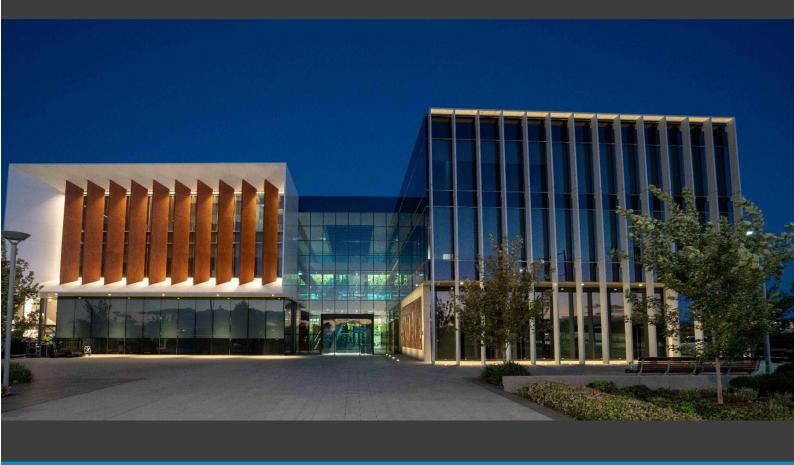
# **Business** Paper

## **Ordinary Council Meeting**

Camden Council Administration Centre 70 Central Avenue Oran Park

13 August 2024







The public can also view the meeting via Council's webcast. A link to this webcast can be found on Council's webpage – http://webcast.camden.nsw.gov.au/video.php

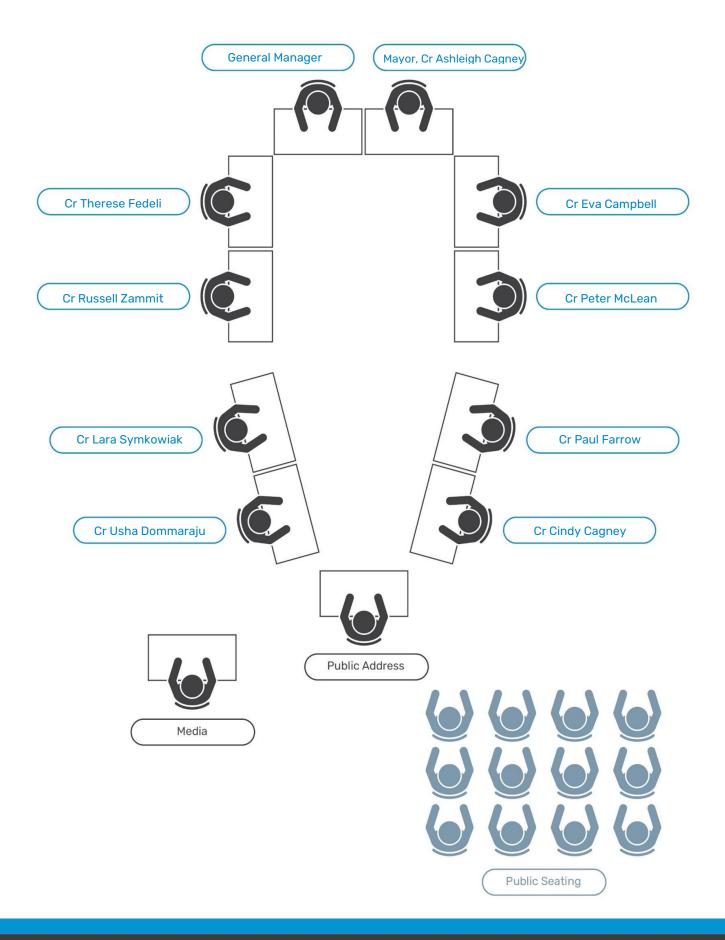
## camden



### **COMMON ABBREVIATIONS**

AEP	Annual Exceedance Probability
AHD	Australian Height Datum
CLEP	Camden Local Environmental Plan
СР	Contributions Plan
DA	Development Application
DCP	Development Control Plan
DPE	Department of Planning & Environment
TfNSW	Transport for NSW
EIS	Environmental Impact Statement
EP&A Act	Environmental Planning & Assessment Act
EPA	Environmental Protection Authority
EPI	Environmental Planning Instrument
FPL	Flood Planning Level
GCC	Greater Cities Commission
LAP	Local Approvals Policy
LEP	Local Environmental Plan
LGA	Local Government Area
LSPS	Local Strategic Planning Statement
NCC	National Construction Code
REP	Regional Environmental Plan
PoM	Plan of Management
RL	Reduced Levels
S10.7 CERTIFICATE	Certificate as to zoning and planning restrictions on properties
S603 CERTIFICATE	Certificate as to Rates and Charges outstanding on a property
S73 CERTIFICATE	Certificate from Sydney Water regarding Subdivision
SEPP	State Environmental Planning Policy
SREP	Sydney Regional Environmental Plan
STP	Sewerage Treatment Plant
VMP	Vegetation Management Plan
VPA	Voluntary Planning Agreement







