



Camden Council Minutes

Ordinary Council Meeting
11 December 2012

**The Art Gallery, Civic Centre
Oxley Street
Camden**



ORDINARY COUNCIL

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PRESENT

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

STAFF

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

APOLOGIES

There were no leave of absence to be granted.

DECLARATIONS OF INTEREST

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

Councillor Fedeli noted a non-pecuniary interest in ORD05 as her husband had done some work as a subcontractor and she would not be present for debate or voting on this item.

Councillor Campbell noted that she had a non-pecuniary interest and no conflict of interest in regards to ORD07. Councillor Campbell noted that she was a member of the NSW State Executive of the Country Women's Association, who had a stance against coal seam gas.

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

PUBLIC ADDRESSES

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

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

Ms Frances Vumbaca addressed Council on the issues related to flood mapping in the North Ward. Ms Vumbaca asked if the land in the North Ward is to be acquired by compulsory acquisition, will it be under the Just Terms Act? Also, will the land owner have any benefit from the profits made? Both questions were taken on notice.

Mr Tony Van Dyk addressed Council on the issues relating to flood mapping.

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

Mr Michael Brooker addressed Council on the 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.

Ms Joan Scott addressed Council on the future of Camden generally. Ms Scott asked some questions regarding wells in Gundungurra Reserve including how much does Council receive for this? Is this figure an ongoing yearly figure and does Council intend to put in more wells? These questions were taken on notice.

Ms Carmel and Mr Steven Gobbo addressed Council on flood mapping in Rossmore. Mr & Mrs Gobbo asked the following questions which were taken on notice: At what height level determines a flood? How long does it take for this water to recede? What is the difference between a flash flood and an actual flood? Can a watercourse be dammed? Is it legal to dam a watercourse? Have the 1:100 flood levels changed? If so, what mitigation works will be carried out and in what timeframe? Are residents compensated for any loss? Residents would like clarification on the flood mapping and answers as to why it has changed.

Moved Councillor Warren, Seconded Councillor Campbell that a two minute extension be granted to address Council.

ORD304/12 THE MOTION ON BEING PUT WAS **CARRIED**

Ms Koula Rafailidis addressed Council on how LEP's are implemented within the LGA of Camden and the issue of flood mapping.

Moved Councillor Campbell, Seconded Councillor Warren that a two minute extension be granted to address Council.

ORD305/12 THE MOTION ON BEING PUT WAS **CARRIED**

Moved Councillor Campbell, Seconded Councillor Sidgreaves that Ms Thirup be the eighth speaker for the evening.

ORD306/12 THE MOTION ON BEING PUT WAS **CARRIED**

Ms Patricia Thirup addressed Council on the issue of flood mapping.

Moved Councillor Campbell, Seconded Councillor Copeland that a two minute extension be granted to address Council.

ORD307/12 THE MOTION ON BEING PUT WAS **CARRIED**

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Dewbery, Seconded Councillor Fischer that the Minutes of the Ordinary Council Meeting held 27 November 2012 and the Minutes from the Local Traffic Committee Meeting held 20 November 2012, copies of which have been circulated, be confirmed and adopted.

ORD308/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD01 Site Inspection - Subdivision of Land to Create 90 Residential Lots, 4 Residue Lots and Construction of New Roads at 172, 172a and 186 Richardson Road, and 12b Moreton Bay Avenue, Spring Farm

Site Inspection was completed.

ORD02 Subdivision of Land to Create 94 Residential Lots and the Construction of New Roads at 172, 172a and 186 Richardson Road and 12b Moreton Bay Avenue, Spring Farm

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council approve Development Application 75/2012 for the 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 subject to the conditions listed in Attachment 1 of this report.

ORD309/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD03 Continued Use of the Catherine Field Community Hall

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council

- (i) approve Development Application 794/2012 for the continued use of the Catherine Field community hall at 170 Catherine Fields Road, Catherine Field, subject to the conditions listed in Attachment 1 of this report;
- (ii) A report is brought back to Council in six (6) months time recording the number of complaints, types of complaints, and the number of incidents that have involved the Police etc.

ORD310/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD04 Subdivision to Create 21 Residential Lots, 5 Residue Lots and the Construction of Roads, Drainage, Services and Landscaping at 120 Springs Road and 33 Spring Farm Drive, Spring Farm

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council approve Development Application 493/2012 for a subdivision to create 21 residential lots, 5 residue lots and the construction of roads, drainage, services and landscaping at 120 Springs Road and 33 Spring Farm Drive, Spring Farm subject to the conditions listed above.

ORD311/12 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 Construction of a New Industrial Building Comprised of 2 Units, and the Use of Unit 1 For The Manufacture and Distribution of Pre-Cast Concrete Products with Ancillary Offices and an External Storage Area

Resolution: Moved Councillor Fischer, Seconded Councillor Sidgreaves that Council approve DA 317/2012 for the construction of a new industrial building comprised of 2 units and the use of unit 1 for the manufacture and distribution of pre-cast concrete products with ancillary offices and an external storage area at 2-10 Dunn Road, Smeaton Grange subject to the conditions listed above.

ORD312/12 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Warren, Symkowiak, Fischer, Dewbery, Campbell, and Bligh voted in favour of the Motion. No Councillors against for the Motion.)
Councillor Fedeli was not present for debate or voting on this item.

Councillor Fedeli vacated the Council Chamber the time being 7.24pm.

Councillor Fedeli returned to the Council Chamber at 7.26pm.

ORD06 Paws in the Park/Companion Animals Advisory Committee

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

- i. endorse the Paws in the Park as an annual event on Council's calendar;
- ii. endorse the creation of a Companion Animals Advisory Committee; and
- iii. nominate Councillors Dewbery and Symkowiak to be represented on that Committee when established.

