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# CAMPBELLTOWN CITY COUNCIL

## Minutes Summary

**Ordinary Council Meeting held at 6:30 pm on Tuesday, 7 November 2023.**

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**Minutes of the Ordinary Meeting of the Campbelltown City Council held on 7 November 2023**

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**Present**           The Mayor, Councillor G Greiss  
                  Councillor J Chew  
                  Councillor M Chivers  
                  Councillor M Chowdhury  
                  Councillor J Cotter  
                  Councillor M George  
                  Councillor M Khalil  
                  Councillor D Lound  
                  Councillor R Manoto  
                  Councillor R Munro  
                  Councillor M Oates

**1.     ACKNOWLEDGEMENT OF LAND**

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

**Council Prayer**

The Council Prayer was presented by the General Manager.

**2.     APOLOGIES/LEAVE OF ABSENCE**

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

That the apologies from Councillor G Brticevic, Councillor K Hunt, Councillor W Morrison and Councillor M Stellino be accepted.

**267/2023**     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 10 October 2023**

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

That the Minutes of the Ordinary Council Meeting held 10 October 2023, copies of which have been circulated to each Councillor, be taken as read and confirmed.

**268/2023**     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**

Nil

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

Councillor M Chowdhury

Item 6.1 – Petition seeking revocation of ‘stop use’ order. Councillor M Chowdhury advised he is a member of the organisation and will leave the chamber.

Councillor M Khalil

Item 6.1 – Petition seeking revocation of ‘stop use’ order and will leave the chamber.

Councillor D Lound

Item 7.2 – Lynwood Park Masterplan. Councillor D Lound advised he is the President of Macarthur Football Association and will leave the Chamber.

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

Councillor J Cotter

Item 6.1 – Petition seeking revocation of ‘stop use’ order and will leave the chamber.

Councillor D Lound

Item 6.1 – Petition seeking revocation of ‘stop use’ order and stay in the chamber.

Councillor R Manoto

Item 6.1 – Petition seeking revocation of ‘stop use’ order and will stay in the chamber.

##### **Other Disclosures**

Nil

#### 5. MAYORAL MINUTE

##### **5.1 Local Environmental Plan Review: State-Led Option**

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It was **Moved** Councillor Greiss:

That the information be noted.

**269/2023** The Motion on being Put was **CARRIED**.

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## 5.2 Local Government - Reform Agenda

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It was **Moved** Councillor Greiss:

That the information be noted.

**270/2023** The Motion on being Put was **CARRIED**.

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## 5.3 Local Government - Transparency and Accountability

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It was **Moved** Councillor Greiss:

That the information be noted.

**271/2023** The Motion on being Put was **CARRIED**.

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## 5.4 The Right to Peaceful Assembly

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It was **Moved** Councillor Greiss:

That Council amend the fees and charges to note a protest is not an event and should not incur event fees and charges.

**272/2023** The Motion on being Put was **CARRIED**.

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## 6. PETITIONS

**Meeting Note:** The Mayor provided the opportunity for the speakers that have registered to address the Council to speak. Dr Anisul Afsar, Mr Habib Bhuiyan and Mr Abul Sarker addressed the Council.

Having declared an interest in Item 6.1 Councillor J Cotter, Councillor M Chowdhury and Councillor M Khalil left the chamber at 6.47pm.

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## 6.1 Petition seeking revocation of 'stop use' order

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It was **Moved** Councillor Munro, **Seconded** Councillor Chew:

That the petition be received and noted.

**273/2023** The Motion on being Put was **CARRIED**.

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**Meeting note:** Councillor J Cotter, Councillor M Chowdhury and Councillor M Khalil returned to the chamber at 7.04pm.

## 7. CORRESPONDENCE

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### 7.1 WestInvest

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

That the letter and the information be noted.

**274/2023** The Motion on being Put was **CARRIED**.

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**Meeting Note:** Having declared an interest in Item 7.2 Councillor Lound left the chamber at 7.06pm.

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### 7.2 Lynwood Park Masterplan

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It was **Moved** Councillor Munro, **Seconded** Councillor Cotter:

That the letters and the information be noted.

**275/2023** The Motion on being Put was **CARRIED**.

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**Meeting Note:** Councillor Lound returned to chamber at 7.07pm.

