

CAMPBELLTOWN CITY COUNCIL

Minutes Summary

Ordinary Council Meeting held at 6:30 pm on Tuesday, 12 October 2021.

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Minutes of the Ordinary Meeting of the Campbelltown City Council held on 12 October 2021

Present The Mayor, Councillor G Brticevic
 Councillor M Chivers
 Councillor M Chowdhury
 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 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

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

That the apology from 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.

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

3. CONFIRMATION OF MINUTES

3.1 Minutes of the Ordinary Meeting of Council held 14 September 2021

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

That the Minutes of the Ordinary Council Meeting held 14 September 2021, copies of which have been circulated to each Councillor, be taken as read and confirmed.

189 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 George Greiss – Item 8.4 – Planning Proposal – Reclassification of Land – Campbelltown Sports Stadium, Leumeah. Councillor Greiss advised he is a member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor George Greiss – Item 8.6 – Planning Proposal – Signage as Exempt Development under Campbelltown Local Environmental Plan 2015. Councillor Greiss advised he is a member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Darcy Lound – Item 8.4 – Planning Proposal – Reclassification of Land – Campbelltown Sports Stadium, Leumeah. Councillor Lound advised he is a member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Darcy Lound – Item 8.6 – Planning Proposal – Signage as Exempt Development under Campbelltown Local Environmental Plan 2015. Councillor Lound advised he is a member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Ben Gilholme – Item 8.4 – Planning Proposal – Reclassification of Land – Campbelltown Sports Stadium, Leumeah. Councillor Gilholme advised he is an alternate member of the Sydney Western City Planning Panel and will leave the meeting.

Councillor Ben Gilholme – Item 8.6 – Planning Proposal – Signage as Exempt Development under Campbelltown Local Environmental Plan 2015. Councillor Gilholme advised he is an alternate member of the Sydney Western City Planning Panel and will leave the meeting.

Non Pecuniary – Less than Significant Interests

Councillor Paul Lake – Item 8.4 – Planning Proposal – Reclassification of Land – Campbelltown Sports Stadium, Leumeah. Councillor Lake declared a non pecuniary and less than significant interest and will remain in the meeting.

Councillor Warren Morrison – Item 14.1 – Lease on Council Investment Property. Councillor Morrison declared a non pecuniary and less than significant interest but will leave the meeting.

Other Disclosures

Nil

5. MAYORAL MINUTE

5.1 Community Service Award - Mr Noel Laming

It was **Moved** Councillor Brticevic:

That Noel Laming be recognised with a posthumous Community Service Award in recognition of his contributions to the Campbelltown community.

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

6. PETITIONS

Nil

7. CORRESPONDENCE

Nil

8. REPORTS FROM OFFICERS

8.1 Annual General Meeting Presentation

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

That Council note the Annual General Meeting Presentations.

A call for a Division was **Moved** Councillor Brticevic, **Seconded** Councillor Moroney

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, B Moroney, P Lake, W Morrison, G Greiss and T Rowell.

Voting against the Resolution were Nil.

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

8.2 Financial Statements 2020-21

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

That the financial reports and the Auditors reports for the period 1 July 2020 to 30 June 2021 be received and noted.

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

Procedural Motion

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

That Item 8.7 - Koala Sympathetic Development - Draft Amendment to the Campbelltown (Sustainable City) Development Control Plan 2015 be brought forward to be considered after Item 8.2.

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

8.3 Development Application Status

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

That the information be noted.

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

Procedural Motion

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

That Item 8.6 - Planning Proposal - Signage as Exempt Development under Campbelltown Local Environmental Plan 2015 be brought forward to be considered after Item 8.4.

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

Meeting note: Having declared an interest in Items 8.4 and 8.6 Councillor Greiss, Councillor Gilholme and Councillor Lound left the meeting at 8:13 pm and did not take part in the discussions or vote on the matters.

8.4 Planning Proposal - Reclassification of Land - Campbelltown Sports Stadium, Leumeah

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

1. That Council endorse the Planning Proposal at attachment 1 which seeks to reclassify part of 12 Old Leumeah Road, Leumeah, identified in the Planning Proposal, from community land to operational land and forward the Planning Proposal to the Department of Planning, Industry and Environment for a Gateway Determination.
2. That should the Minister determine that the proposal may proceed, public exhibition occur in accordance with the Gateway Determination.
3. That following the completion of the public exhibition, a separate public hearing be held with the outcome of both the public exhibition and the public hearing reported back to Council.

