



CAMPBELLTOWN
CITY COUNCIL

ORDINARY BUSINESS PAPER

12 NOVEMBER 2019

COMMON ABBREVIATIONS

AEP	Annual Exceedence Probability
AHD	Australian Height Datum
BASIX	Building Sustainability Index Scheme
BCA	Building Code of Australia
BIC	Building Information Certificate
BPB	Buildings Professionals Board
CLEP 2002	Campbelltown Local Environmental Plan 2002
CLEP 2015	Campbelltown Local Environmental Plan 2015
CBD	Central Business District
CPTED	Crime Prevention Through Environmental Design
CSG	Coal Seam Gas
DA	Development Application
DCP	Development Control Plan
DDA	<i>Disability Discrimination Act 1992</i>
DPE	Department of Planning and Environment
EIS	Environmental Impact Statement
EPA Act	<i>Environmental Planning and Assessment Act 1979</i>
EPA	Environmental Protection Authority
EPI	Environmental Planning Instrument
FPL	Flood Planning Level
FFTF	Fit for the Future
FSR	Floor Space Ratio
GRCCC	Georges River Combined Councils Committee
GSC	Greater Sydney Commission
HIS	Heritage Impact Statement
IDO	Interim Development Order
IPR	Integrated Planning and Reporting
KPoM	Koala Plan of Management
LEC	Land and Environment Court
LEC Act	<i>Land and Environment Court Act 1979</i>
LEP	Local Environmental Plan
LGA	Local Government Area
LG Act	<i>Local Government Act 1993</i>
LPP	Local Planning Panel
LTFP	Long Term Financial Plan
NGAA	National Growth Areas Alliance
NOPO	Notice of Proposed Order
NSWH	NSW Housing
OEH	Office of Environment and Heritage
OLG	Office of Local Government, Department of Premier and Cabinet
OSD	On-Site Detention
OWMS	Onsite Wastewater Management System
PCA	Principal Certifying Authority
PoM	Plan of Management
POEO Act	<i>Protection of the Environment Operations Act 1997</i>
PMF	Probable Maximum Flood
PN	Penalty Notice
PP	Planning Proposal
PPR	Planning Proposal Request
REF	Review of Environmental Factors
REP	Regional Environment Plan
RFS	NSW Rural Fire Service
RL	Reduced Levels
RMS	Roads and Maritime Services
SANSW	Subsidence Advisory NSW
SEE	Statement of Environmental Effects
SEPP	State Environmental Planning Policy
SREP	Sydney Regional Environmental Plan
SSD	State Significant Development
STP	Sewerage Treatment Plant
SWCPP	Sydney Western City Planning Panel (District Planning Panel)
TCP	Traffic Control Plan
TMP	Traffic Management Plan
TNSW	Transport for NSW
VMP	Vegetation Management Plan
VPA	Voluntary Planning Agreement
PLANNING CERTIFICATE	– A Certificate setting out the Planning Rules that apply to a property (formerly Section 149 Certificate)
SECTION 603 CERTIFICATE	- Certificate as to Rates and Charges outstanding on a property
SECTION 73 CERTIFICATE	- Certificate from Sydney Water regarding Subdivision



05 November 2019

You are hereby notified that the next Ordinary Council Meeting will be held at the Civic Centre, Campbelltown on Tuesday 12 November 2019 at 6.30pm.

Lindy Deitz
General Manager

Agenda Summary

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1. ACKNOWLEDGEMENT OF LAND

I acknowledge the Dharawal people whose ongoing connection and traditions have nurtured and continue to nurture this land.

I pay my respects and acknowledge the wisdom of the Elders – past, present and emerging and acknowledge all Aboriginal people here tonight.

2. APOLOGIES

Nil at time of print.

3. CONFIRMATION OF MINUTES

3.1 Minutes of the Ordinary Meeting of Council held 8 October 2019

Officer's Recommendation

That the Minutes of the Ordinary Meeting of Council held 8 October 2019, copies of which have been circulated to each Councillor, be taken as read and confirmed.

Report

That the Minutes of the Ordinary Meeting of Council held 8 October 2019 are presented to Council for confirmation.

Attachments

1. Minutes of the Ordinary Meeting of Council held 8 October 2019 (contained within this report)

CAMPBELLTOWN CITY COUNCIL

Minutes Summary

Ordinary Council Meeting held at 6.30pm on Tuesday, 8 October 2019.

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Minutes of the Ordinary Meeting of the Campbelltown City Council held on 8 October 2019

Present

The Mayor, Councillor G Brticevic
 Councillor M Chivers
 Councillor M Chowdhury
 Councillor B Gilholme
 Councillor G Greiss
 Councillor K Hunt
 Councillor D Lound
 Councillor R Manoto
 Councillor B Moroney
 Councillor W Morrison
 Councillor M Oates

1. ACKNOWLEDGEMENT OF LAND

An Acknowledgement of Land was presented by the Chairperson Councillor Brticevic.

Council Prayer

The Council Prayer was presented by the Acting General Manager.

2. APOLOGIES

It was **Moved** Councillor Greiss, **Seconded** Councillor Morrison:

That the apology from Councillor B Thompson be received and accepted.

Note: Councillor P Lake has been granted a leave of absence from Council for the meetings on Tuesday 8 October 2019 and Tuesday 12 November 2019.

Note: Councillor R George and Councillor T Rowell have been granted a leave of absence from Council incorporating all meetings until further notice.

195 The Motion on being Put was **CARRIED**.

3. CONFIRMATION OF MINUTES

3.1 Minutes of the Ordinary Meeting of Council held 10 September 2019

It was **Moved** Councillor Lound, **Seconded** Councillor Gilholme:

That the Minutes of the Ordinary Council Meeting held 10 September 2019, copies of which have been circulated to each Councillor, be taken as read and confirmed.

196 The Motion on being Put was **CARRIED**.

4. DECLARATIONS OF INTEREST

Declarations of Interest were made in respect of the following items:

Pecuniary Interests

Nil

Non Pecuniary – Significant Interests

Councillor Greiss – Item 8.6 – Planning Proposal for Property No. 26 Mercedes Road, Ingleburn. Councillor Greiss advised he is a member of the Sydney Western City Planning Panel and that he will leave the chamber.

Councillor Lound – Item 8.6 – Planning Proposal for Property No. 26 Mercedes Road, Ingleburn. Councillor Lound advised he is a member of the Sydney Western City Planning Panel and that he will leave the chamber.

Non Pecuniary – Less than Significant Interests

Nil

Other Disclosures

Nil

5. MAYORAL MINUTE

6. PETITIONS

7. CORRESPONDENCE

Nil

8. REPORTS FROM OFFICERS

8.1 Annual General Meeting Presentation

Meeting note: Corinne Mears, Somaiya Ahmed and Jacqueline Spencer presented to Council

It was **Moved** Councillor Gilholme, **Seconded** Councillor Hunt:

That Council note the General Meeting Presentation.

197 The Motion on being Put was **CARRIED**.

8.2 Financial Statements 2018-2019

It was **Moved** Councillor Chowdhury, **Seconded** Councillor Morrison:

That the financial reports and the Auditors reports for the period 1 July 2018 to 30 June 2019 be received and noted.

198 The Motion on being Put was **CARRIED**.

8.3 Campbelltown Investment Attraction and City Marketing Mission to South Korea

It was **Moved** Councillor Brticevic, **Seconded** Councillor Gilholme:

That Council reimburse the travel costs incurred by the General Manager and Strategic Partnerships Manager for the purposes of the investment and attraction tour as outlined in the report and any incidental expenses associated with the trip.

199 The Motion on being Put was **CARRIED**.

8.4 Development Application Status

It was **Moved** Councillor Lound, **Seconded** Councillor Morrison:

That the information be noted.

200 The Motion on being Put was **CARRIED**.

8.5 Re-establishment of North Area Alcohol Free Zones

It was **Moved** Councillor Gilholme, **Seconded** Councillor Chowdhury:

1. That Council re-establish Alcohol Free Zones over the streets, footpaths and car park areas detailed in attachment 1 to the report.
2. That the Alcohol Free Zones referred to in Recommendation 1 commence on 25 December 2019 and that a public notice advising of Council's decision be notified on Council's website at least seven days in advance of re-establishing the zones.
3. That Alcohol Free Zones referred to in Recommendation 1 be sign-posted in accordance with Council's standard Alcohol Free Zones sign template including a contact phone number of the Police Local Area Command.
4. That the Alcohol Free Zones footpath stencils be replaced as considered necessary.
5. That the Alcohol Free Zones referred to in Recommendation 1 be reviewed prior to the expiration of the re-establishment period, being 24 December 2023.
6. That a notice be placed on Council's website inviting submissions in relation to the intention to establish an Alcohol Free Zone for Raby (Zone 2) over the streets, footpaths and car park areas as detailed in attachment 8 of the report.
7. That Council write to relevant organisations seeking comment in relation to the intention to establish an Alcohol Free Zone for Raby (Zone 2) in accordance with the Ministerial Guidelines for establishing Alcohol Free Zones.
8. That a further report be submitted to Council to advise of any submissions received as a result of notification referred to in Recommendation 6 and 7.

Voting against the resolution was Councillor B Moroney.

201 The Motion on being Put was **CARRIED**.

Meeting note: Having declared an interest in Item 8.6 Councillor Greiss and Councillor Lound left the Chamber at 7:19pm and did not take part in the discussion or vote on the matter.

8.6 Planning Proposal for Property No. 26 Mercedes Road, Ingleburn

It was **Moved** Councillor Hunt, **Seconded** Councillor Morrison:

1. That Council endorse the Planning Proposal for No.26 Mercedes Road, Ingleburn and approve the forwarding of the subject Planning Proposal to the Department of Planning Industry and Environment for a Gateway Determination.
2. That Council exercise, via the General Manager, the functions of the Minister for Planning under section 3.31(3)(b) of the *Environmental Planning and Assessment Act 1979*, pursuant to the Instrument of Delegation dated 20 November 2012.
3. That the rezoning of No.39 Lagonda Drive, Ingleburn be considered at a future meeting of the Council subject to the owner providing the necessary information to satisfy the relevant provisions of State Environmental Planning Policy No. 55 Remediation of Land.
4. That the owners of the subject properties be advised of Council's resolution.

A Division was recorded in regard to the Resolution for Item 8.6 with those voting for the Motion being Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, R Manoto, B Gilholme, M Chivers and W Morrison.

Voting against the Resolution was Councillor B Moroney.

202 The Motion on being Put was **CARRIED**.

Meeting note: At the conclusion of the discussion regarding Item 8.6 Councillor Greiss and Councillor Lound returned to the Chamber at 7:21pm.

8.7 Zonta Club Of Macarthur - Memorial - Mawson Park

Meeting note: Ms Carol Longworth addressed the meeting.

It was **Moved** Councillor Chivers, **Seconded** Councillor Oates:

That Council approves to locate a memorial garden bed in Mawson Park featuring the planting of six Zonta Roses and a small memorial plaque mounted on a stone that commemorates the Zonta International's centenary and recognises the 25th anniversary of the Zonta Club of Macarthur.

203 The Motion on being Put was **CARRIED**.

8.8 Community Grants Review

It was **Moved** Councillor Gilholme, **Seconded** Councillor Oates:

1. That the revised community grants program be renamed the Connected Communities Fund to open for applications in October 2019.
2. That a future review of Council's Grants, Sponsorship and Donations Policy reflect this change.

204 The Motion on being Put was **CARRIED**.

8.9 Revised Hardship Policy

It was **Moved** Councillor Lound, **Seconded** Councillor Manoto:

1. That the revised Hardship Policy as attached to this report be adopted.
2. That the Hardship Policy review date be set at 18 November 2022.

205 The Motion on being Put was **CARRIED**.

8.10 Disclosure of Interest Returns 2018-2019

It was **Moved** Councillor Hunt, **Seconded** Councillor Gilholme:

That the information be noted.

206 The Motion on being Put was **CARRIED**.

8.11 2020 Council Meeting Calendar

It was **Moved** Councillor Manoto, **Seconded** Councillor Lound:

That the 2020 Council meeting calendar be noted and adopted.

207 The Motion on being Put was **CARRIED**.

8.12 Investments and Revenue Report - August 2019

It was **Moved** Councillor Morrison, **Seconded** Councillor Lound:

That the information be noted.

208 The Motion on being Put was **CARRIED**.

8.13 Reports and Letters Requested

It was **Moved** Councillor Chowdhury, **Seconded** Councillor Lound:

That the information be noted.

209 The Motion on being Put was **CARRIED**.

8.14 Minutes of the Audit Risk and Improvement Committee Report

It was **Moved** Councillor Morrison, **Seconded** Councillor Lound:

That the minutes of the Audit Risk and Improvement Committee held 17 September 2019 be noted.

210 The Motion on being Put was **CARRIED**.

9. QUESTIONS WITH NOTICE

Nil

10. RESCISSION MOTION

Nil

11. NOTICE OF MOTION

11.1 Local Government Election Costs

It was **Moved** Councillor Oates, **Seconded** Councillor Hunt:

1. That Council notes the recent response by the State Government to the recommendations made by the Independent Pricing and Regulatory Tribunal following the review of Local Government Election Costs.
 2. That Council opposes the decision to shift a greater burden of core election costs onto Councils.
 3. That Council write to the State Government seeking:
 - a. Additional funding to implement community engagement strategies to maximise voter turnout at the Local Government election in 2020 from revenue raised by Revenue NSW through failure-to-vote penalties from prior elections.
 - b. Further investigation of other election cost saving measures to minimise the financial burden on Councils.
 4. That Council write to both our State members seeking their support for this motion.
- Voting against the resolution was Councillor G Greiss.

211 The Motion on being Put was **CARRIED**.

11.2 Digital Advertising in Shopping Precincts

It was **Moved** Councillor Oates, **Seconded** Councillor Lound:

1. That a report be presented to Council that explores the opportunities for digital advertising in public locations such as shopping centres to regularly promote Council's activities and programs.

The report should focus on key shopping precincts including Macarthur Square, Campbelltown Mall, Glenquarie Town Centre and Minto Marketplace and any other appropriate locations, assessing costs, feasibility of producing marketing material and any other operational benefits or implications.

212 The Motion on being Put was **CARRIED**.

12. URGENT GENERAL BUSINESS

13. PRESENTATIONS BY COUNCILLORS

1. Councillor Meg Oates on 18 September attended the farewell to the 35th delegation of young people headed to Koshigaya City, Japan as part of the exchange program, organised by the Campbelltown Koshigaya Sister Cities Association. Councillor Oates thanked the association for their tremendous effort in organising this trip.
2. Councillor Masood Chowdhury with The Mayor, Councillor Brticevic Councillor Lound, Councillor Chivers, Councillor Hunt and Councillor Manoto on 21 September attended FEAST Campbelltown 2019 at Redfern Park in Minto. Councillor Chowdhury commented on how the event was a wonderful opportunity for attendees to try the wide variety of foods available due to the rich diversity of cultures we have in the Campbelltown LGA.
3. Councillor Masood Chowdhury with The Mayor, Councillor Brticevic Councillor Lound, Councillor Hunt and Councillor Manoto on 22 September attended Creating Harmony in Life at the Ron Moore Community Centre. The event focused on raising awareness of domestic violence in the LGA and the assistance available for those who are victims or are witness to domestic violence. There was a panel with a variety of experts who ran a question and answer session for all attendees. Councillor Chowdhury noted the moving minute silence to remember all who have fallen victim to domestic violence.
4. Councillor Masood Chowdhury with The Mayor, Councillor Brticevic on 29 September attended the Chattogram Club for Australia's Annual Sport and Picnic Day at Seddon Park. The event aims to bring people together with attendees participating in a variety of games.
5. Councillor Masood Chowdhury along with The Mayor, Councillor Brticevic, Councillor Lound, Councillor Gilholme, Councillor Manoto and Councillor Oates attended the Bangla Art Exhibition – Campbelltown 2019 at Campbelltown Arts Centre. The Mayor, Councillor Brticevic opened the exhibition with a large number of attendees including special appearance from the Consulate General of Bangladesh, Khandker Masudul Alam. Councillor Chowdhury thanked the Director of City Growth, Michael Dagostino and the arts centre staff for a wonderful exhibition.
6. Councillor Masood Chowdhury on the 5 October attended the Durga Puja festival at Seddon Park Community Hall. The festival celebrates the triumph of the goddess Durga over the buffalo demon Mahisasura and is an important time for Bengali Hindus and was attended by Bengali Hindus from Campbelltown and South West Sydney.
7. Councillor Karen Hunt on 14 September attended the Johnny Warren and Les Murray Memorial Cup at Penrith. The competition comprised Campbelltown Council playing against Blacktown, Liverpool and Sutherland Councils. Councillor Hunt passed on her thanks and congratulated all participants on a wonderful match and great sportsmanship.

8. Councillor Darcy Lound on 25 September attended the Macarthur Branch of NSW Justices Association Inc. for their 50th anniversary celebration. Dr Mike Freeland MP attended and with Councillor Lound they thanked Justices of the Peace and acknowledged the role they provide to the community.
9. Councillor Rey Manoto on 12 September attended the Engaging ASEAN through Education event at Hurlstone Agricultural High School. The event was organised by the Asia Education Foundation. An appearance was made by the Australian Ambassador to ASEAN H.E. Jane Duke who shared an inspiring message with students. Presentations were also given by Bridgette Van Leuven, Associate Director of Asia Education Foundation and Christine Castle the principal of Hurlstone Agricultural High School.
10. Councillor Ben Gilholme on 15 September participated in Step Up for Down Syndrome at Picton Botanical Gardens with residents from Campbelltown and Macarthur. Councillor Gilholme was grateful for the opportunity to participate with the community on a 7km walk through the gardens.
11. Councillor Ben Gilholme on 1 October attended Campbelltown Council's Pink Fete on the front lawn of the Civic Centre to celebrate Pink Up Campbelltown. The fete raised awareness and funds for the McGrath Foundation for the placement of breast cancer nurses in the community to educate the community and provide support for those effected by breast cancer.
12. Councillor Margaret Chivers on 11 September attended the 11th Women in Local Government National Leadership Summit with Jenny Franke, Director of City Lifestyles. The summit was attended by a variety of Councils providing a mix of state, metropolitan and regional Councils giving attendees with the opportunity to collaborate for success. The event focused on the complexity of the working relationship between Councillors and Directors. Councillor Chivers and Jenny Franke presented and received a number of interesting questions from attendees.
13. Councillor Margaret Chivers passed on her thanks to the City Delivery team for providing a timely and efficient service to local residents.
14. Councillor Ben Moroney passed on his thanks to the Director of City Lifestyles and the library staff for their wonderful new and innovative programs run at the library. Councillor Moroney noted that Council's social media platforms are always promoting and advertising something new and exciting happening at the library.
15. Councillor Ben Moroney passed on his thanks to the Director of City Delivery and the team for the recent road upgrades at Carrington Circuit and Telford Street in Leumeah which happened quickly to the delight of local residents.
16. Councillor George Greiss advised the Chamber that the Local Government NSW Annual Conference 2019 is taking place next week. Councillor Greiss advised he is currently serving on the board and will be contesting for reappointment for the next term. Councillor Moroney has also nominated to serve on the board. Councillor Greiss encouraged all Councillors to attend as there are a number of interesting debates scheduled for the conference.

17. Councillor George Greiss last week served as a member of the Local Government NSW Innovation and Research Committee. Councillor Greiss encouraged Campbelltown Council to submit an application for funding. Councillor Greiss advised that the Committee announce the finalist with one finalist awarded the funding. Councillor Greiss encouraged Council to apply for the grant while Council may be unsuccessful, the exercise of working through local issues and potential solutions is very valuable. Councillor Greiss advised that for a successful project, the application should be started sooner ensuring in depth consideration is given to local issues and solutions. Councillor Greiss kindly offered to inform Council when Expression of Interest are open.
18. The Mayor, Councillor Brticevic on 14 September attended Lynwood Park for the Macarthur Football grand finals. Following the finals Councillor Brticevic participated in the Macarthur Football Association Presidents v Macarthur District Football Referees Association 2019 match. Councillor Brticevic was a guest player and thanked the President of Gunners Soccer Club and Councillor Lound for the invitation and opportunity to play.
19. The Mayor, Councillor Brticevic with Councillor Lound, Councillor Chivers, Councillor Hunt, Councillor Manoto and Councillor Oates on 21 September welcomed the NSW Government's Five Million Trees program. This program is a partnership with local Councils and the Department of Planning, Industry and Environment. Council has received a grant funds for this program with Council aiming to increase the canopy in the LGA from 10 percent to 40 percent in Rosemeadow. The program aims to highlight the need for Councils to continue to plant trees. The local community was invited to provide feedback on the species of trees planted and locations where the trees should be planted.
20. The Mayor, Councillor Brticevic on 29 September attended the annual Ready to Ride program at Eschol Park Sporting Complex. The program promotes bicycle safety, showing families how to check their bikes and the health benefits of cycling. Councillor Brticevic thanked staff for running this event.

14. CONFIDENTIAL REPORTS FROM OFFICERS

Confidentiality Recommendation

It was **Moved** Councillor Gilholme, **Seconded** Councillor Morrison:

1. That this Ordinary Meeting of Council be adjourned and reconvened as a meeting of the Confidential Committee for discussion of item 14.1 which is considered to be confidential in accordance with Section 10A(2) of the *Local Government Act 1993*, as indicated below:

Item 14.1 Partial Purchase of Land for Road Widening

Item 14.1 is confidential in accordance with Section 10A(2)(c) of the *Local Government Act 1993* as the report refers to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

2. Council considers that discussion of the business in open meeting would be, on balance, contrary to the public interest.

213 The Motion on being Put was **CARRIED**.

The Ordinary Meeting of Council was adjourned at 8.24pm and reconvened as a meeting of the Confidential Committee at 8.25pm.

Recommendations of the Confidential Committee

14.1 Partial Purchase of Land for Road Widening

It was **Moved** Councillor Lound, **Seconded** Councillor Chowdhury:

1. That Council approve the purchase for part of the subject property based on the terms outlined within this report for public works.
2. That upon the purchase of the land, the land be classified as Operational.
3. That all documentation associated with the purchase of the subject land agreement be executed under the Common Seal of Council, if applicable.
4. That the Mayor complete and sign the Client Authorisation Form prescribed by NSW Participation Rules for Electronic Conveyancing to authorise the electronic completion of that agreement.

214 The Motion on being Put was **CARRIED**.

It was **Moved** Councillor Gilholme, **Seconded** Councillor Morrison:

That the Council in accordance with Section 10 of the Local Government Act 1993, move to re-open the meeting to the public.

215 The Motion on being Put was **CARRIED**.

At the conclusion of the meeting of the Confidential Committee the Open Council Meeting was reconvened at 8.25pm.

It was **Moved** Councillor Gilholme, **Seconded** Councillor Morrison:

That the reports of the Confidential Committee and the recommendations contained therein be adopted.

216 The Motion on being Put was **CARRIED**.

There being no further business the meeting closed at 8.26pm.

Confirmed by Council on

..... General Manager Chairperson

4. DECLARATIONS OF INTEREST

Pecuniary Interests

Non Pecuniary – Significant Interests

Non Pecuniary – Less than Significant Interests

Other Disclosures

5. MAYORAL MINUTE

6. PETITIONS

7. CORRESPONDENCE

7.1 Emergency Veterinary Care for Injured Koalas

Officer's Recommendation

That the letters and email be received and the information be noted.

Letter from the Hon Scott Farlow MLC, Parliamentary Secretary to the Treasurer on behalf of the Hon Dominic Perrottet MP and an email from Ms Trish Harrup from the Department of Planning, Industry and Environment on behalf of the Hon Matt Kean MP in response to Council's correspondence regarding emergency veterinary care for injured koalas.

Attachments

1. Email from Ms Harrup from the Department of Planning, Industry and Environment responding on behalf of the Hon Matt Kean MP regarding emergency veterinary care for injured koalas (contained within this report)
2. Letter from the Hon Scott Farlow MLC on behalf of the Hon Dominic Perrottet MP regarding emergency veterinary care for injured koalas (contained within this report)
3. Copy of the letter sent to the Hon Matt Kean MP regarding emergency veterinary care for injured koalas (contained within this report)
4. Copy of the letter sent to the Hon Dominic Perrottet MP regarding emergency veterinary care for injured koalas (contained within this report)

From: [Ministerial Correspondence Mailbox](#)
To: [Council](#)
Subject: A reply to your correspondence to the Minister for Energy and Environment – MD19/3616
Date: Friday, 18 October 2019 6:54:14 PM
Attachments: [image001.png](#)

Dear Ms Deitz

I refer to your letter to the Minister for Energy and Environment, the Hon Matt Kean MP about koalas. Your email was referred to the Department of Planning, Industry and Environment and I have been asked to reply.

Thank you for your continued advocacy for the koalas of south west Sydney. I note you previously wrote to the former Minister for the Environment, the Hon Gabrielle Upton MP, about this issue and I replied on 10 December 2018.

Thank you for sharing the outcomes report from the Greater Macarthur Koala Partnership Forum, held on 6 March 2019 and for inviting representatives from the Department of Planning, Industry and Environment (DPIE) to attend the forum. I have read the report and would also like to take this opportunity to update you on some of the work the NSW Government is doing to protect koalas in south west Sydney.

A core pillar of the NSW Koala Strategy is to improve the safety and health of koala populations. This includes identifying priority road kill hotspots across NSW and implementing appropriate mitigation responses. I am pleased to let you know that the installation of approximately nine kilometres of koala fencing on Picton Road, in Wollondilly, is now complete. This was the first priority road kill hotspot to be addressed under the strategy.

The NSW Government is currently working with local councils and the community to identify additional priority road kill hotspots and effective mitigation responses. For south west Sydney where Appin Road is located, State agencies are working together to identify vehicle strike hotspots to prioritise for exclusion fencing to separate koalas from roads and vehicles.

I recognise your continued concern about the need for increased assistance to local veterinary clinics. I am pleased to let you know that since my last letter we have progressed our commitment under the NSW Koala Strategy to support vets to train in native wildlife care. We are continuing to work with Taronga Zoo and tertiary institutions to develop and deliver professional development training for veterinarians and veterinary nurses in native wildlife care, and to ensure wildlife care is part of the curriculum for vets and other wildlife care professionals. In February 2019, Taronga Zoo hosted a forum with koala and other wildlife stakeholders to test the initial scope of the proposed course materials. The first two modules of the course (covering an introduction to wildlife treatment and koala care) are ready to pilot over the coming months.

As you may be aware, funds have also been allocated to 17 wildlife rehabilitation providers to improve and replenish their koala rescue equipment. We also published the draft *NSW Volunteer Wildlife Rehabilitation Sector Strategy* for public comment. This strategy will strengthen the capacity of the sector to support its volunteers and continue to deliver on-ground services. You can read more about this strategy here:

<https://www.environment.nsw.gov.au/topics/animals-and-plants/native-animals/rehabilitating-native-animals/wildlife-rehabilitation-sector-strategy>.

Over the last two years, \$270,000 has been allocated to the Campbelltown and Wollondilly regions for koala conservation research through the *Saving our Species* program. This includes a corridor study in the Campbelltown area and a koala survey to examine movements and tree use in Wollondilly to build our knowledge of the koala population in the area and improve conservation outcomes.

The *Growth Centres Biodiversity Offset* program has also secured areas of remaining bushland with koalas in Western Sydney, including 80 hectares at St Mary's Towers

near Douglas Park and 60 hectares of the historic Beulah property near Appin. The Government is currently seeking feedback on the *Cumberland Plain Conservation Plan*, part of the Government's commitment to delivering the Western Parkland City. You can find more information and provide feedback at:

<https://www.planning.nsw.gov.au/Policy-and-Legislation/Biodiversity/Cumberland-Plain-Conservation-Plan>.

I am also pleased to let you know the Koala Habitat Information Base is now available for download on the NSW Government's Sharing and Enabling Environmental Data (SEED) portal. The development of a state-wide Koala Habitat Information Base is a key commitment under the building our knowledge pillar of the NSW Koala Strategy. It is an important resource that will support government agencies, local councils, private landholders and the community make informed decisions about koala conservation. You can find out more at: <https://datasets.seed.nsw.gov.au/dataset/koala-habitat-information-base>.

You may also be interested in the new NSW Koala Country website at www.koala.nsw.gov.au, which is a community website dedicated to protecting koalas in the wild in NSW.

Further information about the NSW Koala Strategy and what we are doing to protect and conserve the NSW environment is available at www.environment.nsw.gov.au.

If you have any further questions about this issue, please contact me on 9995 6964 or at Trish.Harrup@environment.nsw.gov.au.

Yours sincerely

TRISH HARRUP

Director Parks and Conservation Policy

cid:image001.png@01D558F2.36AEC150



www.environment.nsw.gov.au

www.energy.nsw.gov.au

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PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL



23AUG'19 07:31 RCVD

The Hon Scott Farlow MLCParliamentary Secretary to the Treasurer
Leader of the House in the Legislative Council

Reference: P19/1805

Ms Lindy Deitz
General Manager
Campbelltown City Council
PO Box 57
CAMPBELLTOWN NSW 2560

Dear Ms Deitz,

Thank you for your correspondence of 26 July 2019 to the Treasurer, the Hon Dominic Perrottet MP, regarding emergency veterinary care for injured koalas. I have been asked to respond to you.

As the Minister for Energy and Environment, the Hon Matt Kean MP, has primary responsibility for the issues you have raised, I have forwarded your correspondence to Minister Kean for his attention and consideration.

Thank you for taking the time to bring your views to the NSW Government's attention.

Yours sincerely,

*SIGNATURE HAS BEEN REMOVED***Scott Farlow**Parliamentary Secretary to the Treasurer
Leader of the House in the Legislative Council

GPO Box 5341 Sydney NSW 2001
Phone: (61 2) 9230 3770
www.nsw.gov.au/your-government/ministers/treasurer/



26 July 2019

The Hon. Mathew Kean MP
Minister for Energy and Environment
GPO Box 5341
SYDNEY NSW 2001

Dear Minister

Emergency Veterinary Care for Injured Koalas

I am writing to you in response to a recent resolution of Council seeking the continued action of the State and Federal governments in relation to the emergency veterinary care of injured koalas. I note a previous response has been provided by your Department and take this opportunity to again raise the issue noting the recent State and Federal election.

Koalas in the Campbelltown Local Government Area (LGA) are considered to be the only disease free koala colony within the Sydney Basin. In the Campbelltown area, koala mortality rates due to disease or predation are low when compared to the incidence of trauma caused by vehicle strike. In fact, vehicle related trauma is considered to be the highest known cause of koala mortality in this area. As such, adequate strategic conservation planning including the provision of safe and viable wildlife movement corridors, particularly, in areas where core koala habitat is dissected by arterial roads such as Appin Road; would arguably have the most positive effect on the local koala population by reducing current koala mortality rates.

The Council considers it extremely important that suitable measures be put in place as part of major road upgrades to ensure the safety of road users and native animals. It also continues to advocate for the provision of adequate levels and means of separation between transport corridors and the surrounding bushland, such as but limited to, the installation of wildlife-friendly fencing, fauna crossing underpasses and overpasses. These initiatives would reduce the potential for human injury or death caused by vehicle accidents resulting from wildlife on the roadway, whilst ensuring wildlife is safely funnelled towards road crossing structures.

However, in addition to the need for suitable infrastructure/ measures that reduce the risk of injury or death to humans and wildlife, appropriately targeted financial assistance to local veterinary clinics that care for injured wildlife, should be a matter of priority for both the State and Federal governments.

Appin Road in the southern part of the Campbelltown Local Government Areas is known to be a hotspot for koala fatalities as a result of vehicle strike. This road traverses a key movement corridor for koalas in the Campbelltown area, as well as other fauna species moving between the Georges River and Nepean River catchments. With the ever expanding koala population, and the significant increase in traffic volumes along Appin Road, resulting from the strong growth across emerging development fronts within the Campbelltown, Wollondilly and Illawarra areas, the frequency of koala/vehicle interaction and the number of koalas requiring emergency veterinary treatment due to vehicle strike is increasing at a rapid rate. The level of specialist care required to be provided to

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ABN 31 459 914 087



injured wildlife, and the increase in its frequency, has become a serious and unreasonable financial burden on local veterinary clinics.

Given the occurrence of a koala/ vehicle strike usually results in the death or serious injury of the koala, the subsequent level of veterinary care required to treat the serious injuries of surviving koalas can be very expensive, and sometimes prohibitive depending on the nature of the injuries. It is important to recognise that although veterinarians are obliged to review and provide appropriate care for injured wildlife presented to them (such as a koala), this care comes at a substantial and unbudgeted financial personal burden, or to their clinics.

The financial consideration of whether or not, an iconic Australian animal such as the koala should be saved, should be significantly reduced or removed entirely from the decision train.

Given the above concerns, Council recently resolved to establish a Greater Macarthur Koala Partnership Forum; which was held on 6 March 2019, and hosted at the Campbelltown Art Centre. The Forum builds on Councils long-term commitment to koala care and conservation in the region, and a number of industry and community koala experts were engaged to present on the key issues and threats affecting the long-term viability of koalas in the Greater Macarthur region.

A total of fifty-four people attended the Forum with representation from a range of stakeholder groups including Campbelltown and Wollondilly Council Mayors and councillors, State and Federal local members, State and Commonwealth government agencies, community advocacy groups, researchers and scientists, veterinarians, developers and landowners. The theme of the Forum was 'Local Issues, Collaborative Solutions', to recognise that while the issues relating to the care and conservation of koalas are regional specific, the actions required to address these issues are the responsibility of a broad range of stakeholders; both within and outside the Greater Macarthur region. A copy of the outcomes report is available and I am hopeful that you will review the report on reading this letter from our website:

<https://www.campbelltown.nsw.gov.au/CouncilandCouncillors/MeetingsandMinutes/2019BusinessPapers#Council-Meeting-11-June-3>.

I must stress that the issue of koala safety and preservation of the same within our local area is considered of very high importance to the Council and its community, and as such it is respectfully requested once again, that ongoing funding or other suitable means of financial assistance by urgently allocated to veterinary clinics within the Campbelltown Local Government Area to assist with the recovery of costs incurred by local veterinary clinics, stemming from delivery of emergency medical treatment for injured koalas and other wildlife.

Please note that in accordance with the resolution of the Council, I have also written to the following Ministers on this issue:

The Hon. Dominic Francis Perrottet MP
Treasurer (NSW)

The Hon. Sussan Ley MP
Minister for the Environment (Cth)

Your full consideration and assistance with the above is appreciated, and if you require any further information please contact Mr Jim Baldwin, Director City Development on (02) 4645 4575.

Yours sincerely

SIGNATURE HAS BEEN REMOVED

Lindy Deitz
General Manager



26 July 2019

The Hon. Dominic Francis Perrottet MP
NSW Treasurer
GPO Box 5341
SYDNEY NSW 2001

Dear Minister

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Minister for the Environment (Cth)

Your full consideration and assistance with the above is appreciated, and if you require any further information please contact Mr Jim Baldwin, Director City Development on (02) 4645 4575.

Yours sincerely

SIGNATURE HAS BEEN REMOVED

Lindy Deitz
General Manager

8. REPORTS FROM OFFICERS

8.1 Western Parkland Councils' Governance Arrangements

Reporting Officer

Strategic Partnerships Manager
General Manager

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.8 - Provide strong governance for all Council activities

Officer's Recommendation

1. That Council enter into an alliance with the Western Parkland Councils in accordance with the draft Deed of Agreement and Section 355 of the *Local Government Act 1993*.
2. That Council contribute \$40,000 annually towards resourcing the Western Parkland Councils as outlined in the report.

Purpose

This report outlines the long-term governance arrangements that have been developed for the Western Parkland Councils. The proposed Deed of Agreement has been endorsed in principle by the Mayoral Forum for consideration by each Council.

History

On 12 June 2018, the Council resolved to advise the other seven Western City Councils of the decision to withdraw from MACROC and seek to expedite discussions in relation to the establishment of a new collaborative arrangement. On 28 August 2018, Council endorsed the Relationship Framework setting a pathway to establish a formal alliance or partnership for the eight Councils of the Western Parkland Region. A Memorandum of Understanding (MoU) was signed in February 2019 confirming this intention.

While the MoU expands on the operational arrangements for collaboration, it is a non-binding agreement which has been referred to as an interim arrangement and an appropriate step in the evolution of the local government partnership. The MoU refers to the Councils exploring more formal arrangements as to the management of the partnership and some of the reasons that have been suggested for change include:

- formalising arrangements suitable for sustaining a long-term partnership
- supporting good governance in decision making and inter-council activities
- enhancing capacity to advocate effectively on regional issues

- protecting the interests of Councils acting on behalf of the partnership, for example in procurement or engaging staff.

In June 2019 the Western Parkland City Mayoral Forum confirmed its support for investigating long-term governance arrangements and the Executive Officer, Ms Sue Coleman, commenced investigations of the options with the support of the General Managers and City Deal Lead Officers from each Council.

Report

Following discussion with various stakeholders and advice sought from relevant agencies including the Office of Local Government, a number of governance options were identified ranging from maintaining the current, non-binding MoU to establishing an independent legal entity such as a company limited by guarantee.

Assessment criteria were established to compare each of the potential governance structures and determine the option which is most suitable for the Councils of the Western Parkland region given their current objectives, operating environment and resources. The options vary, for example, in their flexibility, the ease with which they can be established and the relative complexity and cost of maintaining compliance.

This review confirmed that establishing a structure using s355 and s377 of the *Local Government Act 1993* offers the greatest alignment with the Councils' requirements at this time. This provides a sustainable governance framework and the flexibility to establish a charter that reflects the Councils' objectives. It is also a cost effective option that does not require Ministerial approval nor the more significant investment in compliance activities to establish and maintain that are inherent in some other options.

Examples of other local government activities currently managed through s355 arrangements are CivicRisk Mutual and Western Sydney RID Squad.

Proposed Deed of Agreement

Organisation Name - The Mayoral Forum selected Western Parkland Councils as the preferred name for the new body as it identifies both the region and local government focus while being relatively brief.

Membership - The draft Deed of Agreement identifies the eight Councils who are signatories to the Western Sydney City Deal as Member Councils. It proposes that acceptance of any new Member Councils would require the unanimous support of the Mayoral Forum, and withdrawal of membership would require six months' notice in writing.

The Relationship Framework recognises that, regardless of size or location, each Council partner has equality of rights and status. This principle is reflected in the proposed new governance arrangements, for example, in membership of the Mayoral Forum, decision making powers and financial contributions.

Strategic Framework - The draft Deed of Agreement outlines a strategic framework including a vision statement, values, objectives and principle functions for the Western Parkland Councils.

A vision statement describes the desired or “big picture” outcome the Councils are seeking to achieve through this collaboration. The proposed vision statement included in the draft Deed of Agreement is:

Working together to deliver better outcomes for our communities
and the Western Parkland region.

The values and objectives were previously developed and endorsed by all Councils as part of the Relationship Framework and current MoU and have been retained without change. The principle functions are outlined in the draft Deed of Agreement as being:

- review strategic regional priorities for the Western Parkland region and develop collaborative strategies for delivering these priorities
- provide regional leadership for the Western Parkland region and be an advocate for strategic regional issues
- identify and take up opportunities for inter-governmental collaboration on matters relating to regional priorities including the Western Sydney City Deal.

The Mayoral Forum acknowledged the importance of evaluating both the performance of the Councils’ partnership and the outcomes for the region from initiatives such as the Western Sydney City Deal. The Strategic Framework will guide the development of a Delivery Program and Operational Plan which will be regularly monitored and reported to the Member Councils. In addition, the Councils will collaborate with the Australian and NSW Governments to track the success of the City Deal and further develop the current performance metrics which are included in the Deed of Agreement.

Mayoral Forum - The draft Deed of Agreement confirms much of the current practices for the Mayoral Forum including that membership will be limited to one representative (the Mayor) for each Council and one alternate representative for each Council, being a Councillor, who may attend meetings as an observer and act as the voting representative in the absence of the Mayor.

The role of the Mayoral Forum will be to:

- endorse a Delivery Program outlining strategies, principles activities, projects etc. for the term of local government
- monitor implementation of the Delivery Program and performance of the Agreement
- adopt an Operational Plan, including budgets estimates, annually
- make broad policy decisions within the strategic framework.

In addition to the Mayoral Forum, the draft Deed of Agreement establishes the role of the General Managers to direct the proper administration and governance of the partnership including the activities of the Executive Officer and City Deal Lead Officers.

Decision Making - The current practice of both the Mayoral Forum and the General Managers meetings is to make decisions by consensus of those present at the meeting. This is consistent with the values expressed in the Relationship Framework and is reflected in the draft Deed of Agreement.

While the consensus approach will be encouraged, it is also proposed to allow for voting by simple majority in order to avoid a potential impasse on critical matters.

Where a decision is made by majority vote rather than consensus, provision is made for dissenting views to be recorded and acknowledged in any subsequent actions including advocacy.

The draft Deed of Agreement also proposes that some matters such as changes to the Agreement or inclusion of new Member Councils will require the unanimous support of all members of the Mayoral Forum.

Term of Agreement – If supported by all eight Councils, it is envisaged that the new governance arrangements will commence from January 2020 and that the initial term of the agreement will be three years.

A Council wishing to withdraw from the Agreement would be required to provide six months' notice in writing to the other Councils.

Financial Contributions of Member Councils

The General Managers have received verbal confirmation of ongoing funding from the Commonwealth and State Governments to support the alliance of the eight Councils, with both governments committing \$100,000 for each of the next three years, in addition to the \$200,000 already provided for 2019.

It is proposed that each Council also makes a financial contribution of \$40,000 each year, to be indexed annually by the allowable rate increase. This will support the employment of both an Executive Officer and Administration Officer to support the activities of the Western Parkland Councils and provide resources for priority project and activities established through the Delivery Program and Operational Plan.

While the first Delivery Program and Operational Plan will not be finalised until the alliance of Councils is formalised early in 2020, it is envisaged that priority projects and activities could include advocacy on regional issues such as integrated transport planning, developing a regional economic blueprint that also articulates the economic assets and opportunities that distinguish each local area, and/or pilot projects to trial initiatives identified in the draft Digital Action Plan or Western Sydney Health Alliance.

A budget forecast will be included in the Operational Plan prepared for the partnership to align with the term of local government and the Integrated Planning and Reporting requirements of Councils. An annual review process and regular financial reporting are also incorporated in the draft Deed of Agreement.

Next Steps

Each Council is being asked to consider a report on the proposed long-term governance arrangements and, if supported, endorse the Deed of Agreement for signature.

A Delivery Program and Operational Plan will be developed for 2020 and Councils will receive reports on specific projects or initiatives. For example, work is progressing on two City Deal commitments being led by local government – the Digital Action Plan and the Western Sydney Health Alliance. It is expected that both matters will be reported for Council's consideration in the near future.

Attachments

1. Draft Western Parkland Councils Deed of Agreement (contained within this report)

Western Parkland Councils

Deed of Agreement

This deed made the (Insert Date) of (Insert Month and Year) between the Councils of:

Blue Mountains City Council

Camden Council

Campbelltown City Council

Hawkesbury City Council

Fairfield City Council

Liverpool City Council

Penrith City Council

Wollondilly Shire Council

11 September 2019



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1. INTRODUCTION

1.1 Background

- a) The Western Parkland region encompasses Blue Mountains, Camden, Campbelltown, Fairfield, Hawkesbury, Liverpool, Penrith and Wollondilly local government areas.
- b) The Western Parkland region is one of the three cities identified by the NSW Government in its regional plan for Greater Sydney, *A Metropolis of Three Cities*. The regional plan recognizes the natural landscape as a great asset and seeks to capitalise on the established centres of Liverpool, Greater Penrith and Campbelltown-Macarthur plus the emerging employment centre around the Western Sydney Airport to create a more livable, productive and sustainable multi-centred region.
- c) The eight Councils of the Western Parkland region intend to work together to deliver long-term outcomes for the region, through the Western Sydney City Deal, the Western City District Plan and other important regional initiatives over the next 20 years.
- d) As an interim action, the Councils prepared a *Relationship Framework for Councils of the Western Parkland Region* and entered into a non-binding Memorandum of Understanding in February 2019.
- e) This Deed of Agreement formalises these governance arrangements as a further evolution towards sustainable relationships between the Councils and the realization of their shared objectives.
- f) For that purpose the Councils have agreed to act jointly pursuant to section 355 of the Local Government Act 1993 and enter into an alliance to carry out the goals, strategies and initiatives of their partnership.
- g) The Councils agree to co-operate with each other during the term of this Agreement and to use their best endeavours to ensure that they achieve their objectives for the region.
- h) It is acknowledged that all Councils remain able to appropriately progress local issues of relevance and significance to them.

1.2 Name

The alliance of the eight Councils will be known as the Western Parkland Councils.

1.3 Legislative Framework

- a) This Agreement is governed by and construed under the law in the State of New South Wales and is to be interpreted in accordance with the Local Government Act 1993, the Local Government (General) Regulations 2005 and the Interpretation Act 1987.
- b) Section 355 of the Local Government Act 1993 permits the Councils to exercise their functions jointly with other persons or with other Councils, or by a delegate.
- c) Section 377 of the Local Government Act 1993 permits the Councils by resolution to delegate to the General Manager or any other person or body (not including another employee of the Council) any of the functions of the Councils, other than the functions specifically excluded by that section.
- d) Functions which are the subject of a sub-delegation (authorised by the Local Government Act 1993) under s.49 (10) of the Interpretation Act 1987 (NSW).

1.4 Definitions

The following definitions apply in this Agreement:

- a) **Act** means Local Government Act 1993.
- b) **Alliance** means the coalition of Member Councils to this Agreement
- c) **Chairperson** means the person who is elected to the office of chairperson by the voting representatives on any committee from among the voting representatives.
- d) **City Deal** means the Western Sydney City Deal which was endorsed by the Commonwealth and NSW Governments and the eight Councils of the Western Parkland region in March 2018.
- e) **Commencement Date** means the 1 January 2020.
- f) **Councillor** means a person elected or appointed to civic office and includes a Mayor.
- g) **Executive Officer** means the person employed to conduct the day-to-day management of the Western Parkland Councils in accordance with its strategic priorities, plans and policies and to implement without delay the lawful decisions of the Mayoral Forum and General Managers Committee.
- h) **General Manager** means the person employed by a Council to conduct the day-to-day management of the Council in accordance with strategic plans, programs, strategies and policies of the Council and to implement without delay the lawful decisions of the Council.
- i) **Lead Officer** means the employee nominated by a Council to conduct the day-to-day management of the Council's activities relating to the Western Sydney City Deal.
- j) **LGA** means local government area.
- k) **Member Council** means any Council who is a party to this Agreement and is listed at clause 3.1.
- l) **Mayor** means the Mayor of a Member Council or the Administrator in the event that one has been appointed by the NSW Government.
- m) **Mayoral Forum** means the governing body or board of the Western Parkland Councils.
- n) **Special Resolution** means a decision requiring unanimous support of all Member Councils as listed at clause 4.2j.

1.5 Adopting and Amending the Agreement

- a) This Agreement was developed in consultation with the Member Councils and endorsed by the Mayoral Forum on 5 September 2019 for the purposes of consideration by each Member Council.
- b) The Agreement may be amended from time to time by Special Resolution of the Mayoral Forum.

2. STRATEGIC FRAMEWORK

2.1 Vision

The vision statement of the Western Parkland Councils is:

Working together to deliver better outcomes for our communities and the Western Parkland region.