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### 7.3 Enabling Infrastructure - Seeking Support and Advocacy

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

That the letter and the information be noted.

**276/2023** The Motion on being Put was **CARRIED**.

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## 7.4 Bus Routes and Service Standards

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It was **Moved** Councillor Munro, **Seconded** Councillor George:

That the letter and the information be noted.

**277/2023** The Motion on being Put was **CARRIED**.

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## 8. REPORTS FROM OFFICERS

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

That Council suspend standing orders to allow for staff presentations and consideration of Item 8.1 – The Annual General Meeting Presentation, Item 8.2 – the Financial Statements and Item 8.3 – the Annual Report.

**278/2023** The Motion on being Put was **CARRIED**.

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### 8.1 Annual General Meeting Presentation

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It was **Moved** Councillor Munro, **Seconded** Councillor George:

That Council note the Annual General Meeting Presentations.

**279/2023** The Motion on being Put was **CARRIED**.

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### 8.2 Financial Statements 2022-23

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

That the financial reports and the Auditors reports for the period 1 July 2022 to 30 June 2023 be received and noted.

**280/2023** The Motion on being Put was **CARRIED**.

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### 8.3 2022-2023 Annual Report

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It was **Moved** Councillor Munro, **Seconded** Councillor Cotter:

That Council endorse the Annual Report for 2022-23.

**281/2023** The Motion on being Put was **CARRIED**.

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

That standing orders be resumed from Item 8.4 and for the remaining agenda items.

**282/2023** The Motion on being Put was **CARRIED**.

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### 8.4 Significant Development Applications

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

That the information be noted.

**283/2023** The Motion on being Put was **CARRIED**.

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### 8.5 Policy Review - Management of Feral and Infant Companion Animals

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It was **Moved** Councillor Munro, **Seconded** Councillor Khalil:

1. That the revised Management of Feral and Infant Companion Animals Policy be adopted.
2. That the Management of Feral and Infant Companion Animals Policy review date be set at 30 June 2027.

**284/2023** The Motion on being Put was **CARRIED**.

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## 8.6 Minutes of the Wildlife and Environment Advisory Committee Report

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It was **Moved** Councillor Khalil, **Seconded** Councillor Cotter:

That the minutes of the Wildlife and Environment Advisory Committee held 24 May 2023 be noted and recommendations be adopted by Council.

**285/2023** The Motion on being Put was **CARRIED**.

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## 8.7 Minutes of the Youth Advisory Committee Report

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It was **Moved** Councillor Cotter, **Seconded** Councillor Munro:

That the minutes of the Youth Advisory Committee held 18 July 2023 be noted and recommendations be adopted by Council.

**286/2023** The Motion on being Put was **CARRIED**.

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## 8.8 Policy Review - Education and Care Services Policy

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

1. That the revised Education and Care Services Policy as attached to this report be adopted.
2. That the Education and Care Services Policy review date be set at 30 December 2027.

**287/2023** The Motion on being Put was **CARRIED**.

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## 8.9 New Policy - Data Breach Policy

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It was **Moved** Councillor Munro, **Seconded** Councillor Cotter:

1. That the new Data Breach Policy be adopted
2. That the Data Breach Policy review date be set at 30 December 2027.

**288/2023** The Motion on being Put was **CARRIED**.

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## 8.10 Investments and Revenue Report - September 2023

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

That the information be noted.

**289/2023** The Motion on being Put was **CARRIED**.

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## 8.11 Land Acquisition Review - Council submission

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It was **Moved** Councillor Chew, **Seconded** Councillor Khalil:

That Council endorse the submission to the Land Acquisition Review project attached to this report.

**290/2023** The Motion on being Put was **CARRIED**.

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## 8.12 Reports and Letters Requested

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

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

**291/2023** The Motion on being Put was **CARRIED**.

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## 8.13 2024 Council Meeting Calendar

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It was **Moved** Councillor Munro, **Seconded** Councillor Khalil:

That the 2024 Council meeting calendar be adopted up to the end of this term of Council (September 2024).

