



# Camden Council Minutes

**Ordinary Council Meeting**  
**23 October 2012**

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**Camden Civic Centre  
Oxley Street  
Camden**



# ORDINARY COUNCIL

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## **PRESENT**

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

## **STAFF**

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

## **APOLOGIES**

There were no leave of absence to be granted.

## **DECLARATIONS OF INTEREST**

Councillor Copeland declared a non-pecuniary interest in Item 10 as he is the President of Camden Junior Rugby League Club. Councillor Copeland stated he would not be present for debate and voting on this item.

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

ORD0251/12 THE MOTION ON BEING PUT WAS **CARRIED**

## **PUBLIC ADDRESSES**

Mr Michael Baker addressed council in relation to ORD01

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

ORD252/12 THE MOTION ON BEING PUT WAS **CARRIED**

## **CONFIRMATION OF MINUTES**

Resolution: Moved Councillor Copeland, Seconded Councillor Fedeli that the Minutes of the Ordinary Council Meeting held 9 October 2012, copies of which have been circulated, be confirmed and adopted.

ORD253/12 THE MOTION ON BEING PUT WAS **CARRIED**

## **MAYORAL MINUTE**

The Mayor addressed council in relation to her attendance at the annual MyGateway Apprentice and Trainee Awards Night and took the opportunity to recognise and celebrate the achievements of the nominated finalists from Camden Council.

Moved Councillor Symkowiak that Council note this information.

ORD254/12 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD01 Construction Of A Bridge Crossing Over South Creek Including Remediation, Engineering Works, Rehabilitation Works, Drainage And Associated Site Works, No 810 Camden Valley Way, Gledswood Hills**

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council approve Development Application 578/2012 for the construction of a road crossing over South Creek including remediation, engineering works, rehabilitation works, drainage, landscaping and associated site works at 810 Camden Valley Way, Gledswood Hills, subject to the conditions listed above.

ORD255/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

**ORD02 Outcome Of Land And Environment Court Proceedings For The Retention Of An Existing Single Storey Dwelling As A Secondary Dwelling At No 955 (Lot 10, DP27602) Camden Valley Way, Catherine Field**

Resolution: Moved Councillor Dewbery, Seconded Councillor Fischer that Council receive and note this information.

ORD256/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

**ORD03 Staged Subdivision (2 Stages) To Create A Total Of 32 Residential Lots, 1 Residue Lot, 1 Riparian Corridor Lot And Construction Of Roads, Drainage, Landscaping And Associated Site Works, 65 Hilder Street, Elderslie**

Resolution: Moved Councillor Fischer, Seconded Councillor Sidgreaves that Council approve Development Application 1387/2011 for a staged subdivision of land (2 stages) to create a total of 32 residential lots, 1 residue lot and 1 riparian corridor lot, and construction for roads, drainage, landscaping and associated site works at No 65 (Lot 1, DP 612821) Hilder Street, Elderslie, subject to the conditions contained in Attachment 2, and modified as required under delegation to reflect the current plans in Attachment 1.

ORD257/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

**ORD04 Companion Animal Microchipping Days**

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

- i. conduct microchipping events at dates and locations to be confirmed; and
- ii. engage Macarthur Veterinary Clinic for a period of 12 months on the basis of their submission dated 16 August 2012.

ORD258/12 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD05 Camden DCP Amendments - Section C9 Harrington Grove**

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

- i. endorse but not formally approve the amendments to the DCP as outlined in this report subject to the LEP being gazetted; and
- ii. delegate to the General Manager the function of formally approving and publicly notifying the approval of the DCP in accordance with Clause 21 of the EPA Regulation once the Council has accurate knowledge of when the LEP will commence.