2.2 Values

The following values underpin Western Parkland Councils and support a shared vision for how the Councils will work together:

United	<i>We are one partnership with many goals. We take individual and collective responsibility for achieving shared objectives</i>
Clever	<i>We strive for excellence, embrace change and find clever ways to make sure our region will thrive and flourish in a sustainable and enduring way</i>
Community minded	<i>We hold conversations, build relationships and act in the best interests of our eight communities—they are at the heart of all we do</i>
Fair	<i>We work together across all eight Council areas to achieve shared successes that will benefit our communities equitably</i>
Respectful	<i>We commit to a partnership that acknowledges and respects the opinions, needs and perspectives of each Member Council, regardless of size or status</i>
Trusted	<i>We are open, honest and straightforward with each other and our communities and lead by example</i>

2.3 Objectives

The objectives of the Western Parkland Councils for the region are as follows:

- a) An integrated and connected Western Parkland City through smart rail, bus, road and digital infrastructure;
- b) Growth of the regional economy, increasing the supply and diversity of local jobs as well as opportunities for new investment and enterprise development;
- c) Existing and future workers having access to the education and skills they need to secure jobs of the future;
- d) A liveable and resilient Western Parkland City that delivers affordable housing choice with access to essential services and opportunities that promote lifestyle diversity and choice, good health and well-being;
- e) Conservation and celebration of open space, the natural environment and the region's unique cultural attributes;
- f) Strategic city partnerships that align with and facilitate these objectives; and
- g) The implementation of an enduring Western Sydney City Deal and other programs that address the objectives of the partnership.

2.4 Principle Functions

The principle functions of the Western Parkland Councils are to:

- a) Confirm strategic regional priorities for the Western Parkland City and develop strategies and plans for delivering these priorities;
- b) Provide regional leadership for the Western Parkland City and be an advocate for shared strategic regional priorities; and
- c) Identify and take up opportunities for inter-governmental collaboration on matters relating to regional priorities including the Western Sydney City Deal.

2.5 Performance Evaluation

- a) The Strategic Framework will guide the development of a Delivery Program and Operational Plan which will be regularly monitored and reported to the Member Councils.
- b) The Western Parkland Councils will collaborate with the Western Sydney City Deal partners to track the success of the City Deal and monitor the further development of the performance metrics currently used by the Australian and NSW Governments and included in Annexure A.

3. MEMBERSHIP

3.1 Member Councils

The Member Councils of the alliance at the date of commencement of this Agreement are:

- Blue Mountains City Council;
- Camden Council;
- Campbelltown City Council;
- Hawkesbury City Council;
- Fairfield City Council;
- Liverpool City Council;
- Penrith City Council; and
- Wollondilly Shire Council.

3.2 Additions to Membership

An additional Council may become a Member Council if:

- a) It applies in writing to become a Member Council pursuant to a resolution to that effect by its governing body; and
- b) It is approved as a Member Council by Special Resolution of the Mayoral Forum.
- c) Where a new Council is added to this Agreement:
 - the new Council will sign an undertaking in favour of the existing Member Councils agreeing to be bound by the terms of this Agreement.
 - The new Council will make a financial or in kind contribution as assessed by the Mayoral Forum upon entry into the Alliance.

4. MAYORAL FORUM

4.1 Mayoral Forum Membership and Role

- a) The governing body or board of the Western Parkland Councils will be known as the Mayoral Forum.
- b) The role of the Mayoral Forum will be to:
 - Endorse a Delivery Program outlining proposed strategies, principal activities, projects milestones and budget for the term of local government;
 - Monitor implementation of the Delivery Program and performance of the partnership under this Agreement;
 - Adopt an annual Operational Plan including estimates of revenue and expenditure having regard to the Delivery Program; and
 - Make broad policy decisions within the strategic framework outlined in this Agreement.
- c) The Mayoral Forum will consist of the Mayor as the voting representative of each Member Council.
- d) Each Member Council may nominate an alternate Councillor who will attend meetings of the Mayoral Forum as an observer and act as the voting representative of the Member Council in the absence of its Mayor.
- e) For the purposes of carrying out its functions, the Mayoral Forum may resolve to establish:
 - standing committees;
 - ad hoc advisory committees; or
 - working groupsand determine their membership and terms of reference.

4.2 Mayoral Forum Meetings

- a) The Mayoral Forum will meet at least once in each quarter and at a place and time as it decides.
- b) The Mayoral Forum will elect the Mayor of a Member Council as Chairperson at its first meeting following the commencement of this Agreement and then at its first meeting following September each year or whenever the position becomes vacant.
- c) The role of the Chairperson will be to preside over Mayoral Forum meetings and act as signatory for correspondence of the Mayoral Forum. In the absence of the Chairperson, the voting representatives present at the meeting will determine who will preside at the meeting.
- d) A quorum at meetings of the Mayoral Forum will be half the number of members plus one. No business is to be transacted at a meeting unless a quorum is present.
- e) The Mayoral Forum will seek to determine all matters through consensus with Member Councils working together to develop and agree to support decisions in the best interest of the Western Parkland City.
- f) Notwithstanding a commitment to consensus decision making, a decision of the Mayoral Forum supported by a majority at which a quorum is present is a decision of the Western Parkland Councils unless a Special Resolution is required.

- g) Each Member Council will have one vote only per item at a meeting of the Mayoral Forum.
- h) The Chairperson or Councillor nominated to chair a Mayoral Forum meeting will not have a casting vote.
- i) Where a decision is made by majority vote rather than consensus, dissenting views will be recorded and acknowledged in any subsequent actions, including advocacy.
- j) Special Resolutions requiring the unanimous support of all Member Councils will be required for the following matters:
 - Any decision to amend this Agreement including any extension to the Term of the Agreement.
 - The addition of a new Member Councils to this Agreement.
 - Any decision to dissolve the alliance by termination of this Agreement.
- k) The procedure at a meeting of the Mayoral Forum shall conform as far as possible with the procedures for meetings of Councils and committees as prescribed by regulations made under the Local Government Act 1993, as amended, and in accordance with any standing orders adopted by the Western Parkland Councils which are not in conflict with the above.

4.3 General Managers Committee

- a) A General Managers Committee will be appointed to assist the Western Parkland Councils in the conduct of its activities.
- b) The General Managers Committee will consist of the General Manager of each Member Council.
- c) At the direction of the Mayoral Forum, the role of the General Managers Committee will be to:
 - Provide reports and recommendations to the Mayoral Forum for policy decision;
 - Advise on planning, administrative and all other matters referred to it by the Mayoral Forum; and
 - Appoint an Executive Officer and exercise general supervision of any staff, projects and activities in the Delivery and Operational Plans including the authorization of any expenditure within the approved budget.

5. ADMINISTRATION

5.1 Financial Contributions

Each Member Council will make a financial contribution of \$40k per annum towards the operation of the Western Parkland Councils in 2020, to be indexed annually by the allowable rate increase.

5.2 Records

- a) All financial records relating to the activities of the Western Parkland Councils will be appropriately maintained in accordance with applicable accounting standards.
- b) Records of all decisions made at each meeting of the Mayoral Forum and General Managers Committee will be distributed to each Member Council as soon as practicable following each meeting.

- c) Other administrative records including correspondence will be maintained and access provided to information in accordance with all relevant legislation.

5.3 Indemnity for Employee Costs

Where a Member Council acts as the employer for staff engaged in accordance with this Deed of Agreement, then the Member Council shall be indemnified by all other Member Councils for any costs or consequential costs arising from the employment. Any costs arising from this indemnity shall be borne equally by each Member Council.

6. DISPUTES

- a) In the event of a dispute arising between Member Councils, the following steps will be taken:
 - The Member Council raising the dispute will advise the other Member Councils in writing specifying the nature of the dispute;
 - On receipt of notice, Member Councils will endeavor in good faith to resolve the dispute promptly by agreement using informal dispute resolution techniques such as mediation, expert evaluation or similar techniques, as agreed by those Member Councils;
 - In the event that informal dispute resolution techniques do not resolve the dispute, the Member Councils may refer the matter to arbitration at the discretion of the parties.
- b) A Member Council may at any time apply to a court of competent jurisdiction for any equitable or other remedy for reasons of urgency, despite anything contained in this provision.

7. TERM OF THE AGREEMENT

- a) The Member Councils agree to be bound by this Agreement for a period of 3 years (initial term) from the Commencement Date.
- b) This Agreement will continue to operate after the expiry of the initial term on the terms and conditions set out in this document until it is terminated in accordance with Clause 7e.
- c) A Member Council may terminate the Agreement with the other Councils on giving each of the other Councils not less than 6 months' notice in writing. The termination of the Agreement by a Member Council shall not vary or waive the obligations and rights of the other Member Councils to comply with the provisions of this Deed.
- d) Should a Member Council terminate this Agreement then the Council shall be liable for any obligation(s) that arose prior to the date of termination.
- e) The Member Councils may resolve to terminate the Agreement at any time by Special Resolution.

SIGNED

**Executed on behalf of BLUE MOUNTAINS
CITY COUNCIL by its duly authorized
officer in the presence of:**

Witness

Cr Mark Greenhill OAM (Mayor)

**Executed on behalf of CAMPBELLTOWN
CITY COUNCIL by its duly authorized
officer in the presence of:**

Witness

Cr George Brticevic (Mayor)

**Executed on behalf of CAMDEN COUNCIL
by its duly authorized officer in the
presence of:**

Witness

Cr Theresa Fedeli (Mayor)

**Executed on behalf of FAIRFIELD CITY
COUNCIL by its duly authorized officer in
the presence of:**

Witness

Mayor Frank Carbone

**Executed on behalf of HAWKESBURY
CITY COUNCIL by its duly authorized
officer in the presence of:**

Witness

Cr Barry Calvert (Mayor)

**Executed on behalf of LIVERPOOL CITY
COUNCIL by its duly authorized officer in
the presence of:**

Witness

Mayor Wendy Waller

**Executed on behalf of PENRITH CITY
COUNCIL by its duly authorized officer in
the presence of:**

Witness

Cr Ross Fowler (Mayor)

**Executed on behalf of WOLLONDILLY
SHIRE COUNCIL by its duly authorized
officer in the presence of:**

Witness

Cr Matthew Deeth (Mayor)

ANNEXURE A PERFORMANCE METRICS FOR THE WESTERN PARKLAND CITY



PERFORMANCE METRICS for the Western Parkland City

The Western Sydney City Deal partners are determined to achieve the overarching goals for the Western Parkland City of:

- improving connectivity in both the public transport and digital space
- increasing investment to support jobs
- increasing education opportunities and providing a focus on STEM training
- restoring, protecting and increasing access to green spaces
- delivering streamlined planning and increased housing supply to support a growing population
- delivering successful long term tri-partisan governance and community partnerships

The City Deal spans a 20-year life cycle and recognises that some commitments will take time to mature and have a measureable impact.

The City Deal has also developed a strong tri-partisan relationship between the Australian, NSW and local governments and is working to deliver positive outcomes for the community.

The Western Sydney City Deal Implementation Plan, published in December 2018, sets out eleven key performance metrics for the purpose of tracking the success of the City Deal:

1. Jobs accessible in 30 minutes
2. Work trips by public and active transport
3. Knowledge intensive services
4. Broadband connections within the Western Parkland City
5. Employment growth
6. Reduction in unemployment rate
7. Educational attainment
8. Completion of tertiary education
9. Access to green space area
10. Increased housing supply
11. Timely completion of commitments in accordance with published project milestones

Measurement of these is illustrated on the following page and is a result of the data collection undertaken by the Australian, NSW and local governments across the Western Parkland City. The currency of the data is indicated for each metric. Some indicators will be updated with the next census.

Further data available for Western Sydney and other cities across Australia can be found in the National Cities Performance Framework (NCPF) on the Australian Government's [Smart Cities](#) website.

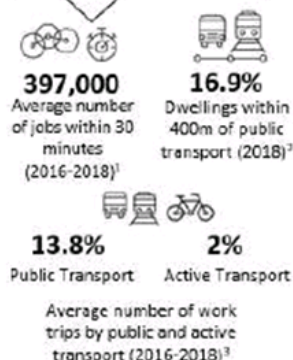
Western Sydney City Deal partners intend to further refine the metrics over the next 12 months.



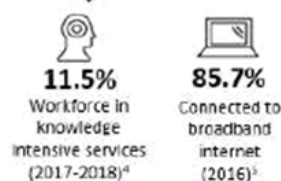
THE WESTERN PARKLAND CITY

a snapshot in time - 2019

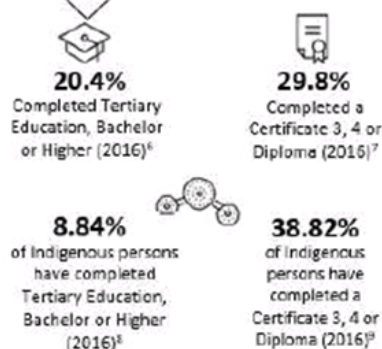
Transport Connectivity



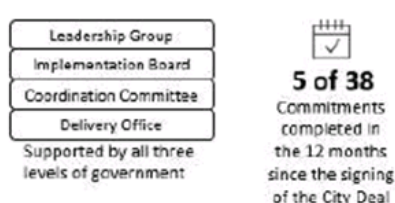
Digital Connectivity



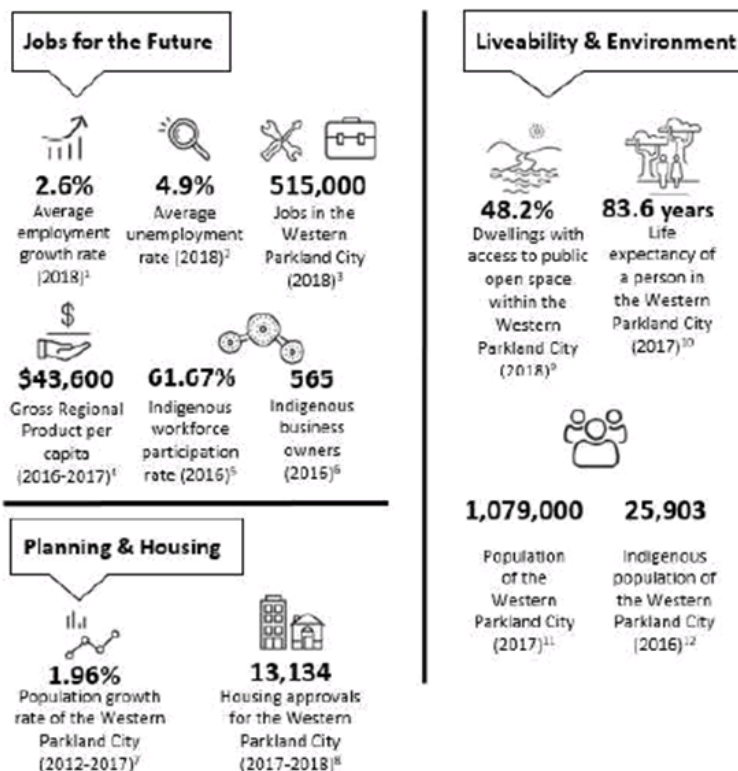
Skills & Education



Implementation & Governance



1. The number of jobs in the city that can be reached by car in a commute of 30 minutes or less during the morning peak. This indicator represents a city-wide average – commute times in different parts of a city are weighted by population size for 2018 (National Cities Performance Framework (NCPF)).
2. The proportion of dwellings within 400 metres walking distance of a frequently or regularly serviced public transport stop – one with a scheduled service at least every 30 minutes from 7am to 7pm on a normal weekday in 2018 (NCPF).
3. Percentage of work trips by public and active transport in 2018 (NCPF).
4. Percentage employed in knowledge industries from August 2017 to August 2018 (NCPF).
5. The share of households in a city with an active broadband connection, defined as an access speed of 256 kilobits per second or faster in 2016 (NCPF).
6. The share of the population with a bachelor degree or higher qualification from August 2016 (ABS Census).
7. The share of the population with a Certificate 3, 4 or Diploma from August 2016 (ABS Census).
8. The share of the population with a Bachelor degree or higher qualification from August 2016 (ABS Census).
9. The share of the Indigenous population with a Certificate 3, 4 or Diploma from August 2016 (ABS Census).



1. Average annual growth rate over previous 5 years to June 2018 (NCPF).
2. Average unemployment rate for previous 12 months to June 2018 (NCPF).
3. Current number of jobs in the region taken from June 2018 (NCPF).
4. Gross regional product measures the monetary value of all goods and services produced in the city from 2016-2017 (NCPF).
5. Percentage of indigenous population in work or looking for work from 2016 (ABS Census).
6. Number of indigenous persons who are the owner manager of a business from 2016 (ABS Census).
7. The average annual population growth rate of the city from June 2012 to 30 June 2018 (NCPF).
8. The number of housing approvals in the City Deal local government areas between 30 June 2017 to 30 June 2018 (Delivery Office and Local Governments).
9. The proportion of dwellings within 400 metres walking distance of public open space that is 1.5 hectares or greater within Western Sydney in 2018 (NCPF).
10. The number of years a person born today is expected to live, assuming current age-specific death rates are experienced throughout their lifetime in 2017 (NCPF).
11. Number of persons living in the Western Parkland City in 2017 (NCPF).
12. Number of Aboriginal, Torres Strait Islander persons living in the Western Parkland City in 2016 (ABS Census).

8.2 Development Application Status

Reporting Officer

Director City Development
City Development

Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.8 - Enable a range of housing choices to support different lifestyles

Officer's Recommendation

That the information be noted.

Purpose

To advise Council of the status of development applications within the City Development Division.

Report

In accordance with the resolution of the Council meeting held 13 March 2018, that:

Councillors be provided with monthly information detailing the status of each report considered by the (IHAP), now known as the Local Planning Panel (LPP), South Western City Planning Panel and approved by the General Manager under delegation of a value of more than \$1m, the attachment to this report provides this information as requested.

Attachments

1. List showing status of Development Applications (contained within this report)

Development Application Register

DAs to be considered by the Regional Panel						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
389/2017/DA-RA	'Raith' 74 Fern Avenue, Campbelltown	Construction of a residential development containing 134 residences and alterations to and use of the existing heritage building.	\$26,000,000	>20million (registered prior to \$30mil threshold)	Renotification of amended plans being undertaken	
497/2017/DA-SW	Riverside Drive, Cheviot Place, Ryeland Place, Southdown Place and Deans Road, Airds	Airds Bradbury Stage 4 subdivision to create 180 residential lots and associated civil works	\$11,200,000	>\$5million Crown	Completed	Approved with conditions on 18 September 2019
4435/2018/DA-SL	Lot 1 Pembroke Road, Minto	Construction of a seniors living development comprising 315 independent living units, 100 bed residential aged care facility and 32 villas, associated car parking, site works and landscaping in stages	\$157,872,000	>\$30 million capital investment value	Land and Environment Court appeal received – Panel briefed on 18 June 2019	
130/2019/DA-SL	247 Jamboree Avenue, Denham Court	Construction of a 144 bed residential aged care facility with onsite parking for 48 cars, loading facility and associated site and landscaping works	\$39,051,242	>\$30 million capital investment value	Under assessment – Panel briefed on 13 August 2019	
308/2019/DA-C	22-32 Queen Street, Campbelltown	Concept plan for a proposed multi-storey mixed use residential and commercial development	\$132,572,272	>\$30 million capital investment value	Under assessment – Panel briefed on 18 June 2019	

Development Application Register

DAs to be considered by the Regional Panel						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
1227/2019/DA-M	12-16 Francis Street and 121 Minto Road, Minto	Demolition of four existing dwellings and construction of 23 'affordable rental housing' townhouses and basement car parking	\$7,995,408	>\$5 million capital investment value for affordable rental housing	Waiting on information from applicant	
2117/2019/DA-DE	Lot 104 Hephher Road, Campbelltown	Construction and operation of a waste management facility in the form of a community recycling centre	\$480,000	Designated development	Public exhibition completed, under assessment	

DAs to be considered by the Department of Planning						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
SSD 17_8593	16 Kerr Road, Ingleburn	Expansion of existing waste recovery and reuse facility, extension of operating hours to 24 hours per day	\$1,813,000	State Significant Development	Under assessment	

DAs to be considered by the Local Planning Panel						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
2238/2017/DA-RA	37 Cumberland Road, Ingleburn	Demolition of an existing dwelling and construction of a five storey residential apartment building containing 30 units, basement car parking	\$8,712,418	Residential Flat Building - more than 3 storeys	Awaiting further information from applicant	

Development Application Register

DAs to be considered by the Local Planning Panel						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
3598/2017/DA-SL	1 Reddall Street, Campbelltown	Demolition of existing dwelling and construction of a three storey senior living building consisting of 14 independent living units	\$2,400,000	Residential Flat Building – more than 3 storeys	Awaiting further information from applicant	
3885/2017/DA-SW	Lot 3 Menangle Rd, Menangle Park	Stage 1 – Menangle Park Urban Release Area – civil works and subdivision of land to create 255 residential lots and seven superlots	\$19,330,000	VPA	Assessing	
368/2016/DA-U	150 Georges River Road, Kentlyn	Extension of existing poultry sheds	\$10,000	Number of objections	Awaiting further information from applicant	
736/2017/DA-S	2 & 5 Culverston Street, Minto	Subdivision of Culverston Road and the construction of a cul-de-sac head	\$414,639	Council land	Reported to Local Planning Panel on 25 Sept. 2019	Approved with conditions
743/2018/DA-SW	901 & 913 Appin Road, Campbelltown	Subdivision into 333 residential allotments, 5 residue allotments with associated civil works including road construction, stormwater management facilities and tree removal Stage 1	\$19,072,587	VPA	Assessing	
1361/2016/DA-C	7/4 Grange Road, Leumeah	Fit out and use of premises as a brothel – 7/4 Grange Road, Leumeah	\$80,000	Number of objections	Reported to Local Planning Panel on 24 July 2019	Refused by Panel on 27 August 2019

Development Application Register

DAs to be considered by the Local Planning Panel						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
3493/2017/DA-RS	Lot 1 Linum and Lot 143 Lantana Streets, Macquarie Fields	Construction of 12 two storey dwellings and subdivision into 12 Torrens title allotments	\$3,200,000	Council land	Awaiting further information from applicant	
975/2019/DA-S	10 Dowie Drive, Claymore	Subdivision and change of use of a residential building	No cost	Council staff	Assessing	
3241/2015/DA-I/A	55 Stennett Road, Ingleburn	Modification of existing consent for the construction of a warehouse building	\$15,000,000	Variation of development standard by more than 10%	Reported to Local Planning Panel on 25 Sept. 2019	Approved with conditions
1698/2017/DA-M	2 Albert Street, Ingleburn	Demolition of existing dwelling and construction of two x two storey semi attached dwelling	\$400,000	Variation of development standard by more than 10%	Reported to Local Planning Panel on 25 Sept. 2019	Refused
774/2018/DA-C	111 Oxford Road, Ingleburn	Partial demolition of existing heritage-listed dwelling and alterations to the existing dwelling for use as a childcare centre for 150 children and associated car parking	\$1,250,000	Heritage	Assessing	

Development Application Register

DAs with a stated value of \$1 million or more approved under Delegated Authority by the General Manager since last Council meeting						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
1899/2019/DA-I	18 Williamson Road, Ingleburn	Construction of a warehouse and signage	2,443,788	Delegated	Completed	Approved with conditions on 20 September 2019
403/2019/DA-C	'Ingleburn Fair', 100 Macquarie Road, Ingleburn	Partial demolition of existing shopping centre, and alterations and additions to the shopping centre including the construction of a car park	1,925,274	Delegated	Completed	Approved with conditions on 20 September 2019

8.3 Annual Legal Status Report 2018-2019

Reporting Officer

Manager City Standards and Compliance
City Development

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.2 - Ensure that service provision supports the community to achieve and meets their needs

Officer's Recommendation

That the information be noted.

Purpose

To report on the City Development Division's legal matters relating to the 2018-2019 financial year.

Report

This report contains total costs for each matter as at the end of the financial year and advice as to the current status of the Division's legal matters for the 2018-2019 period as they relate to:

- The Land and Environment Court
- The Supreme Court
- The District Court
- The Local Court
- matters referred to Council's solicitor for advice.

Attachments

1. Annual Legal Status Report 2018-2019 (contained within this report)

City Development Division**Legal Proceedings for the period 1 July 2018 to 30 June 2019**

Note: The Cost Incurred Totals itemised in tables one to ten included in the attachment do not necessarily correlate with the 2018/2019 cost (debit) totals identified in Table 12, as the costs incurred total of individual matters shown in tables one to ten inclusive, refer to total costs from commencement of each matter, which may have commenced before 1 July 2018.

Land and Environment Court Matters

TABLE 1 - Class 1 Appeals against Council's determination of Development Applications (DA)			
Case No.	Matter	Status	Costs Incurred
369487/2017	DA 4202/2016/DA-M. Appeal against Council's refusal of the development application seeking consent for construction of 30 dwellings with basement car-parking and associated roadworks. Lot 101 DP 1044069, 124 Minto Road, Minto.	Agreement reached at conciliation. Court made orders as agreed between the parties granting conditional consent for the development; and, an order for \$4,500.00 being Council's additional costs incurred as part of the assessment process. Proceedings completed.	Final Costs \$11,656.87
378179/2017	DA 3280/2016/DA-RA. Appeal against Council's deemed refusal of the development application seeking consent for demolition of existing structures and construction of 10-storey residential apartment building consisting of 2 commercial units, 105 residential units and associated basement car parking. Lot 3 DP 575491, Lots 50 and 51 DP 811930, No's 28 and 12 Cordeaux Street, Campbelltown.	Appeal upheld, Court granting conditional consent to the development application. An order for and being Council's additional costs, as agreed or assessed, incurred as part of the assessment process was also made by the Court. Proceedings completed.	Final Costs \$116,750.12
182961/2018	DA 493/2018/DA-RA. Appeal against Council's (Sydney Western City Planning Panel) refusal of the development application seeking consent for restoration of and additions to an existing heritage building, demolition of existing commercial building and erection of a new 21-storey residential apartment building including basement car parking and associated works. Lots 1 & 2 SP 41598 263 Queen Street, Campbelltown.	Action ongoing into the 2019/20 reporting period. Proceedings ongoing and matter listed for hearing 28 to 30 October 2019.	Progressive Costs \$85,709.45
221745/2018	DA 1580/2016/DA-SW. Appeal against Council's deemed refusal of the development application seeking consent for demolition of existing structures; subdivision of 4 lots into 48 lots; construction of roads and drainage and 2 bio-retention basins at Lots 52, 57 and 58 DP 10718 and Lot A 364350, known as 12 and 26 Fitzpatrick Street and 111 and 121 Cummins Road, Menangle Park.	Agreement reached at conciliation. Court made orders as agreed between the parties granting conditional consent for the development; and, an order for \$6,800.00 being Council's additional costs incurred as part of the assessment process. Proceedings completed.	Final Costs \$17,051.74

226273/2018	DA 4212/2016/DA-C. Appeal against Council's refusal of the development application seeking consent for alterations and additions to an existing dwelling and change of use to a church meeting hall (place of public worship); construction of 20 space car park and associated landscaping at Lots 329 and 321 DP 879911 known as 161-163 Englorie Park Drive, Glen Alpine.	Applicant discontinued their appeal. Proceedings completed.	Final Costs \$6,373.34
237013/2018	DA 1914/2018/DA-RS. Appeal against Council's deemed refusal of the development application seeking consent for consolidation of Lots 4407 and 4408 DP 1217018 and construction of 4 attached two storey dwellings and subdivision into strata allotments at properties known as 14 and 16 Poulton Terrace, Campbelltown.	Agreement reached at conciliation. The Court made orders as agreed between the parties; and, an order for \$2,000.00 being Council's additional costs incurred as part of the assessment process. Proceedings completed.	Final Costs \$8,560.31
336789/2018	DA 2466/2014/DA-S. Appeal against Council's refusal of the development application seeking consent for subdivision of Lot A DP 449151, Union Church Site at 15 Aberfoyle Road, Wedderburn, into 2 Torrens Title allotments.	Action ongoing into the 2019/20 reporting period. Proceedings ongoing and listed for hearing 20 December, 2019.	Progressive Costs \$19,905.44
379909/2018	BC 2361/2018/BC-UW. Appeal against Council's deemed refusal of a building information certificate application seeking to regularise 31 unauthorised concrete hardstand car parking spaces constructed at Lot 23 DP 535651, 203 Eagleview Road, Minto.	Action ongoing into the 2019/20 reporting period. Proceedings ongoing and listed for conciliation conference 15 October, 2019.	Progressive Costs \$899.50
351091/2018	DA 1263/2017/DA-RS. Appeal against conditions imposed upon the development application in respect of a 2-lot subdivision and construction of a dwelling at Lot 2 DP 864648 37B Sebastian Avenue, Rosemeadow.	Agreement reached at conciliation. Court made orders as agreed between the parties. Proceedings completed.	Final Costs \$9,241.10
377630/2018	DA 1292/2018/DA-C. Appeal against Council's deemed refusal of the development application seeking consent for construction and operation of a storage facility at Lot 1211 DP 1136122, Menangle Road, Menangle.	Action ongoing into the 2019/20 reporting period. Proceedings ongoing and listed for further directions hearing on 30 October, 2019.	Progressive Costs \$18,503.70
101308/2019	DA 4435/2018/DA-SL. Appeal against Council's deemed refusal of the development application seeking consent for staged seniors living development comprising 10 residential flat buildings; 315 independent living units, 32 attached villas, a 100 bed residential aged care facility, community facilities and associated car parking at Lot 1 DP 620265 Pembroke Road, Minto.	Action ongoing into the 2019/20 reporting period. Proceedings ongoing and listed for hearing on 2 December, 2019.	Progressive Costs \$4,972.90

TABLE 2 - Class 1 & 2 Appeals against Orders or Notices issued by Council			
Case No.	Matter	Status	Costs Incurred
256912/2017	File 1447/2017/N-POEO, appeal against a notice issued under the <i>Protection of the Environment Operations Act</i> 1997 requiring preventative action be taken to properly store waste and maintain premises clean. Lot 1 DP 607229, 176 Queen Street, Campbelltown.	Applicant discontinued their appeal. Proceedings completed.	Final Costs \$17,236.38
293824/2017	File 2108/2017/N-EPA, appeal against order issued under the <i>Environmental Planning and Assessment Act</i> 1998 requiring demolition of 31 unauthorised concrete hardstand car parking spaces constructed on the premises. Lot 23 DP 535651, 203 Eagleview Road, Minto.	Applicant discontinued their appeal. Proceedings completed.	Final Costs \$48,688.97

TABLE 3 - Class 4 Judicial review – an appeal of court or administrative decision			
Case No.	Matter	Status	Costs Incurred
41030/2013	CDC 0455/12 (Council Ref: No. 2491/2012/CDCPRI), appeal seeking judicial review of disputed complying development certificate issued by a private certifier for development comprising a residential dwelling and residential outbuilding and associated site works on the premises. Applicant issued summons seeking that the CDC be found to be valid. Council issued cross-summons seeking that the CDC be found to be invalid. Lot 1 DP 1039153 Zouch Road, Ingleburn.	Appeal discontinued by Applicant. Court order made that Applicant surrender CDC 0455/12 to Council. Costs order made against Council in subsequent costs proceedings. Negotiation on settlement of costs order reached in the sum of \$26,000.00 Proceedings completed.	Final Costs (including settlement) \$29,973.22
370175/2017	File 2937/2013/E-LEPA, application for Judicial Review seeking to invalidate a direction given by the Director-General of NSW Department of Planning relating to proposal to rezone land. Lots 1 and 2 DP 807555 and Lot 59 DP 752042 and Lot 61 DP 752042 Appin Road, Mount Gilead.	Appeal dismissed. Proceedings completed.	Final Costs \$16,311.15

TABLE 4 - Class 4 – Civil Enforcement for Non-compliance with conditions of Development Consent, Council Orders or Notices

Case No.	Matter	Status	Costs Incurred
N/A	Nil matters during 2018/2019 period.	N/A	\$0.00

TABLE 5 - Class 5 – Criminal prosecution of alleged pollution offences and various breaches of environmental planning laws.

Case No.	Matter	Status	Costs Incurred
2017/166549	Prosecution proceedings against the landowner for development undertaken without consent – importation and placement of unauthorised and uncertified fill materials within watercourse on property	Guilty plea entered. Offences proved; defendant convicted and fined in the sum of \$52,500; Order made that the defendant pay Council's legal costs and disbursements (as agreed or assessed). Proceedings completed. Agreement on costs reached in the sum of \$85,000.00.	Final Costs \$85,903.76
2017/166550	Prosecution proceedings against the landowner for water pollution – unauthorised and uncertified fill materials placed within watercourse, were washed off the property during a heavy rain event causing pollution and damage to adjoining natural watercourse and properties.	Guilty plea entered. Offences proved; defendant convicted and fined in the sum of \$31,500; Order made that the defendant pay Council's legal costs and disbursements (as agreed or assessed). Proceedings completed. Agreement on costs reached included in the preceding matter.	Final Costs included in preceding matter.

TABLE 6 - Class 6 - Appeals from convictions in the Local Court relating to environmental offences.

Case No.	Matter	Status	Costs Incurred
N/A	Nil matters during 2018/2019 period.	N/A	\$0.00

Supreme Court Matters**TABLE 7 – Supreme Court NSW – civil disputes of a commercial nature and appeal matters.**

Case No.	Matter	Status	Costs Incurred
N/A	Nil matters during 2018/2019 period.	N/A	\$0.00

District Court Matters

TABLE 8 - District Court NSW – Appeals from convictions in the Local Court not being environmental offences.			
Case No.	Matter	Status	Costs Incurred
2019/104258	Appeal by defendant against the severity of the sentence imposed by the presiding Local Court Magistrate relating to conviction for a parking offence 'stop in bus zone (in school zone)'.	Appeal dismissed. Orders of the Local Court confirmed. Proceedings completed.	Final Costs \$919.56

Civil and Administrative Appeal Matters

TABLE 9 – NSW Civil and Administrative Tribunal – civil disputes of a commercial nature between Council and its customers.			
Case No.	Matter	Status	Costs Incurred
N/A	Nil matters during 2018/2019 period.	N/A	\$0.00

Local Court Matters

TABLE 10 - Prosecution resulting from Penalty Notice Court Elections or Charge Matters filed by Council for various offences under specified legislation					
File No.	Act and Offence	Status	Fine imposed	Costs awarded to Council	Costs actually incurred by Council
LP17/18	Road Rules 2014 – disobey no-stopping sign (school zone).	Plea – Not Guilty. Proved and convicted. Proceedings completed.	\$500.00	N/A	Final Costs \$0.00
LP18/18	Road Rules 2014 – stop on path/strip in built-up area.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$50.00	N/A	Final Costs \$0.00
LP22/18	Local Government Act – stand vehicle in disabled person's parking space without authority.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP23/18	Road Rules 2014 – double park (school zone).	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP24/18	Road Rules 2014 – not parallel park in direction of travel.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00

LP25/18	Road Rules 2014 – stop in truck zone.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP26/18	Road Rules 2014 – stop in bus zone.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$50.00	N/A	Final Costs \$0.00
LP27/18	Road Rules 2014 – stop on across driveway or other access from a public place.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP28/18	Road Rules 2014 – stop on path/strip in built-up area.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP29/18	Environmental Planning and Assessment Act 1979 – development without consent 'plant, machinery and equipment storage facility'.	Plea – No Plea entered. Withdrawn and dismissed. Prior to the first mention the defendant provided Council with conclusive evidence that they were not the entity responsible for the offence. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP30/18	Road Rules 2014 – disobey no-stopping sign.	No appearance. Proved and convicted. Proceedings completed.	\$250.00	N/A	Final Costs \$0.00
LP31/18	Local Government Act – not stand vehicle in marked parking space (car park area).	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP32/18	Road Rules 2014 – stop on side of road contrary to continuous yellow line.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP33/18	Road Rules 2014 – stop within 10-metres of intersection.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$50.00	N/A	Final Costs \$0.00
LP34/18	Road Rules 2014 – stop on path/strip in built-up area.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP35/18	Road Rules 2014 – stop on side of road contrary to continuous yellow line.	No appearance. Proved and convicted. Proceedings completed.	\$150.00	N/A	Final Costs \$0.00

LP36/18	Road Rules 2014 – stop within 10-metres of intersection.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP37/18	Road Rules 2014 – stop within 10-metres of intersection.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP38/18	Road Rules 2014 – stop on side of road contrary to continuous yellow line.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP39/18	Road Rules 2014 – stop on or near pedestrian crossing.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP40/18	Road Rules 2014 – disobey no-stopping sign.	No appearance. Proved and convicted. Proceedings completed.	\$50.00	N/A	Final Costs \$0.00
LP41/18	Road Rules 2014 – stop on side of road contrary to continuous yellow line.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP42/18	Road Rules 2014 – stop within 10-metres of intersection.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP43/18	Local Government Act 1993 – fail to comply with order 'remove derelict vehicle from public place'.	No plea entered. Withdrawn and dismissed. Prior to the first mention a review of the evidence determined that the derelict vehicle had not been described sufficiently in the Order terms to prove the offence. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP44/18	Road Rules 2014 – stop in bus zone.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$200.00	N/A	Final Costs \$0.00
LP45/18	Road Rules 2014 – stop on path/strip in built-up area.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00

LP46/18	Road Rules 2014 – stop on path/strip in built-up area.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP47/18	Road Rules 2014 – stop in bus zone.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP48/18	Road Rules 2014 – stop within 10-metres of intersection.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$100.00	N/A	Final Costs \$0.00
LP49/18	Road Rules 2014 – stop within 10-metres of intersection.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$100.00	N/A	Final Costs \$0.00
LP50/18	Local Government Act – not angle park as per parking control sign (car park area).	No appearance. Proved and convicted. Proceedings completed.	\$125.00	N/A	Final Costs \$0.00
LP51/18	Road Rules 2014 – stop within 10-metres of intersection.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP52/18	Road Rules 2014 – stop on path/strip in built-up area (in school zone).	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP53/18	Local Government Act – not angle park as per parking control sign (car park area).	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP01/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$250.00	N/A	Final Costs \$0.00
LP02/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP03/19	Road Rules 2014 – stop within 10-metres of intersection.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00

LP04/19	Road Rules 2014 – stop within 10-metres of intersection.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP05/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP06/19	Road Rules 2014 – disobey no-stopping sign (in school zone)	Plea – Not Guilty. Proved and convicted. Proceedings completed.	\$337.00	N/A	Final Costs \$0.00
LP07/19	Local Government Act – park continuously for longer than allowed (car park area).	Plea – Not Guilty. Withdrawn and dismissed. Council's witness in the proceedings was not available to attend court to give evidence. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP08/19	Road Rules 2014 – not park parallel in direction of travel.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP09/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$120.00	N/A	Final Costs \$0.00
LP10/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$100.00	N/A	Final Costs \$0.00
LP11/19	Companion Animals Act 1998 – own dog that attacked person.	No appearance. Proved and convicted. Proceedings completed.	\$1,200.00	N/A	Final Costs \$0.00
LP12/19	Road Rules 2014 – stop in bus zone (in school zone).	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP13/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$100.00	N/A	Final Costs \$0.00
LP14/19	Road Rules 2014 – stop in bus zone.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$75.00	N/A	Final Costs \$0.00
LP15/19	Companion Animals Act 1998 – own dog that attacked person.	Plea – Not Guilty. Proved and convicted. Dangerous Dog Order made by the Court. Proceedings completed.	\$1,500.00	\$2,531.90	Progressive Costs \$897.70

LP16/19	Swimming Pools Act 1992 – not comply with direction to rectify pool barrier fencing.	No appearance. Proved and convicted. Proceedings completed.	\$1,000.00	\$250.00	Final Costs \$1,531.00
LP17/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea – Not Guilty. Withdrawn and dismissed. Consideration of representations (disabled driver's mistaken belief as to parking availability) made prior to mention determined that it was not in the public interest to proceed with the matter. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP18/19	Road Rules 2014 – stop on path/strip in built-up area (in school zone).	No appearance. Proved and convicted. Proceedings completed.	\$500.00	N/A	Final Costs \$0.00
LP19/19	Road Rules 2014 – stop on side of road contrary to continuous yellow line.	Plea - Guilty. Proved and convicted. Proceedings completed.	\$263.00	N/A	Final Costs \$0.00
LP20/19	Road Rules 2014 – stop in bus zone (in school zone).	Plea – Guilty. Proved and convicted. Proceedings completed. Defendant subsequently filed a severity appeal in the District Court: see Table 8.	\$200.00	N/A	Final Costs \$0.00
LP21/19 to LP40/19	Companion Animals Act 1998 – own declared dangerous (x 3) dogs that: escaped premises where ordinarily kept; entered private property and attacked and killed a dog kept on that property; and, various fail to comply with dangerous dog control order requirements.	Plea – Not Guilty. Proved and Convicted. Order permanently disqualifying the defendant from owning a dog made by the Court. Proceedings completed.	\$8,200.00	\$2,580.00	Progressive Costs \$1,421.96
LP41/19	Road Rules 2014 – double park.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$250.00	N/A	Final Costs \$0.00
LP42/19 to LP46/19	Road Rules 2014 – stop on path/strip in built-up area (x 4 offences); and, stop long/heavy vehicle for longer than 1-hour (x 1 offence).	Plea – Not Guilty. Proved and Convicted. Listed for hearing. Proceedings ongoing into the 2019/20 period.	\$500.00	N/A	Progressive Costs \$0.00
LP47/19	Local Government Act – park continuously for longer than allowed (car park area).	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00

LP48/19	Road Rules 2014 – disobey no parking sign (in school zone).	Plea – Guilty. Proved and convicted. Proceedings completed.	\$187.00	N/A	Final Costs \$0.00
LP49/19	Road Rules 2014 – vehicle obstruct access to ramp, path, or passageway.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP50/19	Road Rules 2014 – parallel park close to dividing line or strip.	Plea – Not Guilty. Withdrawn and dismissed. Consideration of representations (vehicle marginally within 3 metre clearance requirement) made prior to mention determined that it was not in the public interest to proceed with the matter. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP51/19	Road Rules 2014 – not park parallel in direction of travel.	Plea – Guilty. Proved and convicted. Proceedings completed.	\$175.00	N/A	Final Costs \$0.00
LP52/19	Road Rules 2014 – not park parallel in direction of travel.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP53/19	Road Rules 2014 – disobey no stopping sign.	Plea – Guilty. Proved and Convicted. Proceedings completed.	\$263.00	N/A	Final Costs \$0.00
LP54/19	Road Rules 2014 – park vehicle for longer than indicated on parking control sign.	Plea – Not Guilty. Withdrawn and dismissed. Consideration of the representations made by defendant revealed that the penalty notice had been issued in error. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP55/19	Road Rules 2014 – park vehicle for longer than indicated on parking control sign.	Plea – Not Guilty. Withdrawn and dismissed. Consideration of the representations made by defendant revealed that the penalty notice had been issued in error. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP56/19	Road Rules 2014 – double park (in school zone).	Plea – Not Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP57/19	Environmental Planning and Assessment Act 1979 – fail to comply with terms (land stabilisation and retention works) of a	Proved and convicted. Proceedings completed.	\$600.00	N/A	Progressive Costs \$0.00

	development control order.				
LP58/19	Road Rules 2014 – not park parallel in direction of travel.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP59/19	Road Rules 2014 – stop on path/strip in built-up area.	Plea – Not Guilty. Proved and Convicted. Proceedings completed.	\$375.00	N/A	Final Costs \$0.00
LP60/19	Road Rules 2014 – stop across driveway to or from land (in school zone).	Plea – Guilty. Proved and convicted. Proceedings completed.	\$100.00	N/A	Final Costs \$0.00
LP61/19	Road Rules 2014 – parallel park close to dividing line or strip.	Plea - Guilty. Proved. Determined without conviction or penalty. Proceedings completed.	N/A	N/A	Final Costs \$0.00
LP62/19	Companion Animals Act 1998 – own dog that attacked animal.	New matter. Listed for first mention. Proceedings ongoing into the 2019/20 period.	N/A	N/A	Progressive Costs \$0.00
TOTAL			\$17,920.00	\$5,361.90	\$3,832.66

Legal Advice

**TABLE 11 – LEGAL ADVICE
FOR PERIOD 1 JULY 2018 TO 30 JUNE 2019.**

Costs for various legal advice sought from Council's contracted solicitors – 23 matters	\$74,305.62
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Costs Summary Table

TABLE 12 - SUMMARY OF 2018/2019 NET COSTS	DEBIT	CREDIT
TABLE 1 - Class 1 Appeals against Council's determination of Development Applications	\$289,937.82	\$33,800.00
TABLE 2 - Class 1 & 2 Appeals against Notices / Orders / Directions issued by Council	\$35,495.89	\$4,602.50
TABLE 3 - Class 4 Judicial review – an appeal of court and administrative decisions	\$39,459.64	\$0.00
TABLE 4 - Class 4 Civil enforcement for non-compliance with Development Consent or Notices / Orders / Directions	\$0.00	\$0.00
TABLE 5 - Class 5 Criminal Prosecution for alleged pollution offences and various breaches of environmental and planning laws.	\$10,811.48	\$85,000.00
TABLE 6 - Class 6 Appeals from convictions relating to environmental offences non-compliance with Council Orders, Notices or Prosecutions	\$0.00	\$0.00
TABLE 7 – Supreme Court NSW matters civil disputes of a commercial nature and appeals	\$2,464.40	\$0.00

TABLE 8 - District Court NSW Appeals from convictions in the Local Court not being environmental offences.	\$919.56	\$0.00
TABLE 9 – NSW Civil and Administrative Tribunal – civil disputes of an administrative nature between Council and its customers.	\$0.00	\$0.00
TABLE 10 - Local Court Prosecution matters	\$3,832.66	\$300.00
TABLE 11 - Legal Advice	\$74,305.62	\$0.00
Costs Sub-Total	\$457,227.07	\$123,702.50
NET COSTS TOTAL (GST exclusive)	\$333,524.57	

Costs Comparison Table

TABLE 13 - COMPARISON WITH PREVIOUS FOUR FINANCIAL YEAR CITY DEVELOPMENT LEGAL COSTS					
	2014/15	2015/16	2016/17	2017/18	2018/19
TABLE 1 - Class 1 appeals DAs	\$104,584.33	\$144,572.72	\$87,655.85	\$190,314.27	\$256,137.82
TABLE 2 - Class 1 & 2 appeals Notice/Order/Direction	\$2,970.40	\$1,578.13	\$0.00	\$31,650.36	\$30,893.39
TABLE 3 - Class 4 judicial appeal	\$45,148.85	\$0.00	\$0.00	\$13,602.33	\$39,459.64
TABLE 4 - Class 4 proceedings civil	\$45,322.94	\$570.00	\$0.00	\$0.00	\$0.00
TABLE 5 - Class 5 prosecution	\$0.00	\$0.00	\$22,187.28	\$52,905.00	\$-74,188.52
TABLE 6 - Class 6 appeals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TABLE 7 - Supreme Court proceedings	\$49,157.62	\$39,020.73	\$9,649.55	-\$58,835.13	\$2,464.40
TABLE 8 - District Court appeals	\$0.00	\$-200.00	\$1,840.59	\$1,541.75	\$919.56
TABLE 9 - NCAT civil disputes	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TABLE 10 - Local Court proceedings	\$9,477.55	\$1,659.66	\$10,532.92	\$9,972.76	\$3,532.66
TABLE 11 - Legal advice	\$35,895.74	\$16,663.79	\$52,562.52	\$37,849.75	\$74,305.62
OVERALL COSTS TOTAL	\$292,557.43	\$203,865.03	\$184,428.71	\$278,780.10	\$333,524.57

8.4 Airds Bradbury Renewal Project - Land Acquisitions

Reporting Officer

Executive Manager Urban Release and Engagement
City Development

Community Strategic Plan

Objective	Strategy
4 Outcome Four: A Successful City	4.5 - Work in partnership with the State Government to achieve positive planning outcomes

Officer's Recommendation

That Council authorise the General Manager to execute the Deed of Compensation and Acquisition generally in accordance with the draft Section 30 Agreement attached to this report, for the acquisition of the Council owned Lot 61 in DP 261258 and Lot 2 in DP 1055886 by the NSW Land and Housing Corporation for nil compensation.