**292/2023** 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 Road Safety Measures for School Children

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It was **Moved** Councillor Khalil, **Seconded** Councillor Munro:

1. That a review be undertaken of measures in place to ensure children and others with accessibility needs can safely access schools and other desired facilities in Campbelltown, including:
  - a. identifying common routes to/from school, including intersections
  - b. evaluating suitability and safety of existing infrastructure, including pedestrian crossings, traffic signals, and School Zone signage, to ensure they are adequate and well-maintained
  - c. reviewing available data on any previous incidents involving children while crossing roads
  - d. reviewing road safety campaigns to ensure applicability and awareness
  - e. opportunities to collaborate with NSW Government agencies to gather information on traffic violations within school zones.

That a report be presented to Council summarising the findings of the review and providing recommendations for future improvement in road-safety accessing schools.

A Division was recorded in regard to the Resolution for Item 11.1 with those voting for the Motion being Councillors G Greiss, D Lound, M Chowdhury, R Manoto, M Khalil, J Cotter, M George, J Chew and R Munro.

Voting against the Resolution were Councillors M Oates and M Chivers.

**293/2023** The motion of being put was **CARRIED**

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## 12. URGENT GENERAL BUSINESS

### **13. PRESENTATIONS BY COUNCILLORS**

1. Councillor Masood Chowdhury attended the week long Durga Puja Celebration commencing on 20 October 2023. The celebration was held at 2 different locations Glenfield Community Hall and Ron Moore Community Hall Minto. The Durga Puja is an annual Hindu festival originating in the Indian subcontinent which reveres and pays homage to the Hindu goddess Durga.
2. Councillor Masood Chowdhury on Sunday 22 October 2023 attended the Navratri at Minto Indoor Sports Centre. Navratri is a major festival held in honour of the divine feminine. Navratri occurs over nine days during the month of Ashvin. Dandiya Raas is the socio-religious folk dance originating from Indian state of Gujarat and popularly performed in the festival of Navaratri.
3. Councillor Rey Manoto announced that the Georges River Keeper are holding their Annual Meeting 16 November 2023 at Georges River Council.
4. Councillor Meg Oates thanked staff for making the Fishers Ghost Festival a huge success. Councillor Oates attended the Fishers Ghost Art Award which was booked out and was brilliant, there was a huge display of high quality art work from right across Australia. The Japanese Yosimi childrens event was well attended as was the Twilight Fair on Queen Street. Thank you to staff for their effort so the people of Campbelltown can enjoy these fantastic events.
5. Councillor Josh Cotter on 21 October 2023 attended the Kids of Macarthur Health Foundation 'Night at the Trots' event at Menangle Park. It was a great night supporting the foundation to raise funds to purchase paediatric medical equipment to enhance the level of health care locally for young people. It was good to catch up with people in the community who are there to support the same cause.
6. Councillor Cotter on Wednesday 1 November represented the Mayor at the Lions Club Youth of the Year Speech Night at Lakeside Country Club. The youth made both prepared and impromptu speeches lasting for 1 minute. Congratulations to Robert Ong who won overall for the night and is from All Saints Catholic College Liverpool who made a great speech on masculinity and body image.
7. Councillor Margaret Chivers advised she was reading a post on Facebook from one of our librarians. This post was very moving. Councillor Chivers advised she is proud of our Council libraries for providing a safe haven for some of the community who are slower, quieter or lonelier. Councillor Chivers requested the Director of City Lifestyles thank the librarian for the post and the rest of the library staff for providing welcoming open arms and companionship for these vulnerable people in our community. Councillor Chivers congratulated staff for not only catering to the community with festivals and events but also catering to those in our community who are more reserved.
8. Councillor John Chew attended the Fishers Ghost Art Award and congratulated Dennis Golding for winning the Aboriginal Art Award for the second time.

## 14. CONFIDENTIAL REPORTS FROM OFFICERS

### Confidentiality Recommendation

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

1. That this Ordinary Meeting of Council be adjourned and reconvened as a meeting of the Confidential Committee for discussion of items 14.1, 14.2, 14.3, 14.4 and 14.5 which are considered to be confidential in accordance with Section 10A(2) of the *Local Government Act 1993*, as indicated below:

**Item 14.1 Project 24 – Domestic Waste Disposal**

Item 14.1 is confidential in accordance with Section 10A(2)(c) and (d)(i) 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 and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**Item 14.2 Licence of Council Property – Campbelltown**

Item 14.2 is confidential in accordance with Section 10A(2)(d)(i) of the *Local Government Act 1993* as the report refers to commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**Item 14.3 Licence for Carparking – Macquarie Fields**

Item 14.3 is confidential in accordance with Section 10A(2)(d)(i) of the *Local Government Act 1993* as the report refers to commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**Item 14.4 Divestment of Surplus Land at Leumeah and Macquarie Fields**

Item 14.4 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.