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.

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

8.5 Electric Vehicle Charging Stations - Draft Amendment to Campbelltown (Sustainable City) Development Control Plan 2015

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

1. That Council endorse the public exhibition of the draft amendment to the Campbelltown (Sustainable City) Development Control Plan 2015 shown at attachment 1.
2. That where submissions are received through the exhibition period, a further report be provided to Council tabling the issues raised in those submissions.
3. That where no submissions are received during the exhibition period, the draft amendment be adopted and commenced upon public notification being completed in accordance with Environmental Planning and Assessment Regulations, 2000.

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, D Lound, R Manoto, B Gilholme, M Chivers, B Moroney, P Lake, W Morrison, G Greiss and T Rowell.

Voting against the Resolution were Nil.

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

8.6 Planning Proposal - Signage as Exempt Development under Campbelltown Local Environmental Plan 2015

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

1. That Council endorses and forwards the Planning Proposal at attachment 1 to the Department of Planning, Industry and Environment for a Gateway Determination.
2. That should the Minister determine that the proposal may proceed, public exhibition occur in accordance with the Gateway Determination.
3. That following the public exhibition either:
 - a) where submissions are received a further report be presented to Council on those submissions, or
 - b) where no submissions are received during the public exhibition period, the Planning Proposal be finalised.
4. The NSW Department of Planning, Industry and Environment be requested to issue authority to the General Manager to exercise plan making delegations.

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

Voting against the Resolution were Nil.

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

Meeting note: At the conclusion of the discussion regarding Items 8.4 and 8.6 Councillor Greiss, Councillor Gilholme and Councillor Lound returned to the meeting at 8:28 pm.

8.7 Koala Sympathetic Development - Draft Amendment to the Campbelltown (Sustainable City) Development Control Plan 2015

Meeting note: Ms Sue Gay, Mrs Patricia Durman and Mr Barry Durman addressed the meeting.

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

1. That Council endorse the public exhibition of the draft Amendment to the Campbelltown (Sustainable City) Development Control Plan 2015 shown at attachment 1 with the exception that the wording of 11.4.1(vii) is amended prior to public exhibition so that it expresses the proposed replacement planning controls in plain English rather than as a ratio.
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2. That where submissions are received through the exhibition period, a further report be provided to Council tabling the issues raised in those submissions.
 3. That where no submissions are received during the exhibition period, the draft amendment be adopted and commence upon public notification being completed in accordance with the Environmental Planning and Assessment Regulation 2000.

A Division was recorded in regard to the Resolution for Item 8.7 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, G Greiss and T Rowell.

Voting against the Resolution were Nil.

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

8.8 Reports and Letters Requested

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

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

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

8.9 Disclosure of Interest Returns 2020-21

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

That the information be noted.

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

8.10 Investments and Revenue Report - August 2021

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

That the information be noted.

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

8.11 Revised Policy – Closure and Sale of Walkways

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

That Council endorse the proposed amendments to the Policy – Closure and Sale of Walkways with the additional amendment to Principle 3 to remove the duplication of words regarding payment of costs.

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

8.12 Campbelltown City Council Collection – New Acquisitions

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

That the following proposed donations to be acquired as a part of the Campbelltown City Council collection be endorsed by Council:

- donation by Karla Dickens – ‘Colonial Bottom Feeders’ by Karla Dickens
- donation by Khaled Sabsabi – ‘Bring the Silence’ by Khaled Sabsabi

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

9. QUESTIONS WITH NOTICE

9.1 Wildlife Corridors – Appin Road, Gilead

Councillor Ben Moroney asked the following Question with Notice.

1. Can the Director confirm that, despite the absence of appropriate wildlife corridors on some of Lendlease's planning documentation, that wildlife corridors of between 425 m and 250 m, of 350 m average width, can and should be applied to development at Lot 1 Appin Road, Gilead, and that the Local Planning Panel will receive advice to this effect?

Response provided by the Director City Development.

Council is working closely with the developer and state government to ensure wildlife corridors within the Gilead area provide safe passage, an ecologically viable habitat and are able to be protected forever.