Purpose

The NSW Land and Housing Corporation (LAHC) has identified two parcels of Council owned land that are required to facilitate the Airds Bradbury Renewal Project. The purpose of this Report is to seek Council's concurrence to the compulsory acquisition of these two parcels for nil compensation to support their future redevelopment and dedication as public road.

History

The Airds Bradbury Renewal Project Voluntary Planning Agreement (VPA) Land Acquisitions, Transfers and Dedications were considered by Council at its Ordinary Meeting of 14 August 2014 where it was resolved that:

1. That Council resolves that it has no objection to NSW Land and Housing Corporation compulsorily acquiring the Council land as identified in Table 1 and any necessary roads/laneways for nil compensation as outlined in the body of this report subject to entering into a Voluntary Planning Agreement.
2. That Council resolves that it has no objection to NSW Land and Housing Corporation compulsorily acquiring the land in NSW Land and Housing Corporation title as identified in Table 3 which was subject to previous gazettal notices at nil cost.
3. That NSW Land and Housing Corporation pay all costs associated with the proposed compulsory acquisitions with any public infrastructure identified in the draft Voluntary Planning Agreement/Infrastructure Service Delivery Program for the Airds Bradbury Renewal Project to be delivered at no cost to Council.

4. That Council also resolves that it waives the standard acquisition notice period associated with the compulsory acquisition of Councils land and roads/laneways as identified in this report.
5. That Council approves to accept the dedication of the open space, infrastructure and roads identified in the draft Voluntary Planning Agreement/Infrastructure Service Delivery Program at no cost to Council.
6. That all documentation associated with the dedication and transfer of land to Council be executed under the Common Seal of Council, if required.

Since this time, LAHC has:

- executed the VPA with Council on 19 November 2014
- completed stages 1 and 2 to deliver 303 lots, which are almost fully built with new homes
- commenced stage 3 (104 lots), with the subdivision certificate approval programmed for March 2020
- commenced stage 6 (144 lots) which is expected to be finalised in early 2021
- received development consent for stage 4 (104 lots)
- preparing a development application for stage 7 to be submitted to Council

The Renewal Project is marketed as Newbrook estate. A copy of the masterplan that details the staging of development is provided in attachment 1.

Stages 7 and 8 of the Major Project Concept Plan adjoin the Georges River Reserve, with existing lots accessed via a series of cul-de-sacs that terminate at the Reserve. Pedestrian pathways are located adjacent to the side and rear properties that back onto the reserve which are not lit, are formed in some locations and unformed in others with limited opportunity for passive surveillance.

The Concept Plan proposes to replace these pathways with a perimeter road running from Hagan Reserve in the south to Samuel Place/Briar Road in the north. This would see the closure of existing cul-de-sacs, namely Clarendon Place, Winbourne Place, Rawdon Place, Woolwash Road, Wallinga Place, Katella Place, Gamboola Way and Samuel Place.

Report

LAHC continues progress with the compulsory acquisition of land within the Airds Bradbury Renewal Project under the *Housing Act 2001*, and seeks to acquire two additional parcels of land to that already acquired from the Council.

Similar to the previously adopted approach, LAHC is seeking the agreement of Council to the compulsory acquisition of the following Council owned land (attachment 2) for nil compensation under Section 30 of the *Just Terms Compensation Act 1991*:

- Lot 61 in DP 261258
- Lot 2 in DP 1055886

Both parcels adjoin the Georges River Reserve and are required for future road in accordance with the Major Project Concept Plan, which would form the eastern perimeter of stages 7 and 8. Upon future redevelopment, the subject land would be dedicated as public road in accordance with the VPA and Infrastructure Services Delivery Plan (ISDP) previously adopted by Council.

Valuations have been sought for the two properties and the assessed market value of Lots 61 and 2 has been determined as \$750,000 (excl GST) and \$1,605,000 (excl GST) respectively as of 16 July 2019. The combined value is therefore \$2,355,000 (excl GST) assuming its highest and best use for a residential purpose.

While the value of infrastructure proposed via the ISDP has not altered in value to any great extent, the likely value of Council land has appreciated significantly due to a combination of property price increases across Sydney in the last 10 years as well as a result of the renewal process commencing in the area. However, as the purpose of acquisition is to facilitate and support redevelopment and dedication to Council as public road, nil compensation is supported in this instance.

Accordingly, a Deed of Compensation and Acquisition is provided in attachment 3. Under the agreement, Council would lose the right to negotiate the commercial value of any land lost, or the method of any compensation received. LAHC acquires the land on an "as is" basis, i.e. in its current condition, however Council would be responsible for any relocation costs and expenses required for it to deliver vacant possession of the land.

Conclusion

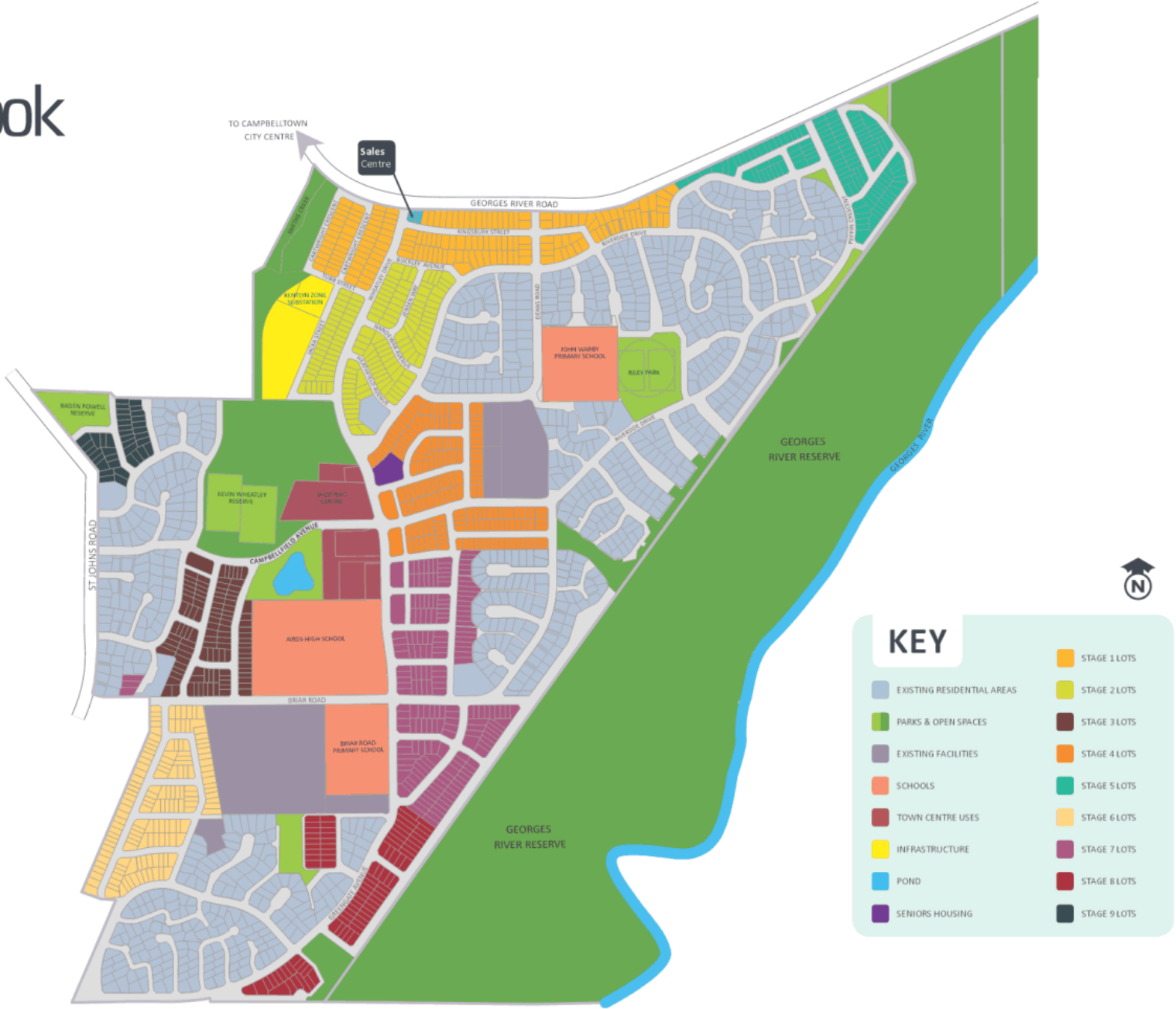
As outlined in this report, the compulsory acquisition of Lots 2 and 61 is required to support implementation of the approved Concept Plan for Airds.

Completion of the Airds Bradbury Renewal Project is expected to take a further 10-15 years with stage 3 (104 lots) and stage 6 (144 lots) currently under construction. Progression of the required land acquisitions would support progression of future stages 7 and 8 by ensuring that LAHC have control of the land to be developed in accordance with the Concept Plan and its VPA with Council.

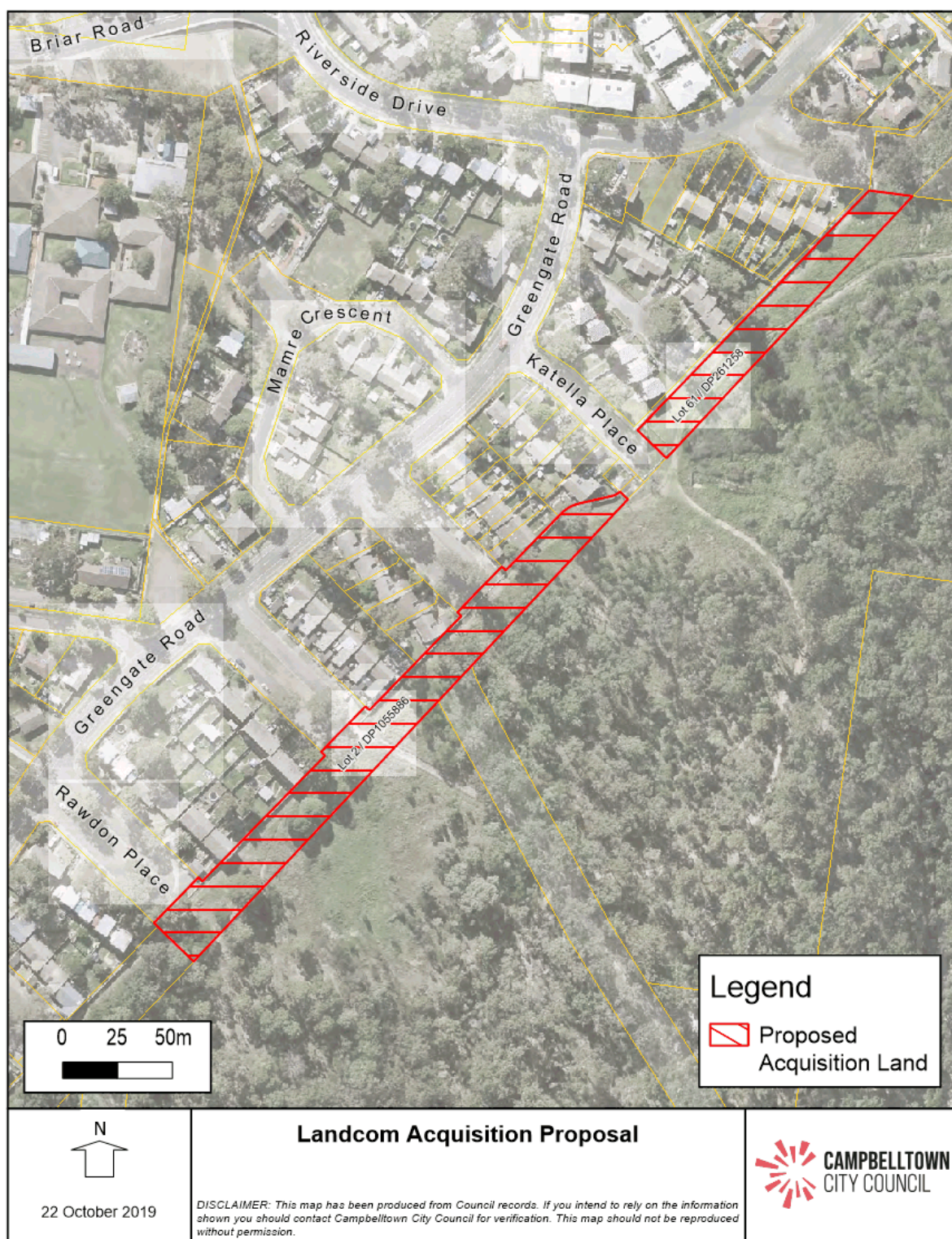
Accordingly, it is recommended that Council authorise the General Manager to execute the Deed of Compensation and Acquisition generally in accordance with the draft Section 30 Agreement attached to this report, for the acquisition of the Council owned Lot 61 in DP 261258 and Lot 2 in DP 1055886 for nil compensation.

Attachments

1. Newbrook Estate Masterplan (contained within this report)
2. Council owned land to be compulsorily acquired (contained within this report)
3. Section 30 Agreement (contained within this report)



Attachment 1





**Planning,
Industry &
Environment**

DEED OF COMPENSATION AND ACQUISITION SECTION 30 AGREEMENT

AIRDS BRADBURY RENEWAL PROJECT ACQUISITION OF CAMPBELLTOWN CITY COUNCIL LAND

BETWEEN

New South Wales Land and Housing Corporation
(ABN 24 960 729 253)

AND

Campbelltown City Council
(ABN 31 459 914 087)

Communities Plus
219-241 Cleveland Street, Strawberry Hills NSW 2016
Locked Bag 10 Strawberry Hills NSW 2012
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LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991**SECTION 30 AGREEMENT****RECITALS**

- A. Campbelltown City Council ABN 31 459 914 087 (**Landowner**) is the owner of an Interest in the Land.
- B. The New South Wales Land and Housing Corporation ABN 24 960 729 253 (**LAHC**) is authorised to acquire land by compulsory process under the *Housing Act 2001* (NSW).
- C. LAHC has informed the Landowner that LAHC wishes to exercise its power to compulsorily acquire the Landowner's Interest in the Land for the purposes of the Airds Bradbury Urban Renewal Project with the agreement of the Landowner. Accordingly, without issuing a proposed acquisition notice to the Landowner, LAHC and the Landowner have agreed that LAHC will acquire the Interest in the Land by publication of an acquisition notice in the Government Gazette.
- D. LAHC and the Landowner have agreed a full and final amount of compensation payable by LAHC to the Landowner in consideration of the acquisition of the Interest in the Land.
- E. LAHC and the Landowner agree that this deed is made in accordance with and in satisfaction of section 30 of the Act.

THE PARTIES AGREE:**1. DEFINITIONS AND INTERPRETATION****1.1 Definitions**

The following definitions apply in this deed unless the context requires otherwise.

Act means the *Land Acquisition (Just Terms Compensation) Act 1991* (NSW).

Acquisition means compulsory acquisition by agreement under section 30 of the Act.

Acquisition Date means the date of publication of the Acquisition by LAHC of the Interest in the Land in the Government Gazette.

Airds Bradbury Urban Renewal Project means the project outlined in the concept plan approved by the Minister on 24 August 2012 being MP10_0186, as modified from time to time.

Business Day means a day that is not a Saturday, Sunday or public holiday in the city of Sydney, New South Wales.

Claim means any claim, duty, obligation, cost or liability of any kind including one which is prospective or contingent (whether or not the subject of a court order) (including, but not limited to, any rights to compensation, injurious affectation or reimbursement of any kind and any other claim the Landowner may have or but for this deed might otherwise have had against LAHC with respect to the Land, the Acquisition of the Land, and other matters included in the Compensation, under the Act or any other legislation).

Compensation means the compensation stated under clause 2.3(a), being the agreed full and

final amount of all compensation to which the Landowner is entitled for the acquisition of the Landowner's Interest in the Land.

Government Gazette means the official journal published by the NSW Government containing proclamations and notifications, including land acquisition notices.

Interest in the Land means a:

- (a) legal or equitable estate or interest in the Land; and
- (b) easements, rights, charges, powers or privileges over, or in connection with, the Land.

LAHC means the New South Wales Land and Housing Corporation, a statutory body representing the Crown, constituted under section 6 of the *Housing Act 2001* (NSW).

Land means:

- (a) Lot 61 in DP 261258; and
- (b) Lot 2 in DP 1055886.

Landowner means Campbelltown City Council ABN 31 459 914 087.

Landowner Assets means all plant, equipment, furnishings and other property in or on the Land owned, leased or licensed by the Landowner or otherwise in the possession of the Landowner.

1.2 Interpretation

Headings are for convenience only and do not affect interpretation. The following rules apply unless the context requires otherwise.

- (a) the singular includes the plural and vice versa;
- (b) if a word or phrase is defined, its other grammatical forms have a corresponding meaning;
- (c) a reference to an agreement or document (including a reference to this deed) is to the agreement or document as amended, supplemented, novated or replaced, except to the extent prohibited by this deed or that other agreement or document, and includes the recitals, schedules and annexures to that agreement or document;
- (d) a reference to a party to this deed includes the party's successors, permitted substitutes and permitted assigns;
- (e) a body (including an institute, association or authority), whether statutory or not which ceases to exist or whose powers or functions are transferred to another body, is a reference to the body which replaces it or substantially succeeds to its powers or functions;
- (f) a reference to legislation or to a provision of legislation includes a modification or re-enactment of it, a legislative provision substituted for it and a regulation or statutory instrument issued under it;
- (g) if an example is given of anything (including a right, obligation or concept), such as by saying it includes something else, the example does not limit the scope of that thing;
- (h) nothing in this deed is to be interpreted against a party solely on the ground that the party put forward this deed or a relevant part of it;

- (i) **land** includes any air or water in, on, above or beneath the ground;
- (j) **dollars** or **\$** is to Australian dollars; and
- (k) mentioning anything after "includes" or "including" does not limit what else might be included.

2. ACQUISITION AND COMPENSATION

2.1 This deed

LAHC and the Landowner agree as follows:

- (a) pursuant to section 30 of the Act, that LAHC will compulsorily acquire the Interest in the Land from the Landowner in accordance with the terms of this deed; and
- (b) this deed is an agreement in writing setting out all relevant matters concerning the acquisition of the Interest in the Land and the compensation to be paid for the acquisition of the Interest in the Land.

2.2 Acquisition of the Interest in the Land

- (a) The Landowner acknowledges and agrees that:
 - (i) on and from the Acquisition Date, the Landowner has no Interest in the Land;
 - (ii) the Landowner is not entitled to make any claim to possession of, or title to, the Land after the Acquisition Date, despite the fact that the Landowner may still be noted as the registered proprietor or lessee on the certificate of title to the Land after the Acquisition Date; and
 - (iii) without limiting sub-clauses (a)(i) and (ii), on publication of the acquisition by LAHC of the Interest in the Land in the Government Gazette, the Interest in the Land will formally vest in LAHC under the Act.
- (b) LAHC acknowledges and agrees that:
 - (i) it is acquiring the Landowner's Interest in the Land on an as is basis;
 - (ii) it will acquire the Landowner's Interest in the Land in its present state and subject to all defects, obligations and liabilities (of whatever nature and however described); and
 - (iii) promptly following the Acquisition Date it will complete and lodge (and where appropriate register) all documents necessary to formally record the change in ownership from the Landowner to LAHC.

2.3 Compensation

- (a) LAHC and the Landowner acknowledge and agree that no compensation is payable by LAHC in respect of LAHC's Acquisition of the Landowner's Interest in the Land.
- (b) LAHC and the Landowner acknowledge and agree that:
 - (i) the Compensation is a full and final settlement of every Claim arising out of or in connection with LAHC's acquisition of the Landowner's Interest in the Land;
 - (ii) the parties expect that no GST will apply to LAHC's acquisition of the Landowner's

Interest in the Land;

- (iii) if the acquisition of the Interest in the Land is determined to be a taxable supply, the Compensation will be increased by the same amount as the GST payable by the Landowner in connection with the supply of the Interest in the Land (and that amount will be a debt due and payable by LAHC within 10 Business Days of demand for payment by the Landowner); and
 - (iv) the Compensation includes all reasonable relocation costs and expenses that are expected to be incurred by the Landowner to deliver vacant possession of the Land to LAHC by the Acquisition Date.
- (c) The Landowner must not, and must use reasonable endeavours to ensure that any person claiming through it does not, obtain or seek to obtain other compensation or relief under the Act in relation to, arising out of or in connection with the Acquisition of the Landowners' Interest in Land.

2.4 The Landowner's warranties

The Landowner warrants in favour of LAHC that it had an estate in fee simple in the Land and any other person having any legal or equitable interest in the Land and the nature and extent of such interests was disclosed by the Landowner to LAHC prior to the date of this deed.

2.5 Dealings and caveat

The Landowner acknowledges and agrees that:

- (a) it will not, and will not attempt to, deal with or create any Interest in the Land in any way except as expressly directed by LAHC in writing;
- (b) LAHC has a caveatable interest in the Land and LAHC is entitled to lodge a caveat on the title to the Land to note its interest in the Land; and
- (c) it must not, and must use reasonable endeavours to ensure that any person claiming through the Landowner does not, lodge a lapsing notice in respect of, or otherwise challenge the validity of, any caveat lodged by LAHC as contemplated by subclause (b).

2.6 Release and indemnity in relation to Acquisition of the Landowner's Interest in Land

- (a) The Landowner:
 - (i) will not make any Claim against LAHC and unconditionally and forever releases LAHC from any Claim for which the Landowner is or may be liable or may suffer or incur for whatever reason in any way relating to, arising out of or in connection with the Acquisition of the Landowner's Interest in the Land, except to the extent of any breach of this deed by LAHC; and
 - (ii) indemnifies LAHC and will keep LAHC indemnified from and against any Claim for which LAHC may be liable for or suffers or incurs in any way relating to, arising out of or in connection with a breach by the Landowner of sub-clause (a)(i).
- (b) LAHC:
 - (i) will not make any Claim against the Landowner and unconditionally and forever releases the Landowner from any Claim for which LAHC is or may be liable or may suffer or incur for whatever reason in any way relating to, arising out of or in connection with the Acquisition of the Landowner's Interest in the Land, except to the extent of any breach of this deed by the Landowner; and

- (ii) indemnifies the Landowner and will keep the Landowner indemnified from and against any Claim for which the Landowner may be liable for or suffers or incurs in any way relating to, arising out of or in connection with a breach by LAHC of sub-clause (b)(i).

3. GENERAL

3.1 Entire agreement

This deed contains the entire agreement between the parties with respect to its subject matter and sets out the only conduct relied on by the parties and supersedes all earlier conduct and prior agreements and understandings between the parties in connection with its subject matter.

3.2 Assignment

A party cannot assign, charge, encumber or otherwise deal with any of its rights or obligations under this deed, or attempt or purport to do so, without the prior written consent of the other party.

3.3 No waiver

A failure to exercise or a delay in exercising any right, power or remedy under this deed does not operate as a waiver. A single or partial exercise or waiver of the exercise of any right, power or remedy does not preclude any other or further exercise of that or any other right, power or remedy. A waiver is not valid or binding on the party granting that waiver unless made in writing.

3.4 Further assurances

Each party must do anything necessary (including executing agreements and documents) to give full effect to this deed and the transactions contemplated by it.

3.5 No merger

The rights and obligations of the parties will not merge on the completion of any transaction contemplated by this deed.

3.6 Stamp duty

LAHC is responsible for paying and must pay any duty payable in respect of this deed.

3.7 Governing law and jurisdiction

This deed is governed by the laws of New South Wales and each party irrevocably submits to the non-exclusive jurisdiction of courts with jurisdiction in New South Wales.

3.8 Legal advice

The Landowner confirms and agrees that it has obtained legal advice from a barrister or solicitor (other than a solicitor acting for LAHC, or a solicitor employed in the legal practice of such a solicitor) explaining the effect of this deed.

EXECUTED AS A DEED

Date of this Deed _____

SIGNED, SEALED and DELIVERED for
New South Wales Land and Housing
Corporation ABN 24 960 729 253 by its
authorised delegate in the presence of:

Signature of authorised delegate

Signature of witness

Name

Name

Position

Address of witness

SIGNED, SEALED and DELIVERED for
Campbelltown City Council ABN 31 459
914 087 by its authorised delegate in the
presence of:

Signature of authorised delegate

Signature of witness

Name

Name

Position

Address of witness

8.5 Maryfields Development Control Plan

Reporting Officer

Executive Manager Urban Release and Engagement
City Development

Community Strategic Plan

Objective	Strategy
4 Outcome Four: A Successful City	4.3 - Responsibly manage growth and development, with respect for the environment, heritage and character of our city

Officer's Recommendation

1. That Council adopt the Maryfields Development Control Plan as amendment to the Campbelltown (Sustainable City) Development Control Plan - Volume 2, Part 13: Maryfields.
2. That Council give public notice of its decision in a local newspaper within 28 days, with commencement of the Development Control Plan to come into effect on the date of the public notice.
3. That Council provides written notification of its decision to all persons who made a submission.

Purpose

The purpose of this report is to detail the public exhibition process undertaken for the draft amendment to the Campbelltown Sustainable City Development Control Plan (CSCDCP) to provide site specific development controls for the land known as Maryfields, and to recommend that Council proceed with the making of the proposed CSCDCP amendment.

History

At its meeting of 28 November 2017, Council considered a post-exhibition report relating to the rezoning of the land known as Maryfields, and resolved to support the proposal and forward to the Minister for Planning for finalisation.

Campbelltown Local Environmental Plan 2015 (CLEP 2015) was subsequently amended on 20 July 2018 in accordance with Council's resolution as shown in attachment 2. The rezoning permitted a strategic mix of land uses for the site, comprising a business park, low and medium density residential development, seniors living, heritage precinct and private open space areas. The amendment to CLEP 2015 also included maximum building heights, floor space ratios, lot size restrictions, and an expanded heritage curtilage listing.

The rezoning of the subject land under CLEP 2015 has been generally supported by Council given the significant potential of the site to facilitate housing, employment and business growth for the Campbelltown City Centre. The land use outcomes to be facilitated by the rezoning are summarised as follows:

- a business precinct providing up to 1,200 jobs
- approximately 590 residential dwellings
- a senior living precinct and an aged care facility (100 beds and 40 jobs)
- private open space including creeks and dams, heritage precinct, and park areas
- neighbourhood shops
- the preservation of an existing cemetery

Council's support for the rezoning of the land was subject to the preparation of a site specific DCP to ensure the orderly development of the land and associated management of open space areas and the heritage listed precinct. The preparation of a site specific DCP was also required to address the Urban Release Area provisions of CLEP 2015.

At its Ordinary Meeting of 9 July 2019, Council considered a report relating to the Draft Maryfields Development Control Plan and resolved:

1. That Council endorse public exhibition of the proposed draft amendment to the Campbelltown (Sustainable City) Development Control Plan 2015.
2. That following completion of the public exhibition period, a further report be provided to Council to consider any public submissions and the making of the proposed draft amendment to the Campbelltown (Sustainable City) Development Control Plan 2015.

The following report summarises the outcome of the public exhibition period undertaken in accordance with the above resolution of Council.

Report

The draft Maryfields DCP and associated documentation was publicly exhibited in accordance with the relevant provisions of the Environmental Planning and Assessment Regulation 2000 as described below:

- public exhibition period commencing 1 August 2019 and finishing 30 August 2019
- public notices in the Macarthur Advertiser (Wednesday 31 July 2019, Wednesday 7 August 2019)
- public notices in the Macarthur Chronicle (Tuesday 30 July 2019, Tuesday 6 August 2019)
- public notification of the draft Maryfields DCP on Council's Website during the exhibition period

- exhibition and display of hard copies of documentation at the Council Civic Centre and HJ Daley Library.

Council received one written submission during the exhibition period from the development proponent acting on behalf of the land owners. Details of the submission are discussed below.

- a) Request for minor rewording of Part 13.5 relating to the preparation and submission of a Vegetation Management Plan (VMP) for each staged precinct, to clarify that a VMP will only be required for stages 1A (Seniors Living), 1B (Business Park), and 3 (Heritage Precinct).

Comment: The wording of Part 13.5 has been modified to be consistent with Table 13.1 which only requires a VMP for stages 1A, 1B and 3. This amendment clarifies this matter as requested by the proponent.

- b) Request for minor typographical corrections and numbering references.

Comment: Some basic typographical corrections, including fixing some section numbers and headings, have been implemented as required to improve the wording and consistency of language throughout the document.

A copy of the draft Maryfields DCP, incorporating the above amendments (yellow highlight) is included as attachment 1.

Conclusion

The commencement of the Maryfields DCP as an amendment to the Campbelltown (Sustainable City) DCP is important to facilitate the orderly development of the land in accordance with the land zoning and associated masterplan previously endorsed by Council.

Public exhibition of the draft Maryfields DCP has been undertaken in accordance with the Council resolution of 9 July 2019 and the requirements of the Environment Planning and Assessment Regulation 2000.

Following consideration of the public exhibition of the draft Maryfields DCP, it is recommended that Council adopt the draft Maryfields DCP as an amendment to the Campbelltown (Sustainable City) Development Control Plan 2015, with minor amendments as discussed in this report.

Attachments

1. Volume 2 Part 13 Maryfields DCP (contained within this report)

Campbelltown (Sustainable City) Development Control Plan 2015



VOLUME 2

Site Specific DCPs

Part 13: Maryfields DCP

Creating Campbelltown's Future 2025



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13.1

Application

13.1 Application

This Development Control Plan (DCP) applies to 'Maryfields Estate' being the land identified in Figure 13.1. The land is situated in the suburb of Campbelltown and is bounded by Maryfields Drive to the north-east, Narellan Road to the south, John Kidd Reserve and Blair Athol housing to the east and Hume Motorway to the west. Maryfields Estate has an aggregate site area of 43.554 hectares.



Figure 13.1 - Land to which this DCP Applies - Maryfields Estate

13.1.1 Purpose of this Part

The purpose of this Part is to establish a supplementary planning framework (beyond the general provisions of the Campbelltown Sustainable City DCP) for achieving the Council endorsed vision for the Maryfields Estate, through the establishment of issue specific objectives and controls. In doing so it provides a platform against which Council will assess future development applications in Maryfields Estate.

13.1.2 Relationship with Campbelltown (Sustainable City) DCP

13.1 Application

This DCP forms part of the Campbelltown (Sustainable City) DCP ('CSCDCP'), and provides additional controls and guidelines that apply specifically to development within Maryfields Estate. Where a development control is not specified in this Part, development is subject to all other relevant controls of CSCDCP.

Where there is an inconsistency between this Part and any other provision of the CSCDCP, this Part applies to the extent of the inconsistency.

Campbelltown City Council Engineering Design Guide for Development applies to all development within Maryfields Estate.

Maryfields Estate has been identified as an Urban Release Area under Campbelltown Local Environmental Plan 2015 (CLEP 2015). Clause 6.3 of CLEP 2015 requires a DCP to be prepared for the land that includes certain provisions and controls.

This DCP satisfies the requirements of Clause 6.3 as detailed in the below table.

13.1

Application

13.1.3 Urban Release Area

CLEP 2015 Clause 6.3 Requirement	Relevant Provision / Control
(a) A staging plan for the timely and efficient release of urban land, making provision for necessary infrastructure and sequencing.	The development of the land is intended to be staged generally in accordance with the map provided at Figure 13.3 of this part.
(b) An overall transport movement hierarchy showing the major circulation routes and connections to achieve a simple and safe movement system for private vehicles, public transport, pedestrians and cyclists.	The internal road layout and connections with Narellan Road and Maryfields Drive shall be provided generally in accordance with Figure 13.4. The road system shall restrict private vehicular access between Narellan Road and Blair Athol to ensure through traffic does not adversely impact upon the local road network. Pathway connections for pedestrians and cyclists shall be generally provided in accordance with Figure 13.2.
(c) An overall landscaping strategy for the protection and enhancement of riparian areas and remnant vegetation, including visually prominent locations, and detailed landscaping requirements for both the public and private domain.	Site specific tree species for the embellishment of the public road system are provided at Appendix 1. The most significant native vegetation on the site is zoned RE2 Private Recreation and excluded from urban development. Vegetated areas are also preserved within riparian corridors and subject to a vegetation management plan to achieve the objective of this provision.
(d) A network of passive and active recreational areas.	A network of open space and passive recreation areas are to be provided generally in accordance with the masterplan at Figure 13.2. This includes the riparian corridor across the Narellan Road frontage of the site. A cycleway and pathways system is to be provided throughout the site to connect with surrounding areas.
(e) Stormwater and water quality management controls.	These are to be provided in accordance with the Campbelltown City Council Engineering Design Guide for Development.

13.1

Application

CLEP 2015 Clause 6.3 Requirement	Relevant Provision / Control
(f) Amelioration of natural and environmental hazards, including bush fire, flooding and site contamination and, in relation to natural hazards, the safe occupation of, and the evacuation from, any land so affected.	The development precincts under the masterplan respond to site hazards and constraints, including bushfire risk, flooding potential, and environmental considerations. Bushfire: All future development is to comply with the NSW Rural Fire Service's Planning for Bushfire Protection. This includes the provision of suitable asset protection zones and appropriate maintenance of vegetated open space areas. Flooding: Development precincts have been informed by the flooding characteristics of the site. All future development is to comply with Council's Engineering Design Guide for development. Site specific controls to ensure the structural integrity of the main dam wall are provided in Section 13.7.3. Contamination: A preliminary environmental site assessment has been undertaken to determine the suitability of the site for the land uses identified under the masterplan. Given the low potential for some contamination of portions of the site, future targeted investigations and where appropriate remediation may be required at the development application stage to comply with State Environmental Planning Policy No. 55 - Remediation of Land.
(g) Detailed urban design controls for significant development sites.	No significant development sites have been identified for the land. Urban design controls are provided for the business / lake and heritage precincts to provide a high quality design outcome.
(h) Measures to encourage higher density living around transport, open space and service nodes.	The zoning provides for an appropriate diversity of housing choice and lot sizes having regard to the site context and masterplan transport links, ranging from low density housing adjacent at Blair Athol to higher density seniors living adjacent to the open space heritage precinct.
(i) Measures to accommodate and control appropriate neighbourhood commercial and retail uses.	Neighbourhood shops are centrally located and suitable controls on retailing are provided under Clause 7.22 of CLEP 2015 to ensure land use outcomes within this precinct are consistent with the objectives for development in the Business Park zone.

13.2

Key Development Objectives and Controls

13.2 Key Development Objectives and Controls

Objectives

- Provide a high quality landscaped Business Park that complements and enhances the main lake setting and natural attributes of the site.
- Generate employment and economic growth for the Campbelltown-Macarthur Regional Centre through collaborative research and development opportunities involving the Western Sydney University, Campbelltown TAFE College, Campbelltown Hospitals and other enterprises in the Macarthur Region.
- Create a high quality residential environment with a variety of housing choice options.
- Deliver an appropriately landscaped and managed network of passive recreation and private open spaces.
- Provide a safe and efficient system of roads and pathways within a quality landscaped setting.
- Protect and enhance the important visual, ecological, and riparian qualities of the site.
- Conserve and promote the heritage significance of the site.

Controls

1. Masterplan - Subdivision layout and land uses to generally comply with the Masterplan shown at Figure 13.2.

The Masterplan provides the conceptual road design, subdivision layout and land use outcomes for the development of Maryfields Estate. All development applications relating to the Maryfields Estate are to be generally consistent with the Masterplan.

This Masterplan has been informed by detailed environmental planning studies undertaken during the rezoning of the land. Any deviations to the Masterplan may only be considered having regard to any relevant studies informing the Masterplan and where the general development objectives are achieved.



Figure 13.2 - Maryfields Estate Masterplan

13.3

Precinct Staging

13.3 Precinct Staging

The Maryfields Estate Masterplan contains four distinct precincts comprising the Business Park and main lake, a Heritage Park, a Seniors Housing precinct and a Residential Precinct. The precincts are to be delivered in accordance with the staging plan (Figure 13.3) to ensure the orderly and economic development of the land. Variations to the staging plan may be considered if the orderly delivery of the overall development and associated infrastructure is not compromised.

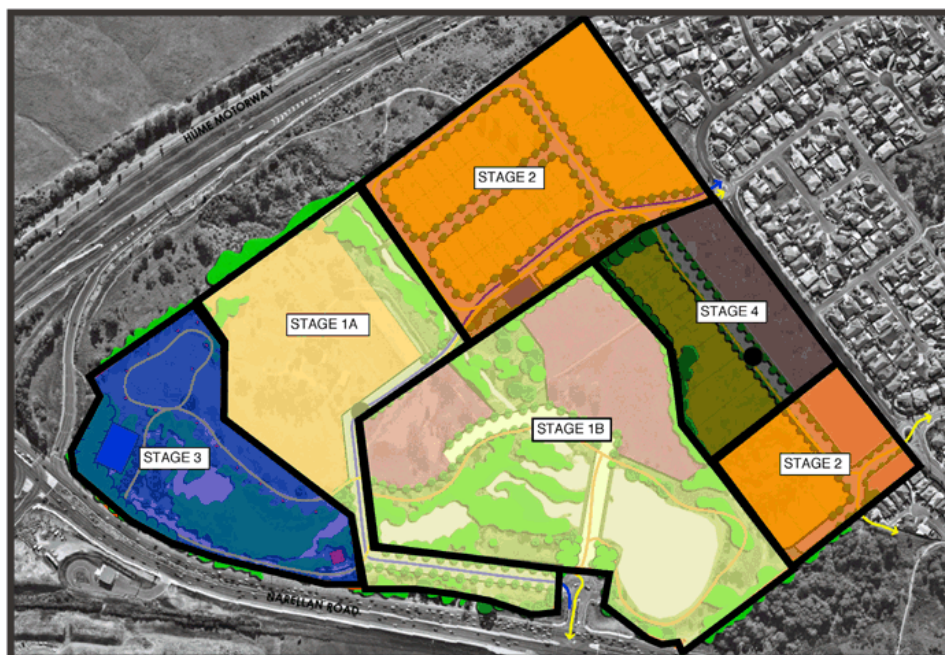


Figure 13.3 - Precinct Staging Plan

13.4

Streetscape and Connectivity

13.4 Streetscape and Connectivity

Objectives

- To provide for an efficient and connected street and pathway network for vehicular traffic, pedestrians and cyclists
- To provide an attractive and safe urban streetscape environment with integrated landscaping.
- To mitigate any adverse impacts of through traffic on the local road network by restricting the movement of private vehicles between Narellan Road and Blair Athol.

Controls

1. The street and pathway network is to be provided by the developer in conjunction with the corresponding development/subdivision of each staged precinct generally in accordance with the masterplan layout and Figure 13.4.
2. The technical design of all streets and pathways is to comply with the Campbelltown City Council Engineering Design Guide for Development.
3. Tree planting is to be integrated into the street design consistent with the Indicative Street Tree Hierarchy provided at Appendix 1.
4. A Street Tree Planting Plan for each Precinct, prepared by a suitably qualified landscape designer and including drawings, costings, materials and planting palettes shall be submitted to Council for approval in conjunction with the subdivision/development of each staged precinct.

13.4

Streetscape and Connectivity

5. A distinctive framed vista and formal entry design is to be provided for the entrance road to the Business Park precinct to achieve a high quality presentation from the Narellan Road frontage. Entry design shall include high quality paving, street lighting, entry signage, advanced tree planting and irrigated mass planting beds.
6. Street Tree planting shall be provided to both sides of all streets, comprising of minimum 100L pot size and corralled by hardwood timber tree guards.
7. The intersection of Maryfields Estate with Narellan Road shall be upgraded by the developer in conjunction with the construction of road works for the Business Park precinct. The upgrade works are to comply with the requirements of Campbelltown City Council and NSW Roads and Maritime Service, as generally depicted in Appendix 3.
8. A single lane restricted road link across the riparian corridor between the residential and seniors living precincts of the Maryfields Estate shall be provided for the use of bus and emergency vehicles only. The subject road link is to comply with any design requirements of local bus operators and emergency authorities.
9. Bus stops shall be provided as generally shown on the masterplan, including in proximity to the local neighbourhood shops. Where bus stops are provided consideration shall be given to wideing the road carriageway to accommodate a 2.5m wide bus parking bay. Roadside seating or shelters shall be provided at all bus stops.

13.4

Streetscape and Connectivity

10. Pedestrian and cycle pathways are to be designed having regard to the principles of Crime Prevention through Environmental Design to promote safety and security for users, including clear sight lines and provision of night lighting.
11. All street lighting is to be LED “Smart” lighting to Council’s specification. The street lighting plan must consider the impact of street tree planting (at planting and mature height and form) on the lighting.
- 12 The street lighting and associated infrastructure for all public roads is to be dedicated to Council. The design and installation of the street lighting is to be such that Council can take ownership of the street lighting in this subdivision (ie. separate circuit to residential supply).

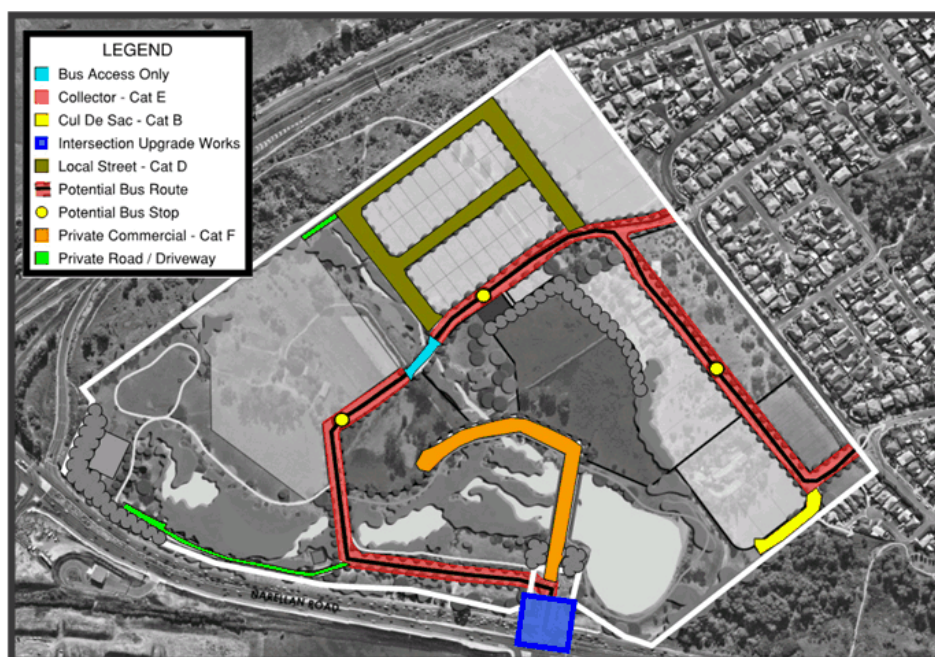


Figure 13.4 Road Hierarchy

13.5 Open Space Areas

13.5

Open Space Areas

Objectives

- Provide a coordinated and managed open space network delivered in a timely manner with the development of the respective precincts identified under the Maryfields Staging Plan.
- Maintain and enhance the visual qualities of the main lake and associated open space areas as viewed from the Narellan Road frontage.
- Maintain and enhance riparian habitat and remnant Cumberland Plain Woodland of ecological significance.

Controls

1. Open space areas within Maryfields Estate are to be generally provided in accordance with Figure 13.5 (Open Space Areas), including connection with pedestrian and bicycle pathways. Specific controls for each open space area are provided in Table 13.1.
2. Open space areas are to be progressively embellished and managed by the developer at no cost to Council in conjunction with the development of the corresponding stage of Maryfields Estate.
3. Native vegetation within open space areas and riparian corridors are to be rehabilitated and managed in accordance with a Vegetation Management Plan (VMP) prepared by a suitably qualified environmental consultant in accordance with Council's Guide for the preparation of Vegetation Management Plans. VMPs for Stages 1A (Seniors Living), 1B (Business Park) and 3 (Heritage Precinct) are to be submitted with the initial development application for subdivision or development works for each of these precincts.

13.5 Open Space Areas



Figure 13.5 Open Space Areas

13.5

Open Space Areas

Table 13.1	
Open Space Area	Specific Controls and Management Criteria
A. St Clare Memorial Park	1. This Park comprises the existing designated cemetery at Bethlehem Monastery and adjacent grassed verge to the immediate west. These two spaces are to collectively comprise the St Clare Memorial Park. 2. The site is to include signature signage, sensitively designed with respect to the character of the landscape setting and presence of the existing cemetery. 3. The open structure and simple style of the landscape is to be maintained. Upgrade existing turf to match existing. Retain and protect existing vegetation and enhance with limited tree planting to the western side of the site. 4. Provide for passive recreation and surveillance through the use of seating and subtle lighting, styled to reflect the landscape character of the site. 5. Repair any dilapidated elements within the cemetery with approval from representatives of the Bethlehem Monastery and/or the Trustees of the Poor Clare Colletines. 6. Where required, restrict vehicular access to St Clare Memorial Park with landscape elements that reflect the landscape character of the site and with respect for the presence of the existing cemetery. 7. A Landscape Concept Plan for St Clare Memorial Park including drawings, costings, materials and planting palettes, shall be submitted to Council for review and approval as part of the Stage 2 development proposal. 8. Construction Certificate Plans for St Clare Memorial Park including drawings, details, costings, maintenance program and specifications shall be submitted to Council for review and approval, prior to construction. 9. Due to the existence of the cemetery, park ownership is to be retained and managed by the developer / private owner in accordance with the relevant legislation.

13.5

Open Space Areas

Open Space Area	Specific Controls and Management Criteria
B.Upper Riparian Corridor	1. A Vegetation Management Plan shall be submitted to Council for the rehabilitation of the Upper Riparian Corridor in accordance with the requirements of Campbelltown City Councils Vegetation Management Plan: Guide to Vegetation Management Plan within the Campbelltown City Council Local Government Area, and the objectives of the Campbelltown (Sustainable City) Development Control Plan 2015. 2. Rehabilitation and management of the riparian corridor is to be undertaken by the private owner / developer of the Seniors Living Precinct in accordance with a Council approved VMP. 3. As a minimum, rehabilitation works shall be provided to enhance the quality of the Cumberland Plain Woodland (CPW), offer wildlife (terrestrial and aquatic) habitats and connectivity, ensure long-term bank stabilisation and improvements to water quality, and increase the bio-diversity value of the riparian corridor. 4. Maintenance access for on-going management of the Upper Riparian Corridor shall be provided. The width for Council maintenance access requirements is typically 3m. Subtle methods to prevent general vehicular access from the adjacent road shall also be incorporated. 5. A Landscape Concept Plan for the Upper Riparian Corridor including drawings, costings, materials and planting palettes, shall be submitted to Council for review and approval as part of the Stage 1A development proposal. The Landscape Concept Plan must reflect the objectives and strategies outlined in the Council approved VMP. 6. Construction Certificate Plans for the Upper Riparian Corridor including drawings, details, costings, maintenance program and specifications shall be submitted to Council for review and approval, prior to construction.