#### OATH AND AFFIRMATION FOR COUNCILLORS

In accordance with section 233A of the *Local Government Act 1993*, all elected Councillors must take an oath of office or make an affirmation of office at or before the first meeting of the Council.

The oath or affirmation may be taken or made before the General Manager, an Australian legal practitioner or a Justice of the Peace.

A Councillor who fails, without a reasonable excuse, to take the oath of office or make an affirmation of the office in accordance with the Act is not entitled to attend a meeting as a Councillor, until the Councillor has taken the oath or made the affirmation.

#### <u> 0ATH</u>

"I [name of councillor] swear that I will undertake the duties of the office of Councillor in the best interests of the people of the Camden Local Government Area and the Camden Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment".

#### **AFFIRMATION**

"I [*name of councillor*] solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the people of the Camden Local Government Area and the Camden Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment".



## **ORDER OF BUSINESS**

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## <u>PRAYER</u>

Almighty God, bless all who are engaged in the work of Local Government. Make us of one heart and mind, in thy service, and in the true welfare of the people we serve: We ask this through Christ our Lord.

\*\*\*\*\*\*

Almighty God, give thy blessing to all our undertakings. Enlighten us to know what is right, and help us to do what is good: We ask this through Christ our Lord.

\*\*\*\*\*\*\*\*

Almighty God, we pause to seek your help. Guide and direct our thinking. May your will be done in us, and through us, in the Local Government area we seek to serve: We ask this through Christ our Lord.

\*\*\*\*\*\*\*\*

Amen

#### **AFFIRMATION**

We affirm our hope and dedication to the good Government of Camden and the well being of all Camden's residents, no matter their race, gender or creed.

We affirm our hope for the sound decision making by Council which can improve the quality of life in Camden.

*Either* – "So help me God" or "I so affirm" (at the option of councillors)

We pledge ourselves, as elected members of Camden Council, to work for the provision of the best possible services and facilities for the enjoyment and welfare of the people of Camden.

\*\*\*\*\*\*\*

*Either* – "So help me God" or "I so affirm" (at the option of councillors)

\*\*\*\*\*\*\*



Amen

Amen



#### SUBJECT: ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge that this meeting is being held on the Traditional Lands and Waterways of the Dharawal people and also recognise surrounding Dharug, and Gundungurra people and pay our respect to Elders past, present, and those emerging.



#### SUBJECT: WEBCASTING OF COUNCIL MEETINGS

In accordance with Camden Council's Code of Meeting Practice and as permitted under the *Local Government Act 1993*, this meeting is being live streamed and recorded by Council staff for minute taking and webcasting purposes. The recording will also be made publicly available on Council's website.

No other webcasting or recording by a video camera, still camera or any other electronic device capable of webcasting or recording speech, moving images or still images is permitted without the prior approval of Council. Council has not authorised any other webcasting or recording of this meeting.

I remind those that are participating in this meeting that your image and what you say will be broadcast live to the public and will also be recorded so please be mindful of your actions and comments. You should avoid making statements that might defame or offend, or that release any personal information about another individual without their consent. Council accepts no liability for any damage that may result from your actions and comments.

Under Council's Code of Meeting Practice, individuals acting in a disorderly manner can be asked by the Chairperson to leave the meeting.



#### SUBJECT: LEAVES OF ABSENCE

Leaves of absence tendered on behalf of Councillors from this meeting.

#### RECOMMENDED

That leaves of absence be granted.



#### SUBJECT: APPROVAL TO ATTEND BY AUDIO-VISUAL LINK

Requests by Councillors to attend and participate in Council meetings by audio-visual link.

A decision whether to approve a request must be made by a resolution of Council. A resolution must state:

- The meetings the resolution applies to, and
- The reason why the Councillor is being permitted to attend the meetings by audiovisual link (unless the ground is illness, disability, or caring responsibilities).

#### RECOMMENDED

That the requests to attend and participate by audio-visual link be granted for the meetings as determined by Council and for the reasons noted.



