

2018

BUSINESS PAPER

CAMPBELLTOWN CITY COUNCIL



10 July

## COMMON ABBREVIATIONS

ACF	Animal Care Facility
AEP	Annual Exceedence Probability
AHD	Australian Height Datum
BASIX	Building Sustainability Index Scheme
BC	Building Certificate
BCA	Building Code of Australia
BPB	Buildings Professionals Board
CLEP	Campbelltown Local Environmental Plan
CBD	Central Business District
CPTED	Crime Prevention Through Environmental Design
CSG	Coal Seam Gas
DA	Development Application
DCP	Development Control Plan
DDA	Disability Discrimination Act 1992
DPE	Department of Planning and Environment
EIS	Environmental Impact Statement
EPA Act	<i>Environmental Planning and Assessment Act 1979</i>
EPA	Environmental Protection Authority
EPI	Environmental Planning Instrument
FA	NSW Food Authority
FPL	Flood Planning Level
FFTF	Fit for the Future
FSR	Floor Space Ratio
GRCCC	Georges River Combined Councils Committee
GSC	Greater Sydney Commission
HIS	Heritage Impact Statement
IDO	Interim Development Order
IHAP	Independent Hearing and Assessment Panel
IPR	Integrated Planning and Reporting
JRPP	Joint Regional Planning Panel
KPoM	Koala Plan of Management
LEC	Land and Environment Court
LEC Act	<i>Land and Environment Court Act 1979</i>
LEP	Local Environmental Plan
LEP 2002	Local Environmental Plan 2002
LGA	Local Government Area
LG Act	<i>Local Government Act 1993</i>
LPP	Local Planning Panel
LTFP	Long Term Financial Plan
MACROC	Macarthur Regional Organisation of Councils
MSB	Mine Subsidence Board
NGAA	National Growth Areas Alliance
NOPO	Notice of Proposed Order
NSWH	NSW Housing
OEH	Office of Environment and Heritage
OLG	Office of Local Government, Department of Premier and Cabinet
OSD	On-Site Detention
OWMS	Onsite Wastewater Management System
PCA	Principal Certifying Authority
PoM	Plan of Management
POEO Act	<i>Protection of the Environment Operations Act 1997</i>
PMF	Probable Maximum Flood
PN	Penalty Notice
PP	Planning Proposal
PPR	Planning Proposal Request
REF	Review of Environmental Factors
REP	Regional Environment Plan
RFS	NSW Rural Fire Service
RL	Reduced Levels
RMS	Roads and Maritime Services (incorporating previous Roads and Traffic Authority)
SEE	Statement of Environmental Effects
SEPP	State Environmental Planning Policy
SREP	Sydney Regional Environmental Plan
SSD	State Significant Development
STP	Sewerage Treatment Plant
TCP	Traffic Control Plan
TMP	Traffic Management Plan
TNSW	Transport for NSW
VMP	Vegetation Management Plan
VPA	Voluntary Planning Agreement
SECTION 149 CERTIFICATE - Certificate as to zoning and planning restrictions on properties	
SECTION 603 CERTIFICATE - Certificate as to Rates and Charges outstanding on a property	
SECTION 73 CERTIFICATE - Certificate from Sydney Water regarding Subdivision	



03 July 2018

You are hereby notified that the next Ordinary Council Meeting will be held at the Civic Centre, Campbelltown on Tuesday 10 July 2018 at 6.30pm.

Lindy Deitz  
General Manager

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## Agenda Summary

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## **1. ACKNOWLEDGEMENT OF LAND**

I would like to acknowledge the Traditional Custodians, the Dharawal people, whose Lands we are now meeting on. I would like to pay my respects to the Dharawal Elders, past and present and all other Aboriginal people who are here today.

## **2. APOLOGIES**

Nil at time of print.

### **3. CONFIRMATION OF MINUTES**

#### **3.1 Minutes of the Ordinary Meeting of Council held 12 June 2018**

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##### **Officer's Recommendation**

That the Minutes of the Ordinary Meeting of Council held 12 June 2018, copies of which have been circulated to each Councillor, be taken as read and confirmed.

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##### **Report**

That the Minutes of the Ordinary Meeting of Council held 12 June 2018 are presented to Council for confirmation.

##### **Attachments**

1. Minutes of the Ordinary Meeting of Council held 12 June 2018 (contained within this report)

# CAMPBELLTOWN CITY COUNCIL

## Minutes Summary

Ordinary Council Meeting held at 6.30pm on Tuesday, 12 June 2018.

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## Minutes of the Ordinary Meeting of the Campbelltown City Council held on 12 June 2018

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**Present**

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

### 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

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

That the apology be received and accepted from Councillor Thompson.

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

**104** 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 8 May 2018

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

That the Minutes of the Ordinary Meeting held 8 May 2018 copies of which have been circulated to each Councillor, be taken as read and confirmed.

**105** 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 - Nil**

**Non Pecuniary – Less than Significant Interests**

Councillor G Greiss – Item 8.4 – Status of Applications – Cr Greiss is a member of the Sydney Western City Planning Panel.

Councillor D Lound – Item 8.4 – Status of Applications –Cr Lound is a member of the Sydney Western City Planning Panel.

Councillor M Oates – Item 8.4 – Status of Applications –Cr Oates is a member of the Sydney Western City Planning Panel.

Councillor G Greiss – Item 12.1 – NSW Government proposed Transport Corridor Protection – Cr Greiss will leave the Chamber.

**Other Disclosures – Nil**

#### 5. MAYORAL MINUTE

Nil

#### 6. PETITIONS

Nil

#### 7. CORRESPONDENCE

##### 7.1 Mr Greg Warren MP - Re-imagining Campbelltown

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

That the letter be received and the information be noted.

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

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##### 7.2 Mr Greg Warren MP and the Hon. Anthony Roberts MP

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

That the letter be received and the information be noted.

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

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**Procedural Motion**

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

That item 12.1 - NSW Government proposed Transport Corridor Protection be brought forward to follow Item 8.2.

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

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**8. REPORTS FROM OFFICERS**

**Meeting Note:** Councillor R George arrived at 6:45pm

**Meeting Note:** Mr Saul Deane, Ms Julie Sheppard and Ms Pat Durman addressed the meeting for Item 8.1.

**8.1 Gilead Stage 1 – Biodiversity Certification Application and Outcome of Public Exhibition**

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

1. That Council proceed with the Mt Gilead Biodiversity Certification Application by lodging the Response to Public Submissions Report and amended Mt Gilead Biodiversity Certification Assessment Report and Biocertification Strategy Report with the Office of Environment and Heritage.
2. Subject to the outcome of the review, that Council delegate authority to the General Manager to a) sign an amended Biodiversity Certification Application Form for submission to OEHL with the above documentation and b) sign the Biodiversity Certification Agreement upon agreement of the Minister to confer biodiversity Certification on Lot 61 DP 752042, Part Lot 2 DP 1218887 and Lot 3 DP 121887, Appin Road, Gilead.

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

Voting against the Resolution were Councillors B Moroney and W Morrison.

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

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**Amendment: (Moroney/Morrison)**

1. That Council forward the Mt Gilead Biodiversity Certification Assessment Report for independent peer review before lodging with the Office of Environment and Heritage.
  2. Subject to the outcome of the review, that Council delegate authority to the General Manager to a) sign an amended Biodiversity Certification Application Form for submission to OEHL with the above documentation and b) sign the Biodiversity Certification Agreement upon agreement of the Minister to confer biodiversity
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Certification on Lot 61 DP 752042, Part Lot 2 DP 1218887 and Lot 3 DP 121887, Appin Road, Gilead.

## LOST

A Division was recorded in regard to the Amendment for Item 8.1 with those voting for the Amendment being Councillors B Moroney and W Morrison.

Voting against the Amendment were Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, D Lound, R Manoto, M Chivers, P Lake, G Greiss and R George.

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**Meeting Note:** Councillor B Gilholme arrived at 7:24pm.

**Meeting Note:** Ms Pat Durman, Ms Sue Gay and Mr Erik Rakowski addressed the meeting for Item 8.2.

## 8.2 Mount Gilead Voluntary Planning Agreement

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

1. That Council authorise the General Manager to execute the Voluntary Planning Agreement on behalf of Council.
2. That all submission authors be notified of Council's 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, P Lake, B Moroney, W Morrison, G Greiss and R George.

Voting against the Resolution were Nil.

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

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## 8.3 Potential for Kerbside Organics Bin

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

That the scope of works for the Regional Domestic Waste Processing and Disposal Contract (Project 24) include pricing for a mixed organics stream that is food organics and garden organics.

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

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## 8.4 Status of Applications

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

That the information be noted.

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

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## 8.5 Draft Memorial and Monuments on Council Open Space Policy

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

That Council adopt the Draft Memorial and Monuments on Council Open Space Policy as contained in this report with an amendment to clause 4.5 of the policy with the removal of the following words “is visible from any neighbouring properties (current or proposed)”.

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

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## 8.6 Draft Open Space and Land Review Strategy

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

That Council adopt the Draft Open Space and Land Review Strategy as contained in this report.

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

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## 8.7 Proposed footpath along St Andrews Road from Ballantrae Drive to Midlothian Road, St Andrews

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

1. That Council note the action taken to date on the issue of a footpath for St Andrews Road, from Ballantrae Drive to Midlothian Road, St Andrews.
2. That Council continue providing a comprehensive footpath network throughout St Andrews Road that improves all inclusive accessibility where possible.

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

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## 8.8 Revised Policy - Education and Care Services

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

1. That the revised Education and Care Services Policy as attached to this report be adopted and the title updated to Family, Education and Community Services Policy.
2. That the Family, Education and Community Services Policy review date be set at 30 June 2021.

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

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## 8.9 Minutes of Campbelltown Arts Centre Strategic Committee Report

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

That the minutes of the Campbelltown Arts Centre Strategic Committee held 2 May 2018 be noted.

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

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## 8.10 Outcome of the Public Exhibition for the Revised Draft Hire of Playing Fields Policy

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

1. That the revised draft Hire of Playing Fields Policy as attached to this report be adopted to include the following wording change:

Section (I)

Cleaning

- iii) Rubbish should be stored in garbage bags and placed in location approved by Council. Recycled rubbish should be separated from general waste and placed in clearly marked garbage bag and placed with the other general waste bags.
  - iv) Council or its Contractors will remove bagged rubbish on a prescribed schedule. For large events, requests can be made through the Sport, Recreation and Leisure Facilities section for extra stock.
2. That Council write to those individuals who made submission to thank them for their feedback.
3. That the revised date of the policy be set at 30 June 2021.

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

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### 8.11 LGNSW Annual Conference

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

1. That Council authorise the attendance, of interested Councillors and the General Manager to attend the 2018 Local Government NSW Conference.
2. That Council nominate the following Councillors as voting delegates: Cr Moroney, Cr Morrison, Cr Greiss, Cr Lound, Cr Chowdhury, Cr Gilholme, Cr Hunt, Cr George.
3. That the registration fees and associated expenses be met in accordance with Council's Policy.

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

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### 8.12 Local Government Remuneration Tribunal Determination 2018

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

1. That Council adopt the councillor and mayoral remuneration increase of 2.5 per cent effective 1 July 2018, as recommended by the Local Government Remuneration Tribunal.
2. That Council fix the remuneration fee for councillors at \$25,160 per annum representing an increase of 2.5 per cent for the 2018-2019 financial year effective 1 July 2018.
3. That Council fix the remuneration fee for the mayor at an additional \$66,860 per annum representing an increase of 2.5 per cent for the 2018-2019 financial year effective 1 July 2018.

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

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### 8.13 Investment and Revenue Report - April 2018

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

That the information be noted.

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

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## 8.14 Reports and Letters Requested

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

That the information be noted.

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

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## 9. QUESTIONS WITH NOTICE

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### 9.1 Questions with Notice - Councillor Lake

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1. **Could the General Manager give an update on the “Love Leumeah” Programme which was held Friday 20 April 2018 and a further event that was to be held at the end of May 2018?**

**Answer:**

The 'Love Leumeah' activation on 20 April 2018 was the first event of the pilot place project conducted at Leumeah to engage with residents and commuters for their ideas of how the centre could be improved.

A second event was being considered for late May, however it was decided that it would be better to schedule it after the implementation of the improvements suggested by residents.

These improvements are currently being undertaken and include upgrades to the roundabout landscaping and signage, wayfinding signage, a shopfront upgrade program, planter boxes and seating, remarking of lines and banner poles.

An event to celebrate the place improvements and to reconnect with residents has now been scheduled for 5 August 2018.

2. **Could the General Manager provide an update as to whether a response has been received from “Google” about relocating their headquarters to Campbelltown?**

**Answer:**

A letter was forwarded to the CEO of Google dated 26 April 2018. The CEO subsequently rang Council's General Manager, to advise that Google were not seeking to relocate in western Sydney. The General Manager advised Councillors of the outcome of Council's approach and personally rang the Councillor who had raised the question in the first instance.

3. **Could the General Manager provide an update on the investigation carried out at the Campbelltown Arts Centre, during May 2018, regarding combustible cladding?**
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**Answer:**

Council officers conducted an inspection of the Arts Centre and are satisfied the external cladding is compliant with the relevant Australian Standard and Building Code of Australia.

**4. Re-imaging Campbelltown as a City****Answer:**

Council has developed a draft vision for Re-imagining Campbelltown. The vision was developed in consultation with stakeholders, Councillors and staff input. Council is currently seeking tenders for Phase 1 of the Reimagining Campbelltown project which will include the drafting of more detailed masterplans.

**(a) Could the General Manager advise how Council will legally implement the plan for buildings within the CBD to have green rooftops and green vegetation down the side of buildings?****Answer**

Implementation and policy options will be investigated as part of the next phase of the Reimagining Campbelltown project.

**(b) What percentage of area, on the outside of each building, will be required to be covered by green vegetation?****Answer**

This type and level of detail will be investigated as part of the next phase of the Reimagining Campbelltown project.

**(c) Has Council, or its' Consultants, investigated the cost to maintain the green vegetation on the side of buildings?****Answer**

This type and level of detail will be investigated as part of the next phase of the Reimagining Campbelltown project.

**(d) Has Council, or its' Consultants, investigated the negativity to potential residents by implementing this plan?****Answer**

This type and level of detail will be investigated as part of the next phase of the Reimagining Campbelltown project. There will be ample opportunities for the community to participate in engagement activities as the project progresses.