13.5

Open Space Areas

Open Space Area	Specific Controls and Management Criteria
C.St Francis Park	1. St Francis Park is to be delivered to the requirements of Campbelltown City Council as part of the initial development application for subdivision or development of the adjoining Business Park Precinct (Stage 1B). 2. The embellishment of the park is to be provided by the developer at no cost to Council in a manner consistent with informal health and fitness pursuits. This includes as a minimum, a playground area covered by a shade structure/sails that comprises a variety of play equipment catering to the 0-5 year old and 5-10 year old age groups, wetpour rubber safety softfall to enable access to all play equipment items, advanced tree plantings, furniture items such as picnic settings, picnic shelters, drinking station, rubbish bins, and bench seating, accessible pedestrian pathways and connections that are appropriately lit to meet the relevant Australian Standards. 3. The western edge of St Francis Park consists of a riparian corridor that connects to the Upper Riparian Corridor. A Vegetation Management Plan shall be submitted to Council for the rehabilitation of the riparian corridor in accordance with the requirements of Campbelltown City Councils Vegetation Management Plan: Guide to Vegetation Management Plan within the Campbelltown City Council Local Government Area, and the objectives of the Campbelltown (Sustainable City) Development Control Plan 2015. 4. Rehabilitation and management of the riparian corridor is to be undertaken by the private owner / developer in accordance with a Council approved VMP.

13.5

Open Space Areas

Open Space Area	Specific Controls and Management Criteria
C.St Francis Park	5. As a minimum, rehabilitation works to the riparian corridor shall be provided to enhance the quality of the Cumberland Plain Woodland (CPW), offer wildlife (terrestrial and aquatic) habitats and connectivity, ensure long-term bank stabilisation and improvements to water quality, and increase the bio-diversity value of the riparian corridor. 6. Maintenance access for on-going management of St Francis Park shall be provided. The width for Council maintenance access requirements is typically 3m. Subtle methods to prevent general vehicular access from the adjacent road shall also be incorporated. 7. Vegetation within St Francis Park (outside of the riparian corridor) is to generally comprise irrigated open turfed areas with a mix of intermittent deciduous and native tree and mass plantings. A remote sensed subsoil irrigation system shall be provided to all mass planting beds in St Francis Park. 8. The Park contains a potential archaeological deposit (refer 'Aboriginal Heritage Due Diligence Assessment Maryfields Estate, Campbelltown' prepared by Niche environment and Heritage Consultants, October 2013). Any development involving soil disturbance is to consider the archaeological sensitivities of the site and comply with any relevant legislative requirements prior to ground disturbing works commencing. 9. A Landscape Concept Plan for St Francis Park including drawings, costings, materials and planting palettes, shall be submitted to Council for review and approval as part of the initial development application for subdivision or development of the adjoining business precinct. The Landscape Concept Plan must reflect the objectives and strategies outlined in the Council approved VMP for the riparian corridor. 10. Construction Certificate Plans for St Francis Park including drawings, details, costings, maintenance program and specifications shall be submitted to Council for review and approval, prior to construction

13.5

Open Space Areas

Open Space Area	Specific Controls and Management Criteria
C.St Francis Park	11. Following completion of works to the requirements of Council, St Francis Park may be considered for dedication at no cost to Council as public land, in conjunction with the subdivision and development of the adjoining land.
D. Heritage Precinct	1. The Heritage Precinct forms the heritage listed curtilage of the Stations of the Cross (local heritage listed item). 2. The use and embellishment of the Heritage Precinct is to be consistent with a Conservation Management Plan and Vegetation Management Plan approved by Campbelltown City Council. 3. A Vegetation Management Plan shall be submitted to Council for the rehabilitation of the riparian corridor and system of ponds within the Heritage Precinct in accordance with the requirements of Campbelltown City Councils Vegetation Management Plan: Guide to Vegetation Management Plan within the Campbelltown City Council Local Government Area, and the objectives of the Campbelltown (Sustainable City) Development Control Plan 2015. 4. As a minimum, rehabilitation works shall be provided to enhance the quality of the Cumberland Plain Woodland (CPW), offer wildlife (terrestrial and aquatic) habitats and connectivity, ensure long-term bank stabilisation and improvements to water quality, and increase the bio-diversity value of the riparian corridor. 5. Access into and around the Heritage Precinct via a minimum 2.5m wide accessible bike and pedestrian pathway network with associated lighting, bike parking, seating, drinking stations and interpretive signage shall be provided for use by the general public as required for religious ceremonies or operation of the interpretive centre.

13.5

Open Space Areas

Open Space Area	Specific Controls and Management Criteria
D. Heritage Precinct	6. A Landscape Concept Plan for the Heritage Precinct including drawings, costings, materials and planting palettes, shall be submitted to Council for review and approval as part of the Stage 3 development proposal. The Landscape Concept Plan must reflect the objectives and strategies outlined in the Council approved Conservation Management Plan and Vegetation Management Plan. 7. Construction Certificate Plans for the Heritage Precinct including drawings, details, costings, maintenance program and specifications shall be submitted to Council for review and approval, prior to construction. 8. The Heritage Precinct is to be retained as a single allotment in the care and control of private ownership and managed in conjunction with an environmental/religious community interpretive centre and /or by the owner(s) of the adjoining Seniors Living Precinct.
E. Business Park Precinct	1. A Vegetation Management Plan shall be submitted to Council for the rehabilitation of the riparian corridor, system of ponds and lake/dam within the Business Park Precinct and in accordance with the requirements of Campbelltown City Councils Vegetation Management Plan: Guide to Vegetation Management Plan within the Campbelltown City Council Local Government Area, and the objectives of the Campbelltown (Sustainable City) Development Control Plan 2015. 2. Rehabilitation and management of the riparian corridor, system of ponds and lake/dam, Asset Protection Zones and remnant Cumberland Plain Woodland, is to be undertaken by the private owner / developer of the Business Park Precinct in accordance with a Council approved VMP. 3. As a minimum, rehabilitation works shall be provided to enhance the quality of the remnant Cumberland Plain Woodland (CPW), offer wildlife (terrestrial and aquatic) habitats and connectivity, ensure long-term bank stabilisation and improvements to water quality, and increase the bio-diversity value of the riparian corridor, system of ponds and lake/dam.

13.5

Open Space Areas

Open Space Area	Specific Controls and Management Criteria
E.Business Park Precinct	4. Open space within the Business Park Precinct shall be retained and managed by the private owner as an accessible passive recreation space including accessible pedestrian boardwalks, shaded seating areas, open grassed picnic areas, viewing platforms, drinking stations and rubbish bins. 5. Access into and around the Business Park Precinct via a minimum 2.5m wide accessible bike and pedestrian pathway network with associated lighting, bike parking, seating and drinking stations shall be provided for all users of the Business Park Precinct. 6. Proposed vegetation to the lake/dam perimeter shall be designed to maintain clear and unobstructed sight lines. 7. A Landscape Concept Plan for the Business Park Precinct including drawings, costings, materials and planting palettes, shall be submitted to Council for review and approval as part of the Stage 1B development proposal. The Landscape Concept Plan must reflect the objectives and strategies outlined in the Council approved Vegetation Management Plan. 8. A Landscape Concept Plan for the proposed landscape buffer between Narellan Road and the Business Park Precinct and the entry into the business Park Precinct including drawings, costings, materials and planting palettes, shall be submitted to Council for review and approval as part of the Stage 1A development proposal. 9. Construction Certificate Plans for the Business Park Precinct including design drawings, details, costings, maintenance program and specifications shall be submitted to Council for review and approval, prior to construction.

13.5

Open Space Areas

Open Space Area	Specific Controls and Management Criteria
E. Business Park Precinct	10. Any required works to ensure the long-term structural integrity of the dam wall must be undertaken as a part of the first stage of the Maryfields Estate.
F. Neighbourhood Shops Park	1. The Neighbourhood Shops Park is to be delivered to the requirements of Campbelltown City Council as part of the initial development application for subdivision or development of the adjoining Residential Precinct (Stage 2). 2. The embellishment of the park is to be provided by the developer at no cost to Council in a manner consistent with the adjoining St Francis Park and include as a minimum, high quality accessible pavements, accessible connections to both the Neighbourhood Shops and St Francis Park, an accessible toilet facility, outdoor seating areas, bike parking, advanced tree planting, pedestrian lighting, irrigated mass planting beds and rubbish bins. 3. Subject to Council approval, part of the Neighbourhood Shops Park may be utilised by the adjoining neighbourhood shops. 4. Following completion of works to the requirements of Council, the Neighbourhood Shops Park may be dedicated to Council as public land, at no cost to Council and in conjunction with the subdivision and development of the adjoining land or held in private ownership.

13.6 Development Precinct Controls

13.6

Development Precinct Controls

There are four broad precincts nominated under the Masterplan to control the development and land use outcomes for Maryfields Estate.

These precincts comprise the following:

- (a) Business Park Precinct
- (b) Residential Precinct
- (c) Seniors Housing Precinct
- (d) Heritage Precinct

The following precinct-specific design guidelines provided in this DCP aim to ensure that the desired development outcomes for each precinct are achieved and the overall objectives of the Masterplan are realised.

13.6

Business Park

13.6.1 Business Park

Objectives

- Create a high quality landscaped campus-style business park that promotes employment and economic growth in the Campbelltown Region.
- Deliver high quality architectural building designs within an extensively landscaped and planned setting.
- Promote the main dam and associated riparian corridor as an integral landscaped feature of the business park.

The masterplan layout of the Business Park Precinct, incorporating the main water body and dam, is illustrated at Figure 13.6.



Figure 13.6 Business Park Precinct

13.6.1.1 Building Design**Controls**

1. Buildings must be designed by a qualified and registered architect.
2. All proposed building designs shall incorporate the following unifying elements:
 - a. Campus-style arrangement of building forms with a high quality architectural presentation to publicly accessible spaces, including views across the main dam from the Narellan Road frontage.
 - b. An active interface to the streetscape and adjoining open spaces, including pedestrian entry treatments comprising podiums and forecourts at ground level.
 - c. Integration of common landscaping elements including tree planting, paving, lighting and furniture.
3. The visual impact of building facades is to be moderated by detailed architectural treatment incorporating the following treatments:
 - a. Extensive use of glass, expressed steelwork and louvers.
 - b. Use of panelised materials for general external cladding.
 - c. A generally monochromatic colour scheme based on the use of off-white/light greys/natural/aluminium/stainless steel tones.
 - d. Contrast or feature elements which should be generally organic in character and may include timber, stone-faced cladding, terracotta tiles cladding and bronze or



Figure 13.7 Business Park - Artist Impression

13.6**Business Park**

13.6

Business Park

- other metal finish colours.
- e. Window-shading treatments and other façade elements.
- 4. Perspectives, photomontages, sections and other appropriate diagrams are to accompany all development applications.
- 5. Buildings shall generally present as four stories(or lesser) when viewed from surrounding landscape so as to comply with the height limit prescribed by Campbelltown Local Environmental Plan 2015.
- 6. Crime Prevention through Environmental Design (CPTED) principles should be considered in the building design and layout to minimise opportunities for crime and enhance security.

13.6.1.2 Building Setbacks

Controls

- 1. Building setbacks shall be provided in accordance with Figure 13.8, generally comprising:
 - a. Minimum 6 metre building setback to streets and open space areas.
 - b. Minimum 10 metre setback to the northern precinct boundary of the business park adjoining residential land uses and the neighbourhood shops.
- 2. All rooftop exposed structures including lift motor rooms and plant rooms together with air conditioning, ventilation and exhaust systems must be suitably screened and integrated with the building design and set back 6 metres from all sides of the building to minimise any visual impact.
- 3. At least 50% of the area of required building setbacks is to be utilised for landscaping incorporating

significant shade trees, and landscape screening where appropriate.

4. Building setbacks for development adjoining park spaces are to incorporate paving and lighting to facilitate pedestrian activity and connections between the building and the park space.

13.6

Business Park

13.6.1.3 Landscaping

1. Regular tree planting to both sides of streets and within building street setbacks and open car parking spaces shall be provided as required to deliver a tree dominated precinct.
2. Landscaping, paving and lighting shall be provided to the main access road from Narellan Road to deliver a framed vista of formal tree planting and a heightened sense of entry to the precinct.
3. The open space, riparian areas and main dam of the Business Park precinct are to be retained and managed as an accessible passive recreation space for users of the Business Park. Requirements for the embellishment of these areas are provided in Part 13.5.

13.6.1.4 Car Parking

1. Car parking spaces are to be provided on site to satisfy the parking demand generated by the business park development. This requirement may be satisfied by the provision of on-site parking at the following rates:
 - a. A general parking rate of 1 space per 70m² of Gross Floor Area. A higher parking ratio may be required having regard to the final mix of development types, ongoing monitoring of parking demand and actual take-up of public and alternative transportation strategies.

13.6

Business Park

- b. One bicycle rack space must be provided for every 10 car parking spaces allowed and should be located in close proximity to the building's entrance.
 - c. One motor cycle space must be provided for every 20 car parking spaces provided.
 - d. Provision of accessible car spaces as prescribed by the Building Code of Australia (BCA).
2. Provision of parking shall be configured to provide a suitable distribution and mix of parking spaces, including;
 - a. Clearly legible visitor parking to service each building.
 - b. Centralised staff parking.
 - c. Parking bays for service vehicles, taxis, bus bays and the like.
3. Parking spaces shall generally be provided within centralised locations and basement car parks to minimise visual impacts to the streetscape.
4. Temporary on-grade parking areas may be provided in developable areas and progressively reduced as the Business Park Precinct is developed.
5. The depth of any required setback area may be partially used for car parking purposes, provided car parking areas do not dominate the landscape nor compromise the architectural value and visual interest of the development.
6. Basement parking adjoining the streetfront must be located fully below footpath level if feasible. On sloping sites, consideration will be

given to a portion of the basement level exceeding ground level by a maximum of 1.2 metres provided the street elevation of the building is not compromised. (Figure 13.8)

7. Vehicular circulation areas for each development site must be designed to facilitate forward direction of vehicle movements at all times.
8. Outdoor parking areas are to be provided with shade trees at regular intervals.

13.6.1.5 Signage

1. Use of signage on buildings must not detract from the architectural qualities of the building and shall be located below the roofline and/or parapets.
2. Use of common directional signage for multi-tenanted buildings must be designed and constructed from durable materials to complement the architectural theme of the business park buildings. The placement of these signs should be at the main entrance points to buildings.
3. The maximum height of all free standing signs should not exceed 3 metres, with the exception of a signature business park sign at the main entrance which must not exceed 5-metres in height.

13.6

Business Park

13.6

Business Park

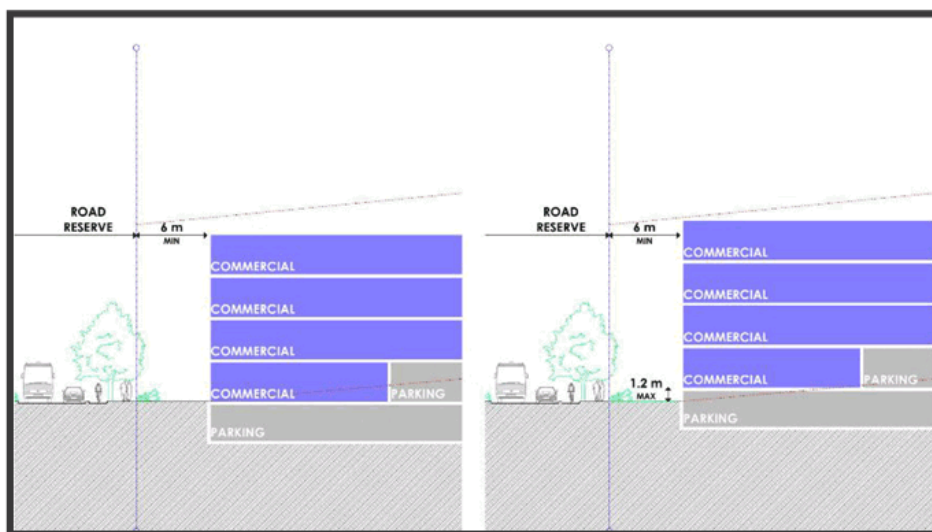


Figure 13.8 Business Park - Street Setback and Carparking Option

13.6.2 Residential Precinct

13.6

Residential Precinct

Objectives

- Provide a variety of housing choice to promote a diverse residential community.
- Integrate the new residential precinct with the existing neighbourhood of Blair Athol and adjacent masterplan precincts, including St Clare Memorial Park.
- Provide a built form that appropriately responds to the site context and constraints.

The Masterplan for the residential precinct has been informed by a number of considerations including the site context, local topography, promotion of a diversity of housing types, and limiting traffic impacts on the local road network. Provision has also been made in the residential precinct for local neighbourhood shops and enhanced connectivity with adjoining open space areas.

Building Design, setbacks and landscaping shall comply with the general development controls for low and medium density housing under Campbelltown (Sustainable City) Development Control Plan 2015 (as amended).

Additional site specific controls for development of the residential precinct are outlined as follows:

Controls

1. All development sharing a boundary with Maryfields Drive must be designed to front and be accessed from Maryfields Drive. Consideration is to be given to split level dwelling designs to accommodate garage access at street level and minimise site regrading.
2. Any development of land affected by the existing electrical easement (Figure 13.11) must demonstrate a suitable residential design outcome having regard to the restrictions imposed by that easement, and safety clearances required by relevant Australian Standards.

13.6 Residential Precinct

3. Development of the residential precinct adjoining the Hume Motorway boundary shall incorporate suitable noise attenuation measures to address acoustic impacts from this traffic corridor in accordance with relevant Australian Standards and noise planning criteria. This may require:



Figure 13.9 Residential Precinct

- a. Acoustic fencing or shielding along the Hume Motorway boundary to be provided at the subdivision works stage consistent with that already in place for existing dwellings in the adjoining residential subdivision of Blair Athol.
- b. Site regrading of dwelling lots at the subdivision works stage to enhance the effectiveness of any acoustic shielding along the common boundary.



Figure 13.10 Acoustic Fence Example

- c. Mitigation measures used in the dwelling design, including dwelling layout, positioning on the allotment, landscaping, and use of acoustically rated windows, doors, ventilation systems and facade treatments.
4. Common boundary fencing treatment with the St Clare Memorial Park must use wood panelling or similar natural material.

13.6

Residential Precinct

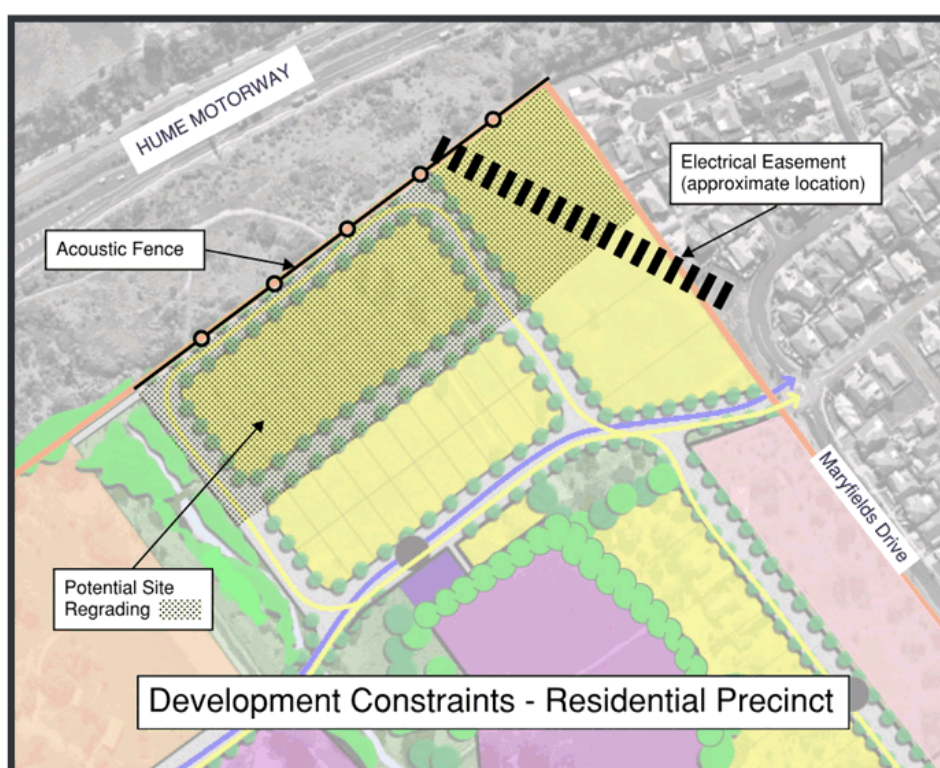


Figure 13.11 Development Constraints- Residential Precinct

13.6

Neighbourhood Shops

13.6.3 Neighbourhood Shops

Objectives

- To provide a small scale neighbourhood shopping centre to serve the day-to-day retail and service needs of the local population.
- To ensure the design of the neighbourhood shopping centre integrates with the adjacent open space area (St Francis Park) and surrounding land uses.
- To ensure the neighbourhood shopping centre operates without adversely impacting the amenity of the area.

Controls

The following requirements supplement the development controls for Neighbourhood Shops (Commercial Development) under Campbelltown (Sustainable City) Development Control Plan 2015 (as amended).

1. A local shopping centre comprising of 'neighbourhood shops' at ground level is to be provided in the location shown on the Maryfields Estate Masterplan.
2. The aggregate size of the local shopping centre shall not exceed 500 square metres of gross floor area unless supported by an economic impact assessment prepared by a suitably qualified person to demonstrate that any economic impacts of the proposed development on the retail hierarchy of business areas in the Campbelltown locality are acceptable.
3. The design of the local shopping centre shall incorporate facades of a high quality architectural presentation to all street fronts and the adjoining open space area (St Francis Park).
4. Building facades shall be setback a minimum of 5.5 metres from any street or adjoining open space.

-
5. Any commercial outdoor areas fronting the adjoining park shall be designed to enhance the public domain and facilitate public use of that space.
 6. Adequate space for loading and unloading of delivery and service vehicles shall be integrated into the design of the development so as to not impact upon the amenity of the surrounding area. This may include the provision of a common service area or lane to provide for the collective servicing needs of the development.

13.6

Neighbourhood Shops

13.6

Seniors Housing Precinct

13.6.4 Seniors Housing Precinct

Objectives

- Provide high quality independent and assisted living housing solutions for persons aged 55 and over.
- Provide a modern attractive built form that integrates with the surrounding landscape setting and respects the heritage significance of the adjoining heritage listed precinct.
- Manage bushfire risk by encouraging the appropriate treatment and use of the required Asset Protection Zones (APZ) through strategic placement of car parking, roads, landscaping, and buildings.
- Facilitate a precinct road and path layout that provides suitable connectivity for residents whilst discouraging through public vehicular access between Narellan Road and Maryfields Drive.

Controls

1. Buildings must be designed by a qualified and registered architect. All facades of any buildings within the seniors housing precinct must embrace a high quality of architectural presentation and complement the surrounding landscape setting and heritage precinct.
2. The occupancy of residential accommodation is regulated under Campbelltown Local Environmental Plan 2015, generally being restricted to seniors and people who have a disability. A covenant or similar restriction must be provided on the title of the land to restrict the occupancy of any approved development in accordance with this limitation.
- 3 Building design and layout shall be generally consistent with the following requirements:
 - a. all buildings shall have a positive street address and presentation;
 - b. building facades shall generally present as a maximum of 4-storeys in height.



13.6

Seniors Housing Project

Figure 13.12 Seniors Housing Precinct

- c. provision of an active interface with the open space riparian corridor to the north and the heritage precinct to the south;
 - d. suitable building layout and facade treatments to mitigate impacts of vehicular noise from the adjacent Hume Motorway.
 - e. building materials and colour palate should incorporate natural earth tones to complement the landscape context.
 - f. compliance with NSW RFS Guidelines including provision of APZs as generally depicted in Figure 13.17.
4. Any development shall be consistent with the requirements of 'Stations of the Cross, Maryfields, Campbelltown' Conservation Management Plan prepared by Perumal Murphy Alessi - May 2015. This may include:

13.6

Seniors Housing Precinct

- a. maximising surveillance opportunities to the heritage precinct through building design layout, and provision of balconies and living areas fronting the heritage precinct.
 - b. complementary landscaping and unobtrusive fencing treatments at ground level along the common boundary to provide an integrated setting with a strong visual connection between the spaces.
5. The road and subdivision layout is to be generally consistent with the materplan, including:
 - a. provision of a private driveway connection across the northern creek to provide a northern connection with the adjacent residential precinct; and
 - b. provision of a limited road connection to the north for use by bus and emergency vehicles only.
 - c. allocation of a peripheral road reserve within the APZs as illustrated at Figure 13.17.
 - d. provision of pedestrian and cycleways to promote connectivity with other precincts.
6. Building setbacks shall be provided as follows:
 - a. building setbacks to a public road is to be a minimum of 6 metres;
 - b. the first three storeys of any scheme fronting the heritage precinct or open space corridor must be setback a minimum of 6m storey being setback a further 3m (9m minimum).

7. Regular tree planting to both sides of streets and within building street setbacks and open car parking spaces shall be provided to deliver a tree dominated precinct.
8. Operational noise from mechanical plant, loading docks and car parks associated with the seniors housing precinct should be mitigated where necessary using selected building materials, acoustic screens, enclosures and acoustic shielding.

13.6

Seniors Housing Precinct



Figure 13.13 Artist Impression- Seniors Housing

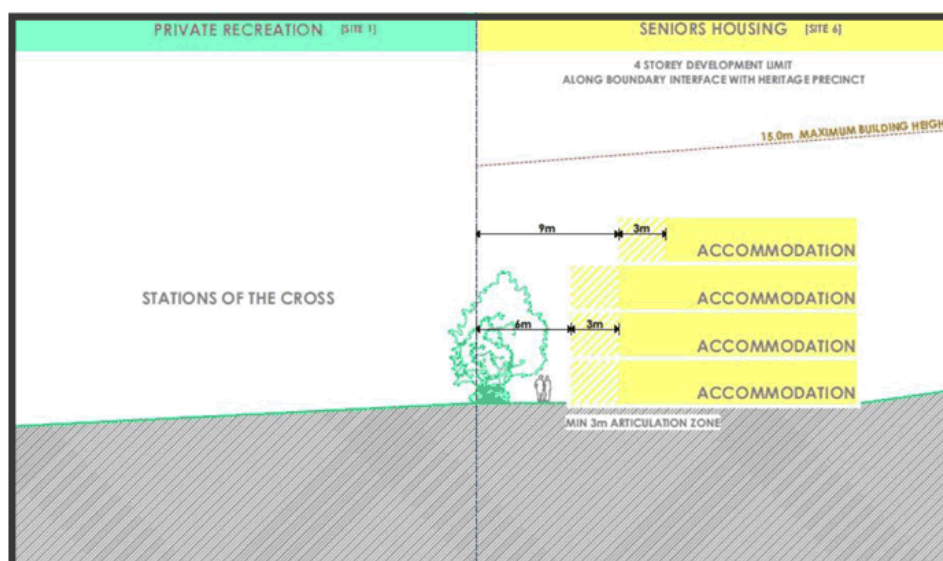


Figure 13.14 Senior Housing Setbacks

13.6

Heritage Precinct

13.6.5 Heritage Precinct

Objectives

- Promote long term conservation outcomes and public use of the site consistent with the Conservation Management Plan (CMP) prepared for the site.
- Ensure new development and vegetation management conserves the heritage significance of the site.
- Promote public access and interpretation of the cultural significance of the site.
- Ensure any new development is low in scale and not visible from Narellan Road.



Figure 13.15 Heritage Precinct at Maryfields Estate

Controls

1. Any development within the heritage precinct must be generally consistent with the Conservation Management Plan prepared for the site.
2. The CMP may be reviewed and updated to take into account changes in legislation or any changes to site conditions.

3. Any development within the heritage precinct must be low in scale and not be visible from the adjacent Narellan Road or the Hume Motorway. This will require low building heights, substantial building setbacks from the road frontage, dense landscape screening, and use of natural building materials and neutral colour palettes.
4. Any development proposal for an Interpretative Centre or similar facility, as identified in the CMP, must also provide heritage documentation prepared by a suitably qualified person that includes:
 - a. A proposed development design outcome that is low scale and visually compatible with the landscaped setting of the site.
 - b. A demonstrated public benefit including long term conservation outcomes for the Stations of the Cross and the associated landscape elements of the heritage listed precinct.
 - c. An interpretative strategy to tell the story and background to the Maryfields estate, including aboriginal history and connections; the changing natural landscape; religious connections to the local area and people; religious connections to the local area and people; and the development of the Stations of the Cross and religious celebrations.
 - d. A public accessibility strategy to provide safe and equitable access for the public, including where feasible the continuation of religious and associated activities.

Note:

The Heritage precinct is illustrated at Figure 13.15 and is approximately 6 hectares in area. The precinct is listed as an item of local heritage significance given historical religious practices undertaken on the site by the broader Catholic community. The Stations of the Cross Statues and Garden of Gethsemane are significant physical elements associated with these religious activities that remain as the visual evidence of religious worship on the site.

The Stations of the Cross Statues have been restored and repositioned as part of the rezoning process of the Maryfields Estate, so that a sense of the "pilgrimage" and experience of rising to the 12th Station in an open landscaped setting is retained and can continue to be interpreted.

A Conservation Management Plan (CMP) has been prepared to outline the history and significance of the Station of the Cross statues at Maryfields and provide policy guidelines for their long term conservation, use and maintenance as part of the cultural heritage of Campbelltown:

-May 2015 'Stations of the Cross, Maryfields, Campbelltown' Conservation Management Plan (CMP) prepared by Perumal Murphy Alessi ('PMA').

The CMP will provide the basis of any assessment of potential heritage impacts for development proposed within the precinct.

13.6

Heritage Precinct

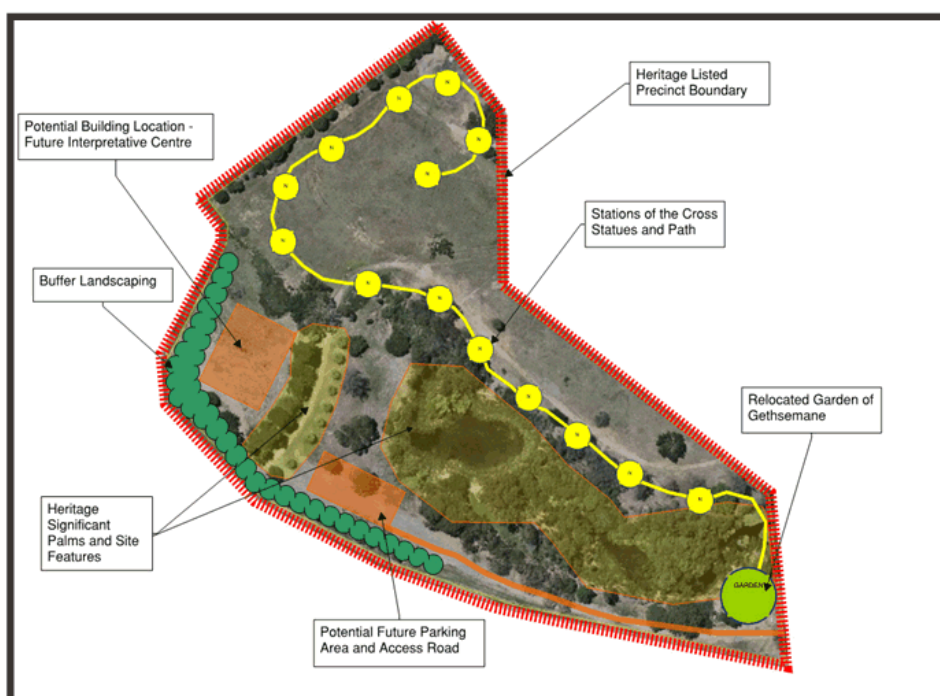
13.6

Heritage Precinct

- e. Consideration of an integrated caretaker's residence to manage site conservation outcomes.
 - f. Archaeological assessment for any major site works or excavation
 - g. An assessment of opportunities to use the facility and associated external areas as a communal space for the adjacent Seniors Precinct.
 - h. Review of the Vegetation Management Plan required in accordance with Part 13.5.
5. Pedestrian and cycle paths are to be delivered generally in accordance with the Masterplan and the controls specified at Part 13.2.
 6. Carparking shall be provided in the general location indicated in Figure 13.16 to service the car parking needs of the heritage precinct. An at-grade car park and associated driveway may be provided in the general location shown subject to:
 - a. A traffic impact assessment being provided by a suitably qualified person to demonstrate that the design, layout and quantity of carparking is suitable to accommodate vehicular parking demand generated by the intended use;
 - b. Sufficient landscape plantings being provided to mitigate any adverse visual impacts of any proposed carparking and driveway areas.

Note:

Any development application for an interpretive centre or similar facility must also address the relevant provisions of Campbelltown Local Environmental Plan 2015, including permissibility of proposed land uses and consideration of heritage impacts and conservation outcomes.



13.6 Heritage Precinct

Figure 13.16 Detailed Heritage Precinct supported by CMP

13.7

Risk Management

13.7 Risk Management

This Part sets out relevant controls to appropriately manage site specific risk factors identified for the Maryfields Estate.

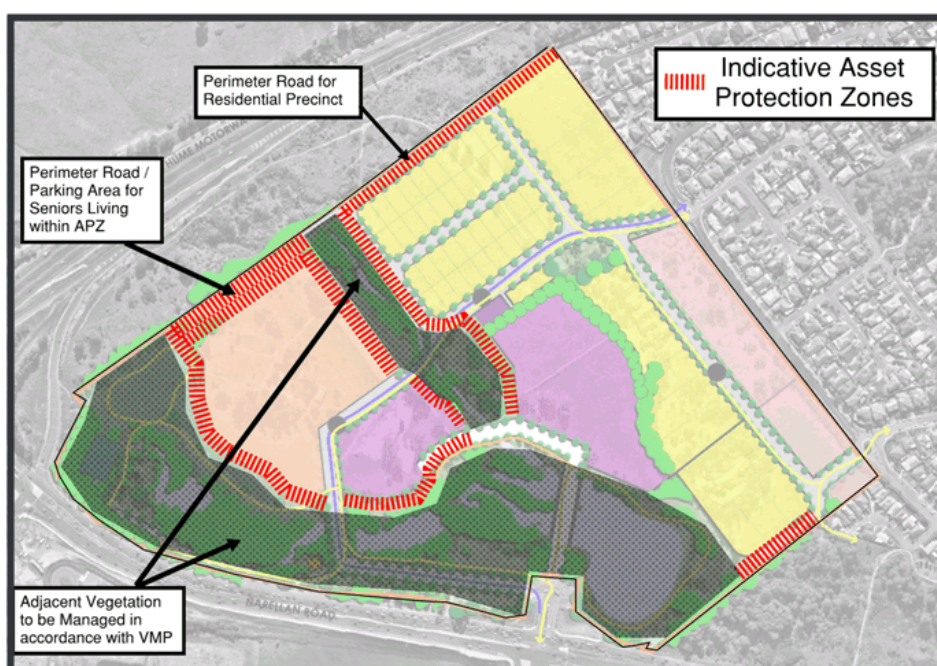
13.7.1 Bushfire Risk

Objectives

- To ensure that all development within Maryfields Estate appropriately manages potential bushfire risk.

Controls

1. All subdivision and development must be compliant with the relevant requirements of the NSW Rural Fire Service Planning for Bushfire Protection Guidelines 2006 (as amended).
2. Where asset protection zones are required on private land, a suitable restriction must be recorded on the titles of any created lots to ensure any required APZs are appropriately managed in perpetuity by the respective land owners.
3. Indicative Asset Protection Zones required for development within Maryfields Estate are illustrated in Figure 13.17 (source: Bushfire Constraints Assessment for the Maryfields Estate Rezoning, Campbelltown - Australian Bushfire Protection Planners P/L October 2013).



13.7

Dam Wall Structural Integrity

Figure 13.17 Indicative Asset Protection Zones required to address Bushfire Risk

13.7.2 Dam Wall Structural Integrity (Main Lake)

Objectives

- To ensure that the development of Maryfields Estate ensures the structural integrity of the main dam wall forming the main lake adjacent to the Narellan Road frontage.

Controls

1. Works to safeguard the long term structural integrity of the main dam wall must be undertaken to the requirements of Council as part of the first stage of the development of Maryfields Estate.
2. A structural assessment of the main dam wall and the proposed methodology to ensure the stability of the dam wall must be provided by a suitably qualified hydraulic engineer having regard to post-development stormwater flows, and is to include consideration of the following:

13.7

Dam Wall Structural Integrity

- a. Provision of a minimum freeboard level of 1.0m. The required freeboard height is to be achieved by a reduction in the spillway height level rather than increasing the height of the dam wall.
 - b. Adjustment of dam wall batter angles and/or controlled floor mechanisms to provide an optimum design outcome.
 - c. Design parameters for required spillway(s).
 - d. Measures to provide long-term erosion control including protection measures for the internal dam wall against wave action and suitable vegetation treatments of the external wall areas.
3. Any structural works associated with the main dam wall shall where possible be undertaken in concert with the construction of the business park access roads to maximise the re-use efficiency of materials within the site.

13.7.3 Site Remediation

13.7 Site Remediation

Objectives

- To ensure that the land is suitable for the proposed use in terms of site contamination.

Controls

1. An evaluation of site contamination risks is required to be completed by a suitably qualified person in accordance with the requirements of Managing Land Contamination Planning Guidelines, SEPP 55 - Remediation of Land (EPA, DUAP, 1998)
2. Where a site is identified as being, or having the potential to be contaminated, a Contamination Management Plan shall be submitted with the development application to demonstrate that the land may be appropriately remediated for the proposed use.

Note:

A preliminary environmental site audit undertaken during the rezoning of the land identified low potential for contamination on some portions of the site as a result of past development and agricultural activities. The audit recommended that more detailed investigations of potential site contamination are undertaken in areas of potential environmental concern, generally comprising parts of the site affected by historical development activity and/or filling, with a broad scale assessment in open areas or areas previously used for agricultural and farming activities.

13.8

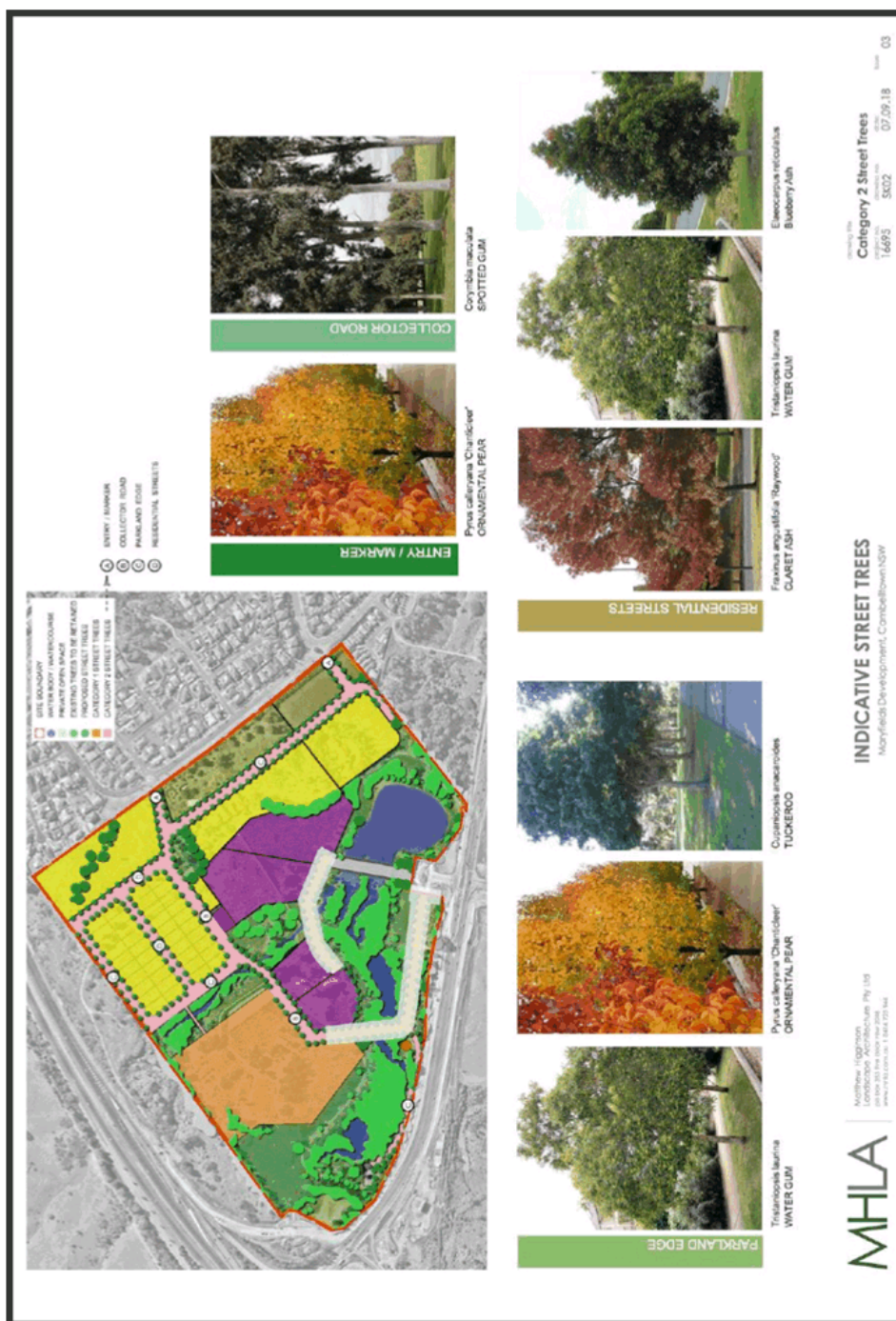
Appendix 1

13.8 Appendix 1 - Indicative Street Tree Planting Plan



13.8

Appendix 1

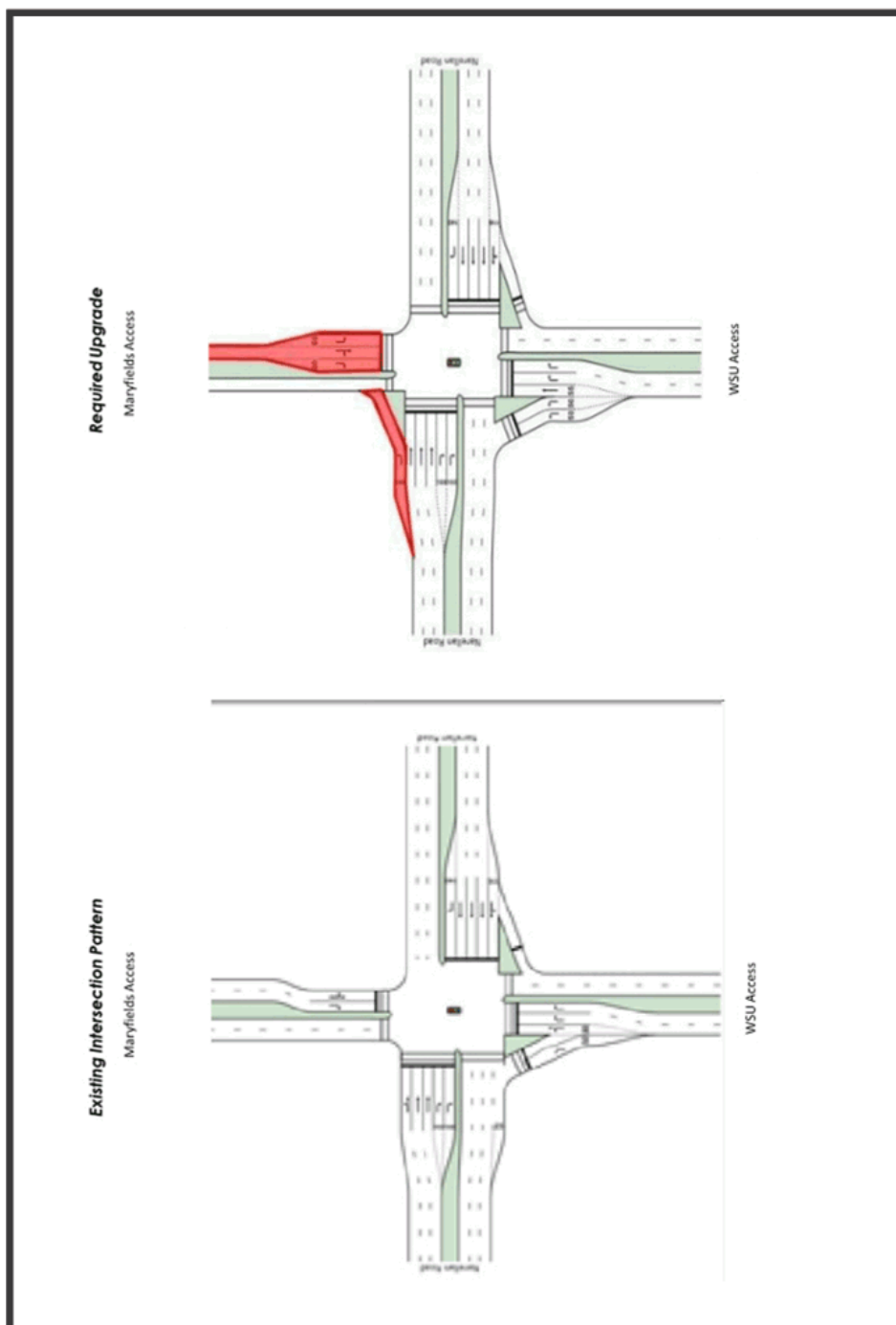


13.9

Appendix 2

13.9 Appendix 2- Indicative Intersection Upgrade Works

Indicative Intersection Upgrade Works - Narellan Road (Subject to RMS Requirements).





campbelltown.nsw.gov.au

Campbelltown City Council, PO Box 57, Campbelltown, NSW 2560

8.6 Draft Community Participation Plan

Reporting Officer

Executive Manager Urban Release and Engagement
City Development

Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.3 - Ensure that Campbelltown is an inclusive city

Officer's Recommendation

1. That Council adopt the Campbelltown Community Participation Plan.
2. That Council forward the adopted Campbelltown Community Participation Plan to the Department of Planning, Infrastructure and Environment.

Purpose

The purpose of this report is to detail the results of the public exhibition undertaken of the draft Campbelltown Community Participation Plan and to recommend that Council adopt the plan with minor amendments as summarised in the report.

History

At its meeting of 6 August 2019, Council considered a report detailing a draft Community Participation Plan (CPP) as required by the *Environmental Planning and Assessment Act 1979* (EPA Act) and resolved to place the plan on public exhibition.

The draft CPP has been prepared to fulfil Council's legislative requirements for public consultation in the planning process. The draft CPP applies to the exercise of planning functions under the EPA Act by the Council and its delegated staff or panels.

In brief, the objectives of the draft CPP are to:

- encourage community participation by keeping the community informed and promoting participation opportunities
- ensure community engagement accurately captures the relevant views of the community
- clearly set out the purpose of any engagement and how and when the community can participate
- ensure the community has reasonable time to provide input
- keep accurate records of engagement activities and community input
- ensure everyone can participate in a safe, respectful and open manner that supports everyone's right to present their point of view

- explain how community input was taken into consideration when a planning decision was made and to ensure the response to community input is relevant and proportionate
- give genuine and proper consideration to community input
- regularly review the effectiveness of community engagement
- comply with any statutory obligations
- protect privacy and respect confidentiality

The draft CPP provides information on what type and when a plan or development application will be exhibited and notified to the community. It also details how any plan or application is notified, including exhibition in a local newspaper, on Council's website and/or by letter to owners depending on the type of draft plan or application for development.

The draft CPP also covers draft plans and applications for development that would be considered by the Local or Regional Planning Panels.

Report

The draft CPP was publicly exhibited between 23 August 2019 and 3 October 2019 in local newspapers and on Council's website. Hard copies were also made available at HJ Daley Library, at the Campbelltown administration centre. The draft CPP was also available for download and review from Council's website.

No submissions were received during the exhibition period.

Notwithstanding this outcome, it is proposed that the exhibited draft CPP be amended to continue the current practice of notifying two storey dwellings in localities subject to State DCPs (Edmondson Park and East Leppington) that Council is unable to amend. The exhibited proposal to discontinue notification of DCP-compliant two storey dwellings in Mt Gilead and Menangle Park remains unchanged as Council has the ability to make amendments to the applicable DCPs should the need arise.

