastructure for gateway determination;
- iii. upon receipt of a favourable gateway determination:
 - a. consult relevant Public Authorities in accordance with the terms of the gateway determination;
 - b. publicly exhibit the Planning Proposal in accordance with the terms of the gateway determination notice; and
- iv. prepare a further report for Council Consideration at the conclusion of the public exhibition period.

ORD209/12 THE MOTION ON BEING PUT WAS **CARRIED**
(Councillors Anderson, Cagney, Campbell, Dewbery, Funnell, Symkowiak, Warren, Cottrell and Patterson voted in favour of the Motion. No Councillors against for the Motion.)

ORD13 Transfer of Temporary Public Road from Council Ownership - Lot 809 DP 1165237, Stage 8 Hillcrest Estate, Elderslie

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

- i. consent to the closure of the temporary public road comprising Lot 809 DP 1165237 Asimus Circuit, Elderslie and the transfer of this lot to Crownland Developments Elderslie (No. 2) Pty Limited, as provided under the Roads Act 1993; and
- ii. authorise the seal of Council to be affixed to all transfer documentation associated with Lot 809 DP 1165237 Asimus Circuit, Elderslie to Crownland Developments

ORD210/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD14 Camden 2040 End of Term Report

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

- i. note the report; and
- ii. publish the report as part of the Annual Report in November 2012.

ORD211/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD15 Camden 2040 Review Community Engagement Strategy

Resolution: Moved Councillor Anderson, Seconded Councillor Patterson that Council adopt the Draft Community Engagement Strategy for the review of Camden 2040.

ORD212/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD16 Strengthening Your Community - Draft Submission to the NSW Independent Local Government Review Panel

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

- i. endorse the contents of this report; and
- ii. forward the attached Draft Submission to the Independent Review Panel.

ORD213/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD17 Investment Monies- July 2012

Resolution: Moved Councillor Funnell, Seconded Councillor Symkowiak that:

- 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 July 2012 be noted.
- iii. the weighted average interest rate return of 5.50% p.a. for the month of July 2012 be noted.

ORD214/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD18 2011/12 Budget - Expenditure Revotes

Resolution: Moved Councillor Anderson, Seconded Councillor Cagney that Council adopt the list of projects requiring revote as identified within the attachment at the end of this report and endorse the inclusion of these projects in the 2012/13 Budget.

ORD215/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD19 Rates And Charges and Levies Written Off 2011/2012

Resolution: Moved Councillor Anderson, Seconded Councillor Campbell that Council note and write-off rates, charges and levies outlined in this report totalling \$593,312.15 for the 2011/2012 financial year.

ORD216/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD20 Community Small Grants Program 2012/2013

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

- i. approve grants to projects 1 to 28, totalling \$80,000 as outlined in this report, to be funded from the 2012/2013 Community Small Grants Program; and
- ii. write to each applicant, both successful and unsuccessful, advising them of the outcome.

ORD217/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD21 Redevelopment of Ron Dine Reserve and Tender Outcome for

Construction of New Clubhouse Amenities Building at Ron Dine Reserve

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

- i. decline to accept any of the tenders submitted in response to Tender No. T111/2012 - Construction of New Clubhouse Building at Ron Dine Reserve Camden South and enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender;
- ii. in accordance with Clause 178(4) of the Local Government (General) Regulation 2005, decline to invite fresh tenders, as it is considered the tenders previously received provide a sufficient basis for negotiating a contract price within the budget allocation, and in a timeframe that will minimise delays to the commencement of works as outlined in the Funding Agreement with the Federal Government; and
- iii. delegate authority to the General Manager to negotiate with the six most competitive and suitable contractors as evaluated and detailed in the confidential supporting document, with the outcome of negotiations to be reported back to Council for further consideration.

ORD218/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD22 Retail Supply of Electricity for Large Council Facilities and for Streetlighting

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

- i. Note the participation in a tender process through Regional Procurement Initiative (a division of Hunter Councils Inc.) and their partners EnergyAction, for the retail supply of electricity to Council's seven large sites as described in this report and for streetlighting for a period of 30 months, commencing 1 January 2013; and
- ii. endorse Management to assess the outcome of the tender process and enter into a retail supply agreement for Council's large sites and for streetlighting on behalf of Council.

ORD219/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD23 Civic Centre - Cultural Performance Subsidy

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

- i. provide \$6,200 (GST exclusive) to the applicants as noted in this report, under Council's Civic Centre Cultural Performance Subsidy, and advise each of the applicants of the outcome in writing; and
- ii. authorise Civic Centre management to utilise the balance of \$4,900 to source additional cultural events which meet the needs of the 0-3, seniors and adult profiles.

ORD220/12 THE MOTION ON BEING PUT WAS **CARRIED**

Councillor Cagney left the Chamber, the time being 8.39pm.

Councillor Cagney returned to the Chamber, the time being 8.43pm.

COUNCILLOR ADDRESSES

Each Councillor addressed Council and provided remarks on the current term of

Council.

The General Manager then responded on behalf of Council staff.

THE MEETING CLOSED AT 8.52PM.