**5. Could the General Manager advise why she has marked every page in the Council Weekly Bulletin, which goes to Councillors and Staff every Friday, as "Confidential" from 18 May 2018 and not in previous Bulletins?****Answer**

The Councillors Weekly Bulletin is a tool for internal timely communication with Councillors, and is not intended to be a public, external document. At the Councillor briefing on 15 May 2018, the General Manager explained to the Councillors in attendance that future Councillor Weekly Bulletins would be marked as confidential, the reason this course of action was taken was in response to concerns raised by a

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NSW Government department that confidential details of a State initiative had been released to the media prior to the official announcement by the Premier and other similar instances where confidential Councillor Weekly Bulletin information had been published in the media.

The confidential disclaimer was added to the Councillor Weekly Bulletin on 18 May 2018 as a measure to protect the confidential information that may be contained within. It should be noted that the disclaimer on the Councillor Weekly Bulletin provides that a request may be made to the Mayor or General Manager to release information contained within the Councillor Weekly Bulletin.

It is acknowledged that some information contained in the bulletin may be publicly available, and as such Council officers will review the procedures to compile the Councillor Weekly Bulletin, ensuring that only confidential information contained within the bulletin is identified as such.

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## 10. RESCISSION MOTION

Nil

## 11. NOTICE OF MOTION

Nil

## 12. URGENT GENERAL BUSINESS

**Meeting Note:** The Urgent General Business was moved forward in the agenda by procedural motion to accommodate the public addresses on the item.

Having declared an interest in regard to Item 12.1, Councillor Greiss left the Chamber and did not take part in debate nor vote on this item.

**Meeting Note:** Ms Pat Durman, Ms Sue Gay and Mr Erik Rakowski addressed the meeting for Item 12.1.

### 12.1 NSW Government proposed Transport Corridor Protection

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

1. That Council lodge its submission, the proposed contents being the subject of this report, with Transport for NSW, responding to their studies for corridor protection in Western Sydney that chiefly impact the Campbelltown LGA. These being:
    - (i) The North South Rail Line and the South West Rail Link Extension; and
    - (ii) The Outer Sydney Orbital Transport Corridor.
  2. That Council provide copies of its submission to MACROC, the local State Members for Campbelltown and Macquarie Fields, and the local Federal Members for Macarthur and Werriwa.
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3. That Council continue to advocate with the State Government and Federal Government for the expedition of the construction of the North South Rail Line, south of the Aerotropolis, and the South West Rail Link Extension, prior to the opening of the Western Sydney Airport.
  4. That Council commence working with Transport for NSW with respect to delivering on the Western Sydney City Deal commitment to provide rapid bus transit services between Western Sydney centres and Western Sydney Airport, including within the Campbelltown LGA.
  5. That the list of stakeholders to be consulted on the rail corridor identification include the Heritage Council of NSW.

A Division was recorded in regard to the Resolution for Item 12.1 with those voting for the Motion being Councillors G Brticevic, M Oates, M Chowdhury, K Hunt, D Lound, R Manoto, B Gilholme, M Chivers, P Lake, W Morrison, G Greiss and R George.

Voting against the Resolution were Councillor B Moroney.

**123** The Motion being Put was **CARRIED**.

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At the conclusion of the discussion regarding Item 12.1 Councillor Greiss returned to the Chamber for the remainder of the meeting.

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

1. Councillor Gilholme advised that on 25 May 2018 he attended the Sorry Day services at The Australian Botanic Garden, Mount Annan. Aboriginal and Torres Strait Islander community members joined the wider Macarthur and Liverpool communities to commemorate National Sorry Day.
2. Councillor Gilholme attended the Hume Scouts Annual General Meeting on 3 June 2018.
3. Councillor Oates advised that she attended the Campbelltown Rotary Club Youth Excellence Awards. The awards recognised skills and talents across academic and artistic endeavours.
4. Councillor Brticevic advised that he attended the Coral-Balmoral 50 year memorial at the Ingleburn RSL sub-branch. On the day he met with Dr Brendan Nelson (director of the war memorial) as well as veterans from the battle and Mrs Edna Wheatley and Ms. Ellie Roach, the widow and daughter of the late Mr Kevin "Dasher" Wheatley VC.
5. Councillor Brticevic advised that he and Councillor Chivers attended Australia's Biggest Morning Tea to assist with efforts to raise funds for cancer research.
6. Councillor Brticevic advised that he met with the Consul General of Japan Mr Keizo Takewaka. They visited the Japanese Gardens at the Campbelltown Arts Centre and engaged with staff that maintain the gardens.

7. Councillor Brticevic advised that he attended the Nova Employment 100 jobs in 100 days event at the Campbelltown Catholic Club. The event focused on matching people of all abilities to the right job.

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## Confidentiality Recommendation

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

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

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

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**The Ordinary Meeting of Council was adjourned at 9:12pm and reconvened as a meeting of the Confidential Committee at 9:13pm.**

## 14. CONFIDENTIAL REPORTS FROM OFFICERS

### 14.1 Tender for Lease of Council Property

---

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

1. That Council offer the subject property for lease via a tender process based on the terms and conditions as outlined in the body of this report.
2. That should a suitable tender be received Council enters into a lease over the subject premises based on the terms and conditions as outlined in the body of this report.
3. That all documentation associated with the tender and lease be executed under the Common Seal of Council, if required.
4. That if the property is lease for a minimum term of five years, the property is re-classified in Councils records as an investment property.
5. That if the tender process does not achieve the desired result a further report be presented to Council to determine the next suitable option for the property.

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

---

## 14.2 MACROC

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

1. That Council commence the process to withdraw from MACROC with a view to working towards a regional collaborative model having regard to the changing circumstances in the broader region.
2. That Council write to MACROC acknowledging the Organisation's excellent contribution over many years, and advising of this decision.
3. That Council write to the other seven Western City Councils advising of this decision and seeking to expedite discussions in relation to the establishment of a new collaborative arrangement.

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

## Motion

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

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

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

**At the conclusion of the meeting of the Confidential Committee the Open Council Meeting was reconvened at 9:29pm**

## Motion

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

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

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

There being no further business the meeting closed at 9:30pm.

Confirmed by Council on

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

---

## **3.2 Minutes of the Extraordinary Meeting of Council held 26 June 2018**

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### **Officer's Recommendation**

That the Minutes of the Extraordinary Meeting of Council held 26 June 2018, copies of which have been circulated to each Councillor, be taken as read and confirmed.

---

### **Report**

That the Minutes of the Extraordinary Meeting of Council held 26 June 2018 are presented to Council for confirmation.

### **Attachments**

1. Minutes of the Extraordinary Meeting of Council held 26 June 2018 (contained within this report)

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# **CAMPBELLTOWN CITY COUNCIL**

## **Minutes Summary**

**Extraordinary Council Meeting held at 6.30pm on Tuesday, 26 June 2018 .**

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<b>ITEM</b>	<b>TITLE</b>	<b>PAGE</b>
<b>1.</b>	<b>ACKNOWLEDGEMENT OF LAND</b>	<b>2</b>
<b>2.</b>	<b>APOLOGIES</b>	<b>2</b>
<b>3.</b>	<b>DECLARATIONS OF INTEREST</b>	<b>2</b>
	Pecuniary Interests	
	Non Pecuniary – Significant Interests	
	Non Pecuniary – Less than Significant Interests	
	Other Disclosures	
<b>4.</b>	<b>REPORTS FROM OFFICERS</b>	<b>3</b>
4.1	2018-2019 Operational Plan (including the Budget, Fees and Charges) and Resourcing Strategy	3
<b>5.</b>	<b>URGENT GENERAL BUSINESS</b>	<b>5</b>
<b>6.</b>	<b>PRESENTATIONS BY COUNCILLORS</b>	<b>5</b>

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**Minutes of the Extraordinary Meeting of the Campbelltown City Council held on 26 June 2018**

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**Present**           The Mayor, Councillor G Brticevic  
                  Councillor M Chivers  
                  Councillor M Chowdhury  
                  Councillor B Gilholme  
                  Councillor K Hunt  
                  Councillor D Lound  
                  Councillor R Manoto  
                  Councillor B Moroney  
                  Councillor W Morrison  
                  Councillor B Thompson

## **1.     ACKNOWLEDGEMENT OF LAND**

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

### **Council Prayer**

The Council Prayer was presented by the Acting General Manager.

## **2.     APOLOGIES**

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

That the apologies from Councillor R George, Councillor G Greiss, Councillor P Lake and Councillor M Oates be received and accepted.

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

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

---

## **3.     DECLARATIONS OF INTEREST**

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

**Pecuniary Interests - Nil**

**Non Pecuniary – Significant Interests - Nil**

**Non Pecuniary – Less than Significant Interests - Nil**

**Other Disclosures - Nil**

## 4. REPORTS FROM OFFICERS

### 4.1 2018-2019 Operational Plan (including the Budget, Fees and Charges) and Resourcing Strategy

---

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

That Council adopt the following corporate documents and make the 2018-2019 rates and charges contained herein:

1. The 2018-2019 Operational Plan incorporating the Budget and Revenue Pricing Policy reflecting the rating structure outlined below:

#### Ordinary Rate

- a. That the Ordinary Rate of 0.337 cents in the dollar with a minimum of \$704.96 in accordance with Section 548(1)(a) of the *Local Government Act 1993* on the land value of all rateable land in the City of Campbelltown categorised as RESIDENTIAL in accordance with Section 516 of the *Local Government Act 1993* be made for the year 2018-2019.

In accordance with Section 543(1) of the *Local Government Act 1993* this rate be named **RESIDENTIAL**.

- b. That the Ordinary Rate of 0.2744 cents in the dollar with a minimum of \$704.96 in accordance with Section 548(1)(a) of the *Local Government Act 1993* on the land value of all rateable land in the City of Campbelltown categorised as FARMLAND in accordance with Section 515 of the *Local Government Act 1993* be made for the year 2018-2019.

In accordance with Section 543(1) of the *Local Government Act 1993* this rate be named **FARMLAND**.

- c. That the Ordinary Rate of 0.8497 cents in the dollar with a minimum of \$704.96 in accordance with Section 548(1)(a) of the *Local Government Act 1993* on the land value of all rateable land in the City of Campbelltown categorised as BUSINESS in accordance with Section 518 of the *Local Government Act 1993* be made for the year 2018-2019.

In accordance with Section 543(1) of the *Local Government Act 1993* this rate be named **BUSINESS**.

- d. That the Ordinary Rate of 1.0275 cents in the dollar with a minimum of \$704.96 in accordance with Section 548(1)(a) of the *Local Government Act 1993* on the land value of all rateable land in the City of Campbelltown categorised as MINING in accordance with Section 517 of the *Local Government Act 1993* be made for the year 2018-2019.

In accordance with Section 543(1) of the *Local Government Act 1993* this rate be named **MINING**.

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### Special Rates

That the Special Rate of 0.0306 cents in the dollar with a minimum of \$2 in accordance with Section 548(3)(b) of the *Local Government Act 1993* on the land value of all rateable land in the City of Campbelltown in accordance with Section 495 of the *Local Government Act 1993* be made for the year 2018-2019.

In accordance with Section 543(2) of the *Local Government Act 1993* this rate be named **SPECIAL RATE - INFRASTRUCTURE**.

### Domestic Waste Management Service

- a. That a Domestic Waste Management Charge be made for the provision of domestic waste, recycling and organic waste removal services for each parcel of occupied land for which the service is available in the amount of \$394.55 per annum representing a weekly amount of \$7.59 in accordance with Section 496 of the *Local Government Act 1993* for the year 2018-2019.

In accordance with Section 543(3) of the *Local Government Act 1993* this charge be named **DOMESTIC WASTE MANAGEMENT (WRG)**.

- b. That a Domestic Waste Management Charge be made for the provision of domestic waste and recycling waste removal services for which the service is available in the amount of \$313.80 per annum representing a weekly amount of \$6.03 in accordance with Section 496 of the *Local Government Act 1993* for the year 2018-2019.

In accordance with Section 543(3) of the *Local Government Act 1993* this charge be named **DOMESTIC WASTE MANAGEMENT (WR)**.

- c. That the Domestic Waste Management Availability Charge be made for the availability of the service to vacant land in the amount of \$59.40 per annum representing a weekly amount of \$1.14 in accordance with Section 496 of the *Local Government Act 1993* for the year 2018-2019.

In accordance with Section 543(3) of the *Local Government Act 1993* this charge be named **DOMESTIC WASTE MANAGEMENT AVAILABILITY**.

- d. That all other Domestic and Commercial Waste Management Charges be made and adopted in accordance with the 2018-2019 Fees and Charges.

### Stormwater Management Service

That in accordance with Section 496A of the *Local Government Act 1993*, Council make an annual charge for stormwater management services for each parcel of urban land within the City of Campbelltown and categorised for rating purposes as Residential or Business excluding vacant land, land owned by the Crown (this includes Housing NSW).

For the 2018-2019 year, the following charges be made in respect of land to which the charge applies:

- \$25 per urban Residential rateable parcel
-

- 
- \$12.50 per Residential (strata) rateable unit
  - \$25 per 700sqm or part thereof for non-vacant Business land, capped to a maximum of \$1000
  - \$25 per 700sqm or part thereof of surface land area for strata Business unit (proportioned to each lot based on unit entitlement) not less than \$5 or greater than \$1000.

In accordance with Section 543(3) of the *Local Government Act 1993* this charge be named **STORMWATER MANAGEMENT CHARGE**.

2. The 2018-2019 Fees and Charges.
3. The 2018-2028 Long-Term Financial Plan.
4. The 2018-2028 Asset Management Strategy.
5. The 2018-2028 Asset Management Plans.

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

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## **5. URGENT GENERAL BUSINESS**

Nil

## **6. PRESENTATIONS BY COUNCILLORS**

Nil

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There being no further business the meeting closed at 6.41pm.

Confirmed by Council on <<enter date>>

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

**4. DECLARATIONS OF INTEREST**

**Pecuniary Interests**

**Non Pecuniary – Significant Interests**

**Non Pecuniary – Less than Significant Interests**

**Other Disclosures**

**5. MAYORAL MINUTE**

**6. PETITIONS**

## **7. CORRESPONDENCE**

### **7.1 Letter from Mr Greg Warren MP - Container Deposit Scheme**

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#### **Officer's Recommendation**

That the letter be received and the information be noted.

---

Letter from Mr Greg Warren MP on behalf of Mr Scott Upton MLC regarding the Container Deposit Scheme.