Next steps

Under the legislative requirements of the EPA Act, Council is required to forward its adopted Community Participation Plan to the Department of Planning, Infrastructure and Environment before 1 December 2019. After publication of the adopted CPP on the Department's website, it becomes effective.

In early 2020, a separate report on housekeeping amendments to the Campbelltown (Sustainable City) Development Control Plan will be presented to Council to address, in part, the removal of matters addressed by the 2015 CPP.

Council's broader community and stakeholder engagement framework will be developed over the next 12 months and will be coherent and align with the community participation plan.

Conclusion

The draft CPP has been prepared in accordance with the requirements of the EPA Act and if adopted by Council, is capable of meeting the 1 December 2019 deadline set by the Department of Planning, Industry and Environment.

The purpose of a CPP is to make it easier for the community to be involved in planning decisions that affect the City. Although no submissions were received during the exhibition of the draft CPP, a minor amendment is recommended to retain current notification practices in release areas such as Edmondson Park and East Leppington, due to the existing state Development Control Plans that apply to these areas.

Accordingly, it is recommended that Council adopt the draft CPP with minor amendments as shown in yellow highlight in attachment 1. The adopted CPP would take effect when published on the Department of Planning, Industry and Environment's NSW Planning Portal.

Attachments

1. Draft Community Participation Plan (contained within this report)

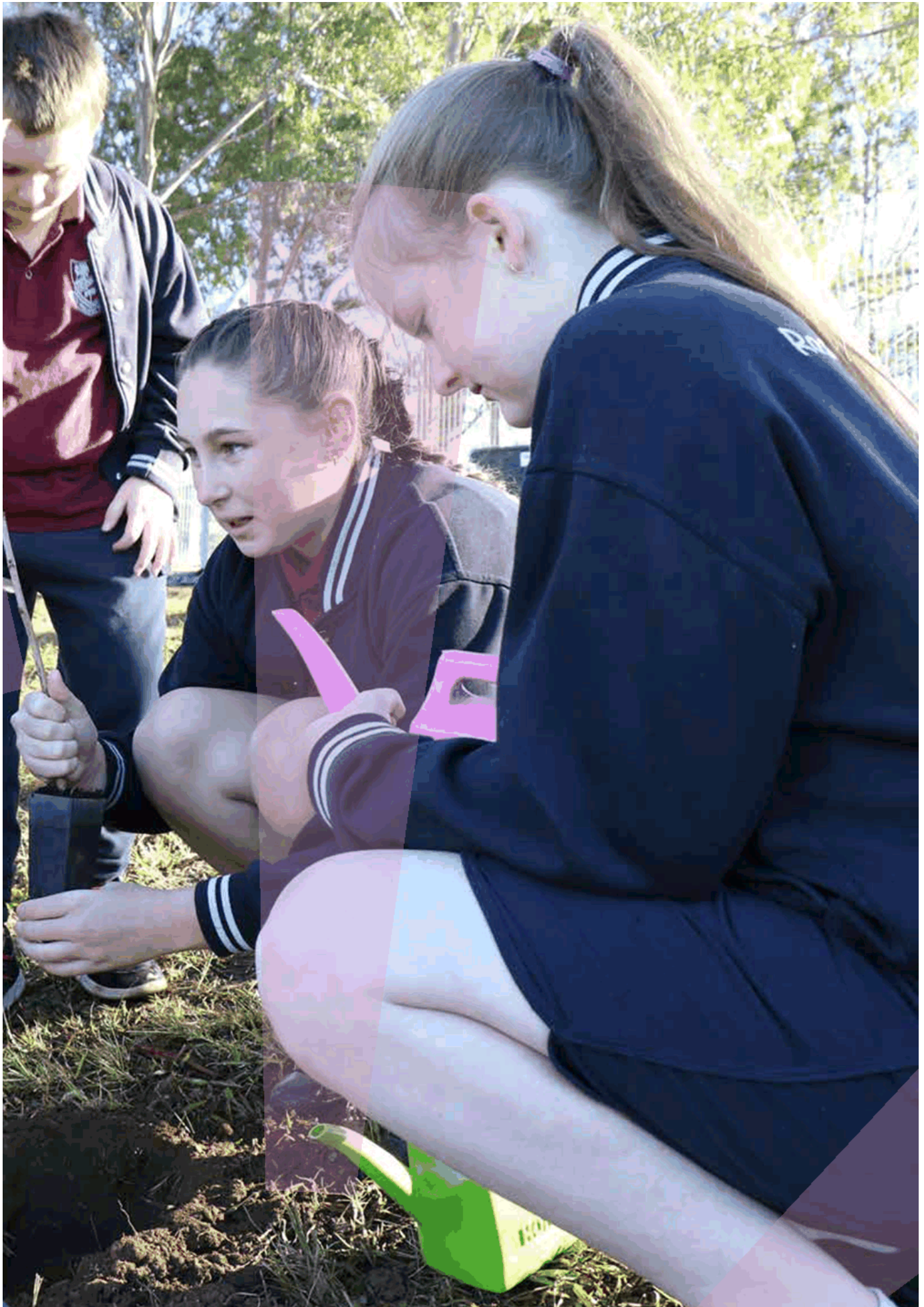
The cover features a vibrant pink background with four bright yellow geometric shapes (a parallelogram, a rectangle, a trapezoid, and a triangle) scattered across the upper half. The title is centered in the lower half, with the council name in white and the main title in large, bold black letters. A subtitle is located at the bottom right.

Campbelltown City Council
**COMMUNITY
PARTICIPATION
PLAN**

A comprehensive guide for community
participation in the planning system



Council acknowledges the traditional custodians of the land, the Dharawal people and their unique and spiritual connections to the land. We also respectfully acknowledge Elders past and present for the role they continue to play in guiding future generations.







Mayor's message

As the Mayor of Campbelltown, it is my great pleasure to present Campbelltown's Community Participation Plan, a comprehensive guide to the way our community can participate in the planning system.

We are focused on developing Campbelltown as the lifestyle capital – a city of great places and opportunities for residents, businesses, investors and visitors, and a city where people from diverse backgrounds come together.

To achieve our vision for the city, we know that the best planning outcomes are achieved when communities can participate in the planning process at the earliest opportunity. This approach contributes directly to Campbelltown's future and ensures that the planning outcomes for our city can be informed by the people who call it home.

Our Community Participation Plan defines our approach to ensuring community participation and engagement with decision making for the city. It sets out how we will ensure that our community is given opportunities to have their say on draft plans and applications for development.

The plan is designed to be an easy-to-use guide, outlining when and how our residents can have their say on planning decisions that could affect their future.

I invite you to take the opportunity to have your say on this draft plan and I look forward to hearing your views.

A handwritten signature in black ink, reading "G Brticevic".

Cr George Brticevic
Mayor of Campbelltown





July 2019

Disclaimer

While every reasonable effort has been made to ensure this document is correct at time of printing, Campbelltown City Council, its agents and employees, disclaim any and all liability to any person in respect of anything or the consequences of anything done or omitted to be done in reliance or upon the whole or any part of this document.

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Table of amendments

Amendment No.	Date of amendment	Effect of amendment

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Mayor's message

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1 | Community Participation Plan



Community participation in the planning system

1.1 What is our Community Participation Plan and why do we have it?

Campbelltown City Council recognises community participation throughout the planning system is not only your right, it also delivers better planning results for the people of the City.

Ultimately, our responsibility in planning matters is to deliver the objectives of the Environmental Planning and Assessment Act 1979 (EP&A Act) including the promotion of orderly and economic use of land, facilitating ecologically sustainable development and promoting social and economic wellbeing.

Community participation is an overarching term covering how we engage the community in our work under the EP&A Act, including plan making and decisions on proposed development. The level and extent of community participation will vary depending on the scope of the proposal under consideration and the potential impact of the decision.

The community includes anyone who is affected by the planning system and includes individuals, community groups, Aboriginal communities, peak bodies representing a range of interests, businesses, local government, and State and Commonwealth government agencies.

Our Community Participation Plan (CPP) is designed to make opportunities for the community to participate in planning decisions easier. It does this by setting out in one place how and when you can participate in the planning system as it relates to Council's plan making and development assessment functions across our entire local government area. This Community Participation Plan also establishes our community participation objectives which we use to guide our approach to community engagement. It is separate to our existing Community Engagement Policy, which has been made in accordance with the requirements of the Local Government Act 1993.

The objectives have been prepared using the principles identified in the EP&A Act. The principles are:

- The community has a right to be informed about planning matters that affect it.
- Planning authorities should encourage effective and on-going partnerships with the community to provide meaningful opportunities for community participation in planning.
- Planning information should be in plain language, easily accessible and in a form that facilitates community participation in planning.
- The community should be given opportunities to participate in strategic planning as early as possible to enable community views to be genuinely considered.
- Community participation should be inclusive and planning authorities should actively seek views that are representative of the community.
- Members of the community who are affected by proposed major development should be consulted by the proponent before an application for planning approval is made.
- Planning decisions should be made in an open and transparent way and the community should be provided with reasons for those decisions (including how community views have been taken into account).

Why is community participation important?

- It builds community confidence in the planning system
- Community participation creates a shared sense of purpose, direction and understanding of the need to manage growth and change, while preserving local character
- It provides access to community knowledge, ideas and expertise.



1.2 What are the objectives of our Community Participation Plan?

In response to the participation principles outlined above, Council's Community Participation Plan aims to:

- Encourage community participation by:
 - keeping the community informed
 - promoting participation opportunities
- Ensure community engagement accurately captures the relevant views of the community
- Clearly set out the purpose of any engagement and how and when the community can participate
- Prepare information for the community that is relevant, concise and easy to understand
- Ensure information is accessible and seek input from groups who may find it difficult to participate in standard engagement activities
- Start community engagement as early as possible
- Ensure the community has reasonable time to provide input
- Keep accurate records of engagement activities and community input
- Ensure everyone can participate in a safe and open manner. All community members, stakeholders and our staff have the right to participate in a respectful environment and behave in a manner that supports everyone's right to present their point of view.
- Comply with the requirements and objective of the GIPA Act to provide for transparency in decision making
- Clearly establish the purpose for engagement and tailor engagement activities to match the:
 - context (location; type of application; stage of the assessment process; previous engagement undertaken)
 - scale and nature of the proposal and its impacts
 - level of community interest
 - community's preferences about how they would like to participate
- Adjust engagement activities in response to community input where new ideas and new technology become available to assist participation in planning decision making
- Explain how community input was taken into consideration, and ensure the response to community input is relevant and proportionate
- Give genuine and proper consideration to community input
- Regularly review the effectiveness of community engagement
- Integrate community input into the evaluation process
- Comply with any statutory obligations
- Protect privacy and respect confidentiality

1.3 What our Community Participation Plan is not

This Community Participation Plan does not relate to applications or planning policies and legislation that are being prepared and assessed by the Department of Planning, Industry and Environment or other public authorities. The Department of Planning, Industry and Environment and other public authorities are required to have their own separate Community Participation Plan, which are available on the relevant agency's website.

1.4 What work does this Community Participation Plan apply to?

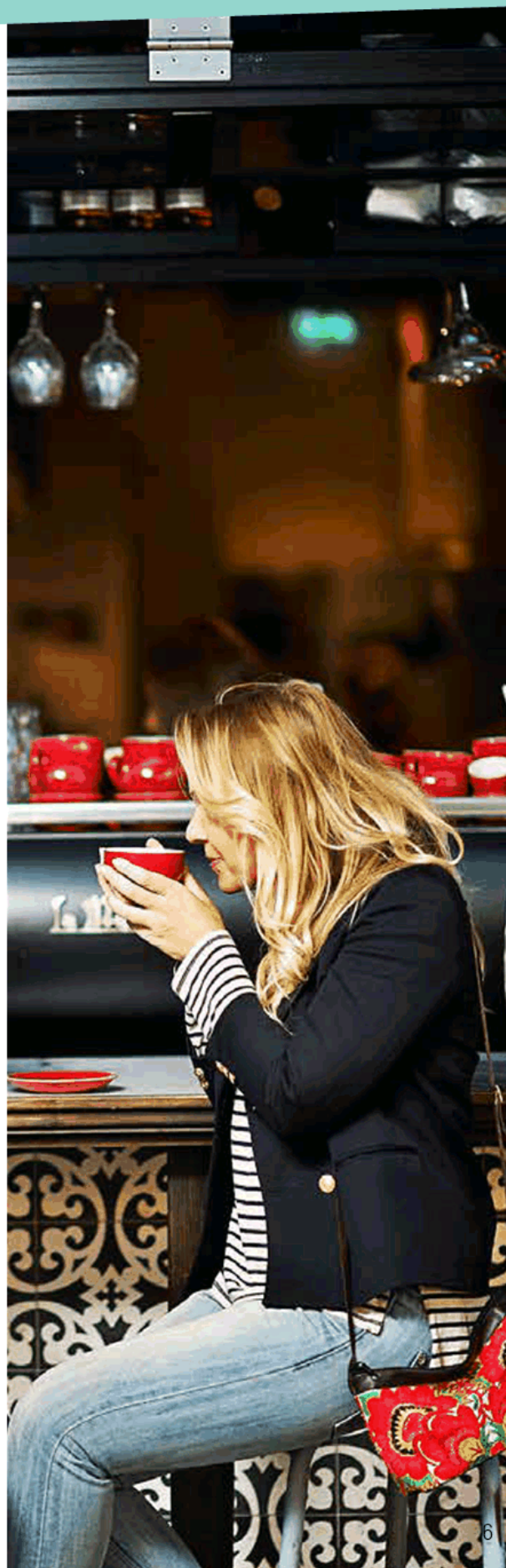
Our Community Participation Plan is a requirement of Division 2.6 and Schedule 1 of the EP&A Act and applies to the exercise of planning functions by the Council and its delegated staff. It will also apply to applications that may be considered and determined by Regional and Local Planning Panels. The Community Participation Plan applies to any application for development that is lodged or draft plan that is prepared after the plans adoption date.

Our Community Participation Plan also covers the exhibition of draft Plans of Management for open space that are made to comply with the Local Government Act 1993.

Our Community Participation Plan will be reviewed on a regular basis and will respond to changes in technology and legislation.

1.5 Where does this Community Participation Plan apply?

Our Community Participation Plan applies to all land in the City of Campbelltown local government area.





1.6 What role do Planning Panels have in decision making?

Planning Panels are required to make certain planning decisions as required by the EP&A Act.

There are two Planning Panels that make decisions in our community. They are the Sydney Western City Planning Panel and the Campbelltown City Council Local Planning Panel. Each Planning Panel has its own 'code of conduct' and is made up of a mix of Government appointed experts and locals. The types of planning decisions that each Panel makes is set out in the Act and Directions that are made by the Minister from time-to-time.

When we notify and/or exhibit an application for development or draft planning strategy or instrument change and we know in advance if one of the Panels will make the decision, we will let you know in our exhibition and notification materials. However, this might not always be the case as it can change during the assessment process.



Sydney Western City Planning Panel

The Sydney Western City Planning Panel meets as required and is administered by the Department of Planning, Industry and Environment. Its meetings are open to the public and are advertised in a local newspaper by the Department's Panel Secretariat who also notifies submission authors about the listing of relevant planning matters to the next meeting of the Panel.

The Sydney Western City Planning Panel considers and can approve or refuse draft local environmental planning instrument changes upon request by an applicant that might be dissatisfied with a decision made by Council. The Panel will also consider and determine applications for development with a value of \$30 million or more. There are some other instances when the Sydney Western City Planning Panel will make a decision in the City, depending on the application type or stage of draft planning instrument change.

For more information about the Sydney Western City Planning Panel, what types of applications and strategic planning decision it makes and who sits on it, please visit www.planningportal.nsw.gov.au/planningpanels.

Campbelltown City Council Local Planning Panel

The Campbelltown City Council Local Planning Panel meets monthly and is administered by Council staff. Its meetings are open to the public and are advertised in a local newspaper by Council.

The Local Planning Panel considers draft local environmental planning instrument changes and provides advice to Council on the changes. It also assesses and determines a range of applications for development.

For more information about the Campbelltown City Council Local Planning Panel, what types of applications and strategic planning decisions it makes and who sits on it, please visit www.campbelltown.nsw.gov.au and search for 'Local Planning Panel'.



9 | Community Participation Plan

The background of the slide is a solid pink color. On the left side, there are several overlapping teal-colored geometric shapes, including a large triangle at the top and a smaller quadrilateral below it. The text is positioned on the right side of the slide, overlaid on the pink background.

How the community can participate in the planning system

2.1 Our approach to community participation

In line with our community participation objectives, we encourage open, inclusive, easy, relevant, timely and meaningful opportunities for community participation in our planning functions and assessment of individual proposals. To achieve this, we design our engagement approach so that even where there may not be community wide consensus on the decision or outcomes, there can be acknowledgment that the process was fair with proper and genuine consideration given to community views and concerns.

It is important to note that the planning process is only one part of an overall project lifecycle in which you can participate. Outside of this standard process, in some circumstances we also undertake post-determination, compliance and enforcement activities to ensure that planning laws and decisions are upheld and implemented correctly.

Materials available for review by the public will be available on our website for viewing at home.

Important meanings:

‘Exhibition’ – this means that we will place a notice in a local newspaper and on our website letting the public know about a draft plan or application for development. Materials available for review by the public will be available on our website for viewing at home and in local libraries. A paper copy of the exhibition material will be available at our main office in Campbelltown and accessible during normal office hours.

‘Notification’ – this means that we will send a letter to owners of land that is nearby to a proposed development site that is in our opinion, potentially impacted by the development proposal. The distance from the development site that an owner will receive notification will vary depending on the type and scale of development proposed.

Where an application is being exhibited, it will always

be notified as well. More detail about the types of development that will be exhibited and/or notified is in Table 3.

In the advertisement for the exhibition of a draft plan or application for development on our website and at our office, we will:

- Make it clear what the purpose of the draft plan or application for development is.
- Identify what land is affected by a draft plan or application for development.
- Show what the start and finish dates for the exhibition are.
- Tell you where and how you can view documents.
- Let you know who to contact for more information about the draft plan or application for development.

Other important points:

- The Council is not required to make available for public inspection any part of an environmental impact statement whose publication would, in the opinion of the Council, be contrary to the public interest because of its confidential nature or for any other reason.
- Timeframes are in calendar days and include weekends and public holidays.
- If the exhibition or notification period is due to close on a weekend or a public holiday we will extend the exhibition to finish on the first available work day.
- The period between 15 December and 15 January (inclusive) each year is excluded from the calculation of the time of exhibition and notification. This means that you will have more time to make a submission over the busy Christmas and New Year period.

2.2 Exhibition and notification timeframes

Section 2.21(2) of the EP&A Act details the types of proposals that must be considered in the Community Participation Plan and Schedule 1 of the EP&A Act sets a minimum exhibition timeframe for most of these proposals. We will always exhibit a proposal for this minimum timeframe and will consider an extended timeframe for exhibition based on the scale and nature of the proposal.

Sometimes a decision about a planning proposal might be made before it is publicly exhibited. These are known as 'pre-gateway' decisions, pre-gateway decisions are pathway decisions and not decisions on whether or not the application plan should be approved. Aside from this, we will never make a decision on a draft plan or application for development before the exhibition or notification time has ended.

The requirements in Table 1 are mandatory:

Table 1 - Plan making mandatory exhibition timeframes

Type of plan	Number of days for exhibition
Draft Community Participation Plan	28 days
Draft local strategic planning instruments	28 days
Planning Proposals for Local Environmental Plans post gateway determination	28 days or as specified by the Gateway determination which may find, due to the minor nature of the proposal, that no public exhibition is required
Draft Development Control Plans	28 days
Draft Local Infrastructure Contribution Plans	28 days
Draft planning agreements	28 days

As part of the strategic planning consultation process, there will be occasions when we conduct more personal consultation with affected community members. Examples of this consultation might include public hearings and 'drop in' or 'pop up' booths in local shopping centres or libraries at times that make it easy for you to get extra information and discuss the strategic plan with our staff. Examples of times when we have done this before include public hearings for reclassification of Council-owned land and for new draft city-wide Local Environmental Plans.

A person who makes a written submission on a new plan and provides their contact information in the submission, will be advised in writing as soon as practical that we have received their submission. They will also be advised in writing when Councillors are making a decision on the draft plan so that they can attend the public meeting to hear discussions on the draft plan and in some cases address the Councillors as well before a decision is made.

Table 2 - Development assessment exhibition and notification timeframes

Type of application for development	Number of days for exhibition or notification
Application for development consent (other than for complying development certificate and those other types listed below)	The minimum days and method specified in Table 3 for the types of applications listed. If the development type is not listed, we do not notify or exhibit that application
Application for designated development	31 days – will be exhibited and notified
Application for 'nominated integrated development'	31 days – will be exhibited and notified
Application for other types of 'integrated development'	The minimum days and method specified in Table 3 for the types of applications listed. If the development type is not listed, 21 days – will be notified
Applications including an Environmental Impact Statement obtained under Division 5.1 of the EP&A Act	31 days – will be exhibited and notified



Table 3 provides a list of development types that we will notify or exhibit to neighbours and the public as soon as possible after we receive the application. If the application type is not listed, that means that we will not notify or exhibit the development application.

We will also notify or exhibit applications for development that are not in Table 3 where in our opinion, despite the development type and its compliance with planning controls, its notification or exhibition is in the public interest.

For definitions of the development types, you can see the 'Dictionary' at the end of Campbelltown Local Environmental Plan 2015, which is available on our website.

Table 3 - Development types that are exhibited and/or notified

Development type	Exhibited and/or notified	Number of days	Sign on property	Notification distance
Residential flat building	Exhibited and notified	28	Yes	Minimum 100 metres
Boarding houses	Exhibited and notified	28	Yes	Minimum 100 metres
Hostels and group homes (unless exempt development)	Notified	21	Yes	Minimum 100 metres
Seniors or housing for those with a disability	Exhibited and notified	21	Yes	Minimum 100 metres
Multi-dwelling and shop-top housing with 5 or less dwellings	Notified	21	Yes	Minimum 100 metres
Multi-dwelling and shop-top housing with more than 5 dwellings	Exhibited and notified	21	Yes	Minimum 100 metres
Attached dwellings	Notified	21	Yes	Minimum 100 metres
Dual occupancy dwellings	Notified	21	No	See diagram 1
Semi-detached dwellings	Notified	21	No	See diagram 1
Secondary and studio dwellings (unless complying development)	Notified	21	No	See diagram 2
Two storey dwellings not in a new release area*	Notified	21	No	See diagram 3

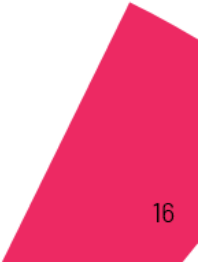


Development type	Exhibited and/or notified	Number of days	Sign on property	Notification distance
Two storey dwellings in a new release area* that do not comply with all relevant planning objectives and controls	Notified	21	No	See diagram 3
Additions to an existing dwelling that create a second storey	Notified	21	No	See diagram 3
Home businesses and industries	Notified	21	Yes	See diagram 3
Home occupation (sex services)	Notified	21	Yes	See diagram 3
Non-residential development in a residential zone	Notified	21	Yes	Minimum 100 metres
Centre-based child care facility	Notified	21	Yes	Minimum 100 metres
Places of public worship in the R2 zone	Exhibited and notified	21	Yes	Minimum 100 metres
Places of public worship in other zones	Notified	21	No	See diagram 3
Education establishments	Exhibited and notified	21	Yes	Minimum 100 metres
Community facilities	Notified	21	Yes	Minimum 100 metres
Health services facilities	Notified	21	Yes	Minimum 100 metres
Commercial, retail and industrial development that may have an impact on nearby residents (including licensed premises)	Exhibited and notified	21	Yes	Minimum 100 metres
Subdivision containing more than 100 new lots	Exhibited and notified	28	Yes	Minimum 100 metres



Development type	Exhibited and/or notified	Number of days	Sign on property	Notification distance
Intensive agriculture	Exhibited and notified	28	Yes	Minimum 100 metres
Telecommunications facilities that are not low-impact	Exhibited and notified	28	Yes	Minimum 100 metres
Restricted premises	Exhibited and notified	28	Yes	Minimum 100 metres
Demolition or major external works to a heritage item	Exhibited and notified	28	Yes	Minimum 100 metres
Any development application that includes a 'request for variation' under CI 4.6 of the relevant planning instrument	Notified	21 days or the minimum specified for the development type in this Table	Yes	Minimum 100 metres





17 | Community Participation Plan

* New release areas are those that are being developed as new residential estates.

They have their own site-specific development control plan. New release areas for the purpose of this Plan are:

- Menangle Park urban release area at Menangle Park
- 'Figtree Hill' at Gilead

Where we use a minimum 100 metres distance for notification, we will measure the distance from the external boundaries of the property where the application has been made. When a development proposal has, in our opinion, the chance to affect more neighbours, we will extend this distance.

The sign on the property where a development is proposed will be placed on the land. The sign will be in a place where it is visible to the public and will contain information about the application and how you can get more details. If the land on which the development is proposed is not visible to the public (it might be a strata unit away from the street or on land that is the rear part of a battle-axe block), the sign will be placed as near as possible to the development site where it is visible from the street. The sign will need to stay in that place until after we have finished assessing the application.

When we receive information during an application or draft plan assessment that is different from how we might have originally notified or exhibited the proposal or draft plan, we will consider how significant the changes are and may re-exhibit or re-notify it again using the number of days in Tables 1, 2 and 3. We may also notify applications for a 'Building Information Certificate' where we think that the development has the potential to impact on neighbours.

Diagram 1

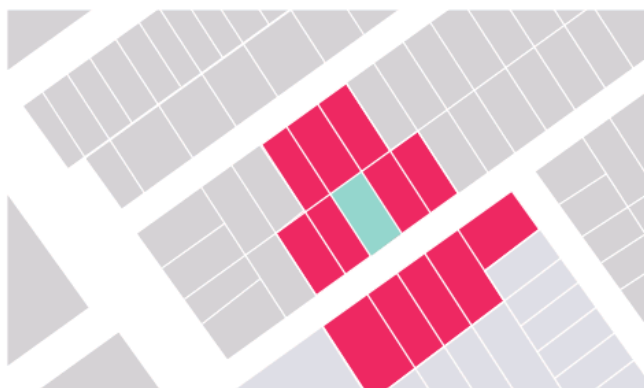


Diagram 2



Diagram 3

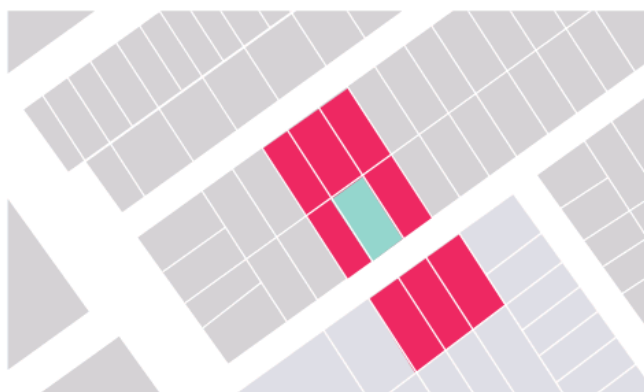
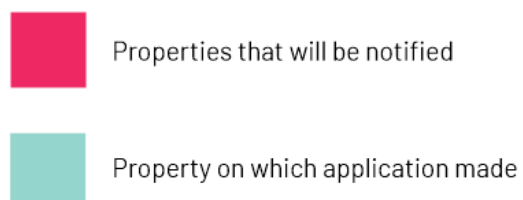
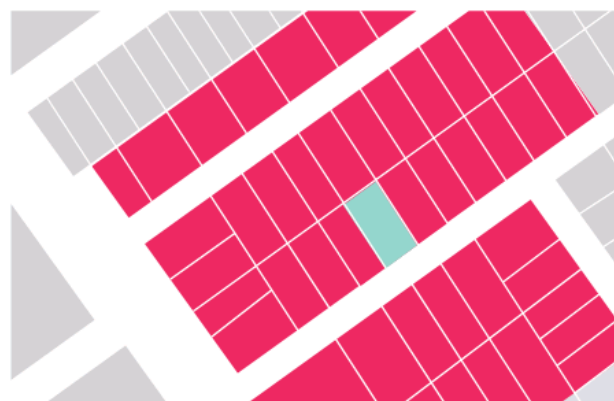


Diagram 4 - 100 metre minimum example



2.3 Other applications for development that may be notified and exhibited

In addition to the applications mentioned previously in the Community Participation Plan that are exhibited and notified when first received, there are other times that an application may be exhibited and notified.

Table 4 details what other application types may be notified and their notification and/or exhibition timeframes. As before in Table 3, if the application type is not listed, that means that we may not notify or exhibit the development application as it is not likely to significantly impact on neighbours.

Table 4 - Other development assessment exhibition and notification timeframes

Type of application for development	Number of days for exhibition or notification
Application for modification of development consent under Sec 4.55(2) of the Act	The minimum days and method specified in Table 3 for the types of applications listed
Application for modification of development consent under Sec 4.56 of the Act	The minimum days and method specified in Table 3 for the types of applications listed, including all people that made a submission on the original application
Application for development that is before the Land and Environment Court where changes have been made as part of the Court's assessment process	The minimum days and method specified in Table 3 for the types of applications listed
Application for review of determination	The minimum days and method specified in Table 3 for the types of applications listed





2.4 Where to see plans and documents that are being exhibited or notified

As part of our commitment to make sharing planning information and receiving feedback from the community easier, we will provide information in various places and ways to ensure that you are able to make an informed opinion on what might be happening in your City.

We will provide information including plans and supporting documents available for viewing on our website at any time. If you do not have access to the internet at home, you can visit our office in Campbelltown or our libraries to view the information.

Applications for development can be viewed on our 'application tracker', which you can search using an address or application number.

Draft planning strategies or instruments can be viewed on the 'have your say' page on our website during their exhibition period. You can also make a submission from there at the same time.

When we send you information about an exhibition or notification by letter or by advertisement in a local newspaper. We will also provide the details about how to find the plans and documents for viewing.

2.5 How to make a submission

You can make your submission on a draft plan or application for development in several ways. Please note, all submissions must be in writing. You can:

- Write an email with the draft plan name or application number as the subject and send it to council@campbelltown.nsw.gov.au any time throughout the notification or exhibition period
- Write a letter and send it to 'The General Manager', PO Box 57, Campbelltown NSW 2560
- When available, you can write your submission on our website using the 'have your say' button

When we send you a notification letter or place an advertisement on our website or in a local newspaper, we will have these details in there as well.



2.6 What should my submission include?

There are a number of things to consider when you decide to make a submission on a draft plan or application for development.

So we can consider your submission fully, we will need you to provide the following details in your submission:

- Your name and street address
- Your daytime contact details so we can ask you questions about your submission if we need to
- Clear reasons for your support or objection to a draft plan or application for development
- Any constructive ideas that you might have to reduce or overcome your concerns
- Include photos or drawings if you think these will assist with putting across your view

Please note that an anonymous submission with no personal details will not be considered as part of a draft plan or application for development's assessment.

2.7 What happens to my submission?

After we receive your submission, we will write to let you know that we have your letter or email.

Your submission will be used as part of the assessment of an application for development or as part of the finalisation of a draft plan. We will consider points raised in your submission and use these as part of our broader assessment of the impacts a development might have on the natural and built environment and our community.

When a decision is made by Council or a Planning Panel, the interests of the community, the environment, the rights of an applicant and various legal requirements imposed by legislation will all need to be considered and balanced.

After a Planning Panel or our officers have made a decision, we will write to you to let you know the outcome of the assessment. We will also let you know how to find out more about the reasons for the decision.

Important information about submissions that are petitions or similar letters and emails:

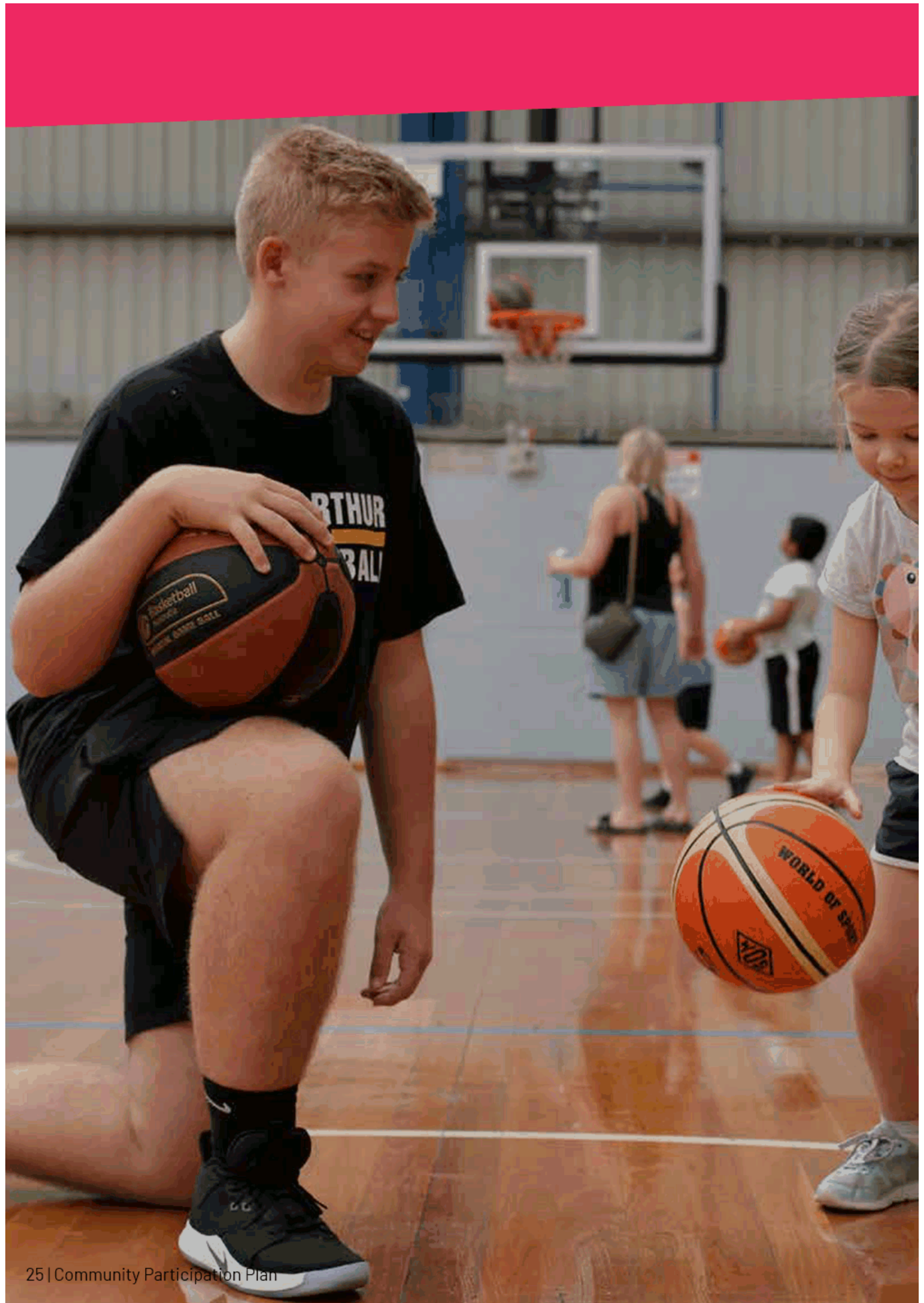
- A petition that contains the details of people that are objecting to a development proposal is only counted as one submission for the purposes of deciding whether or not an application will go to the Local Planning Panel for a decision instead of Council staff.
- To be counted as an individual submission, each letter or email must be unique in terms of its composition. Form emails or letters that are the same except for the signature of the writer or a letter signed by multiple people will only count as one submission for the purposes of deciding whether or not an application will go to the Local Planning Panel for a decision instead of Council staff.

At the moment, an application for development will go to the Local Planning Panel for a decision when we receive 10 or more unique individual submissions that object to the proposal.

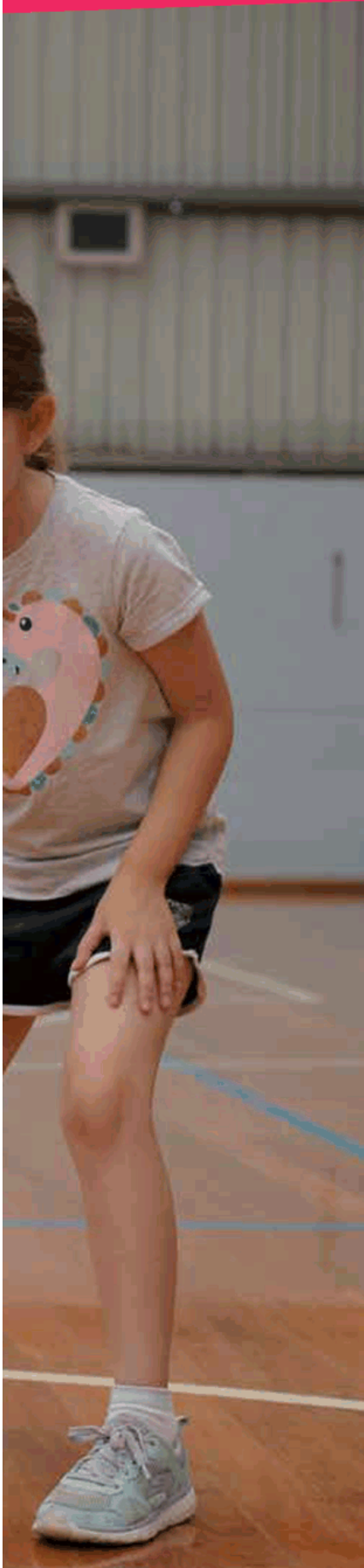
Important point:

- We will continue to receive submissions that arrive after the exhibition or notification period has ended, but cannot guarantee that they will be considered in the assessment of a draft plan or application for development as this work might have already commenced.





25 | Community Participation Plan



Feedback

We value your feedback! If you have any ideas that might help us communicate better, please let us know. We are always willing and available to listen to your suggestions.

If you have an idea that you'd like to share:

- Send us an email to council@campbelltown.nsw.gov.au
- Write a letter to 'The General Manager', PO Box 57 Campbelltown NSW 2560
- Come and see us at 91 Queen Street Campbelltown during office hours
- Call us on (02) 4645 4000 or
- Use the feedback links on our website.



PO Box 57, Campbelltown NSW 2560
Phone: 02 4645 4000
Facsimile: 02 4645 4111
Email: council@campbelltown.nsw.gov.au
Website: campbelltown.nsw.gov.au

8.7 Weed Control Methods

Reporting Officer

Director City Delivery
City Delivery

Community Strategic Plan

Objective	Strategy
2 Outcome Two: A Respected and Protected Natural Environment	2.4 - Conserve and care for our city's biodiversity

Officer's Recommendation

1. That Council continue the use of approved herbicides as the primary source to manage weeds within the Local Government Area and utilise other weed treatments where appropriate and effective.
2. That Council continues to monitor and assess the use of new weed eradication treatments as they become available.

Purpose

To update Council on the results of a trial that has been undertaken in relation to the use of non-chemical weed management methods across the Local Government Area (LGA).

History

Council at its meeting held 12 March 2019 resolved:

That a report be presented to Council investigating weed control methods without the use of Glyphosate herbicide, such as foam weeding or steam weeding, their potential costs and benefits, as well as their potential applicability to other Council functions such as cleaning and sanitisation.

Report

Council currently undertakes targeted weed control programs across the LGA to protect the environment from the spread of weeds to improve public amenity and to ensure appropriate up keep of public spaces. These programs include the application of herbicides on regular (quarterly) cycles based on the life cycle of weeds with the primary aim being the prevention of weed seed spread.

Weeds are a chronic problem across the state that costs NSW approximately \$600m annually (NSW DPI) through loss of production, the cost of application (using pesticides) and impacts to amenity.

In Australia pesticides and herbicides are regulated by the Australian Pesticides and Veterinary Medicines Authority (APVMA). The APVMA is an Australian government statutory authority established to centralise the registration and testing of all agricultural and veterinary chemical products into the Australian marketplace.

The APVMA states on its website that:

'based on its current risk assessment the label instructions on all glyphosate products, when followed, provide adequate protection for users. Any supplementary advice proposed by any other jurisdiction does not replace or override the directions for use on the product label, these directions are based on scientific risk assessment and are legally enforceable'.

Glyphosate has been approved for use, to control of a wide range of annual and perennial weeds and some juvenile woody weeds and is utilised in a number of situations including general weed control for grass and woody weeds in parks and gardens, drainage lines and aquatic areas and in bushland reserves. The NSW *Pesticides Act 1999* and the Pesticides Regulation 2017 regulate the safe use of herbicides in NSW in order to protect both the environment and community. The legislation ensures all herbicide and pesticide users store, handle and use chemical products, including glyphosate in a safe and regulated manner.

Council's weed control programs primarily utilise an approved herbicide known as glyphosate. Glyphosate is a salt based, non-residual, contact herbicide that becomes inactivate, when it comes in contact with soil.

There are a number of different weed treatments available to Council, including, herbicides, steam, foam steaming, pre-emergent and organic based sprays.

Each of these treatment measures have a series of advantages and disadvantages and this report will focus mainly on foam and steam weeding. In basic terms foam weeding uses hot water and organic foam that covers the weed in order to retain the heat of the hot water on the weed for a period of time long enough to kill the weed. Steam weeding uses straight steam which has to be applied to the weed for a long enough period of time to kill the weed. Both applications do not require any use of herbicides.

Council currently utilises two basic application methods for herbicides, the application of the product from personal spray containers and from bulk storage tanks being applied using a powered spray line from the tank. Various Council crews carry personal spray containers for small spot spray situations in addition to their substantive maintenance duties. The bulk tanker is used by a specific team whose primary role is to control weeds. Both Council staff and contractors are authorised to spray weeds through the LGA using both application methods.

Council has undertaken a trial using steam and visited another Council to observe and understand success with foam weeding. Both of these application methods are successful in the killing of herbaceous weed species but in both applications they are less efficient than glyphosate.

Steam weeding

A steam trial was undertaken over a three-month period and covered a range of different locations including drainage channels, rock lined creeks, gardens and streetscapes. During the same period herbicide was applied to similar locations.

The areas that were treated, were inspected periodically, with the areas treated with steam requiring re-application on two separate occasions. Additional spraying of herbicide was not required as no weed growth had reappeared in those areas following the initial application.

The actual time taken to treat weeds using both applications was monitored. With herbicide applications, the spray takes as much time as it takes to pass over the weed to be applied, while with steam method must be held over the weed for a period of time until the steam has burst the cells within the weeds. It was estimated that the steam application took twice as long.

Foamstream weeding

Foam weeding is another method of chemical free weeding that utilises a biodegradable foam product that when combined with heat generated by hot water kills or severely damages target plants to prevent further growth. The foam provides insulation for the hot water, ensuring the heat produced is not lost to the atmosphere.

Foamstream weeding was not trialled on ground within Campbelltown, as this type of technology is relatively new in Australia and there is a lack of contracted suppliers. However to obtain comparable information, Council Officers recently attended a presentation and field demonstration held by Central Coast Council and a supplier demonstrating the foam weeding (Foamstream) technology.

Foam weeding is applied by a bulk tanker unit with spray hoses (the foam is an additive supplied in the hot water). The application rate is similar to that of conventional weed spray methods though it is important that the majority of the weed is treated to be effective. It is reported, that the amount of treatments per year would be less than steam weeding although more than chemical weeding.

From observation, the application rate for foam weeding would be similar to that of chemical weed treating and therefore would be more efficient than steam weeding.

Overall comparison

Chemical weeding can only be carried out using personal spray containers, such as backpacks or handheld sprayers, with both foam and steam weeding requiring either bulk tanker unit or four wheeled trolley (steam weeding). Foam weeding has additional restrictions as a 25L container is required for each unit in addition to water.

All three methods of application can use a bulk tanker with spray hoses. Both steam and foam applications require a higher-pressure hose, which is heavier and more restrictive in its use. Foam and steam weeding are restricted to approximately 60 metres of hose, a longer hose would result in heat loss in the water/foam mix and the treatment will be ineffective.

Set up costs are also different for the supply of each bulk unit. Excluding the trailer and vehicle from the cost from the comparison (as all would require a similar size vehicle and trailer), the chemical weed setup would be in the order of \$5,000 whilst steam would be \$20,000 and foam weeding indicative costs being considerably higher again, up to \$30,000.

The actual running cost of the units without considering water, chemical or foam would see the chemical unit being the cheapest and the steam and foam being comparable due to heating elements and higher pressures required for operation. The cost of additives for foam and chemical treatment is comparable with steam weeding being significantly cheaper as the only cost being the water required for operation.

The overall cost for each of the treatment method compared, was also assessed in terms of the length of time the weeds were controlled and the number of site visits required per year. This indicates that chemical treatment is the most efficient and effective with almost double or triple the amount of visits required to for effective non-chemical application.

When comparing the set up costs chemical weed spraying is again the most cost effective and ongoing running and maintenance costs are considerably higher for steam and foam.

Portability is a key factor in the cost and efficiency of weed treatment. Council currently controls weed across the LGA by the use of bulk tankers and personal mobile spray containers. This method allows crews to spray small areas for weeds whilst completing other routine maintenance activities and the bulk spray unit treats larger areas where required.

Steam and foam weeding can only be carried out using trailer-mounted equipment or larger four wheel mounted machinery which would require additional transportation, therefore to achieve the same coverage, it is envisaged that additional trailer setups would need to be established. Allowing for the fact, that steam weeding has to occur more frequently there would be a need at least three additional weed spray teams.

Foam weeding although quicker to apply, would require additional treatments and the trailer mounted application due to the 25L additive being significantly heavier than current portable containers used in chemical applications. These containers are reported to last approximately 8 hours which would mean that Council teams, if planning to weed spray would need to collect new containers each morning for the days maintenance work. The current herbicide portable containers once set up can be kept until all content is used before having to be refilled which could be days or weeks depending on maintenance requirements. It has been determined that Council in using this product would have to set up possibly two to maintain the current standards.

Both steam and foam technologies can also be used for removal of algae, moss and bacteria from both hard and porous surfaces, eg: pedestrian areas or signage and walls and as these two applications actually kill the growth they will stay clean for a longer period of time. Steam could also be used as part of the cleaning of public amenities and other public domain areas. However, as the cleaning of public amenities is currently a contracted service there would be no opportunity for Council to share the unit and therefore its cost efficiency. As highlighted above, if Council was to purchase a steam unit for weed control it would be at capacity on this activity.

It should also be noted, that the use of both steam and foam technologies are only effective when treating grass and herbaceous weeds. Plants that are woody or those with large tap roots often reshoot after treatment. Glyphosate kills weeds including woody shrubs up to one metre in height with one application. If treatment of these plants with glyphosate was to cease, Council would have to invest significant resources on hand or mechanical removal or investigate the use of other more problematic but less known herbicides.

Current weed control practises

Council currently utilises other methods of weed control where feasible, including manual removal utilising hand tools and steam. The impacts of herbicides on the environment is reduced through the use of glyphosate (as opposed to other herbicides) in all situations minimising the potential negative impact of herbicides on the environment. Practices including ensuring that spraying is not undertaken in adverse weather conditions, (such as high wind) minimise this further. The manual removal of weeds can often pose other environmental risks such as erosion which can lead to poor water quality and sedimentation in our aquatic systems, the use of herbicide is more appropriate in these situations.

Council's current weed spraying program (including programs managed by contractors), have comprehensive and strict specifications to guide their safe and effective use of herbicides. All herbicides applied are in accordance with the product label or off-label permits through the APVMA and in accordance with the appropriate legislation.