ORD259/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

**ORD06 Works In Kind Policy**

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

- i. adopt the Works in Kind Policy as included in Attachment 1 to this report;
- ii. adopt the Works in Kind Agreement Template as included in Attachment 2 to this report;
- iii. authorise delegation to the General Manager to sign Works in Kind Agreements that are fully consistent with the Works in Kind Policy and Template;
- iv. advertise adoption of the Works in Kind Policy and Agreement Template on Council's website and in a local newspaper; and
- v. under Section 55(3)(i) of the *Local Government Act 1993* Council resolves not to call for tenders for Works in Kind Agreements because of extenuating circumstances, and/or the unavailability of competitive or reliable tenderers and that a satisfactory result would not be achieved by inviting tenders.

ORD260/12 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD07 Payment Of Expenses And Provision Of Facilities To Mayor And Councillors Policy**

**MOTION**

Moved Councillor Dewbery, Seconded Councillor Sidgreaves 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*, with the following amendments:

- (a) Amend 16.1 text to:  
“Full Council resolution approval is required prior to any interstate travel being undertaken by Councillors. The report to Council should include all details of the travel, including itinerary, expected costs and expected benefits.”
  - (b) Add a new point 16.2 with the text:  
“Any costs incurred relating to interstate travel for Council business is to be paid for by the individual councillor from their Councillors annual allowance.”
  - (c) Amend 17.2 text to:  
“All overseas travel will be approved by a meeting of the Council prior to a Councillor undertaking a trip. Travel will be approved on an individual trip basis.”
  - (d) Add a new point 17.5 with the text:  
“Any costs incurred relating to overseas travel for Council business is to be paid for by the individual councillor from their Councillors annual allowance.”
  - (e) Amend 20.2 text to:  
“In the rare occasion that accommodation is required as part of a civic event, ceremonial function or other Council related meeting, accommodation costs will not be reimbursed by Council and are to be paid for by the individual councillor from their Councillors annual allowance.”
  - (f) Delete point 20.3.
  - (g) Amend 25.2 text to:  
“Travel insurance, if considered appropriate, for any approved overseas travel on Council business is to be paid for by the individual councillor from their Councillors annual allowance.”
  - (h) In Annexure B – Monetary Limits to Expenses, amend the wording next to “Interstate Travel” to:  
“N/A – Council resolution required to approve travel and all expenses to be paid for by the individual councillor from their Councillors annual allowance.”
  - (i) In Annexure B – Monetary Limits to Expenses, amend the wording next to “Overseas Travel” to:  
“N/A – Council resolution required to approve travel and all expenses to be paid for by the individual councillor from their Councillors annual allowance.”
- 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 meeting on 27 November 2012.

ORD261/12 THE MOTION ON BEING PUT WAS **CARRIED**

#### **ORD08 MACROC Committee Representation**

Councillors Sidgreaves and Warren were both nominated as the fourth primary voting delegate to represent the Macarthur Regional Organisation of Councils.

#### **MOTION**

Moved Councillor Warren, Seconded Councillor Sidgreaves that council use show of hands as the method of voting for determining the fourth primary voting delegate to represent the Macarthur Regional Organisation of Councils.

ORD262/12 THE MOTION ON BEING PUT WAS **CARRIED**

## **MOTION**

Moved Councillor Fischer, Seconded Councillor Dewbery

That Council appoint Councillor Sidgreaves as the fourth primary voting delegate to represent the Macarthur Regional Organisation of Councils.

ORD263/12 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Dewbery, Fedeli, Fischer, Sidgreaves and Symkowiak voted in favour of the Motion. Councillors Bligh, Campbell, Copeland and Warren voted against the Motion).

## **ORD09 Investment Monies - September 2012**

Resolution: Moved Councillor Dewbery, 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. the list of investments for September 2012 be noted; and
- iii. the weighted average interest rate return of 5.16% p.a. for the month of September 2012 be noted.

ORD264/12 THE MOTION ON BEING PUT WAS **CARRIED**

*(Councillor Copeland left the chamber - the time being 06:50 PM)*

## **ORD10 Community Building Partnership Funding Round**

Resolution: Moved Councillor Warren, Seconded Councillor Campbell that Council commit \$30,000 from Section 94 Recreation funds for the upgrade of lighting at Kirkham Park, should the Camden JRL application to the NSW government be successful.

