



Camden Council Minutes

Ordinary Council Meeting
27 November 2012

**Camden Civic Centre
Oxley Street
Camden**



ORDINARY COUNCIL

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PRESENT

Cr Symkowiak, Cr Bligh, Cr Campbell, Cr Copeland, Cr Dewbery, Cr Fedeli, Cr Fischer, Cr Sidgreaves, Cr Warren.

Councillor Warren was absent from the Chamber from 7.45pm to 7.46pm.

Councillor Dewbery was absent from the Chamber from 8.35pm to 8.37pm and was absent for voting on Items 13 and 14.

STAFF

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

APOLOGIES

There were no leave of absences to be granted.

DECLARATIONS OF INTEREST

Resolution: Moved Councillor Copeland, Seconded Councillor Dewbery

Councillor Campbell noted that she is a shareholder of Looking Class Pty Ltd but did not have an interest in Item 10 as the matter applied across the local government area and she was not a member of the group requesting funding.

ORD281/12 THE MOTION ON BEING PUT WAS **CARRIED**

PUBLIC ADDRESSES

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

ORD282/12 THE MOTION ON BEING PUT WAS **CARRIED**

Mrs Joanna Gullo addressed Council on the conversion of an existing residential dwelling into a Medical Centre with associated site works at Wilson Crescent, Narellan.

Mr George Smirollo addressed Council on the continued use of the Catherine Field Community Hall.

Mr Raad Richard addressed Council on section 94 contributions, Carrington Centennial Health Care.

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Dewbery that the Minutes of the Ordinary Council Meeting held 13 November 2012, copies of which have been circulated, be confirmed and adopted.

ORD283/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 Financial Statements - Financial Year Ending 30 June 2012

Resolution: Moved Councillor Warren, Seconded Councillor Campbell that Council resolve that a representative of Council's Auditors, Pitcher Partners, address Council on the Financial Statements and financial result for the year ending 30 June 2012;

ORD284/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

- i. adopt the Financial Reports for the Financial Year ending 30 June 2012; and
- ii. adopt the Auditor's Report for the Financial Year ending 30 June 2012.

ORD285/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD02 Site Selection - New Central Administration Building

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

- i. accept and endorse the legal documents that convert GDC's offer into a legally binding agreement;
- ii. commence design procurement via an EOI to enable suitably qualified companies to be selected to tender for the design.
- iii. engage an experienced Senior Architect to provide specialist advice on an 'as and when required' basis through the design procurement phase (including in relation to the design brief and concept design).
- iv. appoint a suitably qualified and experienced Project Manager to oversee the delivery of the project.
- v. incorporate an appropriate costing and financing plan into the 10 year Long Term Financial Plan.
- vi. authorise the Mayor and General Manager to sign, under seal, any documents relating to this matter.

Councillor Campbell wished to record that for reasons of significant heritage, economic, social and cultural reasons, retaining the site on John Street was her preferred site location.

ORD286/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD03 Subdivision of Land to create 94 Residential Lots and the Construction of New Roads at 172, 172a & 186 Richardson Road And 12b Moreton Bay Avenue, Spring Farm

Resolution: Moved Councillor Warren, Seconded Councillor Dewbery

That this item be deferred to the 11 December 2012 Ordinary Council Meeting pending a site inspection by Councillors.

ORD287/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD04 Conversion of an Existing Residential Dwelling into a Medical Centre with Associated Site Works at 48 Wilson Crescent, Narellan

Resolution: Moved Councillor Warren, Seconded Councillor Fischer that Council approve Development Application 783/2012 for the conversion of an existing residential dwelling into a medical centre with associated site works at 48 Wilson Crescent, Narellan, subject to the conditions listed above.

ORD288/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD05 Continued Use Of The Catherine Field Community Hall

Resolution: Moved Councillor Campbell, Seconded Councillor Copeland that Council defer this item to the 11 December 2012 Ordinary Council meeting pending investigation on matters referred to by the second speaker during the public address.

ORD289/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD06 Change of Use of an Existing Cottage to an Ice Cream/Custard Parlour and Café including the Display of two Business Identification Signs at 4 Sharman Close, Harrington Park

Resolution: Moved Councillor Warren, Seconded Councillor Campbell that Council approve Development Application 863/2012 for a change of use of an existing cottage to an ice cream/custard parlour and café including the display of two business identification signs at 4 Sharman Close, Harrington Park subject to the conditions listed above.

ORD290/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD07 Proposed Road Naming - 'Village Circuit', Gregory Hills

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

- i. endorse the new road name within this report;
- ii. proceed with the new road naming process detailed in this report; and
- iii. be provided with a further report detailing the results of the 30 day public exhibition period.

ORD291/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD08 Section 94 Development Contributions, Carrington Centennial Health Care.

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

- i. reaffirm its resolution of 9 December, 2008;
- ii. pursuant to clause 2.13.3 of Camden CP 2011, vary the contribution for the remaining development on Lot 10 DP 845472 Werombi Road, Grasmere to require a total contribution of \$465,219, indexed in accordance with the provisions of Camden CP 2011.
- iii. request Carrington to advise as to the final number of independent living units proposed for development on Lot 10 DP 845472 and if this number is not 230 then a new rate per dwelling needs to be determined; and
- iv. agree that there be no Section 94 contribution applied for the 126 bed Aged Care Facility as it is a development that is exempt from the Camden CP2011.