Council officers are provided with industry required training relating to the transport, storage, risks of herbicide use, understanding of product labels and appropriate personal protective equipment (PPE). All relevant officers that work in the application of herbicides are trained at an AQF 3 level and received a professional accreditation for this. In addition, appropriate PPE is provided to all Council staff in accordance with the product label and Council Work Health and Safety policies and procedures to ensure all risks are minimised or eliminated. Glyphosate is listed as a Schedule 5 - Caution substance by NSW Health where in its Guide to the Poisons and Therapeutic Goods Legislation for General Sellers of Poisons, it states that:

Schedule 5 substances are poisonous substances of a dangerous nature commonly used for domestic purposes, such as methylated spirits, kerosene and bleaches, which should be readily available to the public but which require caution in their handling, use and storage.

Notwithstanding the above, Council is continually pursuing new methods and products to best serve in the safe control of weeds in public areas. The use of steam and pre-emergent weed control have been successful in some but not all situations and are not currently considered a cost effective option for Council to use across such a large geographic area.

It is recommended that Council continue to investigate other non-glyphosate based products to best suit the needs of the users and the community in weed control and it is further recommended that at this stage Council continue to use glyphosate-based products in accordance with label instructions and advice from the APVMA.

Attachments

Nil

8.8 Campbelltown Youth Literacy Initiative

Reporting Officer

Executive Manager Community Connections
City Lifestyles

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.2 - Ensure that service provision supports the community to achieve and meets their needs

Officer's Recommendation

1. That Council approve an exemption from the tendering requirements in accordance with section 55(3)(i) of the *Local Government Act 1993*, noting that, because of extenuating circumstances, a satisfactory result would not be achieved by inviting tenders for the provision of Campbelltown Youth Literacy Initiative.
2. Council notes the reasons why a satisfactory result would not be achieved by inviting tenders are:
 - (a) the recommended contractor offer represents value of money
 - (b) the contractor is the unique provider of this service
3. A Memorandum of Understanding between Campbelltown Council and Sweatshop Literacy Movement for the Campbelltown Youth Literacy Initiative is approved to be signed by the General Manager under delegation.

Purpose

To provide Council with an update in regards to successful funding for the delivery of an innovative project that Campbelltown City Library Services will be delivering with Sweatshop Literacy Movement as part of the Campbelltown 2020 program and beyond.

History

Campbelltown 2020 is a year-long program of civic, community and cultural events that celebrate the rich Aboriginal history, bicentennial milestones and future aspirations of the local area. The program marks the 200th Anniversary of the foundation of Campbelltown by Governor Lachlan Macquarie in 1820. Although this is a key milestone, the rich history of Campbelltown began long ago with the Dharawal People, and is now inclusive of the diverse histories of our multicultural community.

Report

Campbelltown Library Services, in partnership with the Bicentenary Program Coordinator, submitted an application for funding to the Crown and Packer Association for a total of \$300,000 over three years (\$100,000 per year). The grant funds would be used to engage Sweatshop Literacy Movement to deliver the outcomes of the project. Council has been advised that the funding application was successful and acceptance of the funds has occurred.

The Library Service has developed a unique program for Campbelltown 2020 in conjunction with the Sweatshop Literacy Movement, a collective of writers from diverse backgrounds whose purpose is to mentor and publish young writers living in Western Sydney. The Campbelltown Youth Literacy Initiative will deliver a custom program of literacy workshops and events targeting Cultural and Linguistically Diverse (CALD) and Indigenous young people from schools that experience socioeconomic disadvantage.

The program will provide local young people with platforms and opportunities to articulate their experiences of living and growing up in Campbelltown, as well as offer pathways for further participation in literacy movements in south-west Sydney. The program will engage some of Australia's leading authors, all of whom still reside in south-west Sydney, as mentors for the participants. The Director of Sweatshop and key participant in the program, Michael Mohammed Ahmad, was awarded the 2019 NSW Premier's Literacy Award for Multicultural Fiction and was shortlisted for the prestigious Miles Franklin Literacy Award.

The program will be delivered in three local high schools and consists of an eight week program where established writers from Sweatshop will mentor the young writers. The outcome of the program will be a published anthology of works, which will be launched at Campbelltown City Library and the Sydney Writers Festival, a podcast and video and a public art work celebrating the writing of the young people engaged with the program. The program will be held annually for three years. The first year will be part of the Campbelltown 2020 program.

Once the anthology is published and launched, it will be available in all of Council's library network for the community to read and will also be distributed to neighbouring Council libraries. This is a unique opportunity for Council to participate in the production of a resource that captures the hopes, dreams and aspirations of young people who are living in Campbelltown today.

Due to the anticipated level of expenditure, exceeding the legislative threshold over the life of the contract with Sweatshop Literacy Movement, Council would be required to publically invite tenders for the services in accordance with section 55(1) of the *Local Government Act 1993*.

However, section 55(3)(i) of the *Local Government Act 1993* details that the requirements for tendering under section 55(1) do not apply to a contract where extenuating circumstances are demonstrated, and Council decides by resolution, which states the reasons for the decision, that a satisfactory result would not be achieved by inviting tenders.

Sweatshop Literacy Movement is a specialised service, which includes qualified staff from diverse backgrounds, workshop offerings, outcomes and publishing opportunities. They have developed a unique syllabus which has a proven track record to deliver industry standard outcomes for young people from diverse and social economic disadvantaged backgrounds which have had success in other LGA's including Canterbury Bankstown. These unique

outcomes include publications of anthologies edited by award winning writers. They also have well established links to the Sydney Writers Festival which will provide a professional platform for young writers to present their work and be exposed to established authors and audiences. Sweatshop provide free writing groups and programs that provide long term and sustained support outside of the structured program. Participants in the Campbelltown Youth Literary Initiative will be invited to join these groups to continue the development of their writing practice. These groups also publish on a number of platforms and participants will have access to other publishing options. Other organisations currently do not offer this service.

The Initiative aims to develop young writers in Campbelltown, Sweatshop provide the best value of money and long term program to achieve this goal.

Attachments

Nil

8.9 Outcomes of the Exhibition of the Draft Our Voice, Our Place - Aboriginal Interpretation Strategy

Reporting Officer

Executive Manager Community Life
City Lifestyles

Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.7 - Promote the city's heritage and history, with strong respect for our Aboriginal and Torres Strait Islander history

Officer's Recommendation

That Council adopt the Our Voice, Our Place - Aboriginal Interpretation Strategy with the proposed amendment as outlined in the body of the report.

Purpose

The purpose of this report is to:

1. Advise Council of the outcomes of the public exhibition of the Draft Our Voice, Our Place - Aboriginal Interpretation Strategy.
2. To seek Council adoption of the final Our Voice, Our Place - Aboriginal Interpretation Strategy.

History

The Draft Our Voice, Our Place - Aboriginal Interpretation Strategy was considered by Council at the meeting of 10 September 2019 where it was endorsed for public exhibition.

Report

Following Council's consideration of the report at its meeting held 20 September 2019, the draft strategy was publicly exhibited from 25 September to 25 October 2019.

Council sought comment from individuals, groups and organisations that had input to the development of the strategy, including through both formal and informal consultation.

During this period the following actions were also undertaken to raise awareness of the draft strategy and encourage community and stakeholder feedback:

- promotion via Council's website, including on the Have Your Say page
- media release on 13 September 2019

- presentation at the Reimagining Campbelltown CBD Phase 2 - Industry Workshop on 18 September 2019
- hard copies for display and distribution at all Council libraries and the Campbelltown Art Centre from 25 September 2019
- advertising in local newspapers from 25 September 2019
- hard copies for display and distribution at Tharawal Aboriginal Medical Service from 18 October 2019.

Community Feedback

Two formal submissions were received, both congratulating Council on the strategy and supporting the positive impact the strategy will have on the Campbelltown community. One of the submissions was from a local community member, and the other the National Indigenous Australians Agency (formerly Prime Minister and Cabinet).

Informal feedback from the community that were involved in developing the strategy has also been positive in response to the content and objectives of the strategy, with no changes or objections noted.

Council Feedback

Internal consultation with Council's Planning staff in regard to amending the DCP highlighted the need to edit the process for implementation of the strategy. It was considered appropriate that only those Development Applications influencing the public domain should be the target for influence of the strategy. As such, a revision has been made to reflect this.

Related Responses

Although not documented, it is understood that, as a unique approach, the draft strategy has been discussed positively more broadly in the public arena. It was discussed on radio (WSFM on 15 September 2019) and is being discussed in the planning space with some officers of the Department of Planning who are promoting it with other councils as a guide.

Next Steps

Following Council's adoption of the Our Voice, Our Place – Aboriginal Interpretation Strategy it is proposed to develop an amendment to volume one of the Campbelltown (Sustainable City) DCP 2015 to facilitate implementation of the strategy.

Monitoring of implementation will be undertaken and any supporting documents such as illustrative case studies, could be developed to support implementation.

Attachments

1. Our Voice, Our Place - Aboriginal Interpretation Strategy (distributed under separate cover)

8.10 Investments and Revenue Report - September 2019

Reporting Officer

Executive Manager Corporate Services and Governance
City Governance

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.7 - Public funds and assets are managed strategically, transparently and efficiently

Officer's Recommendation

That the information be noted.

Purpose

To provide a report outlining activity in Council's financial services portfolio for the month of September 2019.

Report

Investments

Council's investment portfolio as at 30 September 2019 stood at approximately \$239m. Funds are currently being managed by both Council staff and fund managers and are in accordance with the *Local Government Act 1993*, Local Government (General) Regulation 2005 and Council's Investment Policy.

All investments are placed with approved deposit taking institutions and no funds are placed with any unrated institutions.

The return on Council's investments has tracked in accordance with budget expectations; and continued to outperform the AusBond Bank Bill Index benchmark. For the month of September, Council's return exceeded the benchmark by 25 basis points on an annualised basis.

The portfolio is diversified with maturities ranging up to a period five years in accordance with Council's Investment Policy.

The Reserve Bank further reduced the cash rate at the October board meeting to a new record low of three quarters of one percent. Economists interpret the Board minutes that the reduction was a response to unemployment rates and inflation not being within the target range of two to three percent.

The ASX200 closed at 6688.30 at the completion of September. This represents an annualised monthly performance result of 15 percent ex dividend, the monthly change was 1.27 percent. It is important to note that councils are restricted to conservative investments only in line with the Minister's Investment Order of 17 February 2011 and other relevant legislation including the *Local Government Act 1993* and the *Trustees Act 1925*. Investments in equities are prohibited under the legislation and therefore a benchmark such as the Bank Bill Index is used in line with Council's Investment Policy and the recommendations of the Office of Local Government Guidelines.

Rates

Rates and Charges levied for the period ending 30 September 2019 totalled \$118,849,885 representing 99.9 percent of the current budget estimate.

The rates and charges receipts collected to the end of September totalled \$39,419,626. In percentage terms 33.6 percent of all rates and charges due to be paid have been collected, compared to 33.1 percent collected in the same period last year.

Debt recovery action during the month involved the issue of six Statements of Claim to ratepayers with two or more instalments outstanding and a combined balance exceeding \$500. Further recovery on accounts with previous action resulted in 47 Judgments and 22 Writs being served on defaulters that have not made suitable payment arrangements or failed on multiple occasions to maintain an agreed payment schedule.

Council staff continue to provide assistance to ratepayers experiencing difficulty in settling their accounts. This includes the monitoring of 403 ratepayers with a total arrears balance of \$858,816, who have made suitable payment arrangements.

Ratepayers who purchased property since the annual rates and charges notices are issued with a 'Notice to new owner' letter. During the month, 25 of these notices were sent to ratepayers advising them of the amount unpaid on their account and the amount levied in annual rates and charges.

Sundry Debtors

Debts outstanding to Council as at 30 September 2019 are \$1,674,464 reflecting an increase of \$2,520 since August 2019. During the month, 1109 invoices were raised totalling \$1,274,716. The majority of these are paid within a 30 day period. Those that are not paid within the 30 day period are reflected in the ageing report in attachment 3. Debts exceeding 90 days of age totalled \$288,097 as at 30 September 2019.

A significant portion of this debt relates to Various Sundry Items totalling \$112,129. The majority of this debt is for costs involved of \$30,447 outstanding for road and footpath occupancy fees for a development in Broughton Street. The company has admitted liability however no payments have been received. Legal action has commenced with a statement of liquidated claim served against the debtor.

Another major debt of \$15,500 is for a motor vehicle accident and damage to Council property (bus shelter) in Ambarvale. Following extensive skip tracing the account has been identified by Council's agent as unrecoverable and will be recommended for write off.

Incorporated in sundry items are two claims relating to Council vehicles damaged in traffic accidents totalling \$14,415. Both of the accounts have been referred to council's agents. One has been identified as a business vehicle where negotiations have failed and legal recovery has proceeded to a Statement of Claim. The insurance company has accepted liability and are in the process of finalising the claim for payment. The second has been identified by Council's agents as unrecoverable and would be uneconomical to pursue, it has also been recommended for write-off.

An amount of \$50,924 relates to Government Grants for the Pension Rebate Subsidy Claim, payment is expected in November 2019.

The \$12,695 identified in Corporate Administration is represented by unpaid electricity charges which had been disputed by a sporting club. The club has requested copies of all outstanding invoices which have been supplied and Council will continue to work with the club to finalise the debt.

Public hall hire fees of \$58,560 are a result of debts that have been raised in advance and in accordance with council policy do not need to be finalised until two weeks prior to function.

Debt recovery action is undertaken in accordance with Council's Sundry Debtors Recovery Procedures Policy and commences with the issue of a tax invoice. A person or entity may be issued any number of invoices during the calendar month for any business, services or activities provided by Council. At the conclusion of each calendar month, a statement of transactions is provided with details of all invoices due and how payments or credit notes have been apportioned. Once an invoice is paid, it no longer appears on any subsequent statement.

All debts that age by 90 days or more are charged a statement administration fee of \$5.50 per statement. Debtors are contacted by telephone, email or in writing to make suitable arrangements for payment of the overdue debt. Where a suitable arrangement is not achieved or not maintained as agreed, a seven day letter is issued referencing referral to Council's debt recovery agents.

Matters referred to Council's recovery agent are conducted in accordance with relevant legislation and the *Civil Procedures Act 2001*. Formal legal recovery commences with a letter of demand (or letter of intent) providing debtors with at least 14 days to respond. In the event that no response is received, instructions are given to proceed to Statement of Claim allowing a further 28 days to pay or defend the action. Failing this, the matter will automatically proceed to judgment and continue through the *Civil Procedures Act 2001* process.

All costs associated with formal legal recovery are payable by the debtor and staff continue to make every effort to assist debtors to resolve their outstanding debt before escalating it through the local court.

During the month, two accounts were issued a letter of demand on Council's letterhead, advising that if the account was not settled or an appropriate arrangement was not made, the account will escalate to formal legal action through Council's agent.

Council officers continue to provide assistance to debtors experiencing difficulties in paying their accounts. Debtors are encouraged to clear their outstanding debts through regular payments where possible, to avoid any further recovery action.

Attachments

1. Summary of Council's Investment Portfolio September 2019 (contained within this report)
2. Rates and Charges summary and statistics September 2019 (contained within this report)
3. Debtors Summary and Ageing Report September 2019 (contained within this report)

Summary of Council's Investment Portfolio

Portfolio as at 30 September 2019

Product Type	Face Value	% of Total
At Call Deposits	1,206,783	0.50%
Term Deposits - Fixed Rate	79,669,168	33.32%
Term Deposits - Fixed/Floating	5,000,000	2.09%
Term Deposits - Floating Rate	84,000,000	35.13%
FRN	32,000,000	13.38%
Managed Funds - TCorp	37,219,819	15.57%
Grand Total	239,095,771	100.00%

Total Term Deposits (Fixed and Floating Rate) by Institution's Long-Term Credit Rating

Credit Rating	Holdings	% of Total
AAA	3,760,000	2.2%
AA-	128,365,109	76.1%
A+	4,227,089	2.5%
A	5,000,000	3.0%
BBB+	21,316,970	12.6%
BBB	4,000,000	2.4%
Baa2	2,000,000	1.2%
Total Term Deposits	168,669,168	100.0%

Floating Rate Notes

ISIN	Issuer	Issuer Rating	Maturity Date	Coupon	Face Value
AU3FN0024014	CBA	AA-	18-Oct-19	3m BBSW + 0.85%	\$5,000,000
AU3FN0028189	CBA	AA-	17-Jul-20	3m BBSW + 0.90%	\$5,000,000
AU3FN0039160	ME Bank	BBB	9-Nov-20	3m BBSW + 1.25%	\$2,500,000
AU3FN0046769	Newcastle Perm	BBB	26-Feb-21	3m BBSW + 1.10%	\$500,000
AU3FN0031886	CBA	AA-	12-Jul-21	3m BBSW + 1.21%	\$5,000,000
AU3FN0044269	Credit Union Aus	BBB	6-Sept-21	3m BBSW + 1.25%	\$500,000
AU3FN0034021	Newcastle Perm	BBB	24-Jan-22	3m BBSW + 1.65%	\$1,500,000
AU3FN0046793	Credit Union Aus	BBB	4-Mar-22	3m BBSW + 1.23%	\$3,200,000
AU3FN0046777	NAB	AA-	26-Feb-24	3m BBSW + 1.04%	\$4,000,000
AU3FN0048724	NAB	AA-	19-Jun-24	3m BBSW + 0.92%	\$1,300,000
AU3FN0049730	ANZ	AA-	29-Aug-24	3m BBSW + 0.77%	\$3,500,000

Long-Term Credit Rating	Exposure of Entire Portfolio			
	Actual	Minimum	Maximum	Compliant
AA+, AA, AA- and above (or MTB*)	81.3%	50%	100%	Yes
A+, A, A- and above	85.1%	70%	100%	Yes
BBB+, BBB, BBB- and above	100.0%	100%	100%	Yes
TCorp Hour Glass Cash Fund	15.6%	0%	20%	Yes

Long-Term Credit Rating	Maximum Term	Compliant
AA+, AA, AA- and above (or MTB*)	5 years	Yes
A+, A, A- and above	3 years	Yes
BBB+, BBB, BBB- and above	3 years	Yes
TCorp Hour Glass Cash Fund	At Call	Yes

Portfolio Return

Council's investment portfolio (excluding At Call Deposits but includes TCorp Cash Fund) provided a weighted average return (running yield) of:

Portfolio as at	Portfolio Monthly Return	Portfolio Annualised Return
30-Sept-2019	0.17%	2.00%
Bloomberg AusBond Bank Bill Index	Benchmark - Monthly Return	Benchmark - Rolling 12 months
30-Sept-2019	0.08%	1.74%

RATES SUMMARY

STATEMENT OF ALL OUTSTANDING RATES AND EXTRA CHARGES

RATE - CHARGE	NET ARREARS 1/7/2019	NET LEVY FOR YEAR	PENSION REBATES	EXTRA CHARGES	TOTAL RECEIVABLE	CASH COLLECTED	NET AMOUNT DUE	POSTPONED RATES & INTEREST	GROSS AMOUNT DUE
RESIDENTIAL	2,811,810.14	66,145,740.07	1,404,466.93	195,075.47	67,748,158.75	21,171,306.49	46,576,852.26	259,959.92	46,836,812.18
BUSINESS	355,656.57	19,602,635.72		13,088.81	19,971,381.10	8,167,792.36	11,803,588.74		11,803,588.74
FARMLAND	165,474.11	540,664.14	678.09	186.72	705,646.88	391,369.47	314,277.41	246,341.29	560,618.70
MINING	0.00	27,902.16		0.00	27,902.16	27,902.16	0.00		0.00
SR - LOAN	278.81	0.00		63.28	342.09	0.00	342.09	396.77	738.86
SR - INFRASTRUCTURE	319,047.27	6,525,904.61		3,057.65	6,848,009.53	2,192,403.04	4,655,606.49	51,474.36	4,707,080.85
TOTAL	\$3,652,266.90	\$92,842,846.70	\$1,405,145.02	\$211,471.93	\$95,301,440.51	\$31,950,773.52	\$63,350,666.99	\$558,172.34	\$63,908,839.33
GARBAGE	891,143.33	22,010,918.24	838,794.84	12,239.00	22,075,505.73	6,973,634.59	15,101,871.14		15,101,871.14
STORMWATER	60,278.75	1,412,482.22		178.06	1,472,939.03	495,218.48	977,720.55		977,720.55
GRAND TOTAL	\$4,603,688.98	\$116,266,247.16	\$2,243,939.86	\$223,888.99	\$118,849,885.27	\$39,419,626.59	\$79,430,258.68	\$558,172.34	\$79,988,431.02

Total from Rates Financial Transaction Summary	79,530,290.25
Overpayments	-458,140.77
Difference	0.00

ANALYSIS OF RECOVERY ACTION

Rate accounts greater than 6 months less than 12 months in arrears	405,000.00
Rate accounts greater than 12 months less than 18 months in arrears	211,734.00
Rate accounts greater than 18 months in arrears	149,384.86
TOTAL rates and charges under instruction with Council's agents	\$766,118.86

RATES STATISTICS

No. of documents Issued	July	August	September	October	November	December	January	February	March	April	May	June	Sep-18
Rate Notices	50,115	76											
Electronic - DoH	5,055												
Instalment Notices													
Electronic - DoH													
Missed Instalment Notices			8,232										8,136
- Pensioners > \$15.00			716										719
Notice to new owner	161	39	25										27
7-day Letters - Council issued			2,358										2,105
- Pensioners > \$500.00			206										184
7-day Letters - Agent Issued			617										576
Statement of Claim	182	22	6										12
Judgments	46	15	47										19
Writs	32	27	22										21
Electronic - eRates & BPAYView	6,162	6,275	6,304										4,679
Arrangements	266	229	403										425

DEBTORS SUMMARY 1 September 2019 to 30 September 2019

DEBTOR TYPE/DESCRIPTION	ARREARS AT 31/08/2019	RAISED THIS PERIOD	RECEIVED THIS PERIOD	BALANCE AT 30/09/2019	% DEBT RATIO
Corporate Administration	188,739	202,750	252,699	138,789	29.49%
Abandoned Items	0	0	0	0	0.35%
Education and Care Services	18,710	0	0	18,710	0.98%
Sportsground and Field Hire	54,121	124,537	17,459	161,199	5.46%
Government and other Grants	623,101	517,000	472,270	667,831	12.87%
Public Hall Hire	191,212	59,418	70,588	180,042	1.39%
Health Services	350	0	0	350	0.02%
Land and Building Rentals	110,101	167,730	170,441	107,390	5.63%
Healthy Lifestyles	32,107	54,138	53,225	33,021	0.15%
Library Fines and Costs	0	0	0	0	0.00%
Licence Fees	109,907	9,922	34,410	85,419	1.85%
Pool Hire	13,087	11,298	12,767	11,618	0.39%
Private Works	1,423	17,600	0	19,023	0.52%
Road and Footpath Restoration	143,080	0	64,738	78,342	28.17%
Shop and Office Rentals	39,348	45,021	45,683	38,686	2.17%
Various Sundry Items	162,153	44,367	42,201	164,319	6.42%
Waste Collection Services	23,940	20,934	35,714	9,161	6.17%
	1,671,944	1,274,716	1,272,196	1,674,464	100%

AGEING OF SUNDRY DEBTOR ACCOUNTS - 30 September 2019

	Current Charges	Total 30 Days	Total 60 Days	Total 90+ Days	Balance Due	Previous Month 90+ days
Corporate Administration	108,232	7,843	10,019	12,695	138,789	15,686
Abandoned Items	0	0	0	0	0	0
Education and Care Services	18,710	0	0	0	18,710	0
Community Bus	0	0	0	0	0	0
Sportsground and Field Hire	123,696	24,887	3,192	9,424	161,199	5,724
Government and other Grants	517,000	28,957	70,950	50,924	667,831	0
Public Hall Hire	56,338	41,447	23,697	58,560	180,042	59,228
Health Services	0	0	0	350	350	350
Land and Building Rentals	102,493	4,897	0	0	107,390	0
Healthy Lifestyles	12,660	4,077	6,406	9,879	33,021	11,259
Licence Fees	9,577	44,607	4,954	26,282	85,419	21,582
Pool Hire	5,935	2,290	890	2,503	11,618	1,709
Private Works	17,600	0	0	1,423	19,023	1,423
Road and Footpath Restoration	0	64,499	9,914	3,929	78,342	61,376
Shop and Office Rentals	37,036	1,650	0	0	38,686	0
Various Sundry Items	35,750	14,895	1,545	112,129	164,319	66,099
Waste Collection Services	9,161	0	0	0	9,161	0
	1,014,753	240,048	131,566	288,097	1,674,464	244,436

8.11 T19/23 Supply and Deliver Commercial Grade Pool Chemicals

Reporting Officer

Executive Manager Corporate Services and Governance
City Governance

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.7 - Public funds and assets are managed strategically, transparently and efficiently

Officer's Recommendation

1. That Council declines to accept the offer of Redox Pty Ltd for the Supply and Delivery of Commercial Grade Pool Chemicals.
2. That Council enter into negotiations with Redox Pty Ltd, current suppliers and those suppliers who enquired about the tender, under a quotation process.
3. That the unsuccessful Tenderer be notified of the results of tender process.
4. That Redox Pty Ltd be refunded the purchase price of the Request for Tender document.

Purpose

To advise Council of the tenders received for the supply and delivery of commercial grade pool chemicals and recommend that Council declines to accept the tender submitted by Redox Pty Ltd.

History

Council requires a contract for the supply and delivery of commercial grade pool chemicals for the operations of Council's Leisure Facilities.

Report

Legislation

This tender process was conducted in accordance with the *Local Government Act 1993*, the Local Government (General) Regulation 2005 and Council's Procurement Policy and Procedures.

Contract Expenditure

Funds for these works are allocated in Council's budget.

Contract Term

The term for this contract was proposed for a period of two years with an option for one extension of 12 months.

Advertising of Tenders

Tenders were advertised in The Sydney Morning Herald, The Macarthur Advertiser and The Macarthur Chronicle in the weeks commencing 2 and 9 September 2019. Tenders were also advertised on Tenderlink and Council's website. The Ingleburn and Campbelltown Chambers of Commerce and Industry were notified.

Tender Document

Organisations were requested to submit the following information with their tender response:

- company experience and subcontracting
- product range compliance
- supply management
- price
- insurances
- commercial in confidence
- social sustainability
- chain of responsibility (CoR) compliance
- work health and safety management systems
- environmental practices
- conflict of interest declaration
- collusive submission declaration

Tenders Received

Tenders closed on Tuesday 24 September 2019. One on-time response was received from Redox Pty Ltd.

Recommendation of the Evaluation Panel

Redox Pty Ltd submitted a tender which does not meet Council's quantity requirements as detailed in the specification.

The evaluation panel recommends declining to accept the tender submitted, review the specifications and request quotations from Redox Pty Ltd, current suppliers and those suppliers who enquired about the tender, in accordance with section 178 of the Local Government (General) Regulation 2005 which provides, in part:

(1) After considering the tenders submitted for a proposed contract, the council must either:

(a) accept the tender that, having regard to all the circumstances, appears to it to be the most advantageous, or

(b) decline to accept any of the tenders.

(3) A council that decides not to accept any of the tenders for a proposed contract must, by resolution do one of the following:

(e) 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...

Delegation

As the recommendation is to decline to accept the tender, the Council must resolve to do so. The General Manager does not hold delegation under the *Local Government Act 1993*.

Assurance of the Process Undertaken

In accordance with Council's Procurement Procedures, a tender review panel consisting of members of Council's Executive reviewed the tender to assure the process was undertaken in a manner that was fair, transparent and resulted in the best value outcome to Council.

Attachments

Nil

8.12 Policy Review - Payment of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors

Reporting Officer

Manager Governance and Risk
City Governance

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.8 - Provide strong governance for all Council activities

Officer's Recommendation

1. That the draft Policy on the Payment of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors be endorsed in principle.
2. That Council advertise for 28 days a public notice of its intention to adopt the amended Policy on the Payment of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors.
3. That a further report be presented to Council at the conclusion of the exhibition period to consider any public submissions received and/or for final adoption of the policy.

Purpose

To seek Council's endorsement in principle of the revised Payment of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors Policy for the purpose of public exhibition in accordance with the *Local Government Act 1993*.

History

This policy is made under sections 252-254 and in accordance with section 23A, of the *Local Government Act 1993* and section 403 of the Local Government (General) Regulation 2005. The Act requires that the Council must adopt a policy concerning the payment of expenses incurred, or to be incurred by, and the provision of facilities to, the Mayor, the Deputy Mayor and Councillors in relation to discharging the functions of civic office within the first 12 months of each new term of Council.

Before amending or adopting this policy, Council must give public notice of its intention, and allow at least 28 days for public submissions. Any public submissions received will be considered and appropriate changes made and reported to Council prior to the adoption of the policy.

Report

The draft policy on the Payment of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors has been revised in accordance with Council's Record Management Policy and the adopted procedure for Policy Development and Review. This policy was last reviewed and adopted by Council on 8 August 2017.

The review of the Payment of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors policy has been undertaken in contemplation of:

- the Office of Local Government (OLG) better practice Councillor Expenses and Facilities Policy template
- the Council resolution from the meeting on 14 August 2018, that a review the payment of expenses and provisions of facilities to the Mayor, Deputy Mayor and Councillors Policy, with a view of the inclusion of the use of Uber for travel requirements be undertaken and
- recommendations from internal audit to enhance the framework for Councillors expenses and facilities.

The policy review incorporates the requirements of the *Local Government Act 1993*, the Local Government (General) Regulation 2005 and the proposed provisions were benchmarked against other similar sized councils. The revised policy was been drafted using the OLG best practice template and is consistent with Council's adopted Code of Conduct.

Detailed below are the proposed significant changes to the policy:

- updated table identifying specific monetary limits/quantities of equipment and facilities available to Councillors during their term of office
- update of documented approval processes to ensure expenses are approved by the appropriate level of management and recorded to align with organisational structural changes
- update of protocol for returning or purchasing facilities and equipment at the conclusion of the Councillors term of office
- inclusion of ride-share services (such as Uber) for travel requirements.

Attachments

1. Draft Revised Policy - Payment of Expenses and Provision of Facilities to the Mayor, Deputy Mayor and Councillors (contained within this report)



DRAFT Policy for the Payment of Expenses and the Provision of Facilities for the Mayor and Councillors

[Type here]

DATA AND DOCUMENT CONTROL		
Division: City Governance Section: Governance and Risk DocSet:	Adopted Date: 00/00/00 Revised Date: 00/00/00 Minute Number: 000 Review Date: 00/00/00	Page: 1 of 20

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Definitions

The following definitions apply throughout this policy.

Term	Definition
accompanying person	Means a spouse, partner or de facto or other person who has a close personal relationship with or provides carer support to a Councillor
appropriate refreshments	Means food and beverages, excluding alcohol, provided by council to support Councillors undertaking official business
Act	Means the <i>Local Government Act 1993 (NSW)</i>
clause	Unless stated otherwise, a reference to a clause is a reference to a clause of this policy
Code of Conduct	Means the Code of Conduct adopted by Council or the Model Code if none is adopted
Councillor	Means a person elected or appointed to civic office as a member of the governing body of council who is not suspended, including the Mayor
General Manager	Means the General Manager of Council and includes their delegate or authorised representative
incidental personal use	Means use that is infrequent and brief and use that does not breach this policy or the Code of Conduct
long distance intrastate travel	Means travel to other parts of NSW of more than three hours duration by private vehicle
maximum limit	Means the maximum limit for an expense or facility provided in the text and summarised in Appendix 1
NSW	New South Wales
official business	Means functions that the Mayor or Councillors are required or invited to attend to fulfil their legislated role and responsibilities for council or result in a direct benefit for council and/or for the local government area, and includes: • meetings of council and committees of the whole • meetings of committees facilitated by council • civic receptions hosted or sponsored by council • meetings, functions, workshops and other events to which attendance by a Councillor has been requested or approved by council

Executive Summary

This policy enables the reasonable and appropriate reimbursement of expenses and provision of facilities to Councillors to help them undertake their civic duties.

It ensures accountability and transparency, and seeks to align Councillor expenses and facilities with community expectations. Councillors must not obtain private or political benefit from any expense or facility provided under this policy.

The policy has been prepared in accordance with the *Local Government Act 1993* (the Act) and *Local Government (General) Regulation 2005* (the Regulation), and complies with the Office of Local Government's Guidelines for the payment of expenses and provision of facilities to Mayors and Councillors in NSW.

The policy sets out the maximum amounts council will pay for specific expenses and facilities. Expenses not explicitly addressed in this policy will not be paid or reimbursed.

Additional costs incurred by a Councillor in excess of these limits are considered a personal expense that is the responsibility of the Councillor.

Councillors must provide claims for reimbursement within three months of an expense being incurred. Claims made after this time cannot be approved.

Detailed reports on the provision of expenses and facilities to Councillors will be publicly tabled at a council meeting every six months and published in full on council's website. These reports will include expenditure summarised by individual Councillor and as a total for all Councillors.

The main expenses and facilities are summarised in the table below. All monetary amounts are exclusive of GST.

Part A –Context, Objectives and Principles

1. Introduction

- 1.1 The provision of expenses and facilities enables Councillors to fulfil their civic duties as elected representative of Campbelltown City Council.
- 1.2 This policy, and associated procedures and guidelines, may be cited as the Expenses and Facilities for Councillors Policy and is effective from [insert date of adoption].

2. Scope

- 2.1 In this policy, and associated procedures and guidelines, unless otherwise stated, the expression 'Councillor' refers to all Councillors of Campbelltown City Council, including the Mayor and Deputy Mayor.
- 2.2 Expenses and facilities provided by this policy are in addition to fees paid to Councillors. The minimum and maximum fees a council may pay each Councillor are set by the Local Government Remuneration Tribunal as per Section 241 of the Act and reviewed annually. Council must adopt its annual fees within this set range.

3. Policy Objectives

- 3.1. The objectives of this policy are to:
 - a. enable the reasonable and appropriate reimbursement of expenses incurred by Councillors while undertaking their civic duties
 - b. assist Councillors to represent the interests of residents and ratepayers of Campbelltown and to facilitate communication between the community and the Council.
 - c. support a diversity of representation
 - d. provide Councillors with a level of support which will serve to encourage residents to seek election to civic office.
 - e. fulfil the council's statutory responsibilities.

4. Principles

- 4.1. Council commits to the following principles:
 - a. **Proper conduct:** Councillors and staff acting lawfully and honestly, exercising care and diligence in carrying out their functions
 - b. **Reasonable expenses:** providing for Councillors to be reimbursed for expenses reasonably incurred as part of their role as Councillor
 - c. **Participation and access:** enabling people from diverse backgrounds, underrepresented groups, those in carer roles and those with special needs to serve as a Councillor
 - d. **Equity:** there must be equitable access to expenses and facilities for all Councillors
 - e. **Appropriate use of resources:** providing clear direction on the appropriate use of council resources in accordance with legal requirements and community expectations
 - f. **Accountability and transparency:** clearly stating and reporting on the expenses and facilities provided to Councillors.

5. Code of Conduct

- 5.1 You must use council resources ethically, effectively, efficiently and carefully in exercising your official functions, and must not use them for private purposes, except when supplied as part of a contract of employment (but not for private business purposes), unless this use is lawfully authorised and proper payment is made where appropriate.
- 5.2 You must be scrupulous in your use of council property, including intellectual property, official services, facilities, technology and electronic devices and must not permit their misuse by any other person or body.

6. Private or political benefit

- 6.1. Councillors must not obtain private or political benefit from any expense or facility provided under this policy.
- 6.2. Private use of council equipment and facilities by Councillors may occur from time to time. For example, telephoning home to advise that a council meeting will run later than expected.
- 6.3. Such incidental private use does not require a compensatory payment back to council.
- 6.4. Councillors should avoid obtaining any greater private benefit from Council than an incidental benefit. Where there are unavoidable circumstances and more substantial private use of council facilities does occur, Councillors must reimburse the council.
- 6.5. Campaigns for re-election are considered to be a political benefit. The following are examples of what is considered to be a political interest during a re-election campaign:
 - production of election material
 - use of council resources and equipment for campaigning
 - use of official council letterhead, publications, websites or services for political benefit
 - fundraising activities of political parties or individuals, including political fundraising events.

7. Limits

7.1 Monetary Limits

- a. Monetary limits are stated in this policy against each expenses category as required. These monetary limits set out the maximum amount payable in respect of any facility or expense. Any additional cost incurred by the Councillor in excess of any limit set shall be considered as personal expenses that is the responsibility of the Councillor. All monetary amounts stated are exclusive of GST.
- b. Where expense limits are specified in this Policy, these given limits and requirements apply whether the item is purchased via direct payment by Council or reimbursement to the Councillor.

7.2 Time Limits

- a. Reimbursement of costs and expenses to Councillors must be made within three months of the cost or expense being incurred.

Part B – Expenses

8. General expenses

- 8.1. All expenses provided under this policy will be for a purpose specific to the functions of holding civic office. Allowances for general expenses are not permitted under this policy.
- 8.2. Expenses not explicitly addressed in this policy will not be paid or reimbursed.

9. Professional development

- 9.1 Council is committed to ensuring its Councillors are up to date with contemporary issues facing council and the community, and local government in NSW and acknowledges the value of Councillor professional development and attendance at conferences, seminars and training to enable them to be both knowledgeable and current on issues affecting the Campbelltown City.
- 9.2 In the first year of a new council term, Council will provide a comprehensive induction program for all Councillors which considers any guidelines issued by the Office of Local Government (OLG). The cost of the induction program will be in addition to the ongoing professional development funding.
- 9.3 In order to ensure that ongoing Councillor professional development training, and attendance at conferences and seminars is equitable, transparent and consistent, the following will apply:
- Council will meet the reasonable costs of a seminar, conference or training course associated with approved professional development and where relevant to the business and interests of Council including:
 - registration fees
 - costs of official meals
 - associated tours
 - transportation
 - accommodation
 - Cost of meals where not otherwise including in the training conference or seminar fees which are authorised by the Council, Mayor or General Manager in accordance with the Australian Taxation Office (ATO) Tax Determination current at the time the expense was incurred.
 - Each Councillor is entitled to attend the Local Government NSW Annual Conference, these costs are excluded from each Councillor's individual professional development allocation—the number and details of the voting delegates and attendees are to be determined by resolution of Council.
 - Council will provide an annual allocation (Table 1) for each Councillor to facilitate professional development through programs, training, education courses, membership of professional bodies and attendance at conferences and seminars.
 - The General Manager will ensure that access to expenses relating to professional development is distributed equitably. In assessing a Councillor request for a professional development activity, the General Manager must consider the factors set out in Clause 9.4, as well as the cost of the professional development in relation to the Councillor's remaining budget.
 - Councillors may attend conferences throughout the year in addition to LGNSW each year in accordance with the professional development allocation. The conference must directly relate to the business of Council. More than one Councillor may attend the same conference if Council resolves that this will be beneficial for both Council and the Councillors concerned.

- f. Council will also meet the reasonable cost of meals when they are not included in the professional development activity or conference fees. Reimbursement for meals not included in the conference fees will be subject to Clauses 6.18-6.21.

9.4 Professional Development Approval process (including conferences and seminars)

- a. Councillors must seek prior approval to undertake professional development or attend a conference at Council's expense.
- b. Approval for professional development activities including training, attendance at seminars or conferences within the NSW are determined by the General Manager and Mayor, subject to a prior written request to the outlining the:
 - relevance of the topics and presenters to current council priorities and business and the exercise of the Councillor's civic duties;
 - details and cost of the professional development activity.
- c. Approval to attend a conference or other professional development training or seminar requiring air travel outside of NSW is subject to a resolution of Council. The Councillor must submit a prior written request to the General Manager. The General Manager prepare a report to Council proving an assessment of the Councillor request, including the:
 - relevance of the topics and presenters to current council priorities and business and the exercise of the Councillor's civic duties;
 - cost of the conference or seminar and the proportion of the conference and seminar budget utilised in relation to the total remaining budget.
- d. Annual membership of professional bodies will only be covered where the membership is relevant to the exercise of the Councillor's civic duties, the Councillor actively participates in the body and the cost of membership is likely to be fully offset by savings from attending events as a member.

- 9.5 Each year, Council officers will provide a full report of professional development expenditure and conference attendance by Councillors in the Annual Report.

10. Travel Arrangements and expenses

All travel by Councillors should be undertaken using the most direct route and the most practicable and economical mode of transport.

Except in exceptional circumstances all travel bookings such as flights, accommodation and registration fees will be made by Council. Councillors are not entitled to receive private benefits relating to travel bonuses such as frequent flyer schemes and other loyalty programs.

10.1 Local Travel Arrangements and Expenses

- a. Councillors are expected to provide their own transport to and from the Council Offices and the Councillor's home and/or place of work for the purpose of undertaking Council business. Councillors using their private vehicles for official Council business such as attending meetings of the Council, Advisory Committees, Council briefings, reference groups, community consultations, may be reimbursed by kilometre at the rate prescribed in the Local Government (State) Award as is applicable to employees of the Council.
- b. Councillors seeking reimbursement for use of a private vehicle must submit a log with the claim, detailing the date, distance and purpose of travel being claimed.
- c. Council is not liable for any traffic, parking or transport fines, or costs of repairs, maintenance, registration, insurance or depreciation incurred by Councillors while using their private vehicles on Council business.

- d. Transport to and from the Council Offices and a Councillor's home and/or place of work may be provided by Council at the discretion of the General Manager having regard to the circumstances, if it is not practicable for a Councillor to use his or her normal method of transport.
- e. Each Councillor may expend up to a total of \$500 per year, and the Mayor up to a total of \$2000 per year, for travel expenses other than private vehicle use incurred while undertaking official business.

This includes:

- public transport fares
- parking costs for Council and other meetings
- Cabcharge card or equivalent
- for documented ride-share programs, such as Uber, where tax invoices can be issued.

10.2 Travel within NSW and ACT

- a. Council shall reimburse Council business related travel expenses by a Councillor while using their own private vehicle, by way of a reimbursement for each kilometre travelled for the specific journey. The rate of reimbursement for kilometres travelled shall be equivalent to the rate prescribed in the Local Government (State) Award as is applicable to employees of the Council.
- b. Councillors travelling into country NSW and ACT may choose the mode of transport that is most suitable, considering economy and convenience. Air travel will require prior approval by the Mayor and General Manager.
- c. If any travel within NSW and ACT requires payment or reimbursement of accommodation expenses, please refer to Section 'Accommodation costs', as prior approval is required.
- d. Economy class air travel will be provided as standard for travel within New South Wales.
- e. For train travel, first class train travel will be provided, including sleeping berths where available.
- f. The cost of any upgrade is the responsibility of the Councillor.

10.3 Interstate Travel

- a. Prior Council approval is required for interstate travel for which reimbursement or payment is sought by Councillors. Any proposal for Councillors to travel interstate is to be included in the non-confidential business papers of Council, for which due public notice has been given.
- b. Applications for interstate travel must be made in writing to the General Manager, giving full details of the travel including: itinerary, expected total costs, reasons for the travel and expected benefits. The General Manager, will provide a report to Council for its consideration.
- c. Economy class air travel will be provided as standard for travel within Australia except for flights longer than 3 hours where premium economy class will be provided. The cost of any further upgrade shall be the responsibility of the Councillor.
- d. Council shall meet the cost of any transfers between a Councillor's residence and a transport interchange (i.e.: airport) and between the transport interchange and hotel or venue.

10.4 Overseas Travel

- a. Council will scrutinise the value and need for Councillors to undertake overseas travel. Councils should avoid overseas trips unless direct and tangible benefits can be established for the Council and the local community.
- b. Councillors wishing to undertake overseas travel must do so at their own cost.
- c. Independently funded travel - Council officials who travel to cities that have a Sister City, Friendship or Partnership relationship with the Campbelltown City Council, are only able to present themselves as representing Council, if this representation has been endorsed by Council prior to the visit.

- d. Where the Mayor has been invited to officially represent Campbelltown overseas, a detailed report outlining the purpose of the trip, expected benefits, duration, itinerary and approximate costs, is to be included in the business papers of Council for which due public notice has been given. Council must approve the international travel and payment of expenses relating to such travel.
- e. After returning from overseas, a detailed report will be provided to a meeting of the Council on the aspects of the trip relevant to council business and/or the local community.
- f. A report should be given in the annual report for the year in which the visit took place, outlining how the objectives were met and what quantifiable benefits will flow to the community.
- g. Premium economy class air travel will be provided as standard for international travel. Where the flight exceeds 4 hours or the travel schedule requires the Mayor to work within 3 hours of arrival, business class air travel will be provided. The cost of any further upgrade shall be the responsibility of the Mayor.
- h. Council shall meet the cost of any transfers between the Mayor's residence and a transport interchange (i.e.: airport) and between the transport interchange and hotel or venue.
- i. Reimbursement of overseas travel expenses is not allowed unless prior authorisation of the travel has been obtained.

10.5 Cancellation policy

- a. Councillors will be advised of the penalty-free cancellation period for professional development and conference related bookings such as flights, accommodation and registration fees. After this date, except in exceptional circumstances of unforeseen illness and/or misadventure Councillors will be required to reimburse the Council any applicable cancellation penalties.
 - For interstate/ overseas travel requiring Council resolution the cut-off date for cancellation without penalty will be advised in the Officers report to Council
 - For Sydney Region and other events cancellation without penalty will be advised at the time of booking

11. Accommodation and meals

- 11.1 Council shall meet the costs of accommodation for Councillors travelling on Council business, when prior appropriate approval has been granted as follows:
 - Outside of Council area but within NSW - prior approval from General Manager and Mayor
 - Interstate and overseas accommodation - prior approval by resolution of Council
- 11.2 Where possible, Council will make payment of the accommodation booking prior to the date of arrival. Accommodation required by Councillors will be provided by Council subject to availability, access to venue and cost. A reasonable standard of accommodation is considered to be 4 – 4.5 star although other standards of accommodation may be provided where no suitable alternative accommodation is available.
- 11.3 The cost of any upgrade is the responsibility of the Councillor.
- 11.4 The need to obtain overnight accommodation shall be determined by the General Manager (or delegate) having regard to the safety of Councillors travelling on official business and local conditions applicable in the area. Where Councillors are required to attend conferences or seminars which involve evening sessions or are required to make an early start at work in a location outside of the Local Government Area, overnight accommodation shall be appropriately granted by the General Manager (or delegate).
- 11.5 The daily limits for accommodation and meal expenses within Australian are to be consistent with those set out in the Australian Taxation Office (ATO) Tax Determination current at the time the expense was incurred.

12. Legal assistance provisions and expenses

12.1 Council may, if requested, indemnify or reimburse the reasonable legal expenses of:

- a. a Councillor defending an action arising from the performance in good faith of a function under the Local Government Act provided that the outcome of the legal proceedings is favourable to the Councillor
- b. a Councillor defending an action in defamation, provided the statements complained of were made in good faith in the course of exercising a function under the Act and the outcome of the legal proceedings is favourable to the Councillor
- c. a Councillor for proceedings before an appropriate investigative or review body, provided the subject of the proceedings arises from the performance in good faith of a function under the Act and the matter has proceeded past any initial assessment phase to a formal investigation or review and the investigative or review body makes a finding substantially favourable to the Councillor.

12.2 In the case of a code of conduct complaint made against a Councillor, legal costs will only be made available where the matter has been referred by the General Manager to a conduct reviewer and the conduct reviewer has commenced a formal investigation of the matter and makes a finding substantially favourable to the Councillor.