#### SUBJECT: DECLARATION OF INTEREST

Council's Code of Conduct also deals with pecuniary and non-pecuniary conflict of interest and Political Donations and how to manage these issues (Clauses 4.28-5.19).

Councillors, and where applicable, all other persons, must be familiar with the conflicts of interest provisions contained in the Code of Conduct.

This item of business provides an opportunity for Councillors to declare and manage any conflicts of interest that they may have in matters being considered at this meeting of Council.

#### **RECOMMENDED**

That the declarations be noted.



#### SUBJECT: PUBLIC ADDRESSES

The Public Address session in the Council Meeting provides an opportunity for people to speak publicly on any item on Council's Business Paper.

The Public Address session will be conducted in accordance with the Public Address Guidelines.

Where a member of the public raises a question during the Public Address session, a response will be provided where Councillors or staff have the necessary information at hand; if not, a reply will be provided at a later time. There is a limit of one question per speaker per meeting.

All speakers are limited to four minutes, with a one minute warning given to speakers prior to the four minute time period elapsing. The commencement and conclusion of time shall be advised by the Mayor/Chairperson.

It should be noted that speakers at Council meetings do not enjoy any protection from parliamentary-style privilege. Therefore they are subject to the risk of defamation action if they make comments about individuals. In the event that a speaker makes potentially offensive or defamatory remarks about any person, the Mayor/Chairperson will ask them to refrain from such comments.

The Mayor/Chairperson has the discretion to withdraw the privilege to speak where a speaker continues to make inappropriate or offensive comments about another person, or make a point of order ruling if a speaker breaches the Guidelines.

Only the audio recording of the public address speakers will be heard on Council's webcast. Visual images of the speaker will not be captured as part of that webcast.

#### RECOMMENDED

That the public addresses be noted.



#### SUBJECT: CONFIRMATION OF MINUTES

Confirm and adopt Minutes of the Ordinary Council Meeting held 9 July 2024.

#### RECOMMENDED

That the Minutes of the Ordinary Council Meeting held 9 July 2024, copies of which have been circulated, be confirmed and adopted.



#### SUBJECT: MAYORAL MINUTE

Consideration of Mayoral Minute (if any).



## SUBJECT: ACCEPTANCE OF GRANT FUNDING - LOCAL SMALL COMMITMENTS ALLOCATION FROM: Director Sport, Community and Activation EDMS #: 24/349815

#### PURPOSE OF REPORT

The purpose of this report is to advise Council of two successful grant funding applications from the NSW Government Local Small Commitments Allocation (LSCA) program – Badgerys Creek Electorate for \$100,000 (excl. GST) and Camden Electorate for \$74,690 (excl. GST) – to provide shade structures and playspace improvements, and to seek Council's endorsement to accept the funding.

#### BACKGROUND

The NSW Government's LSCA program provides grants for each of the 93 NSW Government Electorates. These grants fund small local projects for the purpose of enhancing community wellbeing and providing benefits to communities in NSW.

All grants made through the LSCA program are one-off, with local councils and community organisations invited to submit proposals to deliver small local projects. These include upgrades to community centres, playgrounds and parks, and the delivery of welfare services, educational programs and community events. The LSCA program is administered within the NSW Premier's Department.

Camden Council was successful for projects in the Camden and Badgerys Creek Electorates.

#### MAIN REPORT

The NSW Government has advised Council that it was successful in its application for \$100,000 (excl. GST) for the Badgerys Creek Electorate and \$74,690 (excl. GST) for the Camden Electorate through the LSCA program.

The projects identified for the Badgerys Creek Electorate include shade structures at three playspaces within Oran Park – Wayne Gardner Reserve, Perkins Drive and Madden Street. These playspaces will receive shade structures to improve shade and enhance sun safety.

The projects identified for the Camden Electorate include improvements to Alpha Reserve playspace, which complements the existing playspace redevelopment completed by Council as part of the playground renewal program.

#### FINANCIAL IMPLICATIONS

Council has been successful in its application for playspace improvements in the Badgerys Creek and Camden Electorates for \$100,000 (excl. GST) and \$74,690 (excl. GST) respectively.



#### **CONCLUSION**

Council has been successful in its application for playspace improvements in the Badgerys Creek and Camden Electorates for \$100,000 (excl. GST) and \$74,690 (excl. GST) through the NSW Government's Local Small Commitments Allocation grant program.