#### **Attachments**

1. Copy of Letter from Mr Greg Warren MP to Council regarding the Container Deposit Scheme (contained within this report)
2. Copy of Letter from Council to Mr Greg Warren MP regarding the Container Deposit Scheme (contained within this report)



# Greg Warren MP

Member for Campbelltown

29 MAY '18



Ms Lindy Deitz  
General Manager  
Campbelltown City Council  
PO Box 57  
CAMPBELLTOWN NSW 2560

Dear Ms Deitz, *Lindy*

I am writing to advise you that I have received a response from the Parliamentary Secretary for Planning, Mr Scott MacDonald MLC, on behalf of the Minister for the Environment, The Hon. Gabrielle Upton MP, to representations I made on your behalf.

Mr MacDonald advises that in order to monitor the pilfering of CDS-eligible containers from private and commercial kerbside recycling bins, the Environmental Protection Authority (EPA) is working closely with local councils to monitor such incidents.

Further to this, Mr MacDonald has provided the contact details of a Mr Sanjay Sridher, Executive Director Container Deposit Scheme with the EPA, should you have any further question on this matter.

I have included a copy of the Minister's response for your reference.

Thank you again for bringing this matter to my attention. If I can assist you with any other matter relating to the NSW Government, please do not hesitate to con

Yours sincerely,

SIGNATURE HAS BEEN REMOVED

**Greg Warren MP**  
**Member for Campbelltown**  
Encl.

28 MAY 2018

**Office:** Shop 3, 72 Queen Street, Campbelltown 2560 **Mall:** PO Box 895, Campbelltown 2560  
**Phone:** (02) 4625 3344 **Fax:** (02) 4626 3640 **Email:** [Campbelltown@parliament.nsw.gov.au](mailto:Campbelltown@parliament.nsw.gov.au)  
**f** [facebook.com/GregWarrenCampbelltown](https://www.facebook.com/GregWarrenCampbelltown) **t** [@gregwarren\\_](https://twitter.com/gregwarren_)

**Office of the Hon Gabrielle Upton MP**

Minister for the Environment  
Minister for Local Government  
Minister for Heritage

**COPY****RECEIVED**

25 MAY 2018

OFFICE OF  
GREG WARREN MP

MD18/1410

Mr Greg Warren MP  
Member for Campbelltown  
Shop 3, 72 Queen Street  
CAMPBELLTOWN NSW 2560

By email: [campbelltown@parliament.nsw.gov.au](mailto:campbelltown@parliament.nsw.gov.au)

Dear Mr Warren

Thank you for your representations to the Minister for the Environment, the Hon Gabrielle Upton MP, on behalf of Ms Lindy Deitz, Campbelltown City Council about the NSW container deposit scheme, Return and Earn. Your letter was referred to me and I have been asked to reply on the Minister's behalf. I sincerely apologise for the delay in responding.

I appreciate the time Ms Deitz has taken to share her concerns with the NSW Government. All feedback we receive will aid in helping to monitor and manage the scheme's development and ongoing success.

I acknowledge Ms Deitz's concerns regarding fossicking around residential and commercial bins. To address this issue, the Environment Protection Authority (EPA) is working closely with local councils to actively monitor incidents of bin raiding.

If Ms Deitz has any further questions about this issue, she can contact Mr Sanjay Sridher, Executive Director Container Deposit Scheme, Environment Protection Authority, on 9995 5285 or at [sanjay.sridher@epa.nsw.gov.au](mailto:sanjay.sridher@epa.nsw.gov.au).

Yours Sincerely

SIGNATURE HAS BEEN REMOVED

**Scot MacDonald MLC**

Parliamentary Secretary for Planning, the Central Coast and the Hunter

25 MAY 2018

GPO Box 5341 Sydney NSW 2001 ■ P: (02) 8574 6107 ■ F: (02) 9339 5546 ■ E: [www.nsw.gov.au/ministerupton](http://www.nsw.gov.au/ministerupton)



20 March 2018

Mr Greg Warren MP  
Member for Campbelltown  
PO Box 895  
CAMPBELLTOWN NSW 2560

Dear Mr Warren

**NSW GOVERNMENT CONTAINER DEPOSIT SCHEME**

I refer to your correspondence dated 12 February 2018 regarding representations to your office by [REDACTED] of [REDACTED] over concerns with the implementation of the NSW Government's Container Deposit Scheme (CDS).

Council has received isolated reports from residents about pilfering of CDS-eligible containers from private and commercial kerbside recycling bins awaiting collection. This behavior manifests itself to the community as noise disturbance during early mornings or in the evenings, or as a litter problem when bins are tipped onto the footpath by scavengers/vandals looking to take returnable containers.

Council has requested the waste collection contractor to report any observations of this nature and to monitor any growth or concentration of this type of activity anecdotally. However, even armed with this information Council is not in a position to prevent the problem from occurring. Council only has powers to prosecute littering offences under the Protection of the Environment Operations Act, where there is irrefutable evidence available to support a prosecution.

It is of concern that this type of behavior (if not curtailed) will only increase over time resulting in the erosion of neighbourhood amenity and an increase in complaints across both tiers of Government.

To that end, your assistance would be greatly appreciated in requesting advice from the Minister for the Environment on any remedies available to address behavior of this nature.

Yours sincerely

SIGNATURE HAS BEEN REMOVED

Lindy Deitz  
General Manager

Civic Centre Queen Street Campbelltown PO Box 57 Campbelltown NSW 2560 DX5114  
Telephone 02 4645 4000 Facsimile 02 4645 4111 TTY 02 4645 4615  
Email [council@campbelltown.nsw.gov.au](mailto:council@campbelltown.nsw.gov.au) Web [www.campbelltown.nsw.gov.au](http://www.campbelltown.nsw.gov.au)  
ABN 31 459 914 087

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## **7.2 Letter from Mr Greg Warren MP - Rose Payten Drive and Campbelltown Road, Leumeah**

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### **Officer's Recommendation**

That the letter be received and the information be noted.

---

Letter from Mr Greg Warren MP on behalf of Mr Tony Grant MP regarding the intersection of Rose Payten Drive and Campbelltown Road, Leumeah.

### **Attachments**

1. Copy of Letter from Mr Greg Warren MP to Council regarding the intersection of Rose Payten Drive and Campbelltown Road, Leumeah (contained within this report)
2. Copy of Letter from Council to Mr Greg Warren MP regarding the intersection of Rose Payten Drive and Campbelltown Road, Leumeah (contained within this report)
3. Copy of Letter from Council to Ms Melinda Pavey MP regarding the intersection of Rose Payten Drive and Campbelltown Road, Leumeah (contained within this report)
4. Copy of Letter from Council to the Roads and Maritime Services regarding the intersection of Rose Payten Drive and Campbelltown Road, Leumeah (contained within this report)



Ms Lindy Deitz  
General Manager  
Campbelltown City Council  
PO Box 57  
CAMPBELLTOWN NSW 2560

31MAY'18 07:55 RCVD

Dear Ms Deitz,

I am writing to advise you that I have received a response from the Parliamentary Secretary for Justice, the Hon. David Clarke MLC on behalf of the Minister for Police, the Hon. Troy Grant MP, to representations I made on your behalf.

Mr Clarke informed me that he has forwarded a copy of the request for traffic enforcement on the intersection of Campbelltown Road and Rose Payten Drive to the Office of the Commissioner of the NSW Police Force for their consideration.

I have included a copy of the Minister's response for your reference.

I ask that you table this letter with the Traffic Committee.

Thank you again for bringing this matter to my attention. If I can assist you with any other matter relating to the NSW Government, please do not hesitate to contact my office.

Yours sincerely,

SIGNATURE HAS BEEN REMOVED

**Greg Warren MP**  
Member for Campbelltown

30 MAY 2018

**Office:** Shop 3, 72 Queen Street, Campbelltown 2560 **Mail:** PO Box 895, Campbelltown 2560  
**Phone:** (02) 4625 3344 **Fax:** (02) 4626 3640 **Email:** [Campbelltown@parliament.nsw.gov.au](mailto:Campbelltown@parliament.nsw.gov.au)  
[f facebook.com/GregWarrenCampbelltown](https://www.facebook.com/GregWarrenCampbelltown) [t @gregwarren\\_](https://twitter.com/gregwarren_)

**Office of The Hon Troy Grant MP**

Minister for Police  
Minister for Emergency Services

COPY

Mr Greg Warren MP  
Member for Campbelltown  
PO Box 895  
CAMPBELLTOWN NSW 2560  
Via email to [campbelltown@parliament.nsw.gov.au](mailto:campbelltown@parliament.nsw.gov.au)

IM18/10806, IM18/10977  
MIN18/000884

21 MAY 2018

Dear Mr Warren

Thank you for your letter to the Minister for Police, the Hon Troy Grant MP, concerning road safety at the intersection of Campbelltown Road and Rose Payten Drive, Leumeah. The Minister has asked me to respond on his behalf.

I note your request for traffic enforcement in this area and have forwarded a copy of your letter to the Office of the Commissioner of the NSW Police Force for referral to the Traffic and Highway Patrol Command for their consideration.

The NSW Government is committed to addressing the tragedies that occur on our roads and has made reducing road fatalities and serious injuries a state priority.

The NSW Police Force enforces the road rules through a combination of strategies, including state-wide operations, local operations targeting specific problems, stationary speed enforcement, and regular high visibility patrols on major roads.

Over the last few years, the Government has increased the strength of the Traffic and Highway Patrol Command by putting 100 extra officers and 50 extra highway patrol vehicles on the road.

This is also supported by an investment in new technology. For example, Mobile Automatic Number Plate Recognition technology has been installed in most highway patrol cars so that officers can go about their business while the technology scans for unregistered or stolen cars, or for disqualified drivers. Police are also rolling out new alcohol and drug testing equipment to help them crack down on drink and drug driving.

In addition to police enforcement of the road rules, you may be aware that in February 2018, the Premier and the Minister for Roads, Maritime and Freight announced the release of the Road Safety Plan 2021 – a plan outlining the next steps this Government will take to meet our state targets for reducing deaths and serious injuries on our roads.

The measures included in the plan are comprehensive and target the wide spectrum of factors that are influencing crashes in NSW. It includes measures to address speeding, drink driving, drug driving, driver distraction, driver fatigue, truck safety and funding to improve safety on country roads. The full plan can be viewed at [www.towardszero.nsw.gov.au/roadsafetyplan](http://www.towardszero.nsw.gov.au/roadsafetyplan).

Yours sincerely

**SIGNATURE HAS BEEN REMOVED**

**The Hon David Clarke MLC**  
Parliamentary Secretary for Justice

GPO Box 5341, SYDNEY NSW 2001

Phone: (61 2) 8574 6800 Fax: (61 2) 9339 5536 Email: [www.nsw.gov.au/ministercontactform/minister-grant](http://www.nsw.gov.au/ministercontactform/minister-grant)



14 May 2018

Mr Greg Warren MP  
PO Box 895  
Campbelltown NSW 2560

Dear Mr Warren

**Intersection of Campbelltown Road and Rose Payten Drive, Leumeah.**

Council would like to thank you for your previous representations to the Minister for Roads, Maritime and Freight on behalf of Council for the improvement of road safety at and in the vicinity of the intersection of Campbelltown Road and Rose Payten Drive at Leumeah.

As you may be aware, a Notice of Motion was lodged by Councillor Karen Hunt in relation to this matter and was discussed by Council at its' meeting held on 8 May 2018.

Following those discussions, it was resolved:

1. *That Council write to the Roads and Maritime Services to undertake a road safety audit on the north, south and west approaches to and inclusive of the intersection of Campbelltown Road and Rose Payten Drive.*
2. *That Council write to the Minister for Roads, Maritime and Freight Service, The Hon Melinda Pavey MP asking for her support for the improvement of road safety at and in the vicinity of the intersection of Campbelltown Road and Rose Payten Drive at Leumeah.*

In line with Council's resolution, correspondence has been forwarded to the Hon Melinda Pavey, Minister for Roads, Maritime and Freight, and Mr Colin Langford, Director North West Present, Roads and Maritime Services asking that they support Council's request to undertake a road safety audit of the area in question to assist in determining what action may be taken to improve safety for motorists and pedestrians that use this area.

Should you require any further information please do not hesitate to contact Council's Director City Delivery, Mr Wayne Rylands, on 4645 4636.

Yours sincerely

SIGNATURE HAS BEEN REMOVED

Lindy Deitz  
**General Manager**

Civic Centre: 91 Queen Street, Campbelltown Mail: PO Box 57, Campbelltown NSW 2560  
Telephone: 02 4645 4000 Facsimile: 02 4645 4111  
Email: [council@campbelltown.nsw.gov.au](mailto:council@campbelltown.nsw.gov.au) Website: [www.campbelltown.nsw.gov.au](http://www.campbelltown.nsw.gov.au)





14 May 2018

The Hon. Melinda Pavey MP  
Minister for Roads, Maritime and Freight  
GPO Box 5341  
SYDNEY NSW 2000

Dear Ms Pavey

**Intersection of Campbelltown Road and Rose Payten Drive, Leumeah.**

As you may be aware, the intersection of Campbelltown Road and Rose Payten Drive at Leumeah, inclusive of the approaches (as shown in the attached plan) has been the subject of a number of serious accidents within the last few months that resulted in at least one death and numerous major trauma/injury outcomes. This comes on top of a consistently bad accident history for this area over the previous 5 years.

As a result of this accident history, particularly the most recent major accident, the local State Member, Mr Greg Warren – Member for Campbelltown, and numerous Councillors have voiced great concerns with the increased incidence of trauma that is occurring in this area and are demanding that some action be taken to address this situation.

As a result of the fatality and serious injury accidents that have occurred in recent times, a Notice of Motion was lodged by Councillor Karen Hunt at Council's meeting on 8 May 2018.

It was resolved:

*That Council write to you and make representations for the Roads and Maritime Services to improve road safety at and in the vicinity of the intersection of Campbelltown Road and Rose Payten Drive at Leumeah.*

It would be appreciated if you would consider Council's request for a road safety audit to be undertaken of this intersection and its' approaches, such that remediation measures could then be considered to improve road safety at the subject location.

In this respect, it would be appreciated if you or your representative could make contact with Council's Director City Delivery, Mr Wayne Rylands on 4645 4636 to discuss this matter and the best way forward.

