

# CAMPBELLTOWN CITY COUNCIL

## Minutes Summary

Ordinary Council Meeting held at 6:30 pm on Tuesday, 3 August 2021.

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**Minutes of the Ordinary Meeting of the Campbelltown City Council held on 3 August 2021**

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

**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/LEAVE OF ABSENCE**

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

That the apologies from Councillor G Greiss and Councillor B Thompson be received and accepted.

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

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

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**3.     CONFIRMATION OF MINUTES****3.1    Minutes of the Ordinary Meeting of Council held 13 July 2021**

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

That the Minutes of the Ordinary Council Meeting held 13 July 2021, copies of which have been circulated to each Councillor, be taken as read and confirmed, subject to minor amendments from Councillor Hunt.

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

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#### **4. DECLARATIONS OF INTEREST**

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

##### **Pecuniary Interests**

Councillor Ben Gilholme – Item 8.5 - Ingleburn CBD - Planning Proposal and Development Control Plan. Councillor Gilholme declared a pecuniary interest in the area and will leave the meeting.

##### **Non Pecuniary – Significant Interests**

Councillor Darcy Lound – Item 8.8 - Macarthur Football Club Community Partnership Funding Report. Councillor Lound advised he is the Chairman of Macarthur Football Association and will leave the meeting.

##### **Non Pecuniary – Less than Significant Interests**

Councillor Darcy Lound – Item 8.3 - Outcome of Public Exhibition - Campbelltown RSL - Planning Proposal and Site Specific Development Control Plan. Councillor Lound advised he is a member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Darcy Lound – Item 8.4 - Outcome of Public Exhibition - The Meadows, Ingleburn Gardens - Planning Proposal and Site Specific Development Control Plan. Councillor Lound advised he is a member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Darcy Lound – Item 8.5 - Ingleburn CBD - Planning Proposal and Development Control Plan. Councillor Lound advised he is a member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Ben Gilholme – Item 8.3 - Outcome of Public Exhibition - Campbelltown RSL - Planning Proposal and Site Specific Development Control Plan. Councillor Gilholme advised he is an alternate member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Ben Gilholme – Item 8.4 - Outcome of Public Exhibition - The Meadows, Ingleburn Gardens - Planning Proposal and Site Specific Development Control Plan. Councillor Gilholme advised he is an alternate member of the Sydney Western City Planning Panel and will leave the meeting.

##### **Other Disclosures**

Nil

## 5. MAYORAL MINUTE

### 5.1 Community Service Awards - Colin Elliott OAM and Malaemie Fruean OAM

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

1. That Colin Elliott OAM and Malaemie Fruean OAM be presented with Community Service Awards in recognition of their contributions to the Campbelltown community.
2. That Colin Elliott OAM, Malaemie Fruean OAM and Allan Connolly OAM be acknowledged for receiving an Order of the Medal of Australia in the 2021 Queen's Birthday Honours.

**143** The Motion on being Put was **CARRIED** unanimously.

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## 6. PETITIONS

## 7. CORRESPONDENCE

Nil

## 8. REPORTS FROM OFFICERS

### 8.1 Development Application Status

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

That the information be noted.

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

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### 8.2 Outcome of Public Exhibition - Amendment 11 to the Campbelltown (Sustainable City) Development Control Plan

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

1. That Council adopt draft Amendment No.11 to Volume 1 and Volume 2 of Campbelltown (Sustainable City) Development Control Plan 2015 as shown in attachments 1 and 2 of this report with the inclusion of the changes listed in this report under the Summary of Proposed Changes to the SCDCP.
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2. That Council give public notice of its decision in accordance with the Environmental Planning and Assessment Regulation 2002.
  3. That Amendment No.11 to Volume 1 and Volume 2 of Campbelltown (Sustainable City) Development Control Plan 2015 come into effect on the date of the public notice.
  4. That all people who made a submission be advised of this decision.

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, B Gilholme, M Chivers, B Moroney, P Lake, W Morrison and T Rowell.