#### RECOMMENDED

#### That Council:

- i. accept the grant funding of \$100,000 (excl. GST) and \$74,690 (excl. GST) from the Local Small Commitments Allocation grant program for inclusion in the 2024/25 budget;
- ii. write to The Hon. John Graham MLC, Special Minister of State, thanking the NSW Government for the grants; and
- iii. write to Mrs Tanya Davies MP, Member for Badgerys Creek, and Mrs Sally Quinnell MP, Member for Camden, thanking them for their support.

#### SUBJECT: ACCEPTANCE OF GRANT FUNDING - DEPARTMENT OF SOCIAL SERVICES - CHANGING PLACES COMMONWEALTH FUNDING Director Sport, Community and Activation

SRD02

**EDMS #:** 24/365211

## PURPOSE OF REPORT

The purpose of this report is to advise Council of the successful grant funding application of \$56,800 (excl. GST) through the Department of Social Services Changing Places Commonwealth Funding and to seek Council's endorsement to accept the funding.

#### BACKGROUND

The Commonwealth Government has advised Camden Council that it was successful in its application for \$56,800 (excl. GST) to deliver a Changing Places facility at the Oran Park Leisure Centre.

The Department of Social Services Changing Places Commonwealth Funding will provide Council with up to 40% of the funding to go towards the building costs of the facility. This will be the third accredited Changing Places facility within the Camden Local Government Area (LGA), with the other two sites situated at Curry Reserve Water Play Space and at Dawson-Damer Water Play Park.

#### MAIN REPORT

Changing Places facilities allow People with Disability (PwD) to fully participate in all elements of community life, without having to have limits on their time out or restrictions due to being unable to access suitable amenities and change facilities. The benefits of having Changing Places facilities within the Camden LGA include:

- A height adjustable adult-sized change table;
- A ceiling track hoist system;
- A centrally-located peninsula toilet;
- Additional circulation space more than standard accessible toilets;
- An automatic door with a clear opening of 950mm at a minimum; and
- A privacy screen.

With 4.3% of Camden residents living with disability, access to these facilities increases inclusion and participation opportunities for PwD and their families.

This additional Changing Places facility aligns with Council's Disability Inclusion Action Plan 2023 - 2027 and upholds Council's commitment to deliver built environments and spaces that promote diversity and support increased social, health and wellbeing outcomes for People with Disability (PwD), their families and carers.

#### FINANCIAL IMPLICATIONS

Council has been successful in its application for a \$56,800 (excl. GST) grant. The grant will support the delivery of an accredited Changing Places facility at Oran Park Leisure Centre.



Council's successful application to receive the Department of Social Services Changing Places Commonwealth Funding grant of \$56,800 (excl. GST) will deliver an accredited Changing Places facility at Oran Park Leisure Centre and help enhance the quality of experience and participation of PWD in community and recreational activities.

#### RECOMMENDED

That Council:

- i. accept the grant funding of \$56,800 (excl. GST) from the Department of Social Services Changing Places Commonwealth Funding for inclusion in the 2024/25 budget to go towards the delivery of an accredited Changing Places facility at the Oran Park Leisure Centre;
- ii. write to The Hon. Amanda Rishworth MP, Commonwealth Minister for Social Services, thanking the Commonwealth Government for the grant;
- iii. write to The Hon. Kate Rebecca Washington MP, NSW Minister for Disability Inclusion, thanking the NSW Government for the grant; and
- iv. write to Mr Mike Freelander MP, Member for Macarthur, and Mr Angus Taylor MP, Member for Hume, thanking them for their support.



## SUBJECT: DELIVERY PROGRAM PERFORMANCE REPORT - JANUARY TO JUNE 2024 FROM: Director Customer and Corporate Strategy EDMS #: 24/323987

#### PURPOSE OF REPORT

The purpose of this report is to seek Council's endorsement of the 2022 - 2026 Delivery Program Performance Report for the period January to June 2024.

#### BACKGROUND

In accordance with the *Local Government Act 1993*, all councils are required to undertake their planning and reporting activities using the Integrated Planning and Reporting (IPR) framework. The framework requires councils to develop a suite of documents that reflect the vision and aspirations of their community.

The documents that form part of the IPR Framework include:

#### • Community Strategic Plan (10 year+)

The Community Strategic Plan is the highest level of plan, identifying the community aspirations, desired outcomes, and necessary strategies.

#### • Four Year Delivery Program and Operational Plan (Budget)

The Delivery Program is Council's commitment to progress the Community Strategic Plan in its Council term. The Operational Plan is the sub-set of the Delivery Program.

