

CAMPBELLTOWN CITY COUNCIL

Minutes Summary

Ordinary Council Meeting held at 6.30pm on Tuesday, 13 February 2018.

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Minutes of the Ordinary Meeting of the Campbelltown City Council held on 13 February 2018

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

1. ACKNOWLEDGEMENT OF LAND

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

Council Prayer

The Council Prayer was presented by the General Manager.

2. APOLOGIES

Nil

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

3. CONFIRMATION OF MINUTES

3.1 Minutes of the Ordinary Meeting of Council held 12 December 2017

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

That the Minutes of the Ordinary Meeting held 12 December 2017 copies of which have been circulated to each Councillor, be taken as read and confirmed.

001 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 Morrison - Item 8.1 - 161-163 Englorie Park Drive, Glen Alpine - Councillor Morrison advised that he has an association with the owner/applicant and that he will leave the Chamber and not take part in debate nor vote on the matter.

Non Pecuniary – Less than Significant Interests

Councillor Gilholme - Item 8.4 - Rezoning of Goodsell Street, Minto - Councillor Gilholme advised that he resides within the vicinity and that he will leave the Chamber and not take part in debate nor vote on the matter.

Councillor Hunt - Item 8.4 - Rezoning of Goodsell Street, Minto - Councillor Hunt advised that she resides within the vicinity and that she will leave the Chamber and not take part in debate nor vote on the matter.

Councillor Morrison - Item 8.4 - Rezoning of Goodsell Street, Minto - Councillor Morrison advised that one of the owners is known to him and that he will leave the Chamber and not take part in debate nor vote on the matter.

Councillor Lound - Item 8.10 - Report on Status of Asian Cup 2015 Funding Program Applications - Councillor Lound advised that he is the President of the Macarthur Football Association, he remain in the Chambers and take part in debate and vote on the matter.

Other Disclosures

Nil

5. MAYORAL MINUTE

5.1 Vale Stan Knowles MP

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

That a letter of condolence be forwarded to the Knowles family together with a copy of the Mayoral Minute.

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

6. PETITIONS

Nil

7. CORRESPONDENCE

Nil

8. REPORTS FROM OFFICERS

Having declared an interest in Item 8.1, Councillor Morrison left the Chamber and did not take part in debate nor vote on this item.

8.1 Alterations and additions to an existing dwelling and change of use as a church meeting hall (place of public worship), construction of a twenty space car park and associated landscaping at 161-163 Englorie Park Drive, Glen Alpine

Meeting Note: Mr Clunne, Mr Braithwaite, Mr Meslemani, Mr Swain and Mr Quinsey addressed the meeting.

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

That development application 4212/2016/DA-C for alterations and additions to an existing dwelling and change of use as a church meeting hall (place of public worship), construction of a twenty space car park and associated landscaping at 161-163 Englorie Park Drive, Glen Alpine, be refused, for reasons detailed in attachment 1 of this report.

A Division was recorded in regard to the Resolution for Item 8.1 with those voting for the Motion being Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, D Lound, R Manoto, B Gilholme, M Chivers, P Lake, B Moroney and B Thompson.

Voting against the Resolution were Councillors G Greiss and R George.

An **Amendment** was **Moved** Councillor George, **Seconded** Councillor Greiss:

That development application 4212/2016/DA-C for alterations and additions to an existing dwelling and change of use as a church meeting hall (place of public worship), construction of a twenty space car park and associated landscaping at 161-163 Englorie Park Drive, Glen Alpine, be deferred to allow the applicant to negotiate with neighbours and Council officers.

A Division was recorded in regard to the Amendment for Item 8.1 with those voting for the Motion being Councillors P Lake, G Greiss and R George.

Voting against the Amendment were Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, D Lound, R Manoto, B Gilholme, M Chivers, B Moroney and B Thompson.

LOST

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

At the conclusion of the discussion of Item 8.1, Councillor Morrison returned to the Chamber.

Meeting Note:

Notice of Motion - Item 11.2 - Traffic Calming - Eagleview Road, Minto was brought forward and dealt with at this stage of the meeting.