Overall planning for the wildlife corridors will be consistent the draft Cumberland Plain Conservation Plan which is likely to identify an average corridor widths of 350 m or more.

Previous decisions of the Local Planning Panel have been consistent with the advice of Dr Steve Phillips, and Council's advice to the Panel will also be guided by the finalised Cumberland Plain Conservation Plan.

10. RESCISSION MOTION

Nil

11. NOTICE OF MOTION

11.1 Bushfire Evacuation Planning

Notice of Motion

Councillor Ben Moroney withdrew the following Motion.

1. That Council, as part of its ongoing resilience and risk strategies for the city, incorporate bushfire evacuation planning, including route timing and emergency shelter, for bushfire-prone areas.
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11.2 Local Community Fresh Produce Market

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

That a report be presented on the opportunity for Council to facilitate the development of a Local Community Fresh Produce Market to support our local small businesses, community groups, small farmers and bakers, post COVID-19.

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

12. URGENT GENERAL BUSINESS

Nil

13. PRESENTATIONS BY COUNCILLORS

1. Councillor Ben Gilholme on 6 October attended a virtual games night to celebrate Headspace Day organised by headspace Campbelltown. Participants socialised and shared knowledge playing Kahoot, Jeopardy! and Scattergories online and all involved are looking forward to an in person games day in the future.
2. Councillor Ben Gilholme acknowledged that Sunday 10 October was World Mental Health Day. Councillor Gilholme advised that many strategies had been shared online regarding how to cope with any mental health struggles and encouraged the community to keep their mental health in check particularly given the recent restrictions.
3. Councillor Paul Lake expressed his congratulations in the Campbelltown LGA who have come out in large numbers to get vaccinated with the Campbelltown LGA having high rates of residents who have received their second vaccination. The Mayor, Councillor Brticevic echoed Councillor Lake's comments on the fantastic efforts by the community.
4. Councillor Ben Moroney noted the recent relaxation of the Health Orders and applauded the community for remaining vigilant in their safety against COVID-19 by wearing masks, ensuring they continue QR check-ins and with local businesses checking vaccination status.
5. Councillor Ben Moroney advised that 11 October was International Coming Out Day. The day is an opportunity to celebrate the act of coming out and recognising how difficult it is. Councillor Moroney encouraged the community to accept everyone in society as they are.
6. Councillor Warren Morrison congratulated the community on the high numbers of double vaccinations, ensuring they are protected and protect the community against COVID-19. Councillor Morrison thanked the community and local businesses.
7. The Mayor, Councillor George Brticevic announced that Milton Park, Macquarie Fields had recently opened, with the official opening to take place in November. Milton Park was a project from 2016 and was designed in house. The park features artwork from local artists Aunty Susan and Natalie Valiente that were inspired by local school and preschool children. Councillor Brticevic commended and passed on his appreciation to all the City Delivery team for their efforts.
8. The Mayor, Councillor George Brticevic advised that the LED lighting had been installed at the Pump Track at Leumeah Skate Park. Councillor Brticevic shared how this has now enabled extended use of the pump track at night, allowing riders to enjoy this facility in the evenings. Councillor Brticevic noted what a wonderful addition the Pump Track is for our city.

14. CONFIDENTIAL REPORTS FROM OFFICERS

Confidentiality Recommendation

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

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 Lease on Council Investment Property

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.

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

The Ordinary Meeting of Council was adjourned at 8:54 pm and reconvened as a meeting of the Confidential Committee at 8:55 pm.

Recommendations of the Confidential Committee

Meeting note: Having declared an interest in Item 14.1 Councillor Morrison left the meeting at 8:56 pm and with Item 14.1 being the last Item to discuss Councillor Morrison did not re-join the meeting.

14.1 Lease on Council Investment Property

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

1. That Council endorse the proposed terms of a new lease on the subject property on terms and conditions set out in this report.
2. That Council endorse that all documentation associated with this transaction is executed by way of delegated authority under Section 377 of the *Local Government Act 1993*.

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

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

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

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

At the conclusion of the meeting of the Confidential Committee the Open Council Meeting was reconvened at 8:58 pm. The Mayor read the recommendations from the Confidential Committee for Item 14.1.

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

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

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

There being no further business the meeting closed at 9:00 pm.

Confirmed by Council on

..... General Manager Chairperson