Voting against the Resolution were Nil.

**145** The Motion on being Put was **CARRIED** unanimously.

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**Meeting note:** Having declared an interest in Items 8.3, 8.4 and 8.5 Councillor Lound and Councillor Gilholme left the meeting at 6:55 pm and did not take part in the discussion or vote on the matters.

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### **Procedural Motion**

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

That Item 8.20 – Supplementary Information – Campbelltown RSL – Planning Proposal and Site Specific Development Control Plan be brought forward to be considered in conjunction with Item 8.3.

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

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### **8.3 Outcome of Public Exhibition – Campbelltown RSL – Planning Proposal and Site Specific Development Control Plan**

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

1. That Council forward to the Minister for Planning and Public Spaces, the Campbelltown RSL Planning Proposal at attachment 9 to this report, and request that subject to the matters raised by Heritage NSW being adequately resolved through the finalisation process, the amendment to the Campbelltown Local Environmental Plan 2015 be made.
  2. That Council request the inclusion of a satisfactory arrangements clause within Campbelltown Local Environmental Plan, 2015 preventing consent being granted to any development application for the construction of new buildings on 3 and 11 Cordeaux Street or 1 Carberry Lane until such time as the draft site specific development control plan has been adopted.
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3. That the Council not adopt the draft site specific development control plan, and a further report be provided to Council on the proposed site specific development control plan once the planning proposal has further progressed.
4. That affected land owners and all those who made a submission during the public exhibition period be advised of Council's decision.

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, R Manoto, M Chivers, B Moroney, P Lake, W Morrison and T Rowell.

Voting against the Resolution were Nil.

**147** The Motion on being Put was **CARRIED** unanimously.

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#### **8.4 Outcome of Public Exhibition - The Meadows, Ingleburn Gardens - Planning Proposal and Site Specific Development Control Plan**

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

1. That Council adopt the Planning Proposal at attachment 1, to rezone Lot 39 DP 280076, Webber Circuit, Bardia from RE2 Private Recreation to R3 Medium Density Residential.
2. That subject to recommendation 1, Council exercise its plan making function, via the General Manager the functions of the Minister for Planning under section 3.36(2) of the *Environmental Planning and Assessment Act 1979*, pursuant to the Instrument of Delegation dated 14 October 2012.
3. That the State agency submission authors be advised of Council's 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, K Hunt, R Manoto, M Chivers, B Moroney, P Lake, W Morrison and T Rowell.

Voting against the Resolution were Nil.

**148** The Motion on being Put was **CARRIED** unanimously.

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## 8.5 Ingleburn CBD - Planning Proposal and Development Control Plan

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

1. That the revised Ingleburn CBD Planning Proposal be forwarded to the NSW Department of Planning, Industry and Environment for a Gateway determination.
2. That subject to the receipt of a satisfactory Gateway determination, the Planning Proposal be exhibited along with the attached Draft Site Specific Ingleburn CBD Development Control Plan Amendment and supporting studies.
3. That a further report be presented to Council outlining options for a design excellence process for the development of the future car park site for a mixed use building and a public park. This report is to consider the appropriateness of this site for a possible iconic building.
4. That a further report be presented to Council outlining options for developer contributions planning for the Ingleburn CBD.

A Division was recorded in regard to the Resolution for Item 8.5 with those voting for the Motion being Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, R Manoto, M Chivers, B Moroney, P Lake, W Morrison and T Rowell.

Voting against the Resolution were Nil.

**149** The Motion on being Put was **CARRIED** unanimously.

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**Meeting note:** At the conclusion of the discussion regarding Items 8.3, 8.4 and 8.5 Councillor Gilholme returned to the meeting at 7:11 pm.

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### Procedural Motion

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

That Item 8.8 - Macarthur Football Club Community Partnership Funding Report be brought forward to be considered after Item 8.5.

