

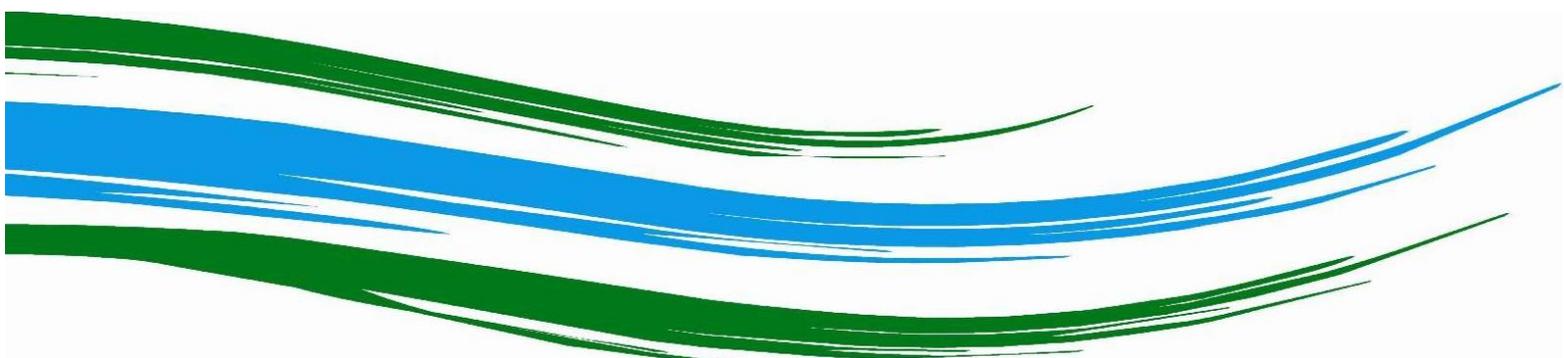


Camden Council Minutes

Ordinary Council Meeting

13 October 2020

Please note that due to COVID-19 restrictions this meeting was held as a teleconference. The public can view the meeting via Council's website.



ORDINARY COUNCIL

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MEETING COMMENCED AT 6.30PM

PRESENT

Cr Fedeli (Mayor/Chairperson), Cr A Cagney, Cr C Cagney, Cr Campbell, Cr Farrow, Cr Mills, Cr Morrison, Cr Symkowiak.

STAFF

General Manager, Director Customer & Corporate Strategy, Director Planning & Environment, Director Community Assets, Director Sport, Community & Activation, Chief Financial Officer, Chief Information Officer, Manager Legal & Governance, Manager Corporate Performance & Customer Service, Manager Statutory Planning, Manager Major Projects, Manager Traffic, Depot & Building Services, Manager Open Space & Sustainability, Acting Manager Public Affairs, Manager Sport & Community Services, Manager Economic Development & Activation, Senior Governance Officer, Governance Officer, Governance Administration Officer, Assistant Governance Officer, Technical Support Officer.

LEAVES OF ABSENCE

Resolution: Moved Councillor Farrow, Seconded Councillor Campbell that Councillor Sidgreaves be granted leave of absence.

ORD143/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

DECLARATIONS OF INTEREST

There were no declarations to be noted.

PUBLIC ADDRESSES

There were no public addresses to be noted.

CONFIRMATION OF MINUTES

Resolution: Moved Councillor C Cagney, Seconded Councillor Farrow that the Minutes of the Ordinary Council Meeting held 8 September 2020, copies of which have been circulated, be confirmed and adopted.

ORD144/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD01 ALTERNATE PANEL MEMBERS FOR THE SYDNEY WESTERN CITY PLANNING PANEL

Resolution: Moved Councillor C Cagney, Seconded Councillor Symkowiak that Council accept the six expressions of interest from the chairs and expert members of the Camden Local Planning Panel to act as additional Council-appointed alternate representatives on the Sydney Western City Planning Panel.

ORD145/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD02 DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURNS 2019/2020

Resolution: Moved Councillor C Cagney, Seconded Councillor Campbell that Council note the tabling of the Disclosures by Councillors and Designated Persons Returns.

ORD146/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD03 REPRESENTATIVES ON COMMITTEES 2020/2021

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

- i. appoint two Councillors as primary representatives to the Companion Animal Advisory Committee until the end of the Council term in September 2021;
- ii. re-appoint Ms Elias, Ms Bell, Dr Ferguson, Dr Humphries, Dr Maher, Ms Ritchard and Ms Lawrence as community representatives of the Companion Animal Advisory Committee until the end of the Council term in September 2021;
- iii. appoint a Councillor as a member of the Audit, Risk and Improvement Committee until the end of the Council term in September 2021; and
- iv. note the resignation of Mr John Vallance from the Bicentennial Equestrian Park Management Committee and Mr Patrick White from the Camden Town Farm Management Committee and write to them, thanking them for their contribution.