**Item 14.5 Acquisition of Property in Campbelltown**

Item 14.5 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.

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**The Ordinary Meeting of Council was adjourned at 8.35pm and reconvened as a meeting of the Confidential Committee at 8.36pm.**

## Recommendations of the Confidential Committee

### 14.1 Project 24 - Domestic Waste Disposal

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It was **Moved** Councillor Khalil, **Seconded** Councillor Chew:

1. That Council receives the confidential Negotiation Report (Report) regarding the receipt, processing and disposal services for municipal waste and resource streams.
2. That Council following the successful negotiation of service agreements in accordance with the resolution of Council in October 2022 pursuant to s.178(3)(e) of the Local Government (General) Regulation 2021 as detailed on this report,
  - a. Council enters into an agreement with Veolia Recycling & Recovery Pty Ltd (ACN 002 902 650) for the receipt, haulage and processing services for municipal waste and resource streams for an initial term of 5 years, for the following:
    - **receipt and haulage services for mixed waste;**
    - **receipt and processing services for bulky waste;**
    - **receipt and processing services for recycling;**
    - **receipt and processing services for garden organics; and**
  - b. Council enters into an agreement with Cleanaway Pty Ltd (ACN 000 164 938) for the receipt and disposal services for mixed waste for an initial term of 5 years; and
3. That Council endorse that the General Manager be authorised to execute the relevant contract documents; and
4. That SoilCo Pty Ltd is notified as appropriate that their offer was not accepted.

**294/2023** The Motion on being Put was **CARRIED**.

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## 14.2 Licence of Council Property - Campbelltown

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

1. That Council provides their approval to enter into a new Licence Agreement with Vietnam Veterans Association of Australia on the terms and conditions as outlined in this report.
2. That approval is granted for all documentation associated with the Licence Agreement to be executed by way of delegated authority under Section 377 of the *Local Government Act, 1993*.

**295/2023** The Motion on being Put was **CARRIED**.

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## 14.3 Licence for Carparking - Macquarie Fields

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

1. That Council endorse the proposed Licence Agreement for car parking in Parliament Road Macquarie Fields on terms and conditions outlined in this report.
2. That approval is granted for all documentation associated with the Licence Agreement to be executed by way of delegated authority under Section 377 of the *Local Government Act, 1993*.

**296/2023** The Motion on being Put was **CARRIED**.

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## 14.4 Divestment of Surplus Land at Leumeah and Macquarie Fields

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

1. That Council endorse the divestment of the land nominated in this report at or above market value.
2. That Council provide delegated authority to the General Manager, and their delegated authorities, to execute all legal documentation associated with the transactions and the divestments as outlined within the body of this report in accordance with Section 377 of the Local Government Act 1993.
3. That all documentation be executed under the Common Seal of Council if required.

**297/2023** The Motion on being Put was **CARRIED**.

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## 14.5 Acquisition of Property in Campbelltown

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It was **Moved** Councillor Munro, **Seconded** Councillor Cotter:

1. That Council seeks to acquire the property described within this report subject to valuation, acceptable due diligence and achieving a purchase price at or below market.
2. That following acquisition, the property be categorised as Operational Land.
3. That Council provide delegated authority to the General Manager, and their delegated authorities, to execute all legal documentation associated with this transaction and the acquisition outlined within the body of this report in accordance with Section 377 of the Local Government Act 1993.
4. That all documentation be executed under the Common Seal of Council if required.

**298/2023** The Motion on being Put was **CARRIED**.

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

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

**299/2023** 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 8.38pm.**

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

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

**300/2023** The Motion on being Put was **CARRIED**.

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There being no further business the meeting closed at 8.42pm.

Confirmed by Council on <<enter date>>

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