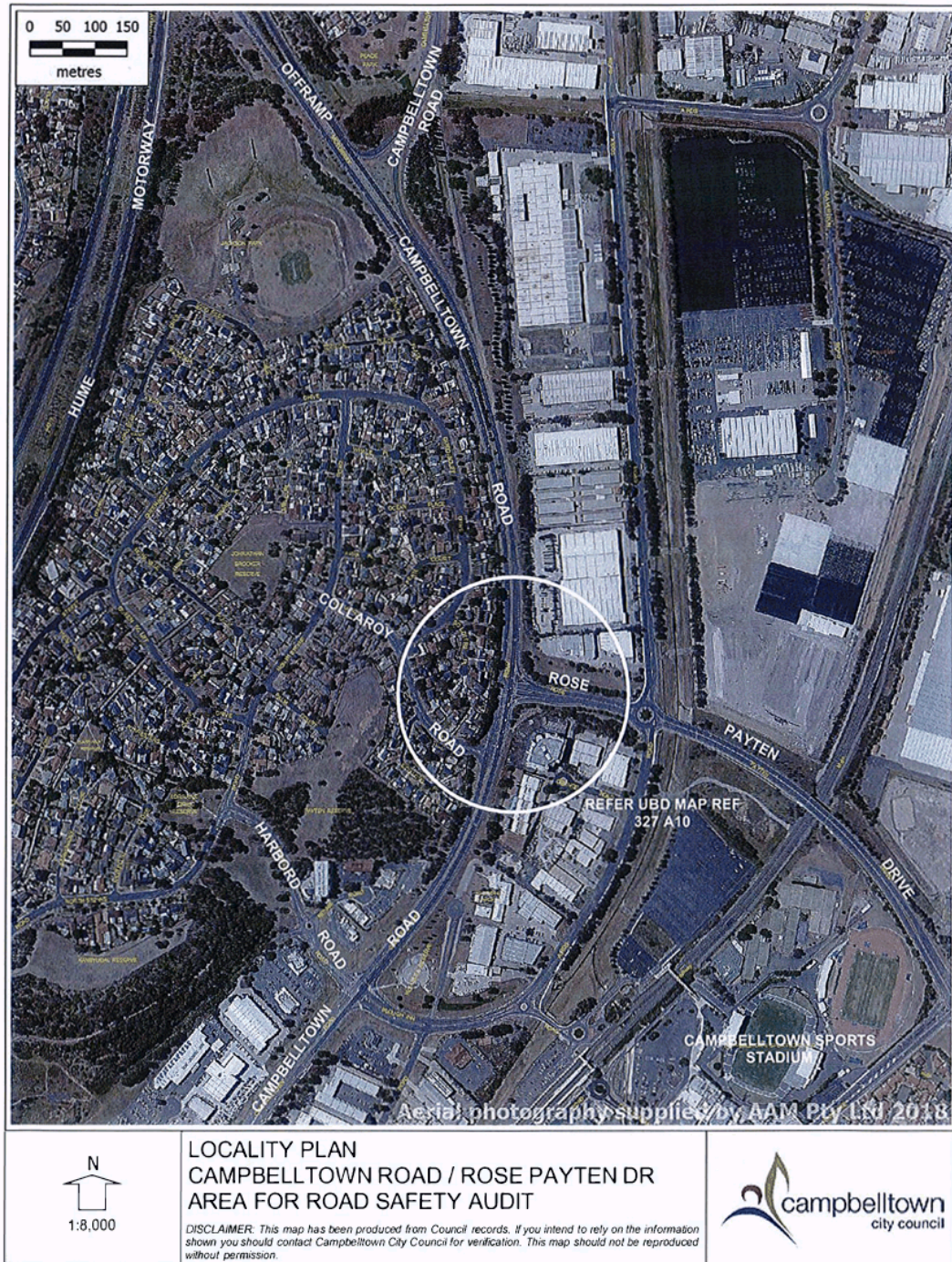
Yours sincerely

SIGNATURE HAS BEEN REMOVED

Lindy Deitz  
**General Manager**

Civic Centre: 91 Queen Street, Campbelltown Mail: PO Box 57, Campbelltown NSW 2560  
Telephone: 02 4645 4000 Facsimile: 02 4645 4111  
Email: [council@campbelltown.nsw.gov.au](mailto:council@campbelltown.nsw.gov.au) Website: [www.campbelltown.nsw.gov.au](http://www.campbelltown.nsw.gov.au)







11 May 2018

Mr Colin Langford  
Director North West Present  
Road and Maritime Services  
PO Box 973  
PARRAMATTA CBD NSW 2124

Dear Mr Langford

**Intersection of Campbelltown Road and Rose Payten Drive, Leumeah.**

As you may be aware, the intersection of Campbelltown Road and Rose Payten Drive at Leumeah, inclusive of the approaches (as shown in the attached plan) has been the subject of a number of serious accidents within the last few months that resulted in at least one death and numerous major trauma/injury outcomes. This comes on top of a consistently bad accident history for this area over the previous 5 years.

As a result of this accident history, particularly the most recent, the local State Member, Mr Greg Warren – Member for Campbelltown, and numerous Councillors have become greatly concerned with the increased incidence of trauma that is occurring in this area and called for action.

As such, a Notice of Motion was lodged by Councillor Karen Hunt and discussed at Council's meeting on 8 May 2018.

Following extensive discussions, it was resolved:

*That Council write to you and make representations for the Roads and Maritime Services to undertake a road safety audit on the north, south and west approaches to and inclusive of the intersection of Campbelltown Road and Rose Payten Drive.*

It would be appreciated if you would consider Council's request to arrange a road safety audit of the area in question to assist in determining what action may be taken to improve safety for motorists and pedestrians that use this area.

In this respect, could you, or your officers, please make contact with Council's Director City Delivery, Mr Wayne Rylands on 4645 4636, to discuss whether the Roads and Maritime Services will undertake the road safety audit and when that may be likely to happen. Mr Rylands would be happy to assist in whatever way possible to address this situation.

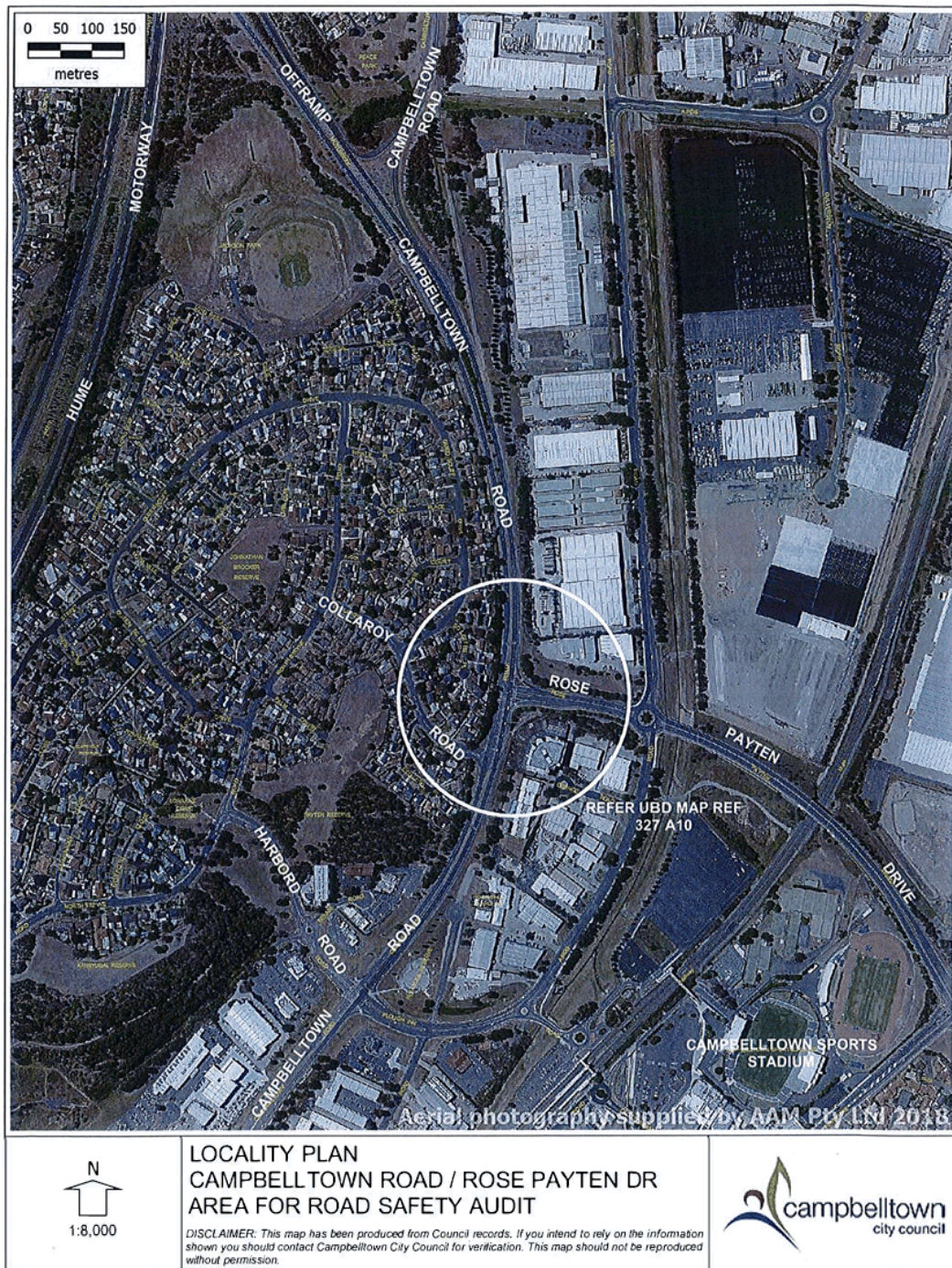
Yours sincerely

*SIGNATURE HAS BEEN REMOVED*

Lindy Deitz  
General Manager

Civic Centre: 91 Queen Street, Campbelltown Mail: PO Box 57, Campbelltown NSW 2560  
Telephone: 02 4645 4000 Facsimile: 02 4645 4111  
Email: council@campbelltown.nsw.gov.au Website: www.campbelltown.nsw.gov.au





## 8. REPORTS FROM OFFICERS

### 8.1 Update of the Draft Campbelltown Comprehensive Koala Plan of Management

#### Reporting Officer

Director City Development  
City Development

#### Community Strategic Plan

Objective	Strategy
2 Outcome Two: A Respected and Protected Natural Environment	2.1 - Implement and advocate for initiatives that conserve the city's natural environment

#### Officer's Recommendation

1. That Council endorse the revised draft Campbelltown Koala Plan of Management.
2. That Council support the submission of the revised draft Campbelltown Koala Plan of Management to the Department of Planning and Environment for approval.

#### Purpose

1. To update Council on the feedback received from the Department of Planning and Environment on the draft Campbelltown Comprehensive Koala Plan of Management.
2. To inform Council on the proposed amendments to the draft Campbelltown Comprehensive Koala Plan of Management.
3. To seek Council's support to resubmit a revised draft Campbelltown Comprehensive Koala Plan of Management to the Department of Planning and Environment for approval.

#### History

The koala is listed as a threatened species, classified as 'Vulnerable' under both the NSW *Biodiversity Conservation Act, 2016* (previously the Threatened Species Conservation Act, 1995) and Commonwealth *Environmental Protection Biodiversity Conservation Act, 1999* (EPBC Act). The koala was listed as it is considered to face a high risk of extinction in NSW in the medium-term future (Biodiversity Conservation Regulation, 2016).

In accordance with the provisions of State Environmental Planning Policy 44 – Koala Habitat Protection (SEPP44), Council prepared a draft Campbelltown Comprehensive Koala Plan of Management (CKPoM) which was considered at its meeting held 13 December 2016, which resolved (in part):

That Council endorse the revised draft CKPoM for submission to the Director of the NSW Department of Planning and Environment for approval in accordance with SEPP44.

## Report

The draft Campbelltown CKPoM was submitted to the Department of Planning and Environment (DoPE) on 23 December 2016 for approval (Clause 13 of SEPP44).

On the 18 December, 2017, Council received feedback from the Department on the draft CKPoM (Attachment 1). The feedback outlines a number of issues that the DoPE requires Council to address in order to approve the plan. It should be noted that the main issues raised by DoPE are in relation to the preferred koala food trees (PKFTs) identified in the plan, which is contrary to previous advice provided by DoPE as part of stakeholder consultation meetings conducted by Council between 2013-2016.

DoPE provided Council with further details on the matters preventing them from approving the plan, and advised that major changes had been made to their assessment process in the last few years based on legal advice received in early 2015. The advice related to how koala habitat is defined in SEPP44 as it relates to CKPoMs. DoPE acknowledged that it had failed to pass this information on to a number of Councils preparing CKPoM's at the time they received the advice, including Campbelltown Council. North Coast Councils were the only Local Government Areas (LGAs) that were informed of the changes.

On a related note, DoPE has been in the process of reviewing SEPP44 as part of the NSW Planning Reforms. An Explanation of Intended Effect (EIE) for SEPP44 was released on 18 November 2016, outlining the intent of the proposed amendments. The EIE proposes a number of key changes, including substantially broadening the list of koala feed tree species listed under Schedule 2 of SEPP44. These changes will have significant implications relating to the identification of koala habitat, and consequently, the development of CKPoM's under SEPP44.

Council made a detailed submission on the EIE for SEPP44 (attachment 2), and has also previously written to the DoPE outlining a number of inadequacies encountered in the application of SEPP44 (attachment 3).

## Proposed revisions to the draft CKPoM

The feedback received from DoPE provided Council with two pathway options for Council to finalise the plan:

- a) amend the draft CKPoM so that the definitions and mapping in the plan are restricted to koala feed tree species listed in SEPP44 only, which is noted to be under review (and not the NSW Koala Recovery Plan, or species identified by local scientific studies or research), or
- b) Convert the plan into a Koala Management Strategy and include a CKPoM section within the strategy that is consistent with SEPP44 that could be approved by the Department. The strategy could be adopted by Council as a policy document, however only the CKPoM section would have legislative weighting if approved by DoPE.

Both pathway options require a number of revisions to be made to the draft CKPoM in order for DoPE to be able to approve the plan. In order to determine the most appropriate way

forward for Council and the local koala population, Council officers investigated the feasibility of each option. This included contacting a number of North Coast Councils that had previous experience preparing CKPoMs, to seek advice on the matter.

After careful consideration of both pathway options provided by DoPE, Council officers initiated a number of the required steps in order to progress the draft CKPoM and satisfy DoPE's requirements, including:

- amending the draft CKPoM definitions relating to potential and core koala habitat
- undertaking further vegetation analysis to re-categorise areas of potential koala habitat to align with the revised koala habitat definitions (requiring a review of the existing data, in addition to completing further field survey work) (attachment 4)
- undertaking amendments to mapping of areas of core koala habitat requiring updates to the generational persistence modelling (in progress) (attachment 5)
- preparation of new CKPoM figures based on mapping revisions (attachment 6).