ORD292/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD09 Amendments to Local Environmental Plan Making Processes

Resolution: Moved Councillor Warren, Seconded Councillor Dewbery that Council formally accept the Local Environmental Plan making delegations offered by the Minister for Planning and Infrastructure and that these delegations be sub-delegated to the General Manager.

ORD293/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD10 Request For Funding 2012 Camden Christmas Lights Competition

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

- i) sponsors the Camden 2012 Christmas Lights Competition to the amount of \$1,350.00;
- ii) that the decision as to who should organise the Camden Christmas Lights Competition 2013 be determined at the 29 January 2013 Council Meeting; and
- iii) that the sponsorship funds be taken from Council's budget, not consolidated Ward Funds.

ORD294/12 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery, and Fedeli voted in

favour of the Motion. Councillors Bligh, Campbell and Warren voted against the Motion.)

ORD11 Request For Funding - Camden Show Society

Resolution: Moved Councillor Campbell, Seconded Councillor Warren that Council make a \$3,000.00 contribution to this project from Council Ward Funds.

ORD295/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD12 Payment of Expenses and Provision of Facilities To Mayor and Councillors Policy

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

- (i) adopt the draft "Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy" as attached to this report and publicly exhibited as required under the *Local Government Act 1993*; and
- (ii) submit a copy of the adopted policy to the Director-General of Local Government by 30 November 2012.

ORD296/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD13 Investment Monies October 2012

Resolution: Moved Councillor Warren, Seconded Councillor Campbell 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 October 2012 be noted; and
- iii. the weighted average interest rate return of 5.09% p.a. for the month of October 2012 be noted

ORD297/12 THE MOTION ON BEING PUT WAS **CARRIED**

Councillor Dewbery was absent for voting on this item.

ORD14 September Review Of The 2012/13 Budget

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

- i. approve the necessary budget adjustments as identified in the categories of 'Proposed Variations', 'Contra Variations' and 'Expenditure Revotes' of this report.
- ii. allocate the projected surplus for 2012/13 as follows:

BUDGET SURPLUS ALLOCATION		
Budget Surplus Available for Allocation		\$1,906,075
Central Administration Building - Repayment	\$202,445	

Employee Entitlements Reserve - Transfer to Reserve	\$310,000	
Capital Works Reserve - Transfer to Reserve	\$808,100	
Central Administration Building - Transfer to Reserve	\$585,530	
Total - Allocation of Budget Surplus		\$1,906,075
Budget Surplus Balance After Allocation		\$0

ORD298/12 THE MOTION ON BEING PUT WAS **CARRIED**

Councillor Dewbery was absent for voting on this item.

ORD15 Community Management Committee Manual Review

Resolution: Moved Councillor Warren, Seconded Councillor Campbell that Council distribute the draft updated Community Management Committee Manual to the Community Management committees seeking feedback.

ORD299/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD16 Memorandum Of Understanding Between Council And Police Citizens Youth Clubs For The Construction And Lease Of A Pcy

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

- i. endorse the proposed amendments to the standard Memorandum of Understanding (Clauses 4, 5 & 22) based on the advice of Council's solicitor; and
- ii. affix the Seal to the Memorandum of Understanding between Council and PCYC.

ORD300/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD17 Additional Nomination to Town Farm and Bicentennial Equestrian Park Committee

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

- i. appoint Mr Walter Louis Davies (Sandy) of The Oaks, to the Camden Town Farm Committee; and
- ii. appoint Mr Tony Mogg from Sydney University to the BEP Committee.

ORD301/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD18 Variation Of The 2012/2013 Works Program

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

- i) authorise the deferment of construction work along a 200 metre section of Richardson Road, south of Welling Drive roundabout, from the 2012/13 Works Program budget;
- ii) reallocate an amount of \$505,000 to carry out the sealing of Dowles Lane, and;
- iii) reallocate an amount of \$375,000 to reconstruct the portion of Greendale Road between Bringelly Public School and Dwyer Road, representing Camden's half share with Liverpool Council.

ORD302/12 THE MOTION ON BEING PUT WAS **CARRIED**

CLOSURE OF THE MEETING TO THE PUBLIC

Moved Councillor Sidgreaves, Seconded Councillor Dewbery that:

- i. the meeting be closed to the public under section 10A(2)(a) of the Local Government Act 1993, to receive and discuss the Mayoral Minute concerning a personnel matter concerning an individual;
- ii. all persons other than Councillors and the minute taker, Ms Sharkey be excluded from the meeting of the Council whilst the Council deals with the Mayoral Minute.

ORD303/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

The meeting closed at 8.55pm for the purpose of considering the Mayoral Minute.

The meeting reopened at 9.20pm.

The Mayor announced the resolution passed by Council in Closed Council (CC05/12) that:

- i. The Contract of Employment entered into between the Council and the General Manager Mr Greg Wright ("Contract") is terminated with immediate effect pursuant to subclause 10.3.5 of the Contract by termination payment under subclause 11.3 of the Contract and that the Council pay Mr Greg Wright the termination payment specified in subclause 11.3 of the Contract directly into the bank account of Mr Greg Wright.
- ii. That the Mayor is given delegated authority to authorise and arrange for the termination payment under subclause 11.3 of the Contract to be paid by the Council directly into the bank account of Mr Greg Wright.
- iii. That Mr Greg Wright is to remove all personal items from his office at the Council and return to the Council all property of Council in his possession including intellectual property and confidential information by 4pm on Wednesday 28 November 2012 and not keep or make any copies of such property and information.

THE MEETING CLOSED AT 9.23 PM