12.3 Legal expenses incurred in relation to proceedings arising out of the performance by a Councillor of his or her functions under the Act are distinguished from expenses incurred in relation to proceedings arising merely from something that a Councillor has done during his or her term in office. For example, expenses arising from an investigation as to whether a Councillor acted corruptly would not be covered by this section.

12.4 Legal assistance will be provided to Councillors in the event of an inquiry, investigation or hearing, into the conduct of a Councillor by the:

- Independent Commission Against Corruption
- Office of the NSW Ombudsman
- Department of Premier and Cabinet's Office of Local Government
- NSW Police Force
- Director of Public Prosecutions
 - Local Government Pecuniary Interest and Disciplinary Tribunal
 - Council's Code of Conduct Reviewer.

12.5 Reimbursement of properly and reasonably incurred legal expenses may be provided, subject to the following conditions:

- a. must have Council approval by way of a resolution at a Council meeting prior to costs being incurred.
- b. the outcome of the legal proceedings is favourable to the Councillor or where an investigatory or review body makes a finding that is not substantially unfavourable to the Councillor
- c. the amount of such reimbursement shall be reduced by the amount of any monies that may be or are recouped by the Councillor on any basis
- d. the Councillor's exercise of his or her function, was in the opinion of Council bona fide and/or proper; and as a Councillor
- e. the amount of legal expense reimbursement shall be paid at a rate equivalent to the average hourly partner rate charged by Council's Panel Solicitors.

12.6 Council will not meet the legal costs:

- a. of legal proceedings initiated by a Councillor under any circumstances
- b. of a Councillor seeking advice in respect of possible defamation, or in seeking a non-litigious remedy for possible defamation
- c. for legal proceedings that do not involve a Councillor performing their role as a Councillor.

13. Insurances

13.1 In accordance with Section 382 of the Local Government Act, Council is insured against public liability and professional indemnity claims. Councillors are included as named insured and will receive the benefit of insurance cover to the limit in Council's insurance policies for the following:

- a. Personal injury – Personal injury or death whilst on Council business covering bodily injury caused by accidental, violent, external and visible means. Personal injury insurance also provides specified benefits for lost income and other expenses arising from permanent disablement, temporary total disability and temporary partial disability. The cover does not include medical expenses.
- b. Professional indemnity – Applies in relation to claims arising out of the Councillor's (alleged) negligent performance of civic duties or exercise of their functions as Councillors provided the performance or exercise of the relevant civic duty or function is in the opinion of council bona fide and/or proper. This is subject to any limitations or conditions set out in the policy of insurance that is taken out at the direction of Council.
- c. Public liability – Applies in relation to claims arising out of the Councillor's (alleged) negligent performance of civic duties or exercise of functions as Councillors. This is subject to any limitations or conditions set out in the policy of insurance that is taken out at the direction of Council.
- d. Councillors and Officers liability – Applies to cover expenses incurred by Councillors in respect of claims made against them for any alleged wrongful acts arising out of their official capacities (but excludes cover for statutory penalties).

13.2 Insurance protection is only provided if a claim arises out of or in connection with the Councillor's performance of their civic duties, or exercise of their functions as a Councillor. All insurances are subject to any limitations or conditions set out in the policies of insurance.

13.3 Council shall pay the insurance policy excess in respect of any claim accepted by council's insurers, whether defended or not.

13.4 Appropriate travel insurances will be provided for any Councillors travelling on approved overseas travel on council business.

14. Special requirements and carer expenses

14.1 Council encourages wide participation and interest in civic office. It will seek to ensure council premises and associated facilities are accessible, including provision for sight or hearing impaired Councillors and those with other disabilities.

14.2 Transportation provisions outlined in this policy will also assist Councillors who may be unable to drive a vehicle.

14.3 In addition to the provisions above, the General Manager may authorise the provision of reasonable additional facilities and expenses in order to allow a Councillor with a disability to perform their civic duties.

- 14.4 Councillors who are the principal carer of a child or other elderly, disabled and/or sick immediate family member will be entitled to reimbursement of carer's expenses up to a maximum of **\$4000** per annum for attendance at official business, plus reasonable travel from the principal place of residence.
- 14.5 Child care expenses may be claimed for children up to and including the age of 16 years where the carer is not a relative.
- 14.6 In the event of caring for an adult person, Councillors will need to provide suitable evidence to the General Manager that reimbursement is applicable. This may take the form of advice from a medical practitioner.

15. Expenses for Spouses, Partners and Accompanying persons

- 15.1 In recognition of a good work and family balance, spouses, partners or accompanying persons are welcome to join Councillors while attending events away from home. In such circumstances, Council will not require reimbursement of costs if no additional travel and accommodation expenses are incurred over and above what would have been expended by the individual Councillor. For example, if the person travels as a passenger in the Councillor's vehicle and are able to be accommodated in the same room already provided as standard to the Councillor, it will be considered that no additional cost has been incurred to Council.
- 15.2 Where the Councillor is accompanied by their spouse/partner, costs incurred for the spouse/partner (including travel, sustenance, registration and partner's program) will be borne by the Councillor. Council will not be responsible for any costs incurred by other members of a Councillor's family.
- 15.3 Where a Councillor is accompanied by his or her spouse/partner to the annual Local Government NSW Association Conference, Council will meet the cost of the official dinner for the spouse/partner. Any additional travel and accommodation expenses will be the personal responsibility of the Councillor.

Part C – Facilities

16. General facilities for all Councillors

- 16.1 Council will provide the following facilities to Councillors to assist them to effectively discharge their civic duties:
- a Councillor lounge area and beverage service
 - a Councillor work area appropriately furnished to include telephone, photocopier, printer, desks, computer terminals and pigeon holes
 - access to shared car parking spaces while attending council offices on official business
 - personal protective equipment for use during site visits
 - a name badge which may be worn at official functions, indicating the wearer holds the office of Councillor and/or Mayor or Deputy Mayor
- 16.2 Councillors may book meeting rooms for official business in a specified council building at no cost. Rooms may be booked through a specified officer in the Mayor's office or the Manager, Governance and Risk.
- 16.3 The provision of facilities will be of a standard deemed by the General Manager as appropriate for the purpose.

- 16.4 Council will provide the following stationery to Councillors each year:
- letterhead, to be used only for correspondence associated with civic duties
 - business cards
 - up to 50 ordinary postage stamps
 - up to 300 Christmas or festive cards per year for Councillors and 500 for the Mayor.
- 16.5 Council will provide administrative support to Councillors to assist them with their civic duties only. Administrative support may be provided by the Manager, Governance and Risk, nominated staff in the Mayor's Office or General Manager's office.
- 16.6 Appropriate meals and refreshments will be available for Council meetings, Council Committee Meetings, Councillor Briefings, approved meetings and engagements, and official council functions as approved by the General Manager.
- As an indicative guide for the standard of refreshments to be provided at council related meetings, the General Manager must be mindful of Part B Monetary Rates of the NSW Crown Employees (Public Service Conditions of Employment) Reviewed Award 2009, as adjusted annually.

17 Additional facilities for the Mayor

- 17.1 Council will provide to the Mayor a maintained vehicle to the value outlined in Table 1 and approved by the General Manager, with a fuel card for official and associated use.
- 17.2 Where the Mayor elects to use a privately owned vehicle instead of Council provided, Council will reimburse the cost of the vehicle registration, CTP, comprehensive insurance and general service costs to a maximum of \$3000 per year. Each claim should be supported by the provision of receipts and approved by the General Manager. A fuel card will also be provided for official and associated use. The Mayor accepts all liability associated with insurance claims.
- 17.3 Motor vehicle parking space – A permanent parking space in the basement of the Administration Building.
- 17.4 Council will provide the Mayor with a furnished office incorporating a computer configured to council's standard operating environment, telephone and meeting space.
- 17.5 In performing their civic duties, the Mayor will be assisted by staff providing administrative and secretarial support, as determined by the General Manager.
- 17.6 The number of exclusive staff provided to support the Mayor and Councillors will not exceed one full time equivalent.

18 Information and communications technology (ICT)

- 18.1 Council will provide or reimburse Councillors for expenses associated with appropriate ICT devices and services as approved by the General Manager in accordance with the limits in Table1, comprising:
- mobile telephone
 - personal computer or laptop
 - iPad or tablet
 - Multi-function device (combines printer, copier, scanner and facsimile)
 - Home internet service
- 18.2 ICT equipment shall be provided to a Councillor only once during the term of each Council, with the exception of mobile telephones, which may be replaced more frequently within the limits provided in Table 1.

- 18.3 Council remains in ownership of the equipment and will be responsible for maintenance, replacement, insurance, technology upgrades and supply of consumables. The equipment is required to be returned at the end of the term of each Councillor.
- 18.4 ICT devices and services provided by Council will be fully serviced and maintained by Council with business hours.
- 18.4 Councillors, where their allocated equipment is damaged, lost or destroyed, are required to report this to Council urgently. If there are repeated instances requiring the equipment to be repaired or replaced, where this exceeds the allowable limits in Table 1 this may be at the Councillors cost.
- 18.5 At the conclusion of their term, Councillors shall be offered the option to purchase the equipment that they have been in possession of, at current market value. Unless stated otherwise, the Councillor shall be responsible for all other costs of operating this equipment.
- 18.6 Councillors may elect to purchase their own ICT equipment. Council will reimburse Councillors that elect to purchase their own equipment up to 80 per cent of the value of the standard ICT package approved by the General Manager, in accordance with the limitations set in Table 1 of this policy. Councillors that purchase their own ICT devices and services will be responsible for service and maintenance of that equipment.
- 18.7 Reimbursements will be made only for communications devices and services used for Councillors to undertake their civic duties, such as:
- receiving and reading council business papers
 - relevant phone calls and correspondence
 - diary and appointment management.

Part D – Processes

19. Approval arrangements

- 19.1 Expenses should only be incurred by Councillors in accordance with the provisions of this policy.
- 19.2 Approval for incurring expenses, or for the reimbursement of such expenses, should be obtained before the expense is incurred.
- 19.3 Up to the maximum limits specified in this policy, approval for the following may be sought after the expense is incurred:
- local travel relating to the conduct of official business
 - carer costs
 - ICT expenditure
- 19.4 Claims for payment or reimbursement of expenses and the provision of facilities under this Policy will be assessed/approved by at least two of the following:
- General Manager or delegate
 - Director City Governance
 - Executive Manager, Corporate Services and Governance
 - Manager, Governance and Risk.
- 19.5 All claims for reimbursement of expenses incurred must be made on the prescribed form, supported by appropriate receipts and/or tax invoices and with sufficient information and time to allow for the claim to be assessed and processed.

20. Advance payment

- 20.1 Council may pay a cash advance for Councillors attending approved conferences, seminars or professional development. The maximum value of cash advance is \$500 which should be reconciled within one month of incurring the cost and/or returning home. This includes providing to council:
- A full reconciliation of all expenses including appropriate receipts and/or tax invoices
 - Reimbursement of any amount of the advance payment not spent in attending to official business or professional development.
 - If a claim is refused, council will inform the Councillor in writing that the claim has been refused and the reason for the refusal.
 - Council may pay a cash advance for Councillors attending approved conferences, seminars or professional development.
- 20.2 The maximum value of a cash advance is \$200 per day of the conference, seminar or professional development activity to a maximum of \$500.
- 20.3 Requests for advance payment must be submitted to the Manager, Governance and Risk for assessment against this policy using the prescribed form with sufficient information and time to allow for the claim to be assessed and processed.
- 20.4 Councillors must fully reconcile all expenses against the cost of the advance within one month of incurring the cost and/or returning home. This includes providing to council:
- a full reconciliation of all expenses including appropriate receipts and/or tax invoices
 - reimbursement of any amount of the advance payment not spent in attending to official business or professional development.

21. Reimbursement

- 21.1 If a claim is approved, Council will make payment directly or reimburse the Councillor through accounts payable.
- 21.2 If a claim is refused, Council will inform the Councillor in writing that the claim has been refused and the reason for the refusal.
- 21.3 If council has incurred an expense on behalf of a Councillor that exceeds a maximum limit, exceeds reasonable incidental private use or is not provided for in this policy:
- council will invoice the Councillor for the expense
 - the Councillor will reimburse council for that expense within 28 days of the invoice date.
- 21.4 If the Councillor cannot reimburse council within one month (28 days) of the invoice date, they are to submit a written explanation to the General Manager. The General Manager may elect to deduct the amount from the Councillor's allowance.

22. Disputes

- 22.1 If a Councillor disputes a determination under this policy, the Councillor should discuss the matter with the General Manager.

23. Return or retention of facilities

- 23.1 All unexpended facilities or equipment supplied under this policy are to be relinquished immediately upon a Councillor or Mayor ceasing to hold office or at the cessation of their civic duties.
- 23.2 Should a Councillor desire to keep any equipment allocated by council, then this policy enables the Councillor to make application to the General Manager to purchase any such equipment. The General Manager will determine an agreed fair market price or written down value for the item of equipment.
- 23.3 The prices for all equipment purchased by Councillors will be recorded in Council's annual report.

24. Publication

- 24.1 This policy will be published on council's website.

25. Reporting

- 25.1 Council will report on the provision of expenses and facilities to Councillors as required in the Act and Regulations in the Annual report and on Council's website.

26. Auditing

- 26.1 The operation of this policy, including claims made under the policy, will be included in council's audit program and an audit undertaken at least every three years.

27. Breaches

- 27.1 Suspected breaches of this policy are to be reported to the General Manager.
- 27.2 Alleged breaches of this policy shall be dealt with by following the processes outlined for breaches of the Code of Conduct, as detailed in the Code and in the Procedures for the Administration of the Code.

PART E – Annual Fees

28. Councillor Fees

- 28.1 An annual fee is paid to each Councillor by the Council. The fee is the amount fixed by the Council under section 248 of the *Local Government Act 1993* in accordance with the appropriate determination of the Local Government Remuneration Tribunal.
- 28.2 All fees payable under this policy shall be paid monthly in arrears as provided by section 250 of the Act, for each month (or part of a month) for which the Councillor holds office.
- 28.3 Council may enter into an arrangement with a Councillor under which the Councillor agrees to forego all or part of their annual fee in exchange for the Council making contributions to a complying superannuation fund on their behalf.

29. Mayoral Fee

- 29.1 An annual fee is paid to the Mayor by the Council. The fee is the amount fixed by the Council under section 249 of the *Local Government Act 1993* in accordance with the appropriate determination of the Local Government Remuneration Tribunal. This fee will be in addition to the Councillor's fee.
- 29.2 The Mayor's fee payable under this policy shall be paid monthly in arrears as provided by section 250 of the Act, for each month (or part of a month) for which the Mayor holds office.
- 29.3 In the event that the Mayor stands aside, is incapacitated or voluntarily ceases to perform the functions of the Mayor for any reason, the Council may, by resolution, pay an additional fee to the Deputy Mayor for that period (on a pro rata basis) while they carry out the duties and responsibilities on behalf of the Mayor. This fee will be in addition to the Councillor fee and will be deducted from the Mayoral fee. This fee will be paid to the Councillor monthly in arrears as provided by Section 250 of the Act.

PART F – Table 1

Expense or facility	Maximum amount	Frequency
General travel expenses	\$500 per Councillor \$2000 for the Mayor	Per year
Accommodation and meals	With consideration of the current Australian Taxation Office (ATO) Tax Determination	Per meal/night
Professional development (excluding conferences and seminars)	\$5000 per Councillor plus an additional \$2500 for the Mayor	Per year
Conferences and seminars	\$5000 per Councillor plus an additional \$2500 for the Mayor	Per year
PC/Laptop with MS Office (or equivalent) and Antivirus Multi-function device (Printer/scanner/fax & consumables)	\$3000 per Councillor	Per term
ICT accessories e.g. protective case, keyboard, stylus	\$1000 per Councillor	Per term
Mobile Phone	\$2500 per Councillor	Per term
Mobile phone call/ data costs	\$350 per Councillor	Per month
iPad/Tablet	\$1500 per Councillor	Per term
Data sim for iPad/tablet	\$30 per Councillor	Per month
Carer expenses	\$4000 per Councillor	Per year
Home office expenses - Internet service	\$100 per Councillor	Per month
Home office expenses (such as filing cabinet, briefcase etc)	\$600 per Councillor	Per term
Postage expenses	\$50 per Councillor	Per year
Christmas or festive cards	300 per Councillor 500 for the Mayor	Per year
Subscriptions to resource materials	\$1000 per Councillor	Per year
Access to facilities in Councillor lounge and work room	Provided to all Councillors	Not relevant
Council vehicle and fuel card	\$50,000 Provided to the Mayor	Not relevant
Private vehicle reimbursable expense limit	\$3,000 Provided to the Mayor	Not relevant
Reserved parking space at Council offices	Provided to the Mayor	Not relevant
Furnished office	Provided to the Mayor	Not relevant
Number of exclusive staff supporting Mayor and Councillors	One full time equivalent provided to the Mayor	Not relevant

PART G – Related Legislation and Definitions

Relevant legislation and guidance:

- *Local Government Act 1993*, Sections 252 and 253
- Local Government (General) Regulation 2005, Clauses 217 and 403
- Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors in NSW, 2009 - Issued under section 23A
- Office of Local Government Circular 09-36 Guidelines for Payment of Expenses and Facilities
- Local Government Circular 05-08 Legal assistance for Councillors and Council Employees.
- Office of Local Government Circular 10/26 Misuse of council resources
- Independent Commission Against Corruption (ICAC) publication, No excuse for misuse, preventing the misuse of council resources - Guidelines 2 (November 2002).

Related Council policies:

- Code of Conduct
- Policy - Councillors Access to Information and Interaction with Staff
- Councils Internet and Email Usage Authorised Statement

8.13 Reports and Letters Requested

Reporting Officer

Director City Governance
City Governance

Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.3 - Ensure that Campbelltown is an inclusive city

Officer's Recommendation

That the information be noted.

Report

Attached for the information of Councillors is a status list of reports and letters requested from Council as at 5 November 2019.

Attachments

1. Reports requested listing (contained within this report)
2. Letters requested listing (contained within this report)

Reports Requested effective 5 November 2019

*Date of Decision *Mover *DocSet	Action Item	Comments / updates	Expected completion date
City Lifestyles			
14.05.19 MC	ORD - 14.1 Commercial Opportunity 2. That a further report is provided to Council with the outcome of the Expression of Interest process to make a decision about proceeding to a select tender process for a naming rights sponsor.	Procurement are currently drafting the EOI document and is currently in the evaluation stage whereby agreement is decided on the evaluation criteria and confirmation around the scope of requirements. The EOI closure date has been extended.	December 2019
11.06.19 MC	ORD - NM 11.4 Women's Domestic Violence Service 2. That a report be provided detailing the outcomes of the investigations including potential corporate and service provision partners, advise relevant Government bodies, project feasibility, location options, service delivery models and funding implications and strategies.	Investigations are continuing with planned consultation with Council's Domestic Violence Committee scheduled to occur in August 2019. A report is anticipated to be presented to Council in December 2019.	December 2019
10.09.19 BG	ORD - 8.4 Aboriginal Interpretation Strategy 2. That a further report be provided to Council following the exhibition period to consider any submissions and final adoption.	A report to be presented to Council at the November 2019 meeting.	November 2019

Reports Requested effective 5 November 2019

*Date of Decision *Mover *DocSet	Action Item	Comments / updates	Expected completion date
City Delivery			
12.03.19 BM	ORD - NM 11.1 Weed Control Methods That a report be presented to Council investigating weed control methods without the use of glyphosate herbicide, such as foam weeding or steam weeding, their potential costs and benefits, as well as their potential applicability to other Council functions such as cleaning and sanitisation.	Council is currently investigating alternative herbicide products. A briefing will be given to the Councillors, followed by a report to be presented with the findings to Council. A report to be presented to Council at the November 2019 meeting.	November 2019
City Governance			
11.06.19 BG	ORD NM - 11.1 Legal Advice - Standard Contracts 1. That legal advice be sought on making amendments, if necessary, to Council's existing standard contract clauses to ensure they are providing the best value and flexibility for rate payers of Campbelltown. 2. That a report be presented on the findings and any recommended changes.	Council has engaged an external legal expert to undertake a review of Council's suite of standard contracts.	December 2019
City Development			
19.04.16 MO 4770730	CS8.1- Old Clinton's development site That a report be presented outlining any action taken by Council with regards to the dead trees on the old Clinton's development site - Queen Street, Campbelltown.	Further discussions currently being organised with development representatives to discuss financial contribution for street tree damage. Estimate of financial contribution prepared for further consideration and consultation. A report is anticipated to be presented to Council at the December 2019 meeting.	December 2019

Reports Requested effective 5 November 2019

*Date of Decision *Mover *DocSet	Action Item	Comments / updates	Expected completion date
City Development			
13.11.18 GB	ORD - 8.3 Household E-Waste Drop Off Event 2. That a further report be provided to Council on the future recycling arrangements for e-waste upon confirmation of the completion timeframe for the construction of the Community Recycling Centre.	This report is subject to the time frame of the Community Recycling Centre.	April 2020
09.04.19 WM	ORD - 8.2 Planning Proposal - Ingleburn CBD 4. That a further report be provided to Council after the Gateway Determination with public exhibition with the planning proposal a draft Development Control Plan for Ingleburn CBD to be placed on public exhibition with the draft planning proposal.	Still awaiting Gateway determination from Department.	February 2020
09.04.19 BT	ORD 8.6 Submission Report - Amendment to Campbelltown Sustainable City Development Control Plan (Caledonia Precinct) 5. That a further report be submitted to Council in regard to the acquisition of No. 306 Bensley Road, Ingleburn for open space purposes.	To be included in the next amendment to the Contributions Plan.	February 2020
11.06.19 MC	ORD 8.10 Planning Proposal 22-32 Queen St, Campbelltown 2. That subject to the Gateway Determination and prior to public exhibition, a further report be presented to Council with a draft development control plan for the site.	Currently awaiting Gateway determination.	February 2020

Reports Requested effective 5 November 2019

*Date of Decision *Mover *DocSet	Action Item	Comments / updates	Expected completion date
City Development			
09.07.19 BT	ORD 8.2 Outcome of the 2019 Free Recyclables Drop Off Day 4. That a further update be provided to Council following the Free Recyclables Drop Off Day in January 2020 advising on the outcome of the August and January trial events.	Drop Off Day held on 17 August 2019 with next Drop Off Day scheduled for 4 January 2020. A report will be prepared after the January Drop Off Day.	April 2020
09.07.19 BT	ORD 8.3 Maryfields Draft Development Control Plan 2. That following completion of the public exhibition period, a further report be provided to Council to consider any public submissions and the making of the proposed draft amendment to the Campbelltown (Sustainable City) Development Control Plan 2015.	A report to be presented to Council at the November 2019 meeting.	November 2019
06.08.19 MC	ORD 8.4 Draft Community Participation Plan 1. That Council publicly exhibits the draft Campbelltown City Council Community Participation Plan for a period of 42 days. 2. That a future report be presented to the Council outlining the results of the public exhibition.	A report to be presented to Council at the November 2019 meeting.	November 2019
06.08.19 GG	ORD 14.1 Campbelltown Design Excellence Panel That a report providing a review of the Panel's operation be provided to Councillors after it has been in operation for 1 year.		October 2020

Reports Requested effective 5 November 2019

*Date of Decision *Mover *DocSet	Action Item	Comments / updates	Expected completion date
City Development			
10.09.19 KH	ORD 8.1 Mount Gilead Planning Proposal - Relocation of Proposed Community Hub Building and Additional Permitted Use 5. That following an exhibition, a report on submissions be presented to Council.	Exhibition subject to the Gateway determination.	June 2020
08.10.19 BG	ORD 8.5 - Re-establishment of North Area Alcohol Free Zones 8. That a further report be submitted to Council to advise of any submissions received as a result of notification referred to in Recommendation 6 and 7.	A report will be tabled to Council following submissions received.	March 2020
City Growth			
11.12.18 BM	ORD - 14.4 - Engagement of Architects for Construction of a New Childcare Centre 1. That Council approves the engagement of the preferred Architects based on their fee proposal submitted to Council – subject to legal confirmation that the negotiated contract terms are satisfactory 2. That the scope of works and risk mitigation strategies are undertaken in accordance with this report and within the cost estimates 3. That a further report be submitted to Council once a Development Approval has been obtained consistent with the analysis contained in this report.	Council has engaged the architect and commenced Stage one of the scope works. Stage one has been completed and Stage two is now in progress.	May 2020

Reports Requested effective 5 November 2019

*Date of Decision *Mover *DocSet	Action Item	Comments / updates	Expected completion date
City Growth			
11.06.19 BG	ORD NM 11.2 Local Youth Art Showcase 1. That Council investigate the feasibility of partnering with schools to showcase the art of local young people at locations across the LGA, such as Council libraries, or any other participating facilities. 2. That the outcome of the feasibility investigation be reported back to Council.	A report to be presented to Council at the November 2019 meeting.	November 2019
11.06.19 BM	ORD NM 11.5 Global Climate Change That a report and briefing be provided to Council detailing the IPCC and IPBES reports and what actions other Councils have taken in regards to declarations of climate emergency.	Expected to be reported to Council in December 2019.	December 2019
09.07.19 KH	ORD NM 11.1 Reimagining Campbelltown 1. That a report be provided to Council investigating the feasibility and benefit including the costs and potential risks of installing at appropriate locations electric car charging stations. 2. That a report be provided to Council investigating the feasibility and benefit including the costs and potential risks of energy- generating footpaths.	1. The team is investigating with a report on electric car charging stations expected to be presented to Council in December 2019. 2. A report on energy generating footpaths to be presented to Council at the November 2019 meeting.	December 2019

Reports Requested effective 5 November 2019

*Date of Decision *Mover *DocSet	Action Item	Comments / updates	Expected completion date
City Growth			
06.08.19 WM	ORD 8.1 East London Study Tour 2. That a briefing and a report be provided to Councillors and key staff on the insights and benefits obtained through the study tour.	A briefing was given to Councillors. A report to be presented to Council at the November 2019 meeting.	November 2019
General Manager			
08.10.19 MO	ORD NM 11.2 Digital Advertising in Shopping Precincts 1. That a report be presented to Council that explores the opportunities for digital advertising in public locations such as shopping centres to regularly promote Council's activities and programs. The report should focus on key shopping precincts including Macarthur Square, Campbelltown Mall, Glenquarie Town Centre and Minto Marketplace and any other appropriate locations, assessing costs, feasibility of producing marketing material and any other operational benefits or implications.		

Letters requested effective 5 November 2019

*Date of Decision *Mover	Action Item	Comments / updates
City Development		
14.05.19 KH	ORD - 7.1 - Emergency Veterinary Care for Injured Koalas 1. That the letters be received and the information be noted. 2. As a result of the recent State election and the imminent Federal election, the General Manager write again to the new State Ministers with appropriate portfolio responsibilities, including the Treasurer, and any new Federal Ministers, if required; and 3. That Council continue to emphasise the importance of our local koalas being the only disease-free colony in the State and lobby for emergency veterinary care for injured koalas.	Letters sent on 26/07/2019 to the Treasurer, the Hon Dominic Francis Perrotter MP, the Federal Environment Minister, the Hon Sussan Ley MP and the Minister for Energy and Environment, the Hon Mathew Kean MP. Response received on 23/08/2019 from Scott Farlow, Parliamentary Secretary to the Treasurer on behalf of the Hon Dominic Perrottet MP. Response received on 18/10/2019 from Department of Planning, Industry and Environment on behalf of the Hon Matt Kean MP and have been included in the November 2019 agenda. Awaiting a response from the Federal Environment Minister, the Hon Sussan Ley MP.
11.06.19 KH	ORD - 8.8 - Greater Macarthur Koala Partnership Forum 4. That representations be made to the relevant Federal, State and Local members of parliament in support of the priority issues identified.	Letters sent on 11/10/2019 to Anoulack Chantivong MP, Dr Mike Freeland MP, Anne Stanley MP and Greg Warren MP.
11.06.19 KH	ORD 8.11 Proposed Biodiversity Certification Process Mount Gilead Stage 2 3. That a letter be sent to the Department of Planning and Infrastructure noting our previous stated objections to the state Governments treatment of Beulah and Noorumba reserves and seek commitment that future bio banking sites will remain accessible to local wildlife populations.	Letter sent on 3/10/2019 to the Department of Planning and Industry and Environment.

Letters requested effective 5 November 2019

*Date of Decision *Mover	Action Item	Comments / updates
City Development		
08.10.19 BG	ORD - 8.5 Re-establishment of North Area Alcohol Free Zones 7. That Council write to relevant organisations seeking comment in relation to the intention to establish an Alcohol Free Zone for Raby (Zone 2) in accordance with the Ministerial Guidelines for establishing Alcohol Free Zones.	Letters will be sent in November 2019 following the expiration of the Raby Alcohol Free Zone.
City Governance		
08.10.19 MO	ORD NM 11.1 Local Government Election Costs 3. That Council write to the State Government seeking: a. Additional funding to implement community engagement strategies to maximise voter turnout at the Local Government election in 2020 from revenue raised by Revenue NSW through failure-to-vote penalties from prior elections. b. Further investigation of other election cost saving measures to minimise the financial burden on Councils. 4. That Council write to both our State members seeking their support for this motion.	Letters are being drafted.

8.14 Addressing Council Committee Meetings Policy to be Rescinded

Reporting Officer

Manager Governance and Risk
City Governance

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.8 - Provide strong governance for all Council activities

Officer's Recommendation

That the Addressing Council Committee Meetings Policy as attached to this report be rescinded.

Report

A review is currently being undertaken of all of Council's Policies. Consequently, it has been determined that the Addressing Council Committee Meetings Policy be rescinded as the information in this Policy is now contained within the Code of Meeting Practice.

Attachments

1. Addressing Council Committee Meetings Policy (contained within this report)



POLICY

Policy Title Addressing Council Committee Meetings

Responsible Officer Manager Governance and Administration

Policy details may change prior to review date due to legislative changes, therefore this document is uncontrolled when printed.

Objectives

To provide a suitable procedure for community groups and individuals wishing to address Council Committees.

Policy Statement

1. That all known interested persons in respect to major issues being considered by Council be formally advised of the time and date that such item will be discussed by the appropriate Committee and those persons wishing to address the Committee should contact Council to register their intention with the relevant Director.
2. The Committee may adjust the order of items on its business paper to firstly consider matters having direct public involvement with the Committee.
3. Members of the community who have registered to address the Committee will be invited by the Chairperson at the appropriate time during the meeting to make their presentation.
4. Persons called forward to address the Committee should firstly introduce themselves before proceeding with their presentation.
5. The Chairperson, with the consent of the Committee has the ability to allow unregistered speakers the opportunity to also address Council Committees.
6. Generally a maximum of two persons may speak from any one group, however if additional people attending the meeting indicate that they wish to make a presentation the Chairperson with the consent of the Committee has the ability to invite additional speakers to address the Committee.
7. Speakers are to be limited to five minutes, although the Chairperson of the Committee may extend this time, dependent on the particular circumstances. The Councillors may then ask questions of the speakers.
8. That at the completion of questions being asked, those people who had addressed the Committee be required to return to the gallery area and only then should the Chairperson of the Committee accept any motions or allow debate.

DATA AND DOCUMENT CONTROL

Division: Business Services
Section: Governance and
Administration
DocSet:2424792

Adopted Date: 17/6/86
Revised Date: 08/04/2014
Minute Number: 47
Review Date: 30/03/2017

Page: 1 of 2

Campbelltown City Council

9. That a copy of the Business Paper for Council and all Committee Meetings, other than a Confidential Business Paper, be placed on display on the Friday evening prior to the relevant meeting, or as soon thereafter as is practicable, in the following locations:
 - The Customer Service counter located in the ground floor foyer area of the Administration Building
 - The Central Library at Campbelltown
 - Various Branch Libraries
 - On Council's Website.
10. That a copy of the report on individual items be made available on request to persons having an interest in that particular item unless the item is "confidential".

END OF POLICY STATEMENT

8.15 Local Government Election 2020 - Constitutional Referendum

Reporting Officer

Manager Governance and Risk
City Governance

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.8 - Provide strong governance for all Council activities

Officer's Recommendation

That the information be noted.

Purpose

To advise Council of a recent circular from the Office of Local Government regarding constitutional referendum under the *Local Government Act 1993*.

Report

Prior to an Ordinary Election, Councils should review their electoral and constitutional structures and determine whether to initiate a constitutional referendum under the *Local Government Act 1993*.

Section 16 of the *Local Government Act 1993* provides for a council to obtain the approval of its electors at a constitutional referendum to do each of the following:

- divide a council area into wards or abolish wards
- change the number of councillors
- change the method of electing the mayor

Council currently has 15 Councillors representing the whole Local Government Area. This system has been in place for many years and has worked extremely well for the benefit of the community and the organisation.

The 15 Councillors provide a high level of representation to all residents of Campbelltown and at this stage it is considered there is no need to change the existing electoral or constitutional structure of the Council.

The Council is required to approach the NSW Electoral Commission (NSWEC) as soon as possible to enter into an agreement for the administration of a referendum or poll during the September 2020 councillor election.

The 2020 local government election cost estimate provided by the NSWEC does not include the cost to administer a referendum or poll. If Council resolved to do either of these things a quotation would be sought from the NSWEC.

Attachments

1. Office of Local Government Circular 19-23 (contained within this report)



Office of
Local Government

Circular to Councils

Circular Details	Circular 19-23 / 30 September 2019 / A658394
Previous Circular	N/A
Who should read this	Councillors / General Managers / Governance staff
Contact	Council Governance Team / 4428 4100 / olg@olg.nsw.gov.au
Action required	Information

Constitutional referendums and council polls

What's new or changing

- Councils are reminded to inform the NSW Electoral Commissioner (NSWEC) if they have resolved for the NSWEC to administer a constitutional referendum or poll in conjunction with the 2020 local government elections.

What this will mean for your council

- Under section 16 of the *Local Government Act 1993*, a council must obtain the approval of its electors at a constitutional referendum to do each of the following:
 - divide a council area into wards or abolish wards
 - change the number of councillors
 - change the method of electing the mayor
 - change the method of election for councillors where the council's area is divided into wards.

Key points

- Councils should notify the NSWEC as soon as possible if they wish to enter into an arrangement for the administration of a referendum or poll.
- If a council resolves that a constitutional referendum or poll is to be conducted, it must comply with the notification requirements contained in Schedule 10 of the *Local Government (General) Regulation 2005*.
- Any changes approved at a referendum will come into effect at the September 2024 local government elections.

Where to go for further information

- For councils considering or that have resolved to have the NSWEC conduct a constitutional referendum or poll, contact Steve Robb at the NSW Electoral Commission on telephone 9290 5431 or Steve.Robb@elections.nsw.gov.au.
- See the attachment to this Circular for further information.

SIGNATURE HAS BEEN REMOVED

Tim Hurst
Deputy Secretary
Local Government, Planning and Policy

Office of Local Government
5 O'Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 44 913 630 046

Attachment

Conducting a constitutional referendum

If a council resolves to conduct a constitutional referendum it must comply with the notification requirements contained in Schedule 10 of the *Local Government (General) Regulation 2005*.

It is of critical importance that the referendum question or questions are carefully framed to ensure that workable decisions are achieved. All questions put at a referendum should be clear, concise, and capable of being responded to with a 'yes' or 'no' answer.

If more than one referendum question is being asked on a particular subject then extra care needs to be taken to ensure that the possible combinations of 'yes' and 'no' answers do not produce a conflicting decision.

Councils are responsible for the preparation and publicity of the required explanatory material. Councils must ensure this material presents a balanced case both for and against any proposition to be put to a constitutional referendum.

Dividing an area into wards or abolishing wards

After receiving elector approval at a constitutional referendum, and before dividing its area into wards, a council must undertake the consultation required by section 210A of the *Local Government Act 1993* (the Act). This includes consulting with the Electoral Commissioner and the Australian Statistician and public exhibition of the proposal. (Compliance with section 210A is not required where approval has been given by electors at a referendum to abolish wards.)

Any changes to wards will come into effect for the electoral term commencing in September 2024.

Changing the number of councillors

Section 224(2) of the Act requires that not less than 12 months before an ordinary election the council must determine the number of its councillors for the following term. If, as a result of doing so, a council has determined to change the number of its councillors, it must also obtain approval for the change at a constitutional referendum. Approval would have the effect of changing the number of councillors for the electoral term commencing in September 2024.

If following the approval of a reduction in councillor numbers, a casual vacancy occurs in the office of a councillor (but not a mayor elected by the councillors), and the reduction has not yet taken effect, the vacancy must not be filled if the number of councillors will remain at or above the number approved at the referendum (section 294B of the Act).

Changing the method of electing the mayor

The Act provides two methods by which a mayor can be elected — by popular vote at an ordinary election or by vote among the councillors. Section 228 of the Act permits a council to change the way the mayor is elected by seeking approval of its electors at a constitutional referendum.

3

Councils with areas that are divided into wards are reminded that section 280(2) of the Act requires the same number of councillors is to be elected for each ward. A popularly elected mayor is not to be included in this count. In such circumstances, councils should be mindful that changing the method of electing the mayor could result in an increase or decrease in the number of councillors to be elected.

If electors at a constitutional referendum conducted in conjunction with the 2020 ordinary elections approve a change to the way the mayor is elected, that change will come into effect for the electoral term commencing in September 2024.

Changing the method of electing councillors

The councillors for an area that is divided into wards are to be elected in accordance with either method of election prescribed under section 280 or 281 of the Act.

The method of election under section 280 (method 1) is to apply unless a decision made at a constitutional referendum is in force, which requires the method of election to be conducted under section 281 (method 2).

The decision made at a constitutional referendum to alter the method of election to method 2 must also specify the number of councillors to be elected by the ward electorate and the number of councillors to be elected by the area electorate.

If electors at a constitutional referendum conducted in conjunction with the 2020 ordinary elections approve a change to the method for electing councillors, this change will come into effect for the electoral term commencing in September 2024.

8.16 Quarterly Business Review Statement as at 30 September 2019

Reporting Officer

Executive Manager Corporate Services and Governance
City Governance

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.7 - Public funds and assets are managed strategically, transparently and efficiently

Officer's Recommendation

That the adjustments recommended in the Quarterly Business Review be adopted.

Purpose

To advise Council that the quarterly business review has been conducted on the original income and expenditure estimates presented in the 2019-2020 budget. The adjustments relating to the review of the original budget allocations are presented for Council's consideration.

Introduction

The current planning and reporting framework for NSW Local Government has a greater focus on financial sustainability. In an effort to achieve consistency in reporting between councils, the Office of Local Government introduced a set of minimum requirements and predefined templates to assist councils in meeting their legislative obligations. Collectively, these documents are known as the quarterly budget review statement (QBRS). The latest QBRS under the reporting framework is attached.

Report

In accordance with Clause 203 of the Local Government (General) Regulations 2005, the responsible Accounting Officer is required to prepare a quarterly budget review of income and expenditure estimates and submit a report to Council. The QBRS must also include an opinion of the Responsible Accounting Officer concerning the financial position of Council. This report provides an overview of the results of the financial review for the quarter ended 30 September 2019.

In June 2019, Council adopted a balanced budget for 2019-2020. There is no proposed change to the budget result in this review.

The recommended movements relating to income and expenditure are summarised in the attachment and details of significant items greater than \$20,000 are listed in the body of this report for Council's consideration.

The following items are detailed with corresponding adjustments recommended following the completion of the quarterly financial review:

Adjustments to salaries across the following functions:

Animal Care Facility - \$30,000 decrease in expenditure
Planning and Development - \$177,400 decrease in expenditure
Traffic and Transport - \$25,000 decrease in expenditure
City Governance Directorate- \$50,000 decrease in expenditure
Finance and Tax - \$26,000 decrease in expenditure
Payroll - \$30,500 decrease in expenditure
People and Performance Management - \$25,000 decrease in expenditure
Learning and Development - \$15,000 decrease in expenditure

As part of the budget preparation process the organisational salary structure is fully funded. The above salary savings have resulted from vacancies and general staff turnover. These savings have been utilised to fund other programs and requests. There are some areas of increased expenditure resulting from short term contract appointments to fill vacancies however these are fully offset by savings.

Adjustments to hired personnel and consultants across the following functions:

Animal Care Facility - \$30,000 increase in expenditure
Traffic and Transport - \$25,000 increase in expenditure
City Governance Directorate - \$50,000 increase in expenditure
Finance and Tax - \$26,000 increase in expenditure
Payroll - \$30,500 increase in expenditure
People and Performance Management - \$25,000 increase in expenditure

The above consulting and hired personnel costs have resulted from the use of agencies and contracted staff to fill budgeted positions. These positions may have been vacant for a number of reasons including critical operational roles during turnover periods, unsuccessful recruitment process or skill shortages. These costs have been offset by salary savings.

Strategic Partnerships - \$146,400 increase in expenditure

The Strategic Partnership function was created in January 2019 to enable and formalise opportunities with key government, education and other stakeholders. The Strategic Partnerships Manager takes the lead on a number of key City wide strategic and advocacy projects including Reimaging Campbelltown City Centre, Campbelltown Community and Justice Precinct, CBD Campus for Western Sydney University and the Western Sydney City Deal.

Since its creation, the Strategic Partnerships unit has formalised key relationships with NSW Government Departments, Western Sydney University and Australian Government Departments to enable the delivery of strategic projects.

To initially assist in the delivery of the strategic partnership projects, the Strategic Partnership function requires additional support to fulfil the initiatives.

In addition, \$40,000 is proposed to contribute to the alliance of the eight Western Parkland councils.

Planning Legal Costs - \$84,000 increase in expenditure and income

In the previous financial year, Council was involved in an environmental compliance legal case which incurred significant costs, with the recovery of these costs eventuating in this financial year. This additional income will provide funding for expenses that have been incurred due to increased legal activity in Planning and Development.

Community Life - \$227,000 increase in expenditure

Council ceased operating Life Designs NSW due to extensive changes within the aged and disability sector. Funds were retained pending the finalisation of payments to all relevant departments and agencies. These final payments have since occurred leaving a surplus of funds available to Council. Discussions have been held with senior staff to determine the use of these funds. A number of community based programs have been identified for funding, these include; Feel the Beat Music, Youth Art Engagement, Digital Storytelling, Cooking as a Cultural Performance, Claymore Histories, Hurley Park Activation and Community Cultural Grants.

Queen Street Heritage Buildings - \$425,000 increase in expenditure

Council recently purchased two heritage buildings in the Queen Street historical precinct. An assessment of the buildings' condition has been conducted. This assessment has identified a list of works that are required to bring the buildings to a functioning state. These funds will be sourced from the Development Reserve. The assessment also identified further works that will be required to maintain the buildings according to historical conservation requirements. These funds will need to be identified in a future budget.

Financial Assistance Grant - \$161,000 decrease in income

Council has received correspondence from the NSW Local Government Grants Commission advising of its entitlement for the 2019-2020 Financial Assistance Grant. The grant is made up of two components; General Purpose and Local Roads. Council allocates the General Purpose component to fund various operational activities, however the Local Road component, is specifically allocated for the renewal of Council's local roads network. The general purpose component is \$161,000 less than the budgeted amount, mainly due to this component of the grant being allocated to the States on a population basis, coupled with a change in the distribution methodology to direct increased funding to rural and regional councils. It is anticipated that Council's share of the general purpose component grant will continue to decrease. The distribution of the local roads component will continue under the fixed share arrangement. This component received an increase of \$50,100 compared to budget which will be allocated to local road works.

Fleet Vehicles - \$30,000 decrease in expenditure

Due to the additional post tax contributions received from staff that have leaseback vehicles, Council's fringe benefits tax liability has reduced.

Superannuation Contribution- \$40,000 decrease in expenditure

The budget for costs associated with staff in the Defined Benefits Retirement Superannuation Scheme is developed based on the number of staff in the scheme at the time. This scheme is closed to new members and therefore is declining in numbers as staff exit Council. Since the budget was developed there have been a number of staff who have left Council thereby reducing Council's commitment to the scheme, resulting in this saving.

Rates Valuation Fee - \$50,000 decrease in expenditure

The IPART has conducted a review of the methodology used by the Valuer General (VG) to calculate the fees charged to Councils for providing the property valuation service utilised in the rating base of properties. This review has resulted in a reduction of the fees charged by the VG.

Industrial Relations- \$25,000 increase in expenditure

Additional legal advice in the industrial relations area has been required. The additional costs can be funded from savings in the People and Performance Section.

Summary

As reported to Council in previous years, the financial objective has been to budget a surplus to improve Council's liquidity ratio. The liquidity ratio has improved to a satisfactory level and as such, a balanced budget is proposed for the 2019-2020 financial year.

As per the Responsible Accounting Officer's statement, the 2019-2020 results continue to support Council's sound financial position in the short to medium term. During 2019-2020, Council will further refine its financial strategy in line with the development of the 10 year Long Term Financial Plan, required by the Integrated Planning and Reporting Framework and determine the most appropriate and financially responsible action for future periods.

Attachments

1. Quarterly Business Review Statement as at 30 September 2019 (contained within this report)

Campbelltown City Council

Quarterly Budget Review Statement
for the period 01/07/19 to 30/09/19

Report by Responsible Accounting Officer

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulations 2005: as at 30 September 2019.

It is my opinion that the Quarterly Budget Review Statement for Campbelltown City Council for the quarter ended 30/09/19 indicates that Council's projected financial position at 30/6/20 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

Signed: _____

date: 23/10/2019

Corinne Mears
Responsible Accounting Officer

Campbelltown City Council

Quarterly Budget Review Statement
 for the period 01/07/19 to 30/09/19
Income & Expenses Budget Review Statement

Budget review for the quarter ended 30 September 2019

Income & Expenses - Council Consolidated

(\$000's)	Original Budget 2019/20	Approved Changes					Revised Budget 2019/20	Variations for this Sep Qtr	Notes	Projected Year End Result	Actual YTD figures
		Carry Forwards	Other than by QBRs	Sep QBRs	Dec QBRs	Mar QBRs					
Income											
Rates and Annual Charges	113,155	-	-	-	-	-	113,155	-		113,155	113,798
User Charges and Fees	13,958	-	-	-	-	-	13,958	-		13,958	3,976
Interest and Investment Revenues	6,001	-	-	-	-	-	6,001	-		6,001	555
Other Revenues	5,006	28	(60)	-	-	-	4,974	23	1	4,996	2,019
Grants & Contributions - Operating	28,045	14	(4,672)	-	-	-	23,388	(107)	2	23,281	6,870
Grants & Contributions - Capital	14,925	8,333	-	-	-	-	23,257	-		23,257	3,991
Total Income from Continuing Operations	181,090	8,375	(4,732)	-	-	-	184,733	(84)		184,649	131,210
Expenses											
Employee Costs	75,570	841	469	-	-	-	76,879	(355)	3	76,525	19,934
Borrowing Costs	638	-	-	-	-	-	638	-		638	(6)
Materials & Contracts	28,755	6,935	(2,152)	-	-	-	33,538	472	4	34,010	6,728
Depreciation	23,862	-	-	-	-	-	23,862	-		23,862	4,181
Legal Costs	1,077	30	(19)	-	-	-	1,088	19	5	1,107	121
Consultants	3,284	1,395	1,314	-	-	-	5,993	16	6	6,008	1,318
Other Expenses	35,633	839	(494)	-	-	-	35,979	416	7	36,395	9,592
Total Expenses from Continuing Operations	168,819	10,041	(882)	-	-	-	177,977	568		178,545	41,868
Net Operating Result from All Operations	12,271	(1,666)	(3,850)	-	-	-	6,756	(652)		6,104	89,342
Net Operating Result before Capital Items	(2,653)	(9,998)	(3,850)	-	-	-	(16,502)	(652)		(17,153)	85,351

This statement forms part of Council's Quarterly Budget Review Statement (QBRs) for the quarter ended 30/09/19 and should be read in conjunction with the total QBRs report

Campbelltown City Council

Quarterly Budget Review Statement
for the period 01/07/19 to 30/09/19**Income & Expenses Budget Review Statement**
Recommended changes to revised budget

Budget Variations being recommended include the following material items:

Notes	Details
1	Additional income received from successful court case, part offset by removal of Water Wonderland fee income.
2	Decrease in income mainly attributable to a reduction in the FAG.
3	Variations in employee costs due to staff vacancies which in some case have been transferred to fund contract staff, or used to offset costs incurred in other sections.
4	Funding of contracted positions due to staff vacancies, matching funding for grant projects and funding provided for maintenance works on recently purchased buildings.
5	Minor adjustments to legal costs budget.
6	Funding of consultant work through staff vacancies.
7	Various increases and decreases across a number of areas, the majority being for hired personnel used due to staff vacancies, motor vehicle claims and bicentennial projects funded from the surplus Life Designs funds.