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

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## 8.6 Re-establishment of South Area Alcohol Free Zones

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

1. That Council re-establish Alcohol Free Zones over the streets, footpaths and car park areas detailed in the attachments to this report.
2. That the Alcohol Free Zones referred to in Recommendation 1 commence on 25 December 2021 and that a public notice advising of Council's decision be placed on Council's website.
3. That the Alcohol Free Zones referred to in Recommendation 1 be sign-posted in accordance with Council's standard Alcohol Free Zone template including a contact phone number of the appropriate Police Local Area Command.
4. That the Alcohol Free Zones referred to in Recommendation 1 be reviewed prior to the expiration of the re-establishment period, being 24 December 2025.
5. That the Alcohol Free Zones footpath stencils be replaced where considered necessary.

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

Note: Councillor Moroney voted against the motion.

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## 8.7 Grey Headed Flying Fox Camp Management Plans

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**Meeting note:** A written submission from Mr James Bucknall was read at the meeting.

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

1. That Council approve the Draft Grey Headed Flying Fox Camp Management Plans for Campbelltown and Macquarie Fields.
2. That existing Grey Headed Flying Fox colonies at Campbelltown and Macquarie Fields will be managed in situ into the future.
3. That a further report be provided to Council outlining details of the proposed Residential Assistance Program following its investigation.

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

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**Meeting note:** Item 8.8 was moved by a procedural motion to follow Item 8.5. Having declared an interest in Item 8.8 Councillor Lound did not take part in the discussion or vote on the matter.

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### **8.8 Macarthur Football Club Community Partnership Funding Report**

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

That the information be noted.

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

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**Meeting note:** At the conclusion of the discussion regarding Item 8.8 Councillor Lound returned to the meeting at 7:13 pm.

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### **8.9 Investments and Revenue Report - June 2021**

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

That the information be noted.

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

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### **8.10 Reports and Letters Requested**

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

That the comments and updates to the reports and letters requested be noted.

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

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### **8.11 Corporate Sponsorship of Council Activities Policy Review**

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

1. That the revised Corporate Sponsorship of Council Activities policy as attached to this report be adopted.
2. That the Corporate Sponsorship of Council Activities policy review date be set at 30 June 2024.

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

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### 8.12 Proposed Christmas / New Year Amended Operating Hours

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

1. That Council approve the proposed amended operating hours of Council facilities during the 2021-22 Christmas/New Year period.
2. That Council approve the proposed Staff Appreciation day being Friday 24 December 2021.

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

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### 8.13 Electronic Signature Policy

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

1. That the Electronic Signature Policy as attached to this report be adopted.
2. That the Electronic Signature Policy review date be set at 30 September 2022.

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

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### 8.14 Submissions by Council Policy

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

1. That the Submissions by Council Policy as attached to this report be adopted.
2. That the Submissions by Council Policy review date be set at 30 June 2024.

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

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### 8.15 Sundry Debtor Write-offs July 2021

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

That the sundry debtors as listed in the attachment totalling \$38,964.21 be written off as uneconomical to recover.

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

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### 8.16 2021 and 2022 Council Meeting Calendar

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

1. That the 2021 Council meeting calendar, confirming the Council meeting dates for September, October and November 2021 be noted and adopted.
2. That the first ordinary Council meeting for 2022 be scheduled on 8 February 2022.

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

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### 8.17 Progress Report - January to June 2021

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

That Council receive and note the 6 monthly progress report, which outlines the progress of principal activities and commitments for the January-June 2021 period.

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

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### 8.18 Campbelltown 2027 End of Term Report on Progress

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

1. That Council receive and note the End of Term Report 2017-2021.
2. That Council note the End of Term Report will be made publically available as an attachment to the Annual Report 2020-2021. The attachment will be published on Council's website by 30 November 2021.

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

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### 8.19 Campbelltown City Collection - Donation by Raquel Ormella

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

That Council endorse to withdraw the artwork donation 'Pick me' by Raquel Ormella, for acquisition as a part of the Campbelltown City Council collection.