The subsequent amendments that have been made to the revised draft CKPoM are in line with the DoPE requirements associated with pathway option A, and provide the required information to enable DoPE to approve the draft CKPoM.

The amendments made to the draft CKPoM are not considered to be substantial. The mapping revisions have resulted in a similar level of koala habitat categories across the LGA, as to the koala habitat mapping originally submitted to the DoPE (attachment 4).

## **Conclusion**

The proposed amendments to the draft CKPoM as a result of the revisions required by DoPE are considered justifiable and are of a minor nature, and as such are not considered to be of a level that would trigger the need to re-exhibit the revised draft CKPoM. It is therefore recommended that Council support the revised draft CKPoM be re-submitted to DoPE for approval.

## **Attachments**

1. Letter from the Department of Planning and Environment regarding Council's draft Campbelltown Comprehensive Koala Plan of Management, dated 19 December 2017 (contained within this report)
2. Campbelltown Council's submission to the Department of Planning and Environment in response to the explanation of Intended Effect for SEPP 44, dated 3 March 2017 (contained within this report)
3. Letter to the Department of Planning and Environment regarding issues identified with the application of SEPP 44, 28 January 2015 (contained within this report)
4. Report from Council's Ecological Consultant containing revised koala habitat mapping, dated 10 February 2018 (contained within this report)
5. Report from Council's Ecological Consultant containing revised koala habitat modelling dated June 2018 (contained within this report)
6. Updated figures (koala habitat mapping) proposed for the revised draft Campbelltown Comprehensive Koala Plan of Management (contained within this report)



17/14705

Ms Lindy Deitz  
General Manager  
Campbelltown City Council  
PO Box 57  
CAMPBELLTOWN NSW 2560

Dear Ms Deitz

**A comprehensive approach to the planning for koalas in the Campbelltown Local Government Area**

I am writing in response to your request for approval of the draft Campbelltown Comprehensive Koala Plan of Management.

Let me take this opportunity to commend Council for developing a koala strategy for Campbelltown and I acknowledge the work undertaken by Council to date to prepare a draft Koala Plan of Management (draft KPoM).

The Department of Planning and Environment has reviewed the draft KPoM and has identified matters that are not consistent with the provisions of State Environmental Planning Policy No. 44 – Koala Habitat Protection (SEPP 44). The main inconsistencies relate to the identification of potential koala habitat and core koala habitat that do not meet the requirements of SEPP 44, and the application of the KPoM to non-core koala habitat as defined under SEPP 44. The Department can only approve a KPoM that is consistent with the SEPP. I have attached a list of matters (Attachment A) that should be further addressed to enable us to finalise our assessment. Council may wish to review and amend the draft KPoM to enable the Department's further consideration.

Alternatively, I note that draft KPoM in its current form contains highly valuable work that can be implemented as a local koala strategy for the Campbelltown LGA rather than in the form of a KPoM. Council may wish to consider adapting the work undertaken into a local strategy rather than pursuing a KPoM at the present time. Council could also consider undertaking this approach as an interim measure while further work is carried out that will enable a KPoM to be approved.

The Department is keen to work with Council to ensure that a comprehensive koala plan is incorporated into planning for the Greater Macarthur Growth Area. The draft Land Use and Infrastructure Implementation Plan provides an opportunity to ensure that both planning and management strategies for the protection of koalas are reflected in rezoning and development proposals. Council, the Department and the Office of Environment and Heritage could work collaboratively on this task.

Officers from the Department's Regional and Land Release teams will contact Council's planning staff to arrange a suitable time to meet. In the meantime, please direct any questions to Mr Catherine Van Laeren, Director, Sydney Region West, on 9860 1520.

Yours sincerely

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**Marcus Ray**  
**Deputy Secretary**  
**Planning Services**

*15/12/2017*  
Encl: Attachment A  
cc: Office of Environment and Heritag



## **ATTACHMENT A**

A comprehensive koala plan of management must meet the requirements of SEPP 44 for the Secretary of the Department of Planning and Environment to grant approval under clause 13 of SEPP 44. One of the requirements of SEPP 44 is that a plan can only apply to land that meets the definition of 'core koala habitat'.

It is noted that the draft KPoM defines core koala habitat as follows:

*"Means any parcel of land that:*

- a. Occurs either in or within 500m of an arbitrarily placed series of 2km x 2km (400ha) grid-cells covering the entire LGA and within which records of koalas occur for each of the three most recent koala generations, and/or*
- b. Any area of native vegetation (including largely cleared land with scattered trees) that returns a SAT-derived koala activity level of 10% or greater."*

This definition is not consistent with the SEPP 44 definition. SEPP 44 requires that for land to be identified as core koala habitat, it must first meet the test for being potential koala habitat. SEPP 44 defines potential koala habitat as:

*"areas of native vegetation where the trees of the types listed in Schedule 2 constitute at least 15% of the total number of trees in the upper or lower strata of the tree component."*

The draft KPoM appears to have mapped the preferred koala habitat by identifying the tree species in the Koala Recovery Plan (DECC 2008). However, many of these species are not included in Schedule 2 of SEPP 44.

The primary koala habitat identified in the draft KPoM would meet the definition of potential koala habitat in accordance with SEPP 44 as the tree species comprise those included in Schedule 2 (Forest Red Gum and Ribbon Gum). However, Figure 5.1 of the draft KPoM does not map the primary koala habitat occurring in the Campbelltown Local Government Area.

The secondary Class A habitat identified by the draft KPoM requires primary food species to be a subdominant component of the tallest stratum, and depending on the relative occurrence (i.e. at least 15%), may also meet the definition of potential koala habitat. Council will need to confirm flora sampling results for the mapped secondary Class A habitat to determine if it meets the SEPP 44 koala habitat definition.

It is expected that secondary Class B and C habitats would be unlikely to meet the SEPP 44 definition of potential koala habitat as the food tree species listed in the draft KPoM only contain one tree species listed in Schedule 2 of SEPP 44 (Grey Gum).

If the presence of Schedule 2 tree species (Forest Red Gum, Ribbon Gum or Grey Gum) in the secondary habitat classes exceeds the 15% test required to be potential

koala habitat, Council could determine if the land could also be considered as core koala habitat by applying the generational persistence data.

#### **Format of document**

The Department suggests the draft KPoM be changed to a koala management strategy and amended to include a section that applies only to the mapped core koala habitat as defined by SEPP 44. This section would constitute the KPoM, which could be approved by the Secretary under clause 13 of SEPP 44.

This KPoM section of the strategy should include:

- a map showing the land that is defined as core koala habitat in accordance with SEPP 44;
- controls for development on land that is identified as core koala habitat and a clear description of the development subject to these controls;
- information that will be required to accompany a development application to which the KPoM will apply and a flow chart detailing the process these applications will undergo; and
- a compensatory habitat policy for when developments require the removal of koala habitat. This policy should include principles for the provision of compensatory habitat, compensatory habitat ratios, requirements for the preparation of an offset vegetation management plan and requirements for the provision of secure land tenure for habitat compensation areas.

The remainder of the strategy could apply to all other land in the LGA, including secondary habitat. The Department could reference the strategy in the draft Land Use and Infrastructure Implementation Plan for Greater Macarthur. Council could also adopt components of the strategy for use similar to a development control plan for development outside land mapped as core koala habitat.

#### **Other matters**

Other matters that should be considered in the revision of the draft KPoM include the following:

##### Application of development controls

The KPoM will need to clarify the development types the provisions will apply to. The draft KPoM includes thresholds for subdivisions; however, there is no threshold for other development between the 'major' and 'minor' categories, except through the level of preferred koala feed tree removal.

It should also be made clear that the provisions of the KPoM do not apply to exempt or complying development. There is currently inconsistency in the definition of 'minor development' between section 7.2 and the text box on page 34.

The draft KPoM should include a revised flow chart that clarifies the different processes for development assessment depending on whether the land is mapped as core koala habitat or another habitat.

Compensation policy

Council should consider determining a tree-spacing requirement for its habitat compensation policy. The approval of the Ballina KPoM required Ballina Shire Council to investigate the establishment of a tree-spacing requirement within two years. This will assist in determining the area of land that will be required for future habitat compensation needs.

Koala management precincts

The koala management precincts should be mapped to demonstrate their spatial relationship within the LGA.



3 March 2017

Director, Planning Frameworks  
NSW Department of Planning and Environment  
GPO Box 39  
Sydney NSW 2001

To the Director Planning Frameworks,

#### **SEPP 44 - EXPLANATION OF INTENDED EFFECT**

Council welcomes the opportunity to provide feedback and comment on the proposed amendments to State Environmental Planning Policy 44 - Koala Habitat Protection (SEPP44) outlined in the Explanation of Intended Effect (EIE) document prepared under Section 38 of the *NSW Environmental Planning and Assessment Act, 1979* (EP&A Act) (November, 2016). The contents of this submission represent the key concerns and implications for the Campbelltown Local Government Area (LGA) in relation to the proposed amendments to SEPP44.

#### **Definitions**

The proposed amendments include updating the koala habitat definitions. The need to further develop and clarify the koala habitat definitions (being both potential koala habitat and core koala habitat) is generally supported by Council, as it is considered that further refinement of these definitions could assist in preventing inaccurate assessments of areas of core koala habitat. However, it is noted that the EIE does not specify the new koala habitat definitions, so it is difficult to comment on the efficacy of the proposed changes at this stage and what the implications may be in regards to the assessment of koala habitat and development assessment process.

At the present time, the list of koala feed tree species listed in Schedule 2 of the SEPP is considered inadequate for determining potential koala habitat in the Campbelltown LGA, as a number of the Preferred Koala Food Tree Species (PKFTs) that have been identified for the LGA through scientific studies, are not included in this list. Therefore, as the initial 'potential Koala habitat' definition has to be met before progressing through the SEPP to the assessment of 'core Koala habitat' - there is the likelihood for some areas that constitute 'core koala habitat' but that don't pass the preliminary test of 'potential Koala habitat', to fall through the gaps, and not be adequately captured in the assessment.

For this reason, Council strongly supports proposed amendments to SEPP44 that will result in the inclusion of a wider range of koala feed tree species into Schedule 2 (increased from 10 to 65 species) to enable more accurate assessments of koala habitat in the Campbelltown LGA,

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ABN 31 459 914 087

and across the State. Under the current framework, there is significant potential for core koala habitat within the LGA not to be identified as such. These changes will also enable locally significant and diverse areas of core koala habitat to be identified and appropriately protected, as only the ones that meet the food tree species requirements represented by those tree species listed in Schedule 2 are currently afforded protection. The updated list will mean that many feed tree species, and associated habitat important to the survival of koalas at a local level will no longer be overlooked.

#### **The development assessment process**

Council supports any proposed amendments to SEPP44 that will assist in streamlining the development assessment process. Currently, in lieu of having a formalised CKPoM, Council receives varying levels of assessments from applicants. Assessments considered by Council generally show a number of common inconsistencies, some of the more frequently noted ones include:

- Inaccurate interpretations of koala habitat definitions. For example, an applicant may assess a site as not containing core koala habitat (when in fact it does) due to the ambiguity of the current core koala habitat definition (ie suggesting that the lack of a breeding female on site at the time of survey would indicate that the site is not considered core koala habitat and therefore SEPP44 does not apply)
- Lack of targeted surveys undertaken to adequately determine core koala habitat. For example, where a site is found to contain potential koala habitat, further assessments undertaken by the consultant on behalf of the applicant to determine if the site contains core koala habitat employ largely inconsistent and inadequate methodologies (ie in many cases the methodology consists of incidental observations made on site), and not extensive survey such as that outlined in the Guidelines (Part 2) as per Planning Circular B35 – Koala Habitat Protection.
- Inconsistent approach to the development of Individual Koala Plans of Management (IKPoMs). For example, in lieu of an approved Comprehensive Koala Plan of Management (CKPoM), Council assesses development applications against the applicability of SEPP44 on a case by case basis. This is increasingly resulting in the requirement for the preparation of IKPoMs for each property where a development is proposed. In the last year alone, Council staff have assessed more than 20 individual koala habitat assessments including 12 IKPoMs. This approach is inefficient for a number of reasons including; inaccurate and varying methodologies, lack of consistency, difficulty in ongoing monitoring, long term certainty, discrepancies in vegetation compensation measures, and most significantly the cost incurred by applicants for the preparation of these documents and ongoing monitoring. As a result, applicants are being frustrated by the obligations of the assessment process and incurring significant costs. Council staff are also expending additional time and effort trying to manage the process which includes seeking approvals from external government agencies.

Council considers it important to clarify the hierarchy of the various SEPP instruments. For example, the existence of State Environmental Planning Policy (Exempt and Complying Development Codes), 2008 (Codes SEPP) has the potential to significantly undermine not only SEPP44, but the existence of an approved CKPoM. This framework has the ability to allow inappropriate development in areas of core koala habitat, as well as create inconsistency and perceived bias. As a result, it could affect the ability for Council's to achieve the intended goals and objectives associated with CKPoM's, and/or objectives of SEPP44.

**Conclusion**

Council has recently finalised a draft CKPoM for the Campbelltown LGA which has been developed to meet the aims and objectives of SEPP 44. The CKPoM was endorsed at the Council meeting on 13 December 2016, and the CKPoM is currently with the Department for approval. Council supports the Department's intent to update the controls to better protect koala habitat, and welcomes the opportunity to review and provide further feedback on the the final proposed amendments and associated updated guidelines in more detail, when they are released.

If you require any further information please contact Alexandra Cave, Senior Environmental Officer on 02 4645 4151.

Yours sincerely,

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Jim Baldwin  
Director City Development



1 July 2015

Ms Carolyn McNally  
NSW Secretary  
Department of Planning and Environment  
GPO Box 39  
Sydney NSW 2001

Dear Ms McNally,

#### **SEPP44 – KOALA HABITAT PROTECTION**

Council is currently finalising a Comprehensive Koala Plan of Management (CKPoM) for the Campbelltown Local Government Area (LGA). The CKPoM is being developed to meet the aims and objectives of SEPP44.

In order to meet the statutory requirements of SEPP44, Council is required to adopt the definitions provided in the SEPP. Of particular interest to Council, is the definition of 'potential Koala habitat', which is defined as "areas of native vegetation where the trees of the types listed in Schedule 2 constitute at least 15% of the total number of trees in the upper or lower strata of the tree component".