ORD265/12 THE MOTION ON BEING PUT WAS **CARRIED**

Councillor Copeland was absent for debate and voting on this Item.

*(Councillor Copeland returned to the chamber - the time being 06:56 PM)*

## **ORD11 Supply Of Plant Hire Services (T107/2012)**

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

- i. authorise contract for the Supply of Plant Hire Services, up to 30 June 2014, be granted to the following companies:
  - A & C Plant Hire
  - Acclaimed Excavations
  - Angello's Tipper Hire
  - Anthony Ravagnani Tipper Hire
  - AP Drainage Inspections
  - Argyle Excavations
  - Ausco Modular
  - Camden Hire
  - Carrycall Tipper Hire

- Colates Hire Operations
  - Conplant
  - E & B Tipper Hire
  - Earth Civil (NSW)
  - Edscog
  - Gino and Michelle Vella
  - Graham Hall Excavations
  - J & S Tipping Contractors
  - Kennards Hire
  - Lamond Contracting
  - Latta Excavations
  - Leroy Excavations
  - M & A Civil
  - Noel and Morag Bray Excavations
  - Premiair Services
  - R & K Deguara
  - RD Tipper Hire
  - Roadworx Surfacing
  - Sitex Group
  - Smart Excavations
  - Supreme Earthmoving
  - Swaye Haulage and Repairs
  - TJ & RF Fordham
  - Total Drain Cleaning Service
  - Warren Kelly Transport
  - Waterwise
  - WGC Crane
  - Worth Recycling;
- ii. authorise the General Manager to extend the contracts for up to two 12 month periods based on satisfactory performance;
- iii. authorise Council seal be affixed to the contract documents as required; and
- iv. accept the tendered rates submitted by each of the companies listed in item i above.

ORD266/12 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD13 Result Against Budget for Year Ending 30 June 2012**

**MOTION**

Moved Councillor Warren, Seconded Councillor Copeland that Council consider Item 13 prior to the closure of the meeting to the public in Item 12.

ORD267/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

- i. endorse the budget variations contained within this report;
- ii. authorise the following reserve movements, as identified in the table below; and



<b>BUDGET RESULT ALLOCATION</b>		
<b>Budget Surplus Available for Allocation</b>		<b>\$1,058,674</b>
Less: Financial Assistance Grant Advance - Transfer to Reserve	\$1,261,119	
<b>Budget Result After Financial Assistance Grant Restriction</b>		<b>(\$202,445)</b>
Central Administration Building - Transfer from Reserve	\$202,445	
<b>Budget Result Balance After Reserve Transfer</b>		<b>\$0</b>

- iii. authorise payment to the YMCA of \$3,499 in accordance with the risk/reward sharing provision within the operating contract for the Mount Annan Leisure Centre.

ORD268/12 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD12 Closure Of The Meeting To The Public**

Resolution: Moved Councillor Warren, Seconded Councillor Sidgreaves 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 acquisition of land Camden Bypass Link Road, in accordance with the provisions of Section 10A(2)(c) and (d)(i)(ii) of the Local Government Act, 1993; and
- ii. consider any objections or submissions as to the closure of the meeting and that the consideration be limited to a period of four minutes.

ORD269/12 THE MOTION ON BEING PUT WAS **CARRIED**

The meeting closed at 7.00pm for the purpose of considering Closed Item CC01.

The meeting reopened to the public at 7.03pm.

The General Manager announced the resolution passed by Council in Closed Council (CC01) that Council:

- i. purchase the necessary land required for road purposes as described in the report;
- ii. pay compensation as recommended in the report (subject to receipt of a valid tax invoice);
- iii. transfer sufficient funds from Section 94 to acquire the land as identified in this report; and
- iv. authorise the seal of Council to be affixed to the necessary documents for the acquisition of the subject land.

**THE MEETING CLOSED AT 7.04PM**