ORD313/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD07 Submission to Camden Gas Project - Northern Expansion (Stage 3)

Resolution: Moved Councillor Warren, Seconded Councillor Sidgreaves that Council forward the submission provided as an attachment to this report to the Department of Planning and Infrastructure stating Councils concerns with the Northern Expansion of the Camden Gas Project.

ORD314/12 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 Gledswood Hills Voluntary Planning Agreement and Development Control Plan

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

- i. adopt the draft Gledswood Hills VPA with the changes outlined in the report;
- ii. adopt the draft Turner Road DCP 2007 as exhibited;
- iii. place a notice in the local paper advising of adoption; and
- iv. authorise the General Manager and Mayor to sign the VPA and affix the Common Seal of Council.

ORD315/12 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.)

ORD09 Spring Farm East Planning Proposal

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

- i. submit the Planning Proposal to the Department of Planning and Infrastructure, for the plan to be made; and
- ii. upon notification of publication of the plan in the Government Gazette, place an advertisement in the local newspaper notifying the public of the making of the plan.

ORD316/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD10 Notice of Intention to IPART - 2013/14 Special Rate Variation

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

- i. pursue Option 2 to fund Council's ongoing Community Infrastructure Renewal Program,
- ii. in the event that Option 1 or Option 2 is determined, notify IPART of Council's intention to apply for a Special Rate Variation for 2013/14 under Section 508(2) of the Local Government Act, and
- iii. in the event that Option 1 or Option 2 is determined, approve that public exhibition and community consultation of the proposed Community Infrastructure Renewal Program commence as soon as practicable.
- iv. be presented with a workshop providing feedback on the outcome of the community consultation before the final application is submitted to IPART via a report to Council.

ORD317/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD11 NSW Local Infrastructure Renewal Scheme

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

- i. approve the Community Infrastructure Renewal Program as part of its application for funding under the NSW Local Infrastructure Renewal Scheme – Round 2;
- ii. approve an application to the NSW Local Infrastructure Renewal Scheme – Round 2, to a loan value of \$2million;
- iii. lodge an application with the NSW Government for a loan under the NSW Local Infrastructure Renewal Scheme – Round 2, by 31 December 2012; and
- iv. delegate authority to the Acting General Manager to enter into a loan agreement on behalf of Council with the NSW Government, under the NSW Local Infrastructure Renewal Scheme – Round 2, for the Community Infrastructure Renewal Program.

ORD318/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD12 Draft Camden Contributions Plan 2012 (Catherine Fields Part Precinct)

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

- i. endorse the Draft Camden Section 94 Contributions Plan (Catherine Fields (Part) Precinct) for the purposes of public exhibition and exhibits the plan for a 6 week period; and
- ii. accept being nominated as the land acquisition authority for roads, drainage and open space land funded by the Section 94 Plan;

ORD319/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD13 Local Government Acts Taskforce - Preliminary Ideas Submission

Resolution: Moved Councillor Dewbery, Seconded Councillor Fedeli that Council approve the attached Local Government Acts Taskforce – Preliminary Ideas Submission Form and submit it to the Local Government Taskforce for consideration prior to 21 December 2012.

ORD320/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD14 Request For Sponsorship - Macarthur Lions Anzac Fun Run 2013

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

- i. allocate \$3,000 from Ward Funds to the Macarthur Lions Club for the Macarthur Lions ANZAC Fun Run 2013; and
- ii. promote the event on Council's website and other publications and communications.

ORD321/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD15 Harrington Park Community Centre - Review Of Usage

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

- i. allow regular hire for Halls 1 and 2 to include Friday evenings from 3pm to 10pm at the existing rate in the adopted Fees and Charges that would apply up to 3pm;
- ii. exhibit a new fee for regular hire use of Harrington Park Hall 1 on Saturdays from 8am to 10pm at \$20 per hour for not for profit groups and \$40 per hour for profit groups, and Hall 2 on Saturdays at \$15 per hour for not for profit groups, and \$30 per hour for profit groups; and
- iii. review and prepare a further report, if necessary, following the exhibition.

ORD322/12 THE MOTION ON BEING PUT WAS **CARRIED**

ORD16 Delegation To Mayor - Christmas/New Year Period

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Authority be delegated to the Mayor and Deputy Mayor (in the absence of the Mayor) for the approval of Development Applications and cases of necessity, during the period 12 December 2012 to 29 January 2013 as provided under sections 226 and 377 of the Local Government Act 1993, and Council be informed of any use of such delegation in a report to Council on 29 January 2013.

ORD323/12 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.)

NOTICES OF MOTION

ORD17 Notice of Motion - Complaints To The Department Of Local Government or ICAC

Resolution: Moved Councillor Warren, Seconded Councillor Campbell that the Acting General Manager and/or Director of Governance investigate if any Councillors have been reported to the Department of Local Government or ICAC regarding any complaints or concerns expressed by any senior staff member of Camden Council regarding the actions and/or conduct of any Councillor in the past twelve months.

Councillor Symkowiak foreshadowed an amendment if this resolution was lost.

ORD324/12 THE MOTION ON BEING PUT WAS **LOST**

MOTION

Moved Councillor Symkowiak, Seconded Councillor Sidgreaves that the Acting General Manager investigate if any Councillors or Council staff have been involved in any complaints in the last twelve months with either ICAC, the Department of Local Government or NSW Ombudsman.

ORD325/12 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.)

Withdrawal of Item from the Business Paper

Resolution: Moved Councillor Warren, Seconded Councillor Sidgreaves that the tabled report be noted.

ORD326/12 THE MOTION ON BEING PUT WAS **CARRIED**

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

THE MEETING CLOSED AT 8.47 PM