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

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## 8.21 Referral to Audit

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

1. That the 2020-21 General Purpose and Special Purpose Financial Reports be referred to audit.
2. That the Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer sign the statements by Councillors and Management as required by Section 413(2) of the *Local Government Act 1993* after completion of the audit.
3. That the audited results of the financial year be presented to Council at the 2021 Annual General Meeting.

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

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## 9. QUESTIONS WITH NOTICE

Nil

## 10. RESCISSION MOTION

Nil

## 11. NOTICE OF MOTION

### 11.1 Local Events for Car Enthusiasts

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

That Council investigate the feasibility of using the Plough Inn Road commuter car park at Leumeah, for the purposes of organised vehicle Show and Shine events, and to help facilitate community engagement with like-minded enthusiasts.

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

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## 11.2 Chess Boards in Local Parks

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

That Council prepare a report investigating the feasibility of setting up tables with affixed chess boards in our local parks and appropriate public areas for our community to enjoy.

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

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## 11.3 Heritage Funding for Local Councils

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

1. That Council request the NSW Government to significantly increase the amount of funding available to Local Councils to assist in the protection, ongoing maintenance and enhancement of Heritage Buildings, Heritage Structures and Heritage Sites in their Local Government Areas.
2. That this item be submitted to LGNSW as a motion for the LGNSW annual conference.

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

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## 12. URGENT GENERAL BUSINESS

## 13. PRESENTATIONS BY COUNCILLORS

1. Councillor Masood Chowdhury on 23 June attended the Rotary Club Ingleburn Changeover dinner where Syed Akram Ullah was elected as the new president. Councillor Chowdhury thanked the outgoing president Gail Taylor for her leadership and congratulated Mr Ullah and the new leadership team.
2. The Mayor, Councillor George Brticevic acknowledged Rose and Hans who run the Arts Centre Café. While the café has been impacted with COVID-19 restrictions, Hans and Rose along with volunteers and employees have kept their kitchen open preparing and cooking meals for the vulnerable and homeless. The café produced 730 meals last week. The Mayor echoed the thanks from Hans and Rose for the generosity of businesses and customers who have donated funds or produce to help the café provide meals for the community.

3. The Mayor, Councillor George Brticevic passed on his thanks and appreciation to Mavlana from King Kebab House, Campbelltown. While his business has been impacted due to COVID-19 restrictions, Mavlana donated 10 x \$100 vouchers to be distributed to the community to assist during these challenging times. Councillor Brticevic passed on the vouchers to local charities We are Community and Shining Stars Foundation.
4. The Mayor, Councillor George Brticevic congratulated the Director City Delivery and the team for the work on Seddon Park and Kennett Park, Glenfield. While the construction work has stopped due to COVID-19 restrictions and LGA lockdown once completed the park will provide football fields, cricket fields, a youth space and an exercise area. Councillor Brticevic looks forward to the completion of the sports facility and the value it provides local residents.

## 14. CONFIDENTIAL REPORTS FROM OFFICERS

### Confidentiality Recommendation

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

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 Development Fields Road, Macquarie Fields**

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.

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

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**The Ordinary Meeting of Council was adjourned at 8:33 pm and reconvened as a meeting of the Confidential Committee at 8:34 pm.**

**Recommendations of the Confidential Committee**

**14.1 Development Fields Road, Macquarie Fields**

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

- 1. That the current DA for the construction of 5 townhouses at 5-7 Fields Road, Macquarie Fields be withdrawn.
- 2. That the land be retained as vacant land in Council ownership to enable further investigation of future options for the site.

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

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It was **Moved** Councillor Oates, **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.

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

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**At the conclusion of the meeting of the Confidential Committee the Open Council Meeting was reconvened at 8:36 pm. The Mayor read the recommendations from the Confidential Committee for Item 14.1.**

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

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

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

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There being no further business the meeting closed at 8:38 pm.

Confirmed by Council on

..... General Manager ..... Chairperson