8.2 Demolition of an existing dwelling and construction of two semi-detached dwellings - No. 25 Euroka Street, Ingleburn

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

1. That Council permit the requested variation to Clause 4.1C of Campbelltown Local Environmental Plan 2015 which relates to the minimum allotment size required for a dwelling.
2. That subject to recommendation 1, development application 450/2017/DA-M for the demolition of existing structures and construction of a semi-detached dwelling development at 25 Euroka Street, Ingleburn, be approved, subject to the conditions detailed in attachment 1 of this report.
3. That subject to recommendations 1 and 2, approval of the development application be recorded in Council's quarterly report to the Department of Planning and Environment pursuant to Circular PS 08-003.

A Division was recorded in regard to the Resolution for Item 8.2 with those voting for the Motion being Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, D Lound, R Manoto, M Chivers, P Lake, B Moroney, W Morrison, G Greiss and R George.

Voting against the Resolution were Councillors B Gilholme and B Thompson.

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

8.3 Construction of semi detached dwelling development at 51 Brenda Street, Ingleburn

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

1. That Council permit the requested variation to Clause 4.1C of Campbelltown Local Environmental Plan 2015 which relates to the minimum allotment size required for semi-detached dwelling development.
2. That subject to recommendation No.1, development application 2316/2017/DA-M for the demolition of an existing dwelling and construction of two double storey semi-detached dwellings at 51 Brenda Street, Ingleburn, be approved, subject to the conditions detailed in attachment 1 of this report.
3. That subject to recommendations 1 and 2, approval of the development application be recorded in Council's quarterly report to the Department of Planning and Environment

A Division was recorded in regard to the Resolution for Item 8.3 with those voting for the Motion being Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, D Lound, R Manoto, B

Gilholme, M Chivers, P Lake, B Moroney, W Morrison and G Greiss.

Voting against the Resolution were Councillors B Thompson and R George.

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

Having declared an interest in Item 8.4, Councillors Hunt, Morrison and Gilholme left the Chamber and did not take part in debate nor vote on this item.

8.4 Minto South Planning Proposal - Outcome of Public Exhibition and Finalisation of LEP Amendment

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

1. That Council endorse the Minto South Planning Proposal in accordance with attachment 1 for submission to the Parliamentary Counsel's Office for an Opinion.
2. That subject to a satisfactory Opinion, Council exercise, via the General Manager the functions of the Greater Sydney Commission under Section 59 of the Environmental Planning and Assessment Act 1979, pursuant to the Instrument of Delegation dated 14 October, 2012.
3. That Council advise all persons and authorities who made a submission to the public exhibition of the Planning Proposal of the actions detailed in Recommendations 1 and 2.
4. That Council advise the applicant and all directly affected property owners of its decision.

A Division was recorded in regard to the Resolution for Item 8.4 with those voting for the Motion being Councillors G Brticevic, M Oates, M Chowdhury, D Lound, R Manoto, M Chivers, P Lake, B Thompson, G Greiss and R George.

Voting against the Resolution were Councillor B Moroney.

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

At the conclusion of the discussion of Item 8.4, Councillors Hunt, Morrison and Gilholme returned to the Chamber.

8.5 Planning Proposal - Evelyn Street, Macquarie Fields

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

1. That Council forward the planning proposal request to the Department of Planning and Environment for a Gateway Determination (forming attachment 5) to rezone the land known as:
 - Part Lot 1 DP 533662 (No. 22 Oakley Road) Macquarie Fields
 - Part Lot 100 DP 261125 (No. 109 Evelyn Street) Macquarie Fields
 - Part Lots 8 and 9 DP 826459 (Nos. 18-16 Oakley Road) Macquarie Fields
 - Lot 181 DP 834233 (No. 89 Evelyn Street) Macquarie Fields
 - Lot 305 DP 263295 (No. 87 Evelyn Street) Macquarie Fields
 - Lot 40 DP 623486 (No. 85 Evelyn Street) Macquarie Fields
 - And expanded to include Lot 9 DP852014 (No. 91 Evelyn Street) Macquarie Fields

from E4 Environmental Living to R2 Low Density Residential with a minimum lot size of 500m² and a maximum building height of 8.5m.