Schedule 2 of SEPP44 lists the following Feed tree species that are required to be present when making an assessment of potential Koala habitat:

- Forest red gum *Eucalyptus tereticornis*
- Tallowwood *Eucalyptus microcorys*
- Grey Gum *Eucalyptus punctate*
- Ribbon or manna gum *Eucalyptus viminalis*
- River red gum *Eucalyptus camaldulensis*\*
- Broad leaved scribbly gum *Eucalyptus haemastoma*
- Scribbly gum *Eucalyptus signata*\*
- White box *Eucalyptus albens*\*
- Bimble box or poplar box *Eucalyptus populnea*\*
- Swamp mahogany *Eucalyptus robusta*

The current (statewide) list of Koala feed tree species published in Schedule 2 of the SEPP is considered to be a somewhat limited list for use in the preparation of a plan of management for the whole of a local government area, as per Part 3 of the SEPP. For example, in terms of the Campbelltown LGA, 40% of those Koala feed tree species listed in Schedule 2 are outside of the geographic range of the Campbelltown LGA\*.

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Furthermore, subsequent research and scientific studies have identified additional significant feed tree species for the Campbelltown LGA, such as Blue-leaved Stringybark *Eucalyptus agglomerata* which is considered to be a preferred Koala food tree species where it occurs on shale substrates (Phillips & Callaghan 2000). The findings of Sluiter et al. (2002) also provided further support for the inclusion of *E. agglomerata* as a preferred Koala feed tree species in this region<sup>1</sup>.

As the initial 'potential Koala habitat' definition has to be met before progressing through the SEPP to the assessment of 'core Koala habitat' - there is the potential for some areas that constitute 'core Koala habitat' but that don't pass the preliminary test of 'potential Koala habitat', to fall through the gaps, and not be adequately captured in the assessment.

To further compound limitations with the definition of 'potential Koala habitat', a given area in the LGA may support  $\geq 15\%$  *E. agglomerata* however, as this tree species is not recognised in Schedule 2 of the SEPP, this area would not classify as potential Koala habitat, and the Policy is considered to no longer apply (refer to Figure One; Planning Circular No. B35, March 1995). This is particularly problematic where the site meets the definition requirements of 'core Koala habitat', which is defined as "an area of land with a resident population of Koalas evidenced by attributes such as breeding females (that is females with young) and recent sightings and historical records of a population".

As such, by default, Schedule 2 of SEPP44 is preventing locally significant and diverse areas of core Koala habitat from being captured and appropriately protected, as only areas that meet the feed tree species requirements represented by those tree species listed in Schedule 2 are afforded protection. Therefore, many tree species important to the survival of Koalas at a local level are overlooked (DECC, 2008).

In light of this information, Council requests that the Department either update Schedule 2 of SEPP44 to provide a more extensive list of Koala feed tree species; or alternatively, amend the schedule to make provisions for Council's to include locally significant Koala feed tree species, providing any amendments are supported by scientific research.

If you require any further information please contact Andrew Spooner, Manager Sustainable City and Environment on 02 4645 4833.

Yours sincerely

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Jeff Lawrence  
Director Planning and Environment

<sup>1</sup> In addition to this, the *NSW Recovery Plan for the Koala* (NSW DECC, 2008) identifies units of management for Koalas in NSW, with seven Koala Management Areas (KMA) identified based on landscape characteristics, particularly the geographic distribution of primary, secondary and supplementary food trees species. The Recovery Plan lists 45 food tree species for the KMA associated with the Campbelltown LGA, being the Central Coast KMA. However, these species are not recognised by SEPP44.



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The General Manager  
Attn: Alexandra Cave  
Senior Environmental Officer  
Campbelltown City Council

e-mail: [Alexandra.Cave@campbelltown.nsw.gov.au](mailto:Alexandra.Cave@campbelltown.nsw.gov.au)

10<sup>th</sup> February 2018

Dear Alex,

This letter highlights the differences in the koala habitat classification process in Campbelltown as required by the strict application of Schedule 2 of SEPP 44, in comparison to that typically employed by our organisation. Using *The Native Vegetation of the Sydney Metropolitan Area Volume 2: Vegetation Community Profiles version 2.0's* PCT Codes, SEPP 44 identifies 11,435 hectares of *Potential Koala Habitat* and 7,176 hectares of 'Other' Habitat. Using Biolink's koala habitat classification process (BKHCP) there are 343 hectares of 'Primary' Koala Habitat, 10,317 hectares of 'Secondary (Class 2B)' habitat and 7,950 hectares of 'Other' habitat.

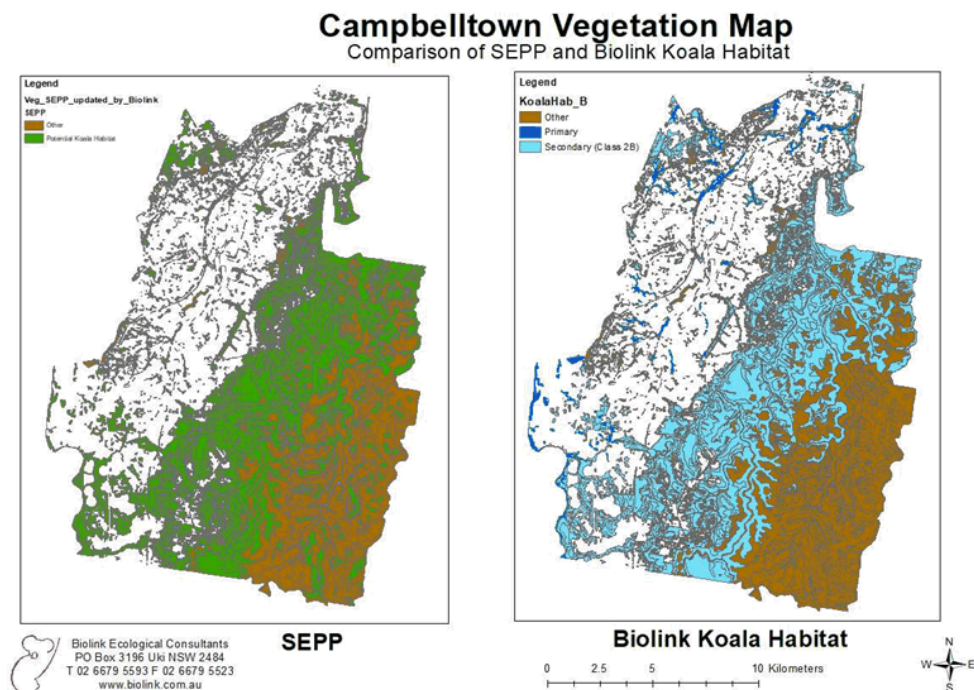
We classified twenty three PCTs based on their floristics. For the SEPP classification if a Schedule 2 Feed tree species was found in the Typical Species tree list and the Average Cover & Cover Range (%) was greater than or equal to fifteen percent we classified it as *Potential Koala Habitat*. For Biolink's koala habitat classification we determined which Preferred Koala Food Trees were present and considered their dominance in the canopy as detailed in our 2016 report to Council.

Table 1 provides a summary of results obtained by the two approaches. While providing broadly similar outcomes in terms of the amount of vegetation classified as koala habitat, there were two profile codes that the SEPP and BKHCP classifications differed on: S\_GW01 Cumberland Moist Shale Woodland that comprises 28 hectares of the Campbelltown area. A SEPP-informed approach classifies this PCT as 'Other' habitat despite the fact that *Eucalyptus moluccana* (a preferred koala food tree species not listed on SEPP 44) comprises on average fourteen percent of the canopy cover. The second PCT was S\_HL08 Coastal Sandstone Heath\_Mallee that comprised 802 hectares was classified by the SEPP system as *Potential Koala Habitat* due to the presence of *E. haemastoma* at an average of seventeen percent of the canopy cover. However, we are not aware of any data supportive of consideration of *E. haemastoma* as a Preferred Koala Food Tree, hence this species is not considered in our classification hierarchy.

Of note is that there are two PCTs that Biolink considers to be Primary Koala habitat due to the presence of *E. tereticornis* on good quality soils, these being S\_F0W06 Cumberland Riverflat Forest and S\_F0W07 Cumberland Swamp Oak Riparian Forest. These areas add up to a total of 316 hectares and can be seen in the attached Koala Habitat Maps.

Table 1: Comparison of Classification of Vegetation Profile Codes as koala habitat based on SEPP 44 criteria and that of Biolink (2016).

Map Unit Code	Map Unit Name	SEPP		Biolink	
		Classification	Reason	Classification	Reason
S_DSF05	Sydney South Exposed Sandstone Woodland	Other	presence of <i>E. haemastoma</i> at 12%	Other	sandstone, no PKFTs
S_DSF08	Coastal Sandstone Riparian Forest	Other	no PKFTs	Other	no PKFTs
S_DSF09	Coastal Sandstone Gully Forest	Other	no PKFTs	Other	no PKFTs
S_DSF15	Sydney Hinterland Exposed Sandstone Woodland	Potential Koala Habitat	presence of <i>E. punctata</i> 19%, <i>E. haemastoma</i> in description	Secondary (Class 2B)	<i>E. punctata</i> as a dominant on exposed sandstone
S_DSF17	Sydney Hinterland Apple-Blackbutt Gully Forest	Potential Koala Habitat	presence of <i>E. punctata</i> at 20%	Secondary (Class 2B)	<i>E. punctata</i> as a dominant on exposed sandstone
S_DSF18	Sydney Hinterland Grey Gum Ridgeline Forest	Potential Koala Habitat	presence of <i>E. punctata</i> at 21%	Secondary (Class 2B)	<i>E. punctata</i> as a dominant on exposed sandstone
S_DSF19	Castlereagh Scribbly Gum Woodland	Potential Koala Habitat	presence of <i>E. punctata</i> at 20%	Secondary (Class 2B)	<i>E. punctata</i> as a dominant on exposed sandstone
S_FoW06	Cumberland Riverflat Forest	Potential Koala Habitat	Presence of <i>E. tereticornis</i> at 28%	Primary	Presence of <i>E. tereticornis</i>
S_FoW07	Cumberland Swamp Oak Riparian Forest	Potential Koala Habitat	Presence of <i>E. tereticornis</i> at 33%	Primary	Presence of <i>E. tereticornis</i>
S_FoW09	Hinterland Riverflat Eucalypt Forest	Other	no PKFTs	Other	no PKFTs
S_FoW20	Coastal Sandstone Riparian Scrub	Other	no PKFTs	Other	no PKFTs
S_FRW01	Coastal Upland Damp Heath Swamp	Other	no PKFTs	Other	no PKFTs
S_FRW02	Coastal Upland Wet Heath Swamp	Other	no PKFTs	Other	no PKFTs
S_FRW03	Coastal Freshwater Wetland	Other	no PKFTs	Other	no PKFTs
S_Gw01	Cumberland Moist Shale Woodland	Other	only 14% <i>E. moluccana</i> and <i>E. tereticornis</i>	Secondary (Class 2B)	<i>E. tereticornis</i> as dominant
S_Gw02	Cumberland Shale Hills Woodland	Potential Koala Habitat	<i>E. tereticornis</i> and <i>E. moluccana</i> at 17%	Secondary (Class 2B)	<i>E. tereticornis</i> as dominant
S_Gw03	Cumberland Shale Plains Woodland	Potential Koala Habitat	<i>E. tereticornis</i> and <i>E. moluccana</i> at 19%	Secondary (Class 2B)	<i>E. tereticornis</i> as dominant
S_Gw04	Cumberland Shale Sandstone Ironbark Forest	Potential Koala Habitat	<i>E. punctata</i> at 21%	Secondary (Class 2B)	<i>E. punctata</i> as a dominant on clay-rich shale soil
S_HL08	Coastal Sandstone Heath-Mallee	Potential Koala Habitat	<i>E. haemastoma</i> at 17%	Other	no PKFTs
S_HL09	Coastal Sandstone Rock Plate Heath	Other	<i>E. haemastoma</i> at 17%	Other	no PKFTs
S_HL10	Sydney Hinterland Dwarf Apple Heath-Woodland	Other	<i>E. haemastoma</i> at 12%	Other	no PKFTs
S_WSF02	Coastal Enriched Sandstone Moist Forest	Other	no PKFTs	Other	no PKFTs
S_WSF09	Sydney Turpentine-Ironbark Forest	Other	no PKFTs	Other	no PKFTs



A shapefile containing attribute columns enabling the two approaches to be identified has been forwarded separately. Please don't hesitate to contact the undersigned or our GIS/Conservation Analyst Kirsty Wallis if you require any further information.

Yours Sincerely,

SIGNATURE HAS BEEN REMOVED

Dr Stephen Phillips

M/Director – Principal Research Scientist

**Review of koala generational persistence across  
the Campbelltown City Council Local Government Area  
2012 - 2017**



**Report to Campbelltown City Council**

**June 2018**

Biolink

Campbelltown Koalas: GPA review 2012 - 2017

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Biolink

Campbelltown Koalas: GPA review 2012 - 2017

## CoLS

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### How to cite this report:

Biolink. 2018. *Review of koala Generational Persistence across Campbelltown City Council Local Government Area: 2012 - 2017*. Biolink Ecological Consultants, Uki, NSW.

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Campbelltown Koalas: GPA review 2012 - 2017

## Summary

Koalas inhabiting the Campbelltown City Local Government Area (CCCLGA) have been the focus of scientific and community interest for many years. While current estimates of population size are less than 200 individuals, available data indicates that the population has experienced a measure of recovery over recent decades.

Analyses of historical koala records are increasingly being used to understand changes/trends in distribution and abundance and to inform long-term conservation planning outcomes at the LGA level. One aspect of records analyses - Generational Persistence Assessment (GPA) - is used to examine the data for re-occurring records within a localised area over overlapping generational time spans. This process can assist in identifying the presence of long-standing historical resident and/or source populations.

This report is part of an ongoing monitoring program for the Campbelltown koala population and so reviews and examines changes in areas of generational persistence by incorporating data for the most recent koala generation (2012 – 2017) into the 1900 to 2012 dataset that was considered by earlier studies.

The GPA review supports the ongoing recovery trend of the population, with increases in generational persistence during 2000 - 2017 when compared with 1994 – 2012 outcomes. GPA has identified population expansion to the north past Long Point, to the west into the localities of Ambarvale and St. Helens Park and in areas to the southwest. Whilst there appears to be some contraction along the eastern edges of the Wedderburn Plateau and Kentlyn, overall there is a net gain. This is a positive outcome that reinforces a notion that long-term conservation planning for the Campbelltown koala population requires a strategic approach to manage the issue of range expansions as the koala population continues to expand into formerly occupied areas of suitable habitat.

## 1. Introduction

The Campbelltown City Council Local Government Area (CCCLGA) is located in the Macarthur region of south-western Sydney, New South Wales. Koalas inhabiting the CCCLGA are the focus of ongoing scientific and community interest. Currently estimated to have a population size of less than 200 koalas, available data based on analysis of historical records supported by recent field assessments indicate that the population has demonstrated a measure of recovery over recent decades (Biolink 2016; 2017).