ORD147/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

Companion Animal Advisory Committee

Nominations were received and confirmed for Councillor Fedeli and Councillor Symkowiak.

As there were no other nominees, Councillor Fedeli and Councillor Symkowiak were appointed as primary representatives to the Companion Animal Advisory Committee.

Audit, Risk and Improvement Committee

A nomination was received and confirmed for Councillor Symkowiak.

As there were no other nominees, Councillor Symkowiak was appointed as a member of the Audit, Risk and Improvement Committee.

ORD04 GNB SUBMISSIONS - ORAN PARK PLACE NAMES

AMENDMENT

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

- i. note the five submissions received by the NSW Geographical Names Board (GNB) in relation to the proposed Oran Park Precinct place names;

- ii. having considered the submissions received, maintain its support for the place names originally proposed, with the exception of amending Dawson Park to Dawson-Damer Park, and refer this decision to the NSW Geographical Names Board (GNB) for final determination.

ORD148/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD05 INVESTMENT MONIES - AUGUST 2020

Resolution: Moved Councillor A Cagney, Seconded Councillor C Cagney 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 August 2020; and
- iii. note the weighted average interest rate return of 1.58% p.a. for the month of August 2020.

ORD149/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD06 EXTENSION TO COVID-19 FEE WAIVER PERIOD

Resolution: Moved Councillor Campbell, Seconded Councillor C Cagney that Council extend the fee waiver period for the fees identified in this report to 31 January 2021.

ORD150/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD07 ACCEPTANCE OF GRANT FUNDING - COMMUNITY BUILDING PARTNERSHIP PROGRAM

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

- i. accept the funding for \$5,100 (excl. GST) through the NSW Government's Community Building Partnership Program 2019 administered by the Department of Communities and Justice; and
- ii. write to the Hon. Gareth Ward MP, Minister for Communities and Justice, and Mr Peter Sidgreaves MP, Member for Camden, thanking them for the grant.

ORD151/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD08 ACCEPTANCE OF GRANT FUNDING - NSW SMALL BUSINESS MONTH 2020

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

- i. accept the funding for \$2,000 (excl. GST) through the NSW Government's Small Business Month 2020 funding program; and
- ii. write to The Hon. Dominic Perrottet MP, NSW Treasurer, and Mr Peter Sidgreaves MP, Member for Camden, thanking them for the grant.

ORD152/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD09 DRAFT SPORTSGROUND STRATEGY 2020-2024

Resolution: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council adopt the Sportsground Strategy 2020-2024 included as Attachment 1 to this report.

ORD153/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD10 DRAFT CUMBERLAND PLAIN CONSERVATION PLAN SUBMISSION
AMENDMENT**

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

- i. endorse the submission on the Draft Cumberland Plain Conservation Plan to be forwarded to the NSW Department of Planning, Industry and Environment subject to the following amendments and inclusions to the recommendations of Council's submission:
 - 1.1 - Ground-truthing of mapping used in the Plan development - the mapping used in the plan is both inaccurate and inadequate and this needs to be recognised and rectified to ensure Cumberland Plain Woodland is conserved and further development impact areas are avoided;
 - 3 - Major Transport Infrastructure - there are three threatened ecological communities in the local government area, the third one being the Elderslie Banksia Scrub community;
 - 4 - Implementation of the Plan:
 - the installation of 120kms of koala exclusion fencing be critically reviewed;
 - koala populations be properly protected by construction of overhead bridges to international best practice standards, noting the Daryl Jones research from the Griffith University and, as a correct example, the Crompton Road wildlife overhead bridge in Southern Queensland;
 - the Chief Scientist's report on effective koala corridors be adopted as part of this conservation plan;
 - the need for effective corridors from Appin to St Helens Park and to Glenfield be recognised and incorporated as part of the koala conservation section of the plan;
 - the potential of offset sites on land holdings of less than 20ha be incorporated as part of the conservation plan; and

- ii. forward a copy of Council's amended submission to Mr Peter Sidgreaves MP, Member for Camden.