2. That the General Manager be authorised to endorse the re-drafting of the Planning Proposal request (as amended) into the required format, under Council's cover for a Gateway Determination.
3. That Council exercise authorisation to prepare and make the planning proposal (in accordance with the plan making powers delegated to Council) following receipt of the Gateway determination, including proceeding to public exhibition/consultation.
4. That Council be advised of the outcomes of the public exhibition/consultation in respect of the Planning Proposal.
5. That the proponent and property owners be advised of Council's resolution.

A Division was recorded in regard to the Resolution for Item 8.5 with those voting for the Motion being Councillors M Oates, M Chowdhury, D Lound, R Manoto, B Gilholme, M Chivers, P Lake, W Morrison, B Thompson, G Greiss and R George.

Voting against the Resolution were Councillors G Brticevic, K Hunt and B Moroney.

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

8.6 IHAP Community and Expert Nominations

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

1. That an Independent Hearing and Assessment Panel (IHAP) be established for Campbelltown City Council to determine development applications and to provide advice on planning proposals in accordance with the relevant referral criteria, operational procedures and code of conduct as finalised by the Minister for Planning.
2. That Council notes the appointment of the following members and alternatives by the General Manager for the Campbelltown Independent Hearing and Assessment Panel for a period of three years as follows:
 - a. Mr Ian Reynolds as Chair and Mr Stuart McDonald and Mr Keith Dedden as alternate Chairs.
 - b. Ms Mary-Lynn Taylor and Ms Jenny Rudolph as the expert members and Mr Scott Lee and Ms Helena Miller as the alternate expert members.
 - c. Ms Cecilia Cox as the community member and Mr Phil Hayward and Mr Edward Saulig as the alternate community members.
3. That Council advise the Department of Planning and Environment of the nominated members and alternates for the Campbelltown Independent Hearing and Assessment Panel for a period of three years.
4. That Council inform all persons who lodged an expression of interest of Council's decision and thank them for their interest in the matter.
5. That a report be provided to the Council meeting each month detailing the status of each application considered by the IHAP, South Western City Planning Panel and approved by the General Manager under delegation of a value of more than \$1m.

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

8.7 New Policy - Memorial and Monuments on Open Space

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

1. That Council endorse the Draft Memorial and Monuments on Open Space Policy for the purposes of a 28 day public exhibition.
2. That a further report be presented to Council on the Memorials and Monuments on Open
3. That the policy be amended to require that all applications for monuments and memorials in public spaces be publicly exhibited.

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

8.8 Minutes of Campbelltown Arts Centre Strategic Committee Report

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

That the minutes be noted.

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

8.9 Revised Policy - Use of Public Open Space by Commercial Fitness Trainers

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

1. That the revised Use of Public Open Space by Commercial Fitness Trainers be adopted.
2. That the policy review date be set at 30 March 2020.

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

8.10 Report on Status of Asian Cup 2015 Funding Program Applications

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

1. That Council note that all applications submitted under Round One of the NSW Asian Cup 2015 Legacy Fund were unsuccessful.
2. That a further report be presented to Council detailing the grants submitted under Round Two of the NSW Asian Cup 2015 Legacy Fund.

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

8.11 Update on Proposed Joint Use Projects with the NSW Department of Education

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

1. That a feasibility assessment of a joint use facility at the new Willowdale Public School be undertaken in conjunction with the NSW Department of Education.
2. That Council enter into a non-binding Terms Sheet with the Department of Education as part of the feasibility assessment.
3. That a further report be provided to Council following completion of this process and prior to entering into any Heads of Agreement document.

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

8.12 Reports and Letters Requested

It was **Moved** Councillor Lake, **Seconded** Councillor Thompson:

That the information be noted.

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

8.13 Additional Road Names Bardia Sub-Precinct - Edmondson Park

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

1. That Council approves the proposed road names in Attachment 1 to this report for use in the Bardia Sub-Precinct of the Edmondson Park Urban Release Area.
2. That Council advertise its proposal to use these road names in local newspapers for a period of 28 days and notifies the authorities prescribed by the Roads Regulation 2008.
3. That should no objections to the proposal to use these road names be received during the exhibition period, Council publish notice of these new road names in the NSW Government Gazette.

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

8.14 Investment and Revenue Report - November/December 2017

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

That the information be noted.

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

8.15 Quarterly Budget Review Statement as at 31 December 2017

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

That the adjustments recommended in the Quarterly Budget Review Statement be adopted.