#### Resourcing Strategy: Executive Summary

The Strategy ensures the community's long-term objectives are met; the associated plans are:

- Asset Management Plan;
- Workforce Management Strategy; and
- Long-Term Financial Plan.

Council adopted these documents in June 2022.

The IPR framework requires Council to report the progress of the Delivery Program. This report is the fourth Performance Report for Council's Delivery Program 2022 - 2026 and provides a progress update for the period January to June 2024.

A Councillor briefing on the Performance Report was held on 30 July 2024.



#### MAIN REPORT

The Performance Report is provided as **Attachment 1** to this report and provides a status update on the 27 performance indicators within the 2022 - 2026 Delivery Program and the 156 actions within the 2023 - 2024 Operational Plan.

Council monitors its progress in achieving the objectives stated in the Community Strategic Plan through the implementation of the Delivery Program under the five Key Directions:

- 1. Welcoming Embracing our Vibrant and Diverse Community;
- Liveable Strong and Integrated Connections between our People and our Services;
- 3. Prosperous Advancing Local Economic Opportunities and Job Creation;
- 4. Balanced Providing Sustainable and Responsible Solutions that Enhance our Heritage and Natural Environment; and
- 5. Leading A Successful Advocate for our People and Places.

Council utilises a rating scale to assess the status of the Delivery Program performance indicators. **Table 1** provides a description of each rating scale.

#### Table 1

#### On Track

When the 'actual' is either equal, less, or greater than the set target

#### Monitoring

Corporate variance of ±10% applies to the set target and is considered achievable, feasible and realistic for performance improvement, with the exception of Legislative requirements

#### **Needs Work**

When the 'actual' is either below or above the corporate variance



#### External Impacts

Deliverables impacted by a range of incidents including severe weather events

**Table 2** provides a summary of the status of the Delivery Program performance indicators, with detailed information noted within the Performance Report provided as **Attachment 1** to this report.



#### Table 2

	No. of Performance Indicators	Status			
Key Direction		On Track	Monitoring	Needs Work	External Impacts
Welcome	5	5	0	0	0
Liveable	10	6	0	4	0
Prosperous	3	3	0	0	0
Balanced	5	5	0	0	0
Leading	4	4	0	0	0
	27	23	0	4	0

Council utilises a linear gauge system to assess the progress of the Operational Plan actions, assessed against a set target for the reporting period.

**Table 3** describes each rating scale and **Table 4** provides an overall progress status onthe 156 actions within the Operational Plan.



Table 3



#### **FINANCIAL IMPLICATIONS**

There are no financial implications arising from this report.

#### CONCLUSION

The Performance Report highlights that at the end of the reporting period (30 June 2024), Council is progressing in implementing the 2022 - 2026 Delivery Program and implemented the actions stated within the 2023 - 2024 Operational Plan.

All performance indicators and actions will continue to be monitored to ensure Council meets the targets set.

#### **RECOMMENDED**

That Council note and endorse the attached Delivery Program Performance Report for the period January to June 2024.

#### **ATTACHMENTS**

1. Draft Delivery Program Performance Report January to June 2024



#### SUBJECT: PROVISION OF EXPENSES AND FACILITIES TO COUNCILLORS -JANUARY TO JUNE 2024

FROM:Director Customer and Corporate StrategyEDMS #:24/350918

#### PURPOSE OF REPORT

The purpose of this report is to table detailed reports on the provision of expenses and facilities to Councillors for the period of 1 January 2024 to 30 June 2024.

#### BACKGROUND

At its Ordinary Meeting on 12 July 2022, Council resolved to adopt the Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy (the Policy). Clause 14.2 of the Policy provides that:

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

A Councillor briefing on this matter was held on 30 July 2024.

#### MAIN REPORT

In accordance with the Policy, the expenditure for the payment of expenses and the provision of facilities to all Councillors for the period of 1 January 2024 to 30 June 2024, excluding Mayoral and Councillor Fees, is detailed below in Table 1. This will be further reported for the full financial year in Council's 2023/24 Annual Report, as required under section 217(1)(a1) of the *Local Government (General) Regulation 2021.* 

#### Table 1:

Expense Category	Total Cost (all Councillors)
Travel Expenses - General	\$596.25
Professional Development	NIL
Conferences & Seminars	\$6,073.17
ICT Expenses	\$2,966.47
Travel Expenses - Interstate	NIL
Travel Expenses - Overseas	NIL
Spouse & Partner Expenses	NIL
Carer Expenses	\$3,291.50
TOTAL	\$12,927.39

A further breakdown by individual Councillor is provided as Attachment 1 to this report.