ORD154/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD11 TENDER T004/2020 - SALE OF BIODIVERSITY CREDITS FOR GUNDUNGURRA RESERVE

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

- i. accept the tender from Sydney Metro in the sum of \$12,000 (excl. GST) for the sale of 30 (under the Biodiversity Offset Scheme – Biodiversity Conservation Act 2016) credits for *Meridolum corneovirens* (Cumberland Plain Land Snail);
- ii. accept the tender from the Department of Industry, Transport, Regional Development and Cities in the sum of \$120,488.85 (excl. GST) for the sale of 149 (under the *Threatened Species Conservation Act 1995*) credits for *Pimelea spiciata* (Spiked Rice Flower);
- iii. decline to accept any of the tenders for the ecosystem credits and, under clause 178(3)(e) of the *Local Government Act (General) Regulation 2005*, 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;
- iv. in accordance with Clause 178(4) of the *Local Government (General) Regulation 2005*, decline to invite fresh tenders for the ecosystem credits as Council has already undertaken a comprehensive open tender process, the tenders received did not fully meet Council's requirements, it is considered that repeating the process would not achieve a better result, however review of the tenders received provides sufficient basis for negotiating a satisfactory outcome; and
- v. delegate authority to the General Manager or his nominee, to negotiate with suitable persons with the intent to reach an outcome which is considered most advantageous and enter into a contract for the sale of biodiversity credits following negotiations.

ORD155/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD12 TENDER T007/2020 & T008/2020 – CAMDEN COUNCIL WORKS DEPOT REDEVELOPMENT, MILLWOOD AVENUE NARELLAN CONSTRUCTION OF CIVIL AND BUILDING WORKS

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

- i. decline to accept any of the tenders submitted in response to Tender T007/2020 & T008/2020 being the Camden Council Depot Redevelopment Construction of Civil Works, Services and Buildings and, in accordance with Clause 178(3)(e) of the *Local Government (General) Regulation 2005*, 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 tenders;

- ii. in accordance with Clause 178(4) of the *Local Government (General) Regulation 2005*, decline to invite fresh tenders as Council has already undertaken a comprehensive open tender process, the tenders received did not fully meet Council's requirements, it is considered that repeating the process would not achieve a better result, however review of the tenders received provides sufficient basis for negotiating a satisfactory outcome; and
- iii. delegate authority to the General Manager or his nominee, to negotiate with suitable contractors with the intent to reach an outcome which is considered most advantageous and enter into a contract for the works following negotiations.

ORD156/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD13 TENDER T010/2020 - PRINCIPAL CONTRACTOR FOR CONSTRUCTION OF FERGUSON'S LAND CRICKET FACILITY

Resolution: Moved Councillor A Cagney, Seconded Councillor Farrow that Council accept the tender provided by TJ & RF Fordham Pty Ltd as per the terms and conditions of T010/2020 Principal Contractor for Construction of Ferguson's Land Cricket Facility for the lump sum of \$6,193,185 (excl. GST) in accordance with Council's adopted budget.

ORD157/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

NOTICE OF MOTION

ORD14 NOTICE OF MOTION - MOBILE PHONE RECEPTION

AMENDMENT

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

- i. conduct an online survey for the residents of the Camden LGA to gain their feedback in relation to the quality of their mobile phone reception within their suburbs; and
- ii. use the feedback from the survey to have the General Manager write to the relevant telecommunication authorities, on behalf of the residents, about improving the quality of the mobile phone reception coverage in affected suburbs of the Camden LGA.

ORD158/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

CLOSED COUNCIL

ORD15 CLOSURE OF THE MEETING TO THE PUBLIC

Resolution: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council hear any submission by a member of the public, limited to a period of four minutes, concerning the closure of the meeting.

ORD159/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

No submissions were received.

MOTION

Resolution: Moved Councillor C Cagney, Seconded Councillor Symkowiak that Council close the meeting to the media and public to discuss a report that is inclusive of personnel matters in accordance with the provisions of Section 10A(2)(a) of the *Local Government Act 1993*.

ORD160/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors 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 ORD15, the meeting convened into Closed Council, the time being 7.24pm. The live streaming of the meeting was temporarily suspended.

OPEN COUNCIL

MOTION

Resolution: Moved Councillor Farrow, Seconded Councillor Symkowiak that the meeting reconvene into Open Council, the time being 7.26pm.

ORD161/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors 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 7.26pm. The live streaming of the meeting resumed. The following was the decision of the Closed Council:

CC01 ECONOMIC DEVELOPMENT SERVICE REVIEW

Resolution: Moved Councillor Farrow, Seconded Councillor C Cagney that Council endorse the recommendations as outlined in the conclusion to this report.

ORD162/20 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors 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 7.27PM