Historical koala records are increasingly being used to understand changes/trends in distribution and abundance and to inform long-term conservation planning outcomes at the LGA level (Lunney *et al.* 1998; Phillips *et al.* 2007; Predavec *et al.* 2016). One particular aspect of records analyses, Generational Persistence Assessment (GPA), examines for re-occurring records of a species within a localised area over overlapping generational time spans and so identifies the presence of long-standing historical resident and/or source populations.

This report is part of an ongoing monitoring program for the Campbelltown koala population, initiated by CCC, to examine changes in areas of Generational Persistence using records for the most recent koala generation 2012 – 2017. This follows the Biolink (2016) report: *“Analysing the historical record: aspects of the distribution and abundance of koalas in the Campbelltown City Council Local Government Area 1900 - 2012”*, which involved analyses of 1,588 historical koala records for the time period 1900 to 2012. The results of this study indicated the presence of two smaller areas of generational persistence *pre*-1995 (*i.e.* Wedderburn Plateau and Kentlyn - Minto Heights) expanding into adjoining bushland areas abutting localities of St. Helens Park, Airds, Ruse and Long Point over more recent generations.

### 1.1. Objective

The purpose of this report is to review the GPA outcomes described by Biolink (2016) by incorporating records for the most recent koala generation (2012 – 2017) so as to inform Council about ongoing trends in the distribution of koalas throughout the CCCLGA.

## 2. Methodology

### 2.1. Records analyses

#### 2.1.1. *Koala records*

Koala records sourced from OEH Wildlife Atlas database (BioNet) for the time period 2012-2017 were added to the dataset originally analysed by Biolink (2016). This larger dataset was then manually checked for duplications and sorted chronologically by koala generation (determined to be six years

(Phillips, 2000)), dating backwards from 2017. The resulting data set was then partitioned in order to enable comparisons *post*-1999 (the time frames 2000 - 2005, 2006 - 2011, 2012 - 2017 approximating the time intervals for the most recent three koala generations). Records dating *pre*-2000 were thereafter categorised as *historic*.

#### 2.1.2. Generational persistence

The resulting records were examined for re-occurrence within a localised area predefined by the same 2 km x 2 km grid-cell overlay utilised in the original Biolink (2016) assessment, with generational persistence again determined by the presence of records within single grid-cells for each of the three most recent koala generations.

### 3. Results

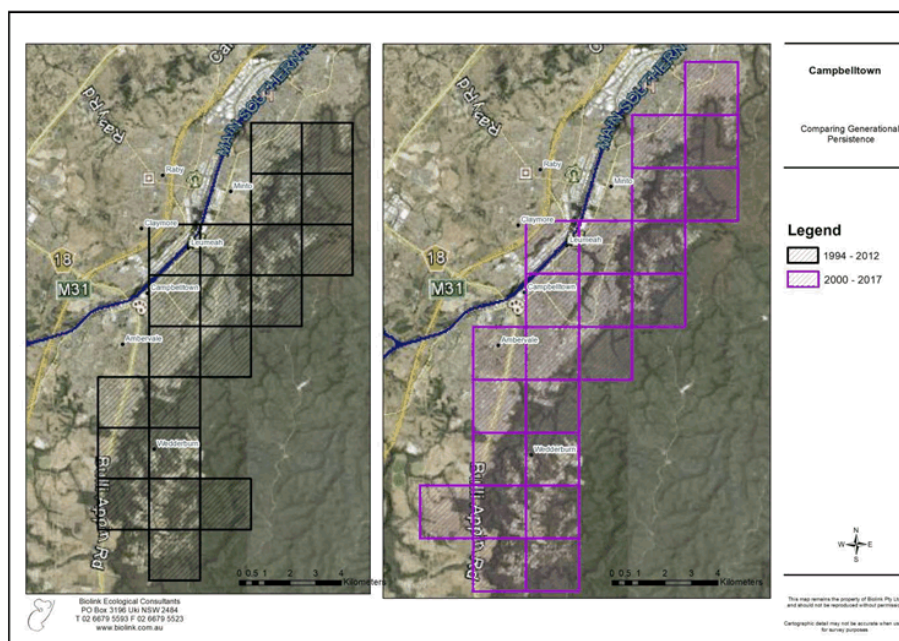
#### 3.1. Koala records

Two thousand, three hundred and twenty (2,320) koala records were contained in the updated dataset. These were comprised of:

- The 1,588 records initially reported on by Biolink (2016),
- 492 'new' koala records for the period leading up to 2012 which had not been present in the BioNet database when originally accessed for the Biolink (2016) analyses, and
- 240 recent BioNet records for the time-period 2012-2017.

#### 3.2. Generational persistence

Comparison between the three koala generations 1994 - 2012 reported by Biolink (2016) to that of the updated three generational data set for the period 2000 – 2017 indicates an increase in the extent of generational persistence in the north, west and southern areas of the CCCLGA. Increases in extent of areas of generational persistence were most apparent in the area to the north of Long Point near Ingleburn and northeast of Minto respectively, in the Ambervale area to the southwest of Campbelltown City and to the west of Appin Road in the south. In contrast, there were implied losses in areas of generational persistence from embedded plateau landscapes to the east of Minto and southeast of Wedderburn. Figure 2 illustrates differences to the original grid-cell configuration that result from these changes.



**Figure 2.** Areas of Generational Persistence (diagonally crossed grid cells) comparing the three most recent koala generations (1994-2012) considered by the Biolink (2016) report, to that now apparent for the three most recent koala generations (2000 – 2017).

#### 4. Key outcomes

- GPA indicates that the Campbelltown koalas are maintaining high occupancy levels in eastern areas of the CCCLGA and further support a hypothesis of ongoing recovery and associated range expansion. This recovery trend is supported by changes in the extent of areas of Generational Persistence for the 3 most recent koala generations 2000 - 2017 compared with that of 1994 - 2012.
- GPA analyses evidences population expansion to the north past Long Point, to the west into the localities of Ambervale and St. Helens Park and in areas to the southwest between South Campbelltown and Appin. Whilst there appears to be some contraction of areas of generational persistence along the eastern edges of the embedded plateau landscapes to the east of Minto and Wedderburn Plateau respectively, the overall trend across the LGA is one of gain, not loss.
- With recent survey work confirming connectivity between koala populations inhabiting the Nepean and George's River catchments (Biolink 2017), ongoing long-term conservation planning for the Campbelltown koala population requires an increasingly strategic approach to managing the issue of population recovery and associated range expansions to the west.

Biolink

Campbelltown Koalas: GPA review 2012 - 2017

## References

Lunney, D, Phillips, S, Callaghan, J, & Coburn, D, 1998, 'A new approach to determining the distribution of koalas and conserving their habitat: a case study from Port Stephens Shire on the central coast of New South Wales', *Pacific Conservation Biology*, vol. 4, pp. 186-196.

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
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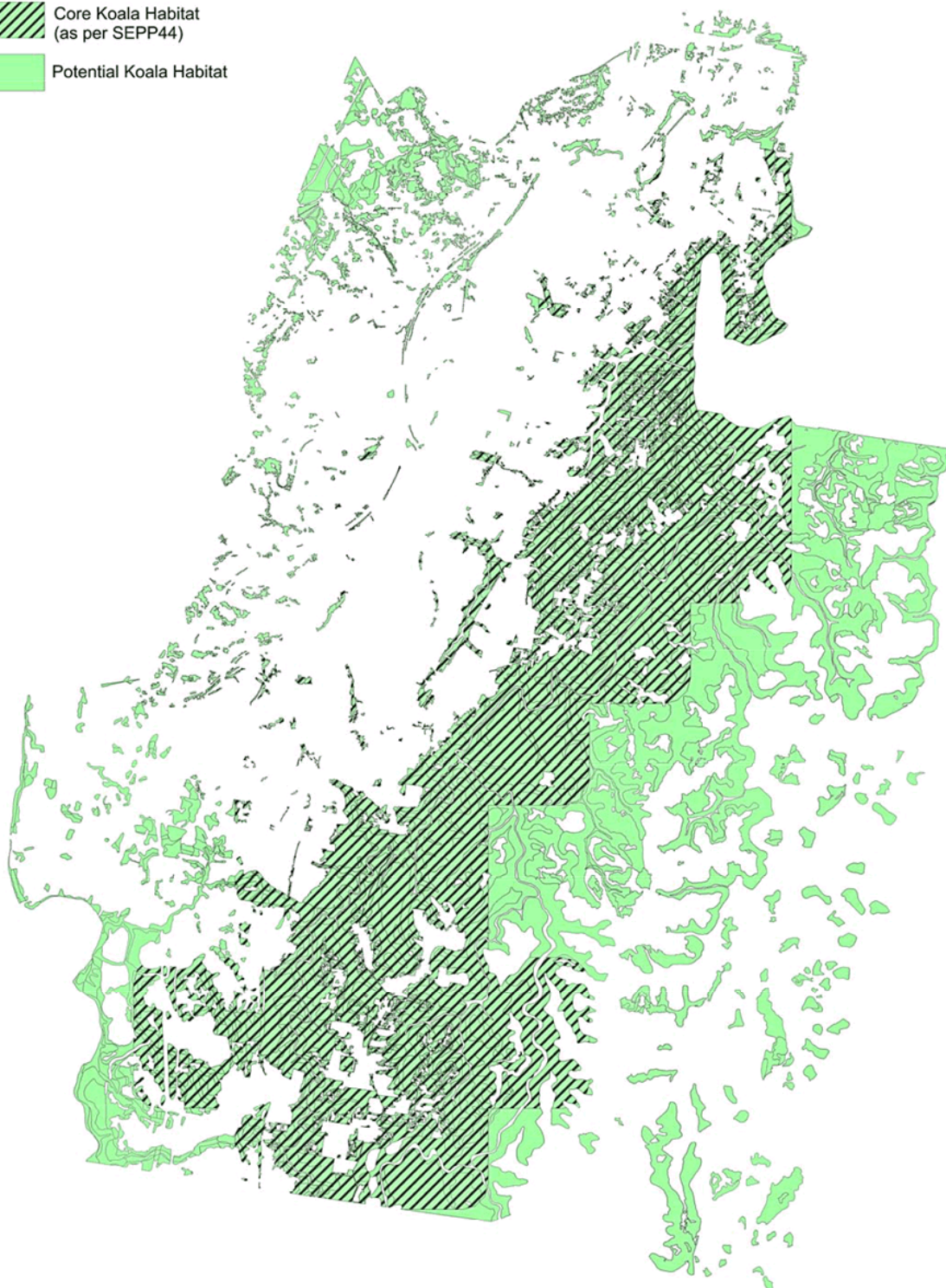
Phillips, S, Hopkins, M & Callaghan, J, 2007, *Koala habitat and population assessment for Gold Coast City LGA*, Report to Gold Coast City Council, Biolink Ecological Consultants.

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Ward, S, Failes, B, & Woodgate, S, 2013, *Draft Campbelltown Comprehensive Koala Plan of Management*, Prepared for Campbelltown City Council, Eco logical Australia.

**SEPP44 Core Koala Habitat Definition Requirements**

-  Core Koala Habitat  
(as per SEPP44)
-  Potential Koala Habitat



## 8.2 Funding Agreement for Local Environmental Plan Review

### Reporting Officer

Director City Development  
City Development

### Community Strategic Plan

Objective	Strategy
4 Outcome Four: A Successful City	4.5 - Work in partnership with the State Government to achieve positive planning outcomes

### Officer's Recommendation

That Council agree to the execution of the funding agreement for the Local Environmental Plan Review.

### Purpose

The purpose of this report is to provide Councillors with an explanation of the proposed LEP review timetable and associated funding arrangements.

### History

The NSW Government's Housing Affordability Strategy, A Fair Go for first home buyers identified the first local councils to be supported to undertake a review of their local environment plans (LEPs) within two years to enable alignment with the Greater Sydney Commission's Western City District Plan.

The commitment in the Western Sydney City Deal reiterated this commitment to the Growth Councils of Campbelltown, Camden, Fairfield, Liverpool, Penrith and Wollondilly.

### Report

The NSW Government has provided a funding agreement that details the expectations for the review of the Local Environmental Plan and a timeline of key milestones. The letter to Council includes a commitment that both the Department of Planning and Environment and the Greater Sydney Commission will be providing support to Council in the form of an LEP review program, which is shown as attachment 3 to this report, and holding a series of technical working groups.

The LEP review is also required to bring into effect the provisions of the Western City District Plan including, but not limited to, the following:

- action 3 which requires alignment of forecast growth and infrastructure

- action 17 which requires a local housing strategy that, among other things, addresses the delivery of the 5 year housing target, agreement and delivery of a 6-10 year target, capacity to contribute to the 20 year target, creates capacity in the right locations and support the role of centres
- action 19 which requires a place based collaborative approach
- action 20 which requires certain actions relates to public transport and car parking in collaboration areas, planned precincts, growth areas and planning for centres
- action 21 which requires conservation and enhancement of environmental heritage
- action 23 which encourages use of flexible and innovative approaches to revitalise high streets in decline
- action 28 which relates to managing the interfaces of industrial areas
- action 31 which requires planning for centres to optimise the potential benefits of the north south rail link
- action 38 which requires consideration of opportunities for tourism in LEPs
- action 45 which requires facilitation of health and education precincts
- action 50 which requires the review of planning controls to create capacity to achieve employment targets in the metropolitan cluster
- action 51 which requires a strategic review of industrial lands in updating the LEP
- action 54 which requires consideration of permitting office development in industrial areas where it does not compromise industrial or urban services activities
- action 73 which requires expansion of the tree canopy in the public realm
- action 80 which requires maximisation of the use of open space and investigating opportunities to provide open space within 400 metres of residential development and 200 metres of high density residential areas
- action 89 which requires the mitigation of the urban heat island effect
- action 91 of the District Plan requires the LEP review to include an assessment against district planning priorities, a local context analysis and the preparation of a local strategic planning statement that will inform updates to the local environmental plan.

The support from the NSW Government has commenced with the first technical working group held on Thursday 7 June. This was attended by staff from Campbelltown City Council as well as staff from the other Councils involved in the City Deal. This technical working group discussed the proposed LEP review timetable and provided guidance on Department expectations.

A second technical working group is scheduled for 5 July, and will be aimed at providing all Sydney Councils with the information needed to complete Council's Local Strategic Planning Statements (LSPS) and will also provide an explanation of the role and function of the LSPS in the broader LEP review program.