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

8.16 Online Report

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

That Council note the information.

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

8.17 Six Monthly Progress Report against the Delivery Program

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

That the information be noted.

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

8.18 Capability Building Program

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

That Council staff work with the NSW Business Chamber to progress a second round of the Capability Building Program for small businesses in the Campbelltown LGA during 2018.

020 The Motion on being Put was **CARRIED**

9. QUESTIONS WITH NOTICE

Nil

10. RESCISSION MOTION

Nil

11. NOTICE OF MOTION

11.1 Parking at Campbelltown Hospital

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

Councillor Warren Morrison has given Notice in writing of his intention to move the following Motion at the next meeting of Council on 13 February 2018.

1. That Council is committed to patients, visitors and staff at Campbelltown Hospital having access to free parking.
2. That Council write to the Minister for Health, the Hon. Brad Hazzard MP, stating our objection to the introduction of paid parking for patients, visitors and staff at Campbelltown Hospital, and a copy of this letter be sent to the Member for Campbelltown Mr. Greg Warren MP.
3. That a report be presented to Council investigating Council's capacity to secure free or subsidised parking at Campbelltown Hospital for patients, visitors and staff.
4. That all information regarding the introduction of paid parking at Campbelltown Hospital, including relevant Ministers and MPs to contact, be placed on Campbelltown Council's website to assist community efforts and campaigning.

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

11.2 Traffic Calming - Eagleview Road, Minto

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

Councillor Ben Moroney has given Notice in writing of his intention to move the following Motion at the next meeting of Council on 13 February 2018.

1. That Council note the tabled petition from concerned residents of Eagleview Road, Minto, regarding the safety of traffic movements along the road.
2. That a report be presented to Council investigating these concerns, in consultation with the residents.
3. That a Council officers write a letter to the Local Area Command raising the concerns of the local residents of Eagleview Road, Minto, regarding the safety of traffic movements along the road and requesting an increase patrols.

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

11.3 Organic Bin Program

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

Councillor Ben Moroney has given Notice in writing of his intention to move the following Motion at the next meeting of Council on 13 February 2018.

1. That a report be presented to Council investigating the implementation of an organic bin program for Campbelltown, including a briefing for Councillors.
2. That the report include the results of Bathurst Regional Council's "organic bin" program, with the diversion of 4000 tonnes of organic waste from landfill to commercial compost in its first year.

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

12. URGENT GENERAL BUSINESS

13. PRESENTATIONS BY COUNCILLORS

Councillor Hunt advised that she recently represented the Mayor at the Opening Ceremony of Ten Pin Bowling National Championships, it was a great event showcasing many talented competitors.

Councillor Moroney advised that he represented the Mayor on 7 February at the Great Synagogue Law Service. Amongst other Councillors, the service was attended by distinguished guests from the NSW judicial system, Chief Justice Tom Bathurst AC, and Members of the Parliament, Attorney General, the Honourable Mark Speakman SC MP and Leader of the opposition, the Honourable Luke Foley MP.

Councillor Gilholme advised that he represented the Mayor on 9 February 2018 at the St Gregory's school open mass and enjoyed the tour of the new junior school that has opened this year.

Confidentiality Recommendation

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

That the Council in accordance with Section 10A of the *Local Government Act 1993*, resolve to exclude the public from the meeting during discussions on the items in the Confidential Agenda, due to the confidential nature of the business and the Council's opinion that the public proceedings of the Committee would be prejudicial to the public interest.

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

The Ordinary Meeting of Council was adjourned at 9.45pm and reconvened as a meeting of the Confidential Committee at 9.46pm.

14. CONFIDENTIAL REPORTS FROM OFFICERS

14.1 Directors of Companies - City Development

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

That the information be noted.

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

14.2 Macquarie Fields Youth Centre Licence

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

1. That Council enters into a five (5) year licence, plus a five year option for the subject property with the entity named below, on the terms and conditions contained within this report.
2. That the property is re-categorised as an investment property, consistent with the Property Strategy objectives.

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

Motion

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

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

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

At the conclusion of the meeting of the Confidential Committee the Open Council Meeting was reconvened at 9.47pm

Motion

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

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

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

There being no further business the meeting closed at 9.48pm.

Confirmed by Council on

..... General Manager Chairperson