Campbelltown City Council

Quarterly Budget Review Statement
 for the period 01/07/19 to 30/09/19
Capital Budget Review Statement

Budget review for the quarter ended 30 September 2019

Capital Budget - Council Consolidated

(\$000's)	Original Budget 2019/20	Approved Changes					Revised Budget 2019/20	Variations for this Sep Qtr	Notes	Projected Year End Result	Actual YTD figures
		Carry Forwards	Other than by QBRs	Sep QBRs	Dec QBRs	Mar QBRs					
Capital Expenditure											
New Assets											
- Plant & Equipment							-			-	-
- Land & Buildings	1,047	2,952	120	-	-		4,119	-		4,119	5,381
- Other			-				-			-	-
Renewal Assets (Replacement)											
- Plant & Equipment	3,496	16	(13)	-	-		3,499	-		3,499	2,603
- Office Equipment/Furniture & Fittings	52	1,085	182	-	-		1,319	-		1,319	1,006
- Land & Buildings	20,838	17,886	1,568	-	-		40,293	-		40,293	5,202
- Roads, Bridges, Footpaths	12,321	7,877	241	-	-		20,438	50	1	20,489	13,426
- Stormwater/Drainage	100	1,688	-	-	-		1,788	-		1,788	5,834
- Other Assets	313	-	-	-	-		313	-		313	159
Loan Repayments (Principal)	3,100	-	-	-	-		3,100	-		3,100	2,165
Total Capital Expenditure	41,267	31,504	2,097	-	-	-	74,868	50		74,918	35,775
Capital Funding											
Rates & Other Untied Funding	21,616	-	1,399	-	-		23,014	650	2	23,665	15,749
Capital Grants & Contributions	14,925	8,333	-	-	-		23,257	-		23,257	13,795
Reserves:											
- External Restrictions/Reserves	700	6,826	(160)	-	-		7,366	-		7,366	610
- Internal Restrictions/Reserves	(2,134)	16,345	259	-	-		14,470	-		14,470	4,548
New Loans		-	-				-			-	-
Receipts from Sale of Assets											
- Plant & Equipment	1,279	-	-	-	-		1,279	-		1,279	1,071
- Land & Buildings	4,875	-	-	-	-		4,875	(600)	3	4,275	-
- Other Assets	6	-	600	-	-		606	-		606	2
Total Capital Funding	41,267	31,504	2,097	-	-	-	74,868	50		74,918	35,775
Net Capital Funding - Surplus/(Deficit)	0	-	0	-	-	-	0	-		0	-

This statement forms part of Council's Quarterly Budget Review Statement (QBRs) for the quarter ended 30/09/19 and should be read in conjunction with the total QBRs report

Campbelltown City Council

Quarterly Budget Review Statement
for the period 01/07/19 to 30/09/19**Capital Budget Review Statement**
Recommended changes to revised budget

Budget Variations being recommended include the following material items:

Notes Details

1	Additional funding received from roads component of FAG allocated to Urban Road Reconstruction.
2	Reconciliation of untied funds as a result of capital movements utilised to fund capital works.
3	The proposed land sale at Groundsel Ave is not proceeding at this stage, funds removed from budget.

Campbelltown City Council

Quarterly Budget Review Statement
 for the period 01/07/19 to 30/09/19
Cash & Investments Budget Review Statement

Budget review for the quarter ended 30 September 2019

Cash & Investments - Council Consolidated

(\$000's)	Original Budget 2019/20	Movement in Reserves			Current Balance 2019/20	Projected Movement Sep Qtr	Notes	Projected Year End Balance	Actual YTD figures
		Income/ Expenses	Transfers to/from	Works in Kind					
Externally Restricted ⁽¹⁾									
Stormwater Management	3,045	-	-	-	3,045	-		3,045	2,041
Specific Purpose Grants	15,755	-	(5,152)	-	10,604	-		10,604	8,137
Specific Purpose Contributions	3,025	-	-	-	3,025	-		3,025	2,818
Developer Contributions - S7.11	19,676	3,238	(11)	(2,332)	20,570	-		20,570	17,989
Developer Contributions - Other	1,385	36	-	-	1,421	-		1,421	1,214
Domestic Waste Management	12,339	-	-	-	12,339	-		12,339	7,437
Self Insurance Workers Compensation Claims	4,810	-	-	-	4,810	-		4,810	3,200
Total Externally Restricted	60,036	3,274	(5,163)	(2,332)	55,815	-		55,815	42,837
(1) Funds that must be spent for a specific purpose									
Internally Restricted ⁽²⁾									
Property Development	80,886	-	(539)	-	80,347	-		80,347	80,475
Committed Works	14,401	-	(10)	-	14,391	-		14,391	12,370
Self Insurance Workers Compensation Claims	801	-	-	-	801	-		801	2,410
Replacement of Plant and Vehicles	6,889	-	(334)	-	6,555	-		6,555	4,960
Committed Works funded by Loans	2,499	-	-	-	2,499	-		2,499	3,882
Employee Leave Entitlements	8,450	-	-	-	8,450	-		8,450	9,600
Environmental Sustainability	1,604	-	66	-	1,669	-		1,669	275
Asset Replacement	6,261	-	956	-	7,217	-		7,217	7,685
Infrastructure Replacement Fund	28,404	-	-	-	28,404	-		28,404	29,836
Olympic Ambassador	120	-	5	-	125	-		125	120
Event Attraction	1,049	-	(44)	-	1,005	-		1,005	120
Insurance Claims - Excess	7,004	-	890	-	7,894	-		7,894	7,139
Local Government Elections	630	-	200	-	830	-		830	630
Other	138	0	-	-	138	-		138	137
Total Internally Restricted	159,135	0	1,190	-	160,325	-		160,325	159,639
(2) Funds that Council has earmarked for a specific purpose									
Unrestricted (i.e. available after the above Restricti	14,799				28,128	-		28,128	41,792
Total Cash & Investments	233,970				244,268	-		244,268	244,268

This statement forms part of Council's Quarterly Budget Review Statement (QBRS) for the quarter ended 30/09/19 and should be read in conjunction with the total QBRS report

Campbelltown City Council

Quarterly Budget Review Statement
for the period 01/07/19 to 30/09/19

Cash & Investments Budget Review Statement**Comment on Cash & Investments Position**

Not Applicable

Investments

Investments have been invested in accordance with Council's Investment Policy.

Cash

The Cash at Bank figure included in the Cash & Investment Statement totals \$244,267,750

This Cash at Bank amount has been reconciled to Council's physical Bank Statements.
The date of completion of this bank reconciliation is 30/09/2019.

Reconciliation Status

The YTD Cash & Investment figure reconciles to the actual balances held as follows:

		\$ Amount
Cash at Bank (as per bank statements)		5,616,225
Investments on Hand		239,095,771
less: Unpresented Cheques	(Timing Difference)	(55,949)
add: Undeposited Funds	(Timing Difference)	86,577
less: Identified Deposits (not yet accounted in Ledger)	(Require Actioning)	(474,961)
add: Identified Outflows (not yet accounted in Ledger)	(Require Actioning)	86
Reconciled Cash at Bank & Investments		244,267,750
Balance as per Review Statement:		244,267,750
Difference:		-

Recommended changes to revised budget

Budget Variations being recommended include the following material items:

Notes Details

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Campbelltown City Council

Quarterly Budget Review Statement

for the period 01/07/19 to 30/09/19

Key Performance Indicators Budget Review Statement - Industry KPI's (OLG)

Budget review for the quarter ended 30 September 2019

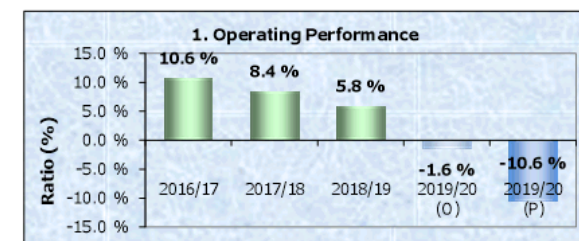
(\$000's)	Current Projection		Original Budget 19/20	Actuals Prior Periods	
	Amounts	Indicator		18/19	17/18
	19/20	19/20			

NSW Local Government Industry Key Performance Indicators (OLG):

1. Operating Performance

Operating Revenue (excl. Capital) - Operating Expenses	-17,153	-10.6 %	-1.6 %	5.8 %	8.4 %
Operating Revenue (excl. Capital Grants & Contributions)	161,391				

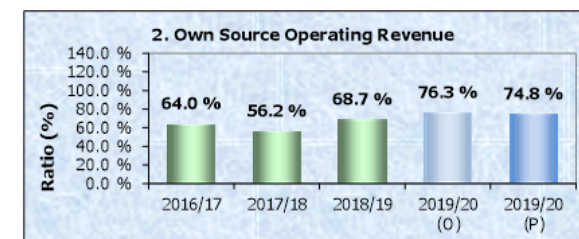
This ratio measures Council's achievement of containing operating expenditure within operating revenue.



2. Own Source Operating Revenue

Operating Revenue (excl. ALL Grants & Contributions)	138,111	74.8 %	76.3 %	68.7 %	56.2 %
Total Operating Revenue (incl. Capital Grants & Cont)	184,649				

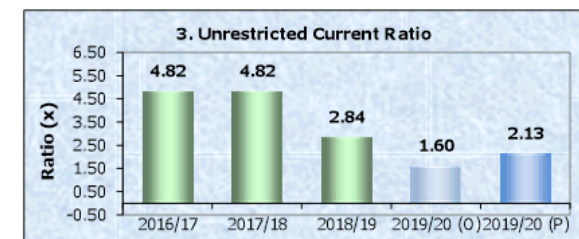
This ratio measures fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants & contributions.



3. Unrestricted Current Ratio

Current Assets less all External Restrictions	64,000	2.13	1.60	2.84	4.82
Current Liabilities less Specific Purpose Liabilities	30,000				

To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council.



Campbelltown City Council

Quarterly Budget Review Statement for the period 01/07/19 to 30/09/19

Key Performance Indicators Budget Review Statement - Industry KPI's (OLG)

Budget review for the quarter ended 30 September 2019

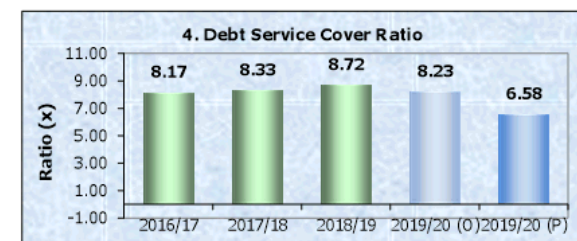
(\$000's)	Current Projection		Original Budget 19/20	Actuals Prior Periods	
	Amounts	Indicator		18/19	17/18
	19/20	19/20			

NSW Local Government Industry Key Performance Indicators (OLG):

4. Debt Service Cover Ratio

Operating Result before Interest & Dep. exp (EBITDA)	24,603	6.58	8.23	8.72	8.33
Principal Repayments + Borrowing Interest Costs	3,738				

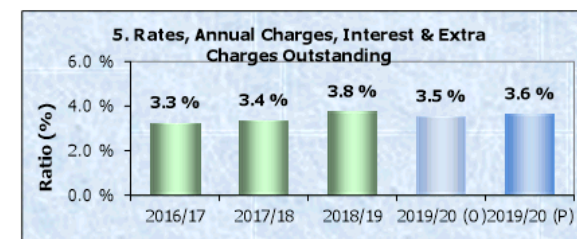
This ratio measures the availability of operating cash to service debt including interest, principal and lease payments.



5. Rates, Annual Charges, Interest & Extra Charges Outstanding

Rates, Annual & Extra Charges Outstanding	4,100	3.6 %	3.5 %	3.8 %	3.4 %
Rates, Annual & Extra Charges Collectible	112,700				

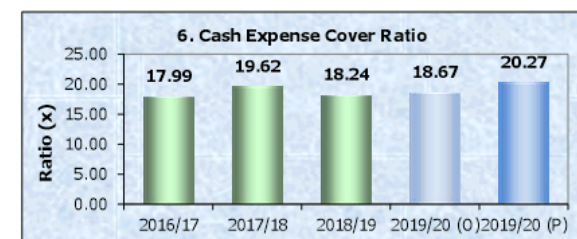
To assess the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts.



6. Cash Expense Cover Ratio

Current Year's Cash & Cash Equivalents (incl. Term Deposits)	233,900	20.27	18.67	18.24	19.62
Operating & financing activities Cash Flow payments	138,500				

This liquidity ratio indicates the number of months a Council can continue paying for its immediate expenses without additional cash inflow.



Campbelltown City Council

Quarterly Budget Review Statement
for the period 01/07/19 to 30/09/19

Contracts Budget Review Statement

Budget review for the quarter ended 30 September 2019

Part A - Contracts Listing - contracts entered into during the quarter

Contractor	Contract detail & purpose	Procurement Process Undertaken	Start Date	Duration of Contract	Budgeted (Y/N)	Notes
EXPENDITURE \$50,000 - \$150,000						
AAM Pty Ltd	T19/16 Provision of Aerial Photography	Public Tender	01/09/19	One year with two options for extension of 12 months each		1
Sports Business Partners Pty Ltd as The trustee for Sportbusiness Partners Trust	Q19/07 Development of an Aquatic and Indoor Sports Strategy	Public Quotation	06/08/19	Until Completion		
HillPDA Pty Ltd	Q19/08 Strategic Review of Industrial and Employment Activities for Campbelltown LGA (LGP)	Quotation LGP	04/09/19	Until Completion		
RPS Australia East Pty Ltd	Q19/15 Review of Environmental Factors for Campbelltown Billabong Parklands and Stormwater Improvements	Quotation LGP	01/08/19	Until completion. Final report is due in August 2019		
Adtrans Hino Pty Ltd	Q19/14 Supply and Delivery of Hino FG1628 Truck	Quotation LGP	17/09/19	Until Completion		
Forms Express Pty Ltd	Q19/05 Rate Notice Production	Quotation - Procurement Australia	01/07/19	Two years with one option for extension of 12 months		2
EXPENDITURE \$150,000 - \$300,000						
CRS Creative Recreation Solutions Pty Limited Growth Civil Landscapes Pty Ltd	T19/24 Detailed Design and Construction of Local Playground Facilities	Public Tender	15/09/19	Until completion, end of December 2019		
Murphys Remedial Builders Pty Limited	Q19/09 Ben Lomond Road Bridge, Concrete Repairs	Public Quotation	09/09/19	Until completion		
EXPENDITURE > \$300,000						
Cleary Bros (Bombo) Pty Ltd	T18/34 Badgally Road Upgrade	Public Tender	05/08/19	Until Completion		
Andreasens Greens (NSW) Pty Ltd The Russo Trust t/as Greenhaven Garden Centre Pty Ltd	T19/01 Nursery Supplies	Public Tender	01/07/19	Two years with two options for extension of 12 months each		3
Remondis Australia Pty Ltd	T19/07 Supply and Servicing Frontlift and/or Rearlift Bins	Public Tender	01/07/19	Three years with one option for extension of 12 months		4
Amgrow Australia Pty Ltd Australian Lawn & Turf Supplies Pty Ltd t/as Grech's Turf Supplies	T19/06 Supply of Turf	Public Tender	01/07/19	Three years with two options for extension of 12 months each		3
Mack Civil Pty Ltd Knight Civil Pty Ltd t/as Property Services	T19/10 Concrete Works	Public Tender	15/08/19	Two years with two options for extension of 12 months each		3
Speedo Australia Pty Ltd Zoggs Australia Pty Ltd	T19/08 Aquatic and fitness apparel and accessories	Public Tender	01/08/19	Three years with an option for extension of 12 months		3

Notes:

** Contract Values are commercial in confidence

1. Minimum reporting level is 1% of estimated income from continuing operations of Council or \$50,000 - whatever is the lesser.
2. Contracts listed are those entered into during the quarter being reported and exclude contractors on Council's Preferred Supplier list.
3. Contracts for employment are not required to be included.

This statement forms part of Council's Quarterly Budget Review Statement (QBR) for the quarter ended 30/09/19 and should be read in conjunction with the total QBR report.

Campbelltown City Council

Quarterly Budget Review Statement

for the period 01/07/19 to 30/09/19

Contracts Budget Review Statement**Comments & Explanations relating to Contractors Listing****Notes Details**

1	Price based on three captures in one year
2	Annual price
3	Price is per service distributed amongst the panel, therefore price is estimate only
4	Price estimate over the four years utilising historical figures

Campbelltown City Council

Quarterly Budget Review Statement
for the period 01/07/19 to 30/09/19

Consultancy & Legal Expenses Budget Review Statement

Consultancy & Legal Expenses Overview

Expense	YTD Expenditure (Actual Dollars)	Budgeted (Y/N)
Consultancies	1,314,433	Y
Legal Fees	120,583	Y

Definition of a consultant:

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

Comments

Expenditure included in the above YTD figure but not budgeted includes:

Details

8.17 Local Youth Showcase

Reporting Officer

Executive Manager Creative Life
City Growth

Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.6 - Foster a creative community that celebrates arts and culture

Officer's Recommendation

That a series of youth showcase events be delivered throughout 2020 through the artLIB program to provide an opportunity for young and emerging artists through local schools to present their work to the broader community.

Purpose

To advise Council of the outcome of investigations of partnering with schools to showcase the art of local young people at locations across the LGA, such as Council libraries, or any other appropriate facilities.

Background

Council at its meeting held 11 June 2019 resolved:

1. That Council investigate the feasibility of partnering with schools to showcase the art of local young people at locations across the LGA, such as Council libraries, or any other participating facilities.
2. That the outcome of the feasibility investigation be reported back to Council.

Report

Council's Creative Life and Community Learning and Library Services sections investigated the feasibility of partnering with schools to showcase the art of local young people at locations across Campbelltown LGA including the Arts Centre, libraries and other community spaces. Local primary schools and high schools were consulted to gauge interest and the appropriateness of venues was considered.

There are particular challenges associated with hosting exhibitions at libraries and other community facilities as they are not equipped to host exhibitions and would require funding to hire or purchase exhibition equipment. There would be a further cost to cover extra technical and curatorial services.

An alternate opportunity is proposed: following consultation with local schools and discussion with library staff it is recommended that the current artLIB program of events be reviewed to showcase students in visual arts, drama and other artforms throughout the year.

ARTLIB is a collaboration between Creative Life and Community Learning and Library Services that bring local artists into libraries across the city for a series of talks running for the past two years. Each talk features the work of a local artist and allow interested members of the public to discover how the work was created, what techniques were used and what inspired the artist.

Schools and students would be invited to participate and delivered in partnership with Council's Creative Life and Community Connections sections. In 2020 a series of events would be held in three locations including HJ Daley Library, Eagle Vale Library and Ingleburn Library.

These series of events would be held after hours to accommodate student audiences, their friends and families as well as the broader community and creative industry representatives. artLIB would be presented as a pilot program that showcases up and coming young artists from Campbelltown and showcase several students at an event.

It is recommended that Creative Life and Community Learning and Library Services collaborate to revise the current artLIB program for 2020: to showcase young and emerging artists from Campbelltown schools as a pilot. The program will be reviewed to implement further recommendations for 2021 and beyond.

Attachments

Nil

8.18 Fast Rail

Reporting Officer

Director City Growth
City Growth

Community Strategic Plan

Objective	Strategy
4 Outcome Four: A Successful City	4.1 - Advocate and plan for enhanced connectivity, accessibility and movement within, to and from our city through improved public transport, road and traffic management infrastructure, cycling and pedestrian movement

Officer's Recommendation

That the Mayor and General Manager pursue a public campaign including engagement with the relevant Ministers and local Members of Parliament regarding the opportunity for fast rail, particularly:

- a. The prioritisation of the Southern Inland Corridor route for fast rail; and
- b. The connection of the Southern Inland Corridor to the Sydney Metropolitan Train Network at an interchange at Campbelltown Station.

Purpose

To update Council on the current status of planning for a fast rail system/network connecting Sydney with Regional NSW and the opportunities that this presents for Campbelltown.

To seek Councils support to undertake a public campaign that seeks to realise the opportunities for Campbelltown.

Report

20 Year Economic Vision for Regional NSW

In July 2018, the NSW government released their 20 Year Economic Vision for Regional NSW highlighting the need for better connectivity between regional centres, and between regional centres, cities and international gateways. A fast rail system connecting Sydney with regional NSW is being viewed as an important means of achieving this end.

The Premier of NSW has recently appointed Professor Andrew McNaughton to lead an expert panel to provide advice on how the government should best deliver a fast rail network to connect the state.

Proposed routes for investigation

The NSW Government identified four potential routes for investigation into a NSW fast rail network:

1. Northern Corridor, servicing:
 - a. Central Coast
 - b. Newcastle
 - c. Taree
 - d. Port Macquarie
2. Western Corridor, servicing:
 - a. Lithgow
 - b. Bathurst
 - c. Orange/Parkes
3. Southern Coastal Corridor, servicing:
 - a. Wollongong
 - b. Nowra
4. Southern Inland Corridor, servicing:
 - a. Goulburn
 - b. Canberra

The benefits of the Southern Inland Corridor have been established

A major study commissioned by the Australian Government in 2011 considered the costs and benefits of various high speed rail lines comprising a broader East Coast corridor including Sydney to Canberra (including via Wollongong) and Sydney to Newcastle. The study found Sydney to Canberra via the Southern Highlands to be the best performing corridor on a standalone basis, with this line preferred for the first stage of development.

The Newcastle to Sydney corridor and corridors through the Wollongong and Illawarra region were found to have significant topographical and environmental constraints that made them significantly more costly compared to Sydney to Canberra.

Developing the Sydney to Canberra via the Hume Highway Corridor was found to generate the most user benefits after Sydney to Melbourne and Sydney to Brisbane. On a per km basis, the cost of developing the line was estimated to be half the cost of the Sydney to Newcastle line and 16 percent less than the cost of developing the Sydney to Canberra line via Wollongong and the Southern Highlands.

The existing rail line is constrained and will not cope with future growth

Travel demand on the Southern Inland corridor has grown considerably in recent years, and demand will increase in the future, particularly given population growth expected in the Macarthur region. In the nearly three years since July 2016, total monthly trips made on Sydney's rail network has increased by 14 percent. Recent patronage growth rates for

Campbelltown and Macarthur stations have been well above average rates for the Sydney Trains network as a whole.

Regional passenger services on the existing rail corridor are slow and infrequent and are constrained by a 19th century rail alignment. The current rail service between Sydney and Canberra makes nine stops and takes over four hours, making it the least time efficient and least popular transport option. The most popular transport choices on the corridor are private transport and coach services.

Regional passenger services are heavily constrained by rail freight. The shared passenger and freight rail corridor between Macarthur and Moss Vale is one of the busiest sections of the line for rail freight in NSW outside of the Hunter Valley. The freight line supports various large and growing freight markets including interstate intermodal freight, residential landfill waste from Sydney and approximately four million tonnes of construction materials moved from quarries in the Southern Highlands to Sydney. These freight markets are expected to grow between 61 and 76 percent over the next 40 years.

The limitations of existing rail services encourage the use of cars to travel to and from the area on the already congested M31 / M5 motorways. Given expected population and freight growth, the transport network will need to be expanded. There is an opportunity to make fast rail the long-term solution to these current constraints and to accommodate future growth.

Campbelltown and Macarthur will play a critical role in the development of the Western Parkland City

The Southern Inland Corridor market served by fast rail can be expanded with the inclusion of an interchange at Campbelltown. Based on analysis of 2016 population data, the Southern Inland corridor offers the greatest coverage of both residents and employed residents of any of the four corridors, with over 386,000 residents and 189,000 employed residents. Campbelltown, as the Southern gateway to metropolitan Sydney, would be an optimal location for an interchange on the Southern Inland Corridor.

Campbelltown and the Macarthur region will play a critical role in the future development of Sydney's Western Parkland City. The 2016 to 2021 housing target for Campbelltown represents 30 percent of the total target for the Western Parkland City. Within the next 20 years, the population of the Macarthur region is expected to be over 800,000 people, double the current population of Canberra.

Failure to provide adequate public transport infrastructure for this future growth area from an early stage will exacerbate congestion levels on the shared rail corridor, and the already crowded M31 and M5 motorways.

The Southern Highlands and Goulburn have capacity for more working residents. A faster transport option would also enable regional growth and allow residents of these areas to access a wider range of employment opportunities.

Staged delivery of the Southern Inland corridor would deliver benefits

An interchange at Campbelltown could also provide options for staging the delivery of the Southern Inland corridor. Services could initially commence in Campbelltown and move south to avoid or defer costs associated with tunnelling that would be required to provide a continuous high-speed service from Central Sydney.

This approach was essentially taken for completing the UK high speed rail link connecting London with Paris. Following the opening of the Channel Tunnel in 1994, high speed services initially operated on existing lines at a maximum of 160 km/h. Sections of high-speed line were completed later in 2003 and 2007, enabling an end to end high speed service. The development of the Ebbsfleet International station to support residents living in South East London and North West Kent illustrates the potential benefits that an interchange at Campbelltown could provide for Western Sydney and the South East and Southern Highlands Regions.

Campbelltown's current unconstrained lands around the existing stabling yards offers potential space for consideration of a station.

Fast Rail does not detract from the requirement for further connectivity enhancements within the immediate region

The opportunity of a fast rail connection does not negate the need for electrification of the existing network south of Macarthur Station, nor does it detract from the need for enhancements to the existing connectivity (road and rail) through Campbelltown's neighbouring Local Government Areas of Wollondilly and Illawarra.

Timing Implications

The report commissioned by the Premier of NSW is due to be delivered by Professor Andrew McNaughton by 24 December 2019. To ensure that the competitive opportunities for the prioritisation of the Southern Inland Corridor route for fast rail; and for the connection of the Southern Inland Corridor to the Sydney Metropolitan Train Network at an interchange in Campbelltown are realised, it is important that a campaign that includes both targeted advocacy and public profile is executed as soon as possible.

Attachments

Nil

8.19 Energy Generating Footpaths

Reporting Officer

Sustainability and Resilience Coordinator
City Growth

Community Strategic Plan

Objective	Strategy
2 Outcome Two: A Respected and Protected Natural Environment	2.5 - Plan for and ensure that development in our city is sustainable and resilient

Officer's Recommendation

That the information be noted.

Purpose

To provide a report back to Council regarding the feasibility and benefit including the costs and potential risks of energy-generating footpaths.

History

Council, at its meeting held 9 July 2019, resolved that:

A report be provided to Council investigating the feasibility and benefit including the costs and potential risks of energy-generating footpaths.

Report

An energy generating footpath is a footpath that consists of individual tiles capable of:

1. converting footsteps into off-grid energy
2. providing rewards/benefits to pedestrians
3. collecting data to identify pedestrian movement patterns.

While the concept of energy generating footpaths has been around for some time, advancements in technology in 2009 led to a UK-based company developing a solution that captures, stores and enables the application of the energy.

This report is based on the most current and popular type of energy generating footpath, which has been installed in over 32 countries.

How do energy generating footpaths work?

Each tile utilises an electromagnetic generator and the footsteps of pedestrians to generate electricity. When the tile is compressed, the electromagnetic generator rotates resulting in the production of electricity, which can be stored in a battery if required (see attachment 1).

Approximately five watts of energy, enough to power a light globe for 30 seconds, is produced with each footstep.

Examples of energy generating footpaths

There are a number of international examples of energy generating footpaths ranging from permanent installations to temporary installations. A selection of such examples are provided below:

- 1. Location:** Paris Marathon
Installation: 2013
Provider: Pavegen
Details: A temporary installation of 176 tiles located near the marathon finish line. Over 40,000 runners completed their final sprint over the tiles, resulting in 404,756 footsteps generating enough power to charge 1,880 mobile phones.
- 2. Location:** Chelsea Flower Show, United Kingdom
Installation: 2018
Provider: Pavegen
Details: A temporary installation as part of a sustainable garden design incorporating solar to provide lighting.
- 3. Location:** Green Heart, University of Birmingham, United Kingdom
Installation: 2019
Provider: Pavegen
Details: A permanent installation incorporating a 13sqm footpath that produces energy from over 4,000 pedestrians daily to power USB charging ports at nearby work benches, charging up to three smartphones per day.

Are energy generating footpaths financially feasible?

Assessing the feasibility of energy generating footpaths is challenging, as commercial information regarding project costs is not publicly available.

Costs:

Although, the cost of the tiles are reducing as the technology matures, it is still considered that the tiles themselves are relatively expensive.

In addition to the cost of the tiles, is the initial installation and supporting project costs. These include battery storage, networking, and connection to devices to be powered (such as signs and street lights).

Indicatively, an installation completed in 2016 in Washington D.C, United States, of 194 tiles (approximately 80sqm), cost US \$300,000, which is equivalent to approximately AU \$405,000. As a result, the 2016 installation cost approximately \$5,062 per sqm.

Benefits:

In correspondence with one of the market leaders, the company made it clear that the benefits of the footpaths are not primarily income derived from energy production or reduction. The current primary return-on-investment benefits include:

- community engagement and sustainability awareness
- media and public relations value (e.g. articles covering the project installation launch)

- data generation for smart city developments
- the opportunity to tailor offers and rewards based on the data generated.

While the costs of these benefits are not provided, the tiles are considered to not be financially feasible at this time.

Are there any risks associated with energy generating footpaths?

A review of available information, including customer experiences, demonstrates the main concerns of energy generating footpaths to include:

- they are uncomfortable to walk on
- they pose an increased trip hazard
- there is legal uncertainty associated with the harvesting of energy without the consent from the pedestrian
- there is legal uncertainty with the ownership of the energy generated
- the tiles are produced overseas and shipped internationally increasing their environmental footprint.

Other opportunities

The Campbelltown Local Government Area (LGA) currently contains 520 kilometres (km) of footpaths and cycle ways (footpaths 45km, cycleways 475km), which is equivalent in length to a return trip to Canberra. With future development requiring the construction of new footpaths to support pedestrian movement, and Council aspiring to provide safe and sustainable modes of transport, future projections indicate that this figure will increase considerably.

While energy generating footpaths do not provide environmental or financially feasible benefits, the following initiatives demonstrate opportunities for further investigation to positively utilise these assets and spaces.

Glow in the dark pavements

Street lighting is Council's highest energy consuming activity. During the 2018-2019 financial year, street lighting consumed over nine million kilowatt-hours (kWh) of electricity and cost Council just over \$4m (\$1.7m in consumption and \$2.4m in network charges).

Glow in the dark pavements absorbs Ultra Violet (UV) radiation from the sun during the day and emit a light glow during the evening. This light glow can reduce the need for intensive street lighting, providing a more favourable, less lighting intense experience for pedestrians and local flora and fauna.

From an energy efficiency perspective, further studies would need to be conducted on a case-by-case basis.

Cool pavements

Pavements, including concrete and asphalt, typically cover 25-50 percent of the urban landscape. These surfaces are usually impermeable, hard and heavy, and as a result, significantly contribute to urban heat. During summer, peak temperatures can reach well above 60°C (Guide to Urban Cooling Strategies. Low Carbon Living CRC.2017).

A cool surface is typically lighter in colour (has a higher albedo), radiates heat more readily (has a higher emissivity) and allows water to drain and evaporate (is permeable). To enhance the effectiveness of cool pavements, the use of shade structures and trees are encouraged.

Council is investigating an opportunity to partner with a number of Western Sydney councils and Western Sydney University to conduct a cool pavement trial within the Campbelltown Central Business District (CBD). The details of the trial are currently being explored. However, it is anticipated that the cool pavement will be installed during summer 2019-2020, with real time data being utilised to understand the effectiveness.

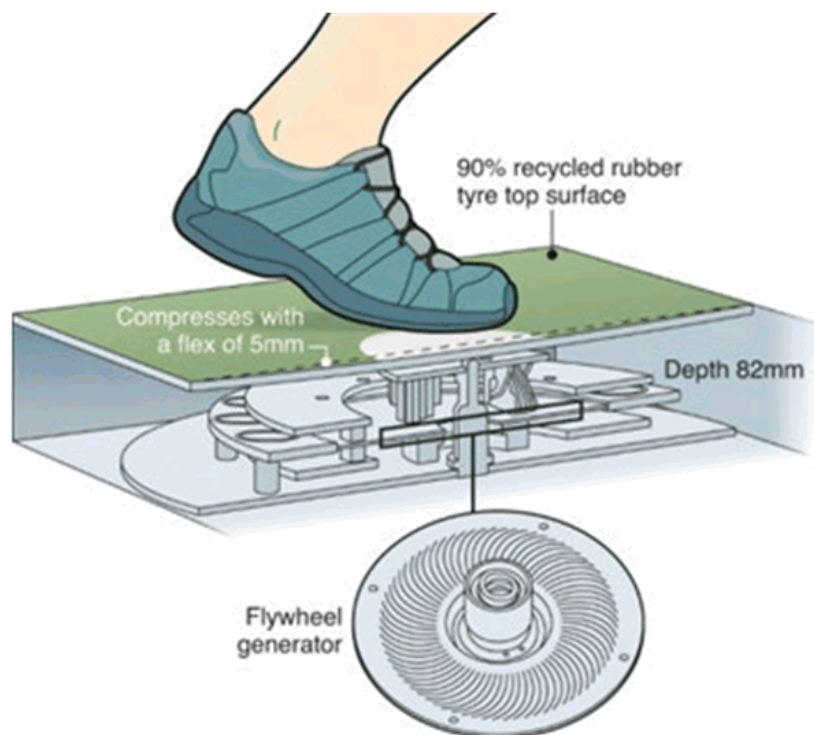
Conclusion

Energy generating footpaths offer an interactive pedestrian experience, however, as an energy efficiency opportunity, they do not generate enough energy to be financially feasible. Footpaths do provide a unique and interesting opportunity to activate the community, and showcase sustainable and resilient initiatives. As an integral component of the urban landscape, it is considered that Council pursue opportunities to innovatively interact and transform these spaces.

Attachments

1. Energy generating footpath – image of how each tile works (contained within this report)

Energy generating footpath – individual tile



8.20 UK Study Tour

Reporting Officer

Director City Growth
City Growth

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.4 - Retain and expand existing businesses and attract new enterprises to Campbelltown, offering opportunities for a diverse workforce including professional, technology and knowledge based skills and creative capacity

Officer's Recommendation

That Council note the content of the report.

Purpose

To report back to Council on the recent East London Study Tour undertaken by the Director City Growth.

History

At its meeting of 6 August 2019, Council resolved:

1. That the General Manager or nominee, the Director City Growth be authorised to attend the 2019 East London Study Tour in September 2019.
2. That a briefing and a report be provided to Councillors and key staff on the insights and benefits obtained through the study tour.

A detailed briefing and presentation was provided to Councillors on 22 October 2019.

A presentation has been provided to key staff and copies of the various presentations received during the study tour have been made available to Council officers for their interest and reference.

Report

The East London Study Tour, facilitated by Western Sydney Leadership Dialogue between 1 and 6 September 2019 was attended by a cohort of 36 leaders from Western Sydney from the areas of Health, Education, Community, Housing, Transport, Planning and Government.

The tour was designed to allow western Sydney leaders to gain an insider's view of the historical context and contemporary workings of one of the world's most ambitious urban regeneration programs – the redefinition of industrial relics and socially disadvantaged communities east of London's Tower Bridge.

The comparisons between East London and Western Sydney are many – rapid population growth, catalytic transport projects, prejudice in investment decisions, young multicultural communities, historic lack of infrastructure and a realisation that the future of the greater city is dependent on the health and prosperity of these areas.

Across the six days, the cohort participated in seven panel, 23 sessions and heard from 47 speakers.

The detailed program was as follows:

Day 1 Sunday September 1

- Walking tour of King's Cross St Pancras – urban regeneration
Guided by: Australasia Cities Leader, Arup

Day 2 Monday September 2

Docklands legacy, the role of national and metropolitan government in urban regeneration

- Canary Wharf site inspection and briefing on the London Docklands legacy

Viewing of the high-tech models of the precinct and conversation with the leaders of the business about the past, present and future of the project including key learnings.

Host and presenter: Managing Director, Strategy, Canary Wharf Group

- Panel at Arup exploring East London's strategic planning legacy from the Olympics, transport projects and social infrastructure

Panellists:

Former Chief Executive, London First
Chair, Network Rail and Chair, LLDC
Global Transport Leader, Arup

Moderators:

Australasia Cities Leader, Arup
Director, Centre for London

- London Mayor's City Hall briefing on urban development with Transport for London (TfL) and Greater London Authority (GLA)

Briefing and moderated discussion at City Hall with the heads of London's transport, planning and housing agencies. The discussion centred on metropolitan government's role in urban regeneration and community engagement.

Hosts:

Labour Leader, London Assembly
Executive Director, Housing

Principal Policy Advisor, Growth and Infrastructure, GLA
Deputy Mayor, Planning, Regeneration and Skills

- Tour and East London legacy panel, Bethnal Green

A panel of leaders discussed the early redevelopment of East London talking about the drivers of the transformation. The CEO of Lendlease UK and Europe then spoke about urban regeneration, public / private partnerships, skills exchange and community engagement.

Panellists:

Former Deputy Chief Executive, Canary Wharf
Former Chair, Thames Gateway Partnership
Former Chair of the Olympic Park Legacy Company
Former Head of the UK Civil Service

Moderators:

Australasia Cities Leader, Arup
Managing Director, Urban Regeneration, Lendlease

Keynote:

CEO, Lendlease UK and Europe

Day 3 Tuesday September 3

Olympic legacy, community facilities, transport infrastructure and education

- Briefing and walking tour of QEII Olympic Park Precinct, Stratford

Briefing at London Legacy Development Corporation (LLDC) offices and then tour of commercial, environmental, tourism, cultural, retail and sporting infrastructure in Stratford's Olympic legacy site.

Hosts:

Executive Director, Regeneration and Community Partnerships, LLDC
Chief Executive, LLDC
Chief Executive, Here East

- Briefing on Crossrail, Transport for London offices, Stratford

Briefing on the multi-billion-dollar Crossrail underground project, which is linking west and east London and driving above-station urban renewal.

Hosts - Crossrail:

Commercial Director
Chairman
Community Relations Manager
Chief Executive

- Tour of University College London, Here East Campus development site

UCL is establishing a campus at 'Here East', originally the Media Centre for the 2012 Olympics, now redeveloped as a cultural and innovation precinct.

Hosts:

Director, The Bartlett Real Estate Institute (UCL East)
Academic Director, UCL East

- Delegate Reception and Dinner at Australia House, Downer Room

Held at the Australia High Commission, discussion included a focus on attracting inward investment for regional infrastructure and urban form considerations relevant to East London and Western Sydney.

Host: Executive Director, Western Sydney Unit, Federal Department of Infrastructure, Transport, Cities and Regional Development

Keynote: Matt Anderson PSM, Deputy High Commissioner

In Conversation with:

Managing Director, Urban Regeneration, Lendlease
Former Mayor of Newham

In Conversation about Urban Form in East London and Western Sydney:

Professor in Urban Design, Bartlett School of Architecture
District Commissioner – Central City, Greater Sydney Commission

Moderators:

Chief of Staff to the Vice-Chancellor and Director, Government Relations, University of Sydney
Assistant Vice-Chancellor, Strategy and Projects, WSU

Panellists:

WSLD Graduate Scholarship Recipients
Charles Perkins Scholarship Recipient, Oxford

Day 4 Wednesday September 4

Health precincts, urban regeneration and innovative funding partnerships

- Briefing and walking tour of new Royal London Hospital, Whitechapel

Tour of one of Europe's biggest hospitals, the Royal London, then discussion of NHS' role in public health, urban form, economic development and social cohesion.

Host: Group CEO, Barts Health NHS Trust

- Innovative Funding Partnerships

Moderated panel debate on value capture, funding partnerships, delivery of major transport projects, community infrastructure facilities and social housing.

Panellists: Partner, Squire Patton Boggs

Director Integrated City Planning, Arup

Director, NAB

Global Transactions Leader, Government, EY London

- Briefing and walking tour of Elephant and Castle urban regeneration precinct

Walking tour of the \$7b private/public regeneration of this neighbourhood south of the Thames, with discussion of community engagement plans and facilities.

Host: Managing Director, Urban Regeneration, Lendlease

Presenters:

Communications Manager, Lendlease

Social and Economic Development Manager, Lendlease

Project Director, Elephant Park

Day 5 Thursday September 5

Riverside and outer East London development. Social housing, community engagement and innovation precincts

- Thames Boat Tour of East London's riverside developments

Commentary of riverside development and local communities north and south of the Thames.

Hosts:

Principal, Global Leader SUPERSPACE, Woods Bagot

Director, Global Client Stream Leader, Woods Bagot

- Visit to Old Royal Naval College, Greenwich and Local Government and Community Engagement Forum

The importance of local government and community engagement was the topic of discussion at the historic Naval College at Greenwich, with leaders of local councils and communications professionals.

Host: Principal, Arup Sydney

Panellists:

Leader, Waltham Forest

Leader, Royal Borough of Greenwich

Councillor, Tower Hamlets

Mayor, Canterbury Bankstown

Executive Chair, KJA and ECF

- Coach tour of outer East London boroughs

Guided coach tour of communities and developments including Woolwich, Abbey Wood, Thamesmead, Bluewater, QEII Bridge and Barking Riverside.

Host: Former Chair, Thames Gateway Partnership

- Social Housing Forum, University of East London, Docklands campus

A moderated panel session discussed the development, governance and operations of social housing projects and partnerships in East London.

Panellists:

Managing Director, Barking Riverside London
Special Adviser, 10 Downing Street
Leader, Barking and Dagenham Council
Chief Executive, Peabody

- Tour of University of East London's Knowledge Dock innovation precinct, Docklands Campus and signing of UEL/Western partnership

Tour of UEL campus near Royal Albert Dock and its new innovation precinct and co-working space. Signing of a MOU between UEL and Western Sydney University.

Hosts:

Pro-Vice Chancellor (Impact and Innovation), UEL
Vice Chancellor and President, Western Sydney University

- Study Tour farewell dinner, Museum of London, Docklands

Keynote address about the similarities and differences in the development of East London and Western Sydney from a global leader who has dominated both jurisdictions and delivered Olympic infrastructure in both cities.

Hosts:

Central District Commissioner, GSC
Partner, EY Sydney

Speaker: Chairman, Gatwick Airport (and former CEO of London's Olympic Delivery Authority; English Partnerships, Network Rail and Lendlease Australia)

Day 6 Friday September 6

Lessons learned, local governance

- Discussion on regional advocacy and legacy, Canary Wharf

Meeting with East London civic and business leaders about regional advocacy, based on Western Sydney success.

Key learnings from the tour are summarised as follows:

- the importance of private sector funding, innovation and leadership in city shaping
- the setting of social and economic metrics to guide infrastructure investment and other major inputs and to measure progress on convergence
- the criticality of integrated transport and connectivity planning with its focus being on social and economic outcomes
- the vital role of community engagement to ensure the will of the people is at the core of the city shaping ambition and direction
- planning and delivering a long-term skills legacy, both to ensure local community advancement and to help resource major projects
- Sydney needs to address its comparative lack of social housing and build the capacity of the NFP sector to allow it to better partner with public and private sector housing developers.

The study tour provided a number of benefits: in addition to learning from the East London experience from an extraordinary number of highly experienced professionals, it was an opportunity to forge relationships with international counterparts as well as the other members of the Western Sydney Leadership cohort. Resources obtained during and following the study tour have been shared with key staff and remain available as an asset to the organisation.

Attachments

Nil

8.21 Annual Report 2018-2019

Reporting Officer

Coordinator Corporate Planning and Strategy
City Growth

Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.8 - Provide strong governance for all Council activities

Officer's Recommendation

That Council endorse the Annual Report 2018-2019.

Purpose

To seek Council endorsement of the 2018-2019 Annual Report.

Report

In line with the Integrated Planning and Reporting guidelines, Council is required to produce a report detailing the achievements and accomplishments over the course of the previous financial year.

The Annual Report is a key piece of Council's reporting and accountability to its community and stakeholders. The Report presents progress towards the outcomes of the Community Strategic Plan, projects and actions in the Delivery Program and Operational Plan, as well as key financial and statutory data. Reading this report will give a thorough overview of key projects completed, budget alignment and the current position of Council in relation to its service delivery to the community.

During the past 12 months, Council has continued to deliver a diverse set of services to the community, a significant program of capital works and forged ahead with one of our largest projects, Reimagining Campbelltown CBD.

Council has introduced a number of new inclusive events to activate the city, and environmental protection initiatives, as well as business, economic development and city marketing strategies that tell Campbelltown's story, challenge perceptions and help position the City as a vibrant and attractive place to live and play.

Attachments

1. 2018-2019 Annual Report (distributed under separate cover)

9. QUESTIONS WITH NOTICE

Nil

10. RESCISSION MOTION

Nil

11. NOTICE OF MOTION

11.1 Development Applications

Notice of Motion

Councillor George Brticevic has given Notice in writing of his intention to move the following Motion at the next meeting of Council on 12 November 2019.

1. That representations be made to the Office of Local Government NSW, the Minister for Local Government and the Minister for Planning expressing the Council's and the communities' frustration with the NSW Government's decision to remove the powers of determination for development applications away from the elected council and the community.
 2. That the NSW Government return to the elected Council, the power to determine development applications, immediately.
 3. That the NSW Government remove the monetary threshold for development applications to be referred to Local Planning Panels.
 4. That the NSW Government place the power with the Council to determine as to what circumstances a development application might be referred to the Local Planning Panel.
 5. That Council writes to the Local State Members of Campbelltown and Macquarie Fields seeking their support on bringing decision making powers back to the community.
-

11.2 Stormwater Usage

Notice of Motion

Councillor Rey Manoto has given Notice in writing of his intention to move the following Motion at the next meeting of Council on 12 November 2019.

That a report be presented to Council on exploring ways and means for the public and private sectors to implement stormwater capture, storage, filtration, treatment and its subsequent use.

11.3 Coffee Cup Recycling

Notice of Motion

Councillor Ben Moroney has given Notice in writing of his intention to move the following Motion at the next meeting of Council on 12 November 2019.

That a report be presented to Council investigating options, in collaboration with local business owners, for the provision of takeaway coffee cup recycling along Queen St.

12. URGENT GENERAL BUSINESS

13. PRESENTATIONS BY COUNCILLORS

14. CONFIDENTIAL REPORTS FROM OFFICERS

14.1 Lease of Building and Land - Ambarvale

This report is **CONFIDENTIAL** in accordance with Section 10A(2)((c)) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following: -

information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

14.2 Proposed Easement for Sewer - Williamson Road, Ingleburn

This report is **CONFIDENTIAL** in accordance with Section 10A(2)((c)) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following: -

information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

14.3 Southern Phone Company

This report is **CONFIDENTIAL** in accordance with Section 10A(2)((d)(i)) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following: -

commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

14.4 Easement for Water Pumping Station

This report is **CONFIDENTIAL** in accordance with Section 10A(2)((d)(i)) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following: -

commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

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