Council staff have sought clarification on some of the clauses within this funding agreement. A response was not available at the time of publishing this report.

The proposed accelerated LEP review program is provided as attachment 3. The program is quite beneficial to Campbelltown City Council as it will work together with other strategic planning work currently being undertaken, most particularly the next stages of 'Reimagining Campbelltown'. The preparation of the Local Community Strategic Statement will be able to draw on the community consultation undertaken for both, the Community Strategic Plan Campbelltown 2027, and the consultation undertaken on the reimagine Campbelltown vision.

The LEP review program will also tie in with the implementation of much of the Glenfield to Macarthur Urban Renewal Corridor Strategy, although it is open to Council to proceed with

some elements of the corridor strategy implementation ahead of this review, such as the Ingleburn CBD. The timing of the release of the Glenfield precinct plan is still not known.

Further work will need to be undertaken to determine which of the current planning proposals before the Council will proceed ahead of the LEP review and which can be incorporated into the LEP review. This decision will be based on a range of considerations including:

- availability of resources and actual costs to achieve expectations of all levels of government;
- workload commitments; and
- timing.

**Councillors will be involved at various stages of the LEP review and provided regular briefings. The next stage will be the preparation of a local community strategic planning statement.**

- Attachments**
1. Funding/Accelerated LEP Review Program Funding Agreement (contained within this report)
  2. Letter from Department of Planning and Environment to the General Manager (contained within this report)
  3. Timeline for accelerated LEP review and update (contained within this report)



## ACCELERATED LEP REVIEW PROGRAM FUNDING AGREEMENT

### BETWEEN:

<b>Name</b>	The Crown in right of the State of New South Wales acting through the Department of Planning and Environment (the <b>Department</b> )
<b>ABN</b>	38 755 709 681
<b>Address</b>	320 Pitt Street, Sydney, New South Wales, 2000

### AND

<b>Name</b>	Campbelltown City Council ( <b>Council</b> )
<b>ABN</b>	31 459 914 087
<b>Address</b>	Civic Centre, 91 Queen St, Campbelltown NSW 2560

(the **parties**)

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## BACKGROUND

- Up to eighteen councils in the Greater Sydney Region will each receive funding to review and update their local environmental plans within a certain timeframe to align with the priorities in the District Plans released by the Greater Sydney Commission in March 2018 (Project).
- The NSW Government acting through the Department has agreed to provide the Funding Amount to Council to facilitate the carrying out of the Project by Council.
- The objective of this Agreement is to document the agreed outcomes for the Project including Milestones and timing for the payment of the Funding Amount and completion of the Project.
- The Department agrees to provide, and Council agrees to accept, the Funding Amount in accordance with the terms of this Agreement.

## OPERATIVE PROVISIONS

### 1. Definitions and Interpretation

1.1 **Dictionary:** In this Agreement, unless the contrary intention requires:

**Acquittal Certificate** means a report confirming that the Project has been completed and the actual cost of the Project substantially in the form specified in Attachment 4 of this Agreement.

**Acquittal Date** means the date specified in Item 6 of the Agreement Details as the Acquittal Date, or another date agreed between the parties in writing.

**Agreement** means this agreement including all the attachments.

**Agreement Date** means the date of the Agreement.

**Agreement Details** means Attachment 1 to this Agreement.

**Approved Auditor** is a person who is:

- registered as a company auditor under the *Corporations Act 2011* (Cth), or a member of the Institute of Chartered Accountants in Australia, or of CPA Australia or the National Institute of Accountants; and
- not a principal, member, shareholder, officer or employee of Council.

**Audited Financial Statements** means an organisation's accounts audited by an approved auditor in compliance with Australian Auditing Standards and Australian Accounting Standards.

**Australian Accounting Standards** means the standards of that name maintained by the Australian Accounting Standards Board created by section 226 of the *Australian Securities and Investments Commission Act 2001* (Cth).

**Australian Auditing Standards** means the standards prepared by the Auditing Standards Board of Australia and maintained by the Auditing and Assurance Standards Board created by section 227A of the *Australian Securities and Investments Commission Act 2001* (Cth) or its international equivalent as determined by that Act.

**Budget** means a budget for the purposes of undertaking the Project and/or performing obligations under this Agreement.

**Business Day** means the day which is not a Saturday, Sunday or public holiday in Sydney, NSW.

**Claim** means any cost, expense, loss, damage, claim, action, proceeding or other liability (whether in contract, tort or otherwise), however arising and includes legal costs.

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**Completion Date** means the date which Council must complete each Milestone as set out in Item 5 of the Agreement Details.

**Confidential Information** means any information and all other knowledge at any time disclosed (whether in writing or orally) to a party, or acquired by a party which:

- is by its nature confidential;
- is designated, or marked, or stipulated as confidential; or
- the party knows or ought to know is confidential;

but does not include information which:

- is or becomes public knowledge other than by breach of this Agreement;
- is in a party's lawful possession without restriction in relation to disclosure before the date or receipt of the information from another party or a third party;
- has been developed or acquired by a party independently of this Agreement;
- is ascertainable through independent enquiries;
- maybe or is required to be disclosed pursuant to Premier's Memorandum No. 2007-01 Public Disclosure of Information arising from NSW Government Tenders and Contracts dated 8 January 2007, as amended or updated from time to time; or
- is required to be disclosed pursuant to law, regulation, legal process or by a regulatory authority.

**Conflict of Interest** means an actual or perceived conflict between a person's public duty and their private or personal interest.

**District Plan** means each District Plan published in March 2018 by the GSC.

**EP&A Act** means the *Environmental Planning and Assessment Act 1979* (NSW) (as amended from time to time).

**Existing Material** means all Material in existence prior to the commencement of this Agreement:

- incorporated in;
- supplied with, or as part of; or
- required to be supplied with, or as part of,

the Project Material.

**Funding Amount** means the funding amount specified in Item 3 of the Agreement Details.

**Gateway determination** means a determination made by the GSC in accordance with section 3.34 of EP&A Act.

**GIPA Act** means the *Government Information (Public Access) Act 2009* (NSW) (as amended from time to time).

**Greater Sydney Region** has the same meaning it has in the *Greater Sydney Commission Act 2015* (NSW).

**GSC** means the Greater Sydney Commission.

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**GST Law** means *A New Tax System (Goods & Services Tax) Act 1999* (Cth), related legislation and any delegated legislation made pursuant to such legislation.

**Intellectual Property Rights** includes all copyright (including rights in relation to recordings and broadcasts), all rights in relation to inventions (including patent rights), registered and unregistered trademarks (including service marks), registered designs, and all other rights resulting from intellectual activity in the literary or artistic fields whether registered or not and whether existing in Australia or not and created at any time.

**Local environmental plan or LEP** has the same meaning as in the EP&A Act.

**LSPS** means a local strategic planning statement prepared by Council in accordance with section 3.9 of EP&A Act.

**Material** includes documents, equipment, software, goods, information and data stored by any means including all copies and extracts of the same.

**Milestone** means the stages at which Council will complete key parts of the Project as set out in Item 5 of the Agreement Details.

**Moral Rights** means the right of integrity of authorship (that is, not to have a work subjected to derogatory treatment), the right of attribution of authorship of a work, and the right not to have authorship of a work falsely attributed as defined in the *Copyright Act 1968* (Cth).

**Payment** means that part of the Funding Amount released for the Project on satisfaction of each Milestone in Item 5 of the Agreement Details.

**Personal Information** has the same meaning as in the *Privacy and Personal Information Protection Act 1998* (NSW).

**Planning proposal** has the same meaning as in the EP&A Act.

**Project** means the project and/or associated activities described in Item 4 of the Agreement Details.

**Project Material** means all Material:

- brought into existence for the purpose of performing obligations under this Agreement;
- incorporated in, supplied or required to be supplied along with the Material brought into existence for the purpose of performing obligations under this Agreement; or
- copied or derived from Material referred to in this definition above.

**Project Plan** includes information about the Budget, activities to be undertaken in connection with the Project and timeframe for the delivery of same, in a format specified by the Department. This may include, but is not limited to studies undertaken to inform the nature of the Project.

**Project Report** includes information about the Project and timeframe to be provided to the Department, usually in a specified format (Attachment 3 to this Agreement). This may include, but is not limited to, financial and statistical information as well as details on the progress and/or outcomes of the Project.

**Records** includes documents, information and data stored by any means and all copies and extracts of the same relating to the Funding Amount or the Project.

**Representative** means the Department's representative or Council's representative identified in Item 1 of the Agreement Details, as the context requires.

**Special Conditions** means the particular requirements specified at Item 2 of the Agreement Details.

**Tax Invoice Requirements** means Attachment 2 of this Agreement.

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**Term** means the duration of this Agreement, beginning on the Agreement Date and ending on the Acquittal Date.

**Unexpended Funding** means the Funding Amount paid to Council, or any part of the Funding Amount, that is unspent on the completion of the Project and includes any part of the Funding Amount that is committed but unspent.

**Variation Form** means Attachment 5 to this Agreement.

**Variation** means changing an aspect of the Project including changes to the Project Plan, the Milestones or the Budget. Variations must be submitted using a Variation Form and approved by the Department.

1.2 **Interpretation:** Except where the context otherwise requires:

- (a) a singular number includes a reference to a plural number and vice versa;
- (b) a gender includes a reference to the other genders and each of them;
- (c) any person or company will mean and include the legal personal representative, successor in title, and permitted assigns of such person or company as the circumstances may require;
- (d) words and expressions importing natural persons include partnerships, bodies corporate, associations and governmental and local authorities and agents;
- (e) any organisations, associations, societies, groups or bodies will, in the event of them ceasing to exist or being reconstituted, renamed or replaced or if the powers or functions of any of them are transferred to any other entity, body or group, refer respectively to any such entity, body or group, established or constituted in lieu thereof or succeeding to similar powers or functions;
- (f) statutes, regulations, ordinances or by-laws will be deemed for all purposes to be extended to include a reference to all statutes, regulations, ordinances or by-laws amending, consolidating or replacing same from time to time;
- (g) a month will be construed as a reference to a calendar month;
- (h) "includes" and "including" mean by way of example but without limitation;
- (i) monetary references are references to Australian currency;
- (j) where any time limit is pursuant to this Agreement falls on a Saturday, Sunday or public holiday in the State of New South Wales then that time limit will be deemed to have expired on the next Business Day;
- (k) where the parties are comprised of more than one person, each of the parties obligations will bind those persons jointly and severally and will be enforceable against them jointly and severally;
- (l) the headings used in this Agreement are for convenience only and will not affect the interpretation of this Agreement;
- (m) no rule of construction operates to the detriment of a party only because that party was responsible for the preparation of this Agreement or any part of it;
- (n) this Agreement is binding when the first party executes the Agreement; and
- (o) where there occurs a reference to the doing of anything by the Department including giving any notice, consent, direction or waiver, this may be done by any officer we duly authorise.

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**2. Term**

- 2.1 This Agreement commences on the Agreement Date and will continue for the Term.
- 2.2 This Agreement may be extended at the sole discretion of the Department for a period and on such amended terms as agreed between the parties in writing.
- 2.3 Council must:
- (a) commence the Project no later than the Project Commencement Date specified in Item 4 of the Agreement Details; and
  - (b) complete the Project no later than the Project Completion Date specified in Item 4 of the Agreement Details.

**3. Provision of Funding Amount**

**3.1 Funding Amount**

- (a) The Department will provide up to a maximum of the Funding Amount to Council for the Project. The Funding Amount will be paid to Council by instalments as specified in Item 5 of the Agreement Details, and subject to the terms of this Agreement.
- (b) Council agrees to receive the Funding Amount in accordance with, and subject to the terms of, this Agreement.

**3.2 Timing of payment:** The Department will provide Payment for Milestone 1 on the Agreement Date. Prior to the Department making any subsequent Payments in accordance with clause 3, Council must provide to the Department a request for Payment with:

- (a) a valid tax invoice (including itemisation of the GST component) in accordance with the Tax Invoice Requirements for the relevant portion of the Funding Amount requested; and
- (b) a Project Report which has been prepared not more than 2 months before the date of request for Payment by Council. On request by the Department, Council must also provide additional supporting documentation relating to the Project.

**3.3 Use of Total Funding Amount:** Council must only use the Funding Amount for the Project.

**3.4 Project Costs**

Council acknowledges and agrees that the Funding Amount for the Project is the maximum amount to be paid towards the carrying out of the Project and that Council:

- (a) is responsible for any costs that may be incurred at any time that exceed the Funding Amount for the Project (whether or not Council expected to incur such costs); and
- (b) must procure any additional funding above the Funding Amount that is necessary to carry out the Project as described in this Agreement in order to ensure the Project is delivered in accordance with the terms of this Agreement.

**3.5 Right to withhold funding**

The Department may withhold all or part of the Funding Amount if the Department determines that Council:

- (a) has not carried out the Project (or achieved any of the Milestones) in accordance with this Agreement;
- (b) has failed to meet any reporting requirements under this Agreement;

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- (c) has not spent the Funding Amount in accordance with this Agreement; or
- (d) has breached any other term of this Agreement.

For the avoidance of doubt, if the Department withholds any part of the Funding Amount, Council must continue to perform its obligations under this Agreement.

### 3.6 Repayment of Funding

Without limiting the Department's rights under this Agreement, the Department may by notice in writing recover some or all of the Funding Amount from Council (as a debt due and payable on demand) in any of the circumstances set out below:

- (a) Council is paid more than the Funding Amount;
- (b) Council has incorrectly claimed a Payment of some or all of the Funding Amount;
- (c) Council abandons the Project (whether or not the Department has terminated the Agreement in accordance with clause 19) and does not resume performance of the Project within 10 Business Days after receiving notice requiring it to do so;
- (d) any part of the Funding Amount is unspent at the expiry of the Term; or
- (e) Council has not spent the Funding Amount in accordance with this Agreement.

### 3.7 Right to recall Funding Amount: Without limiting the Department's rights under this Agreement, if:

- (a) Council breaches this Agreement and Council fails to remedy that breach within a reasonable time following receipt of a written request from the Department; or
- (b) the Department terminates this Agreement under clause 19,

the Department may, by notice in writing, require the refund of the Funding Amount (or any part of it).

### 3.8 If the Department exercises its rights in accordance with clause 3.6 or clause 3.7, Council must repay or refund:

- (a) the full amount of the Funding Amount; or
- (b) the part of the Funding Amount,

as specified in the notice within 20 Business Days after the date of the notice.

### 3.9 If any dispute arises regarding the refund of the Funding Amount, the