#### FINANCIAL IMPLICATIONS

There are no financial implications arising from this report.

#### **CONCLUSION**

This report provides information on the provision of expenses and facilities to Councillors for the period of 1 January 2024 to 30 June 2024, including expenditure summarised by individual Councillor and as a total for all Councillors.

#### RECOMMENDED

That Council note the information in this report in relation to the provision of expenses and facilities to Councillors for the period of 1 January 2024 to 30 June 2024.

#### **ATTACHMENTS**

1. Provision of Expenses and Facilities to Individual Councillors - January to June 2024



#### PURPOSE OF REPORT

In accordance with Part 9, Division 5, Section 212 of the *Local Government (General) Regulation 2021*, a list of investments held by Council as at 30 June 2024 is provided.

#### MAIN REPORT

The weighted average return on all investments was 5.19% p.a. for the month of June 2024. The industry benchmark for this period was 4.34% (Ausbond Bank Bill Index) and the current official cash rate as determined by the Reserve Bank of Australia (RBA) remains at 4.35%.

The Responsible Accounting Officer (the Chief Financial Officer) has certified that all investments have been made in accordance with Section 625 of the *Local Government Act 1993*, the relevant regulations and Council's Investment Policy.

Council's Investment Report is provided as an **attachment** to this report.

#### RECOMMENDED

That Council:

- i. note that the Responsible Accounting Officer has certified that all investments held by Council have been made in accordance with the *Local Government Act 1993*, Regulations, and Council's Investment Policy;
- ii. note the list of investments for June 2024; and
- iii. note the weighted average interest rate return of 5.19% p.a. for the month of June 2024.

#### ATTACHMENTS

1. Investment Summary Report - June 2024



### NOTICE OF MOTION

SUBJECT:NOTICE OF MOTION - COMMUNITY GARDENSFROM:Cr CampbellEDMS #:24/380100

"I, Councillor Eva Campbell, hereby give notice of my intention to move the following at the Council Meeting of 13 August 2024:

That Council:

- i. investigate and report on the establishment and operation of community gardens in the LGAs where these facilities are promoted;
- ii. identify areas within Camden LGA where community gardens could be created; and
- iii. include in the investigation and report the establishment and controls around verge gardens where these are permitted."

#### RECOMMENDED

#### That Council:

- i. investigate and report on the establishment and operation of community gardens in the LGAs where these facilities are promoted;
- ii. identify areas within Camden LGA where community gardens could be created; and
- iii. include in the investigation and report the establishment and controls around verge gardens where these are permitted.



#### NOTICE OF MOTION

SUBJECT:NOTICE OF MOTION - MEETING ATTENDANCE REGISTERFROM:Cr CampbellEDMS #:24/380162

"I, Councillor Eva Campbell, hereby give notice of my intention to move the following at the Council Meeting of 13 August 2024:

That Council establish a publicly accessible register of meeting attendance as a link to meetings listed on its website and to Councillor profiles."

#### RECOMMENDED

That Council establish a publicly accessible register of meeting attendance as a link to meetings listed on its website and to Councillor profiles.



**DRD08** 

In accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2021*, the following business:

- Compulsory Acquisition of Land Leppington; and
- Purchase of Land Leppington;

is, in the opinion of the General Manager, of a kind referred to in Section 10A(2) of the Act, being:

- information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)(c)); and
- commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it (Section 10A(2)(d)(i));

and should be dealt with in a part of the meeting closed to the media and public.

Before a part of the meeting is closed, members of the public may make representations as to whether that part of the meeting should be closed. Representations can only be made in writing to the General Manager prior to the commencement of the meeting or a fixed period immediately after the motion is moved and seconded. That period is limited to four minutes under Council's Code of Meeting Practice.

The meeting will only be closed during discussion of the matters directly the subject of the report and no other matters will be discussed in the closed part.

Members of the public will be readmitted to the meeting immediately after the closed part has ended and, if Council passes a resolution during the closed part, the Chairperson will make the resolution public as soon as practicable after the closed part has ended.

#### RECOMMENDED

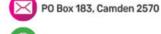
That Council:

- i. hear any objection or submission by a member of the public, limited to a period of four minutes, concerning the closure of the meeting; and
- ii. close the meeting to the media and public to discuss reports dealing with commercial matters in accordance with the provisions of Sections 10A(2)(c) and 10A(2)(d)(i) of the *Local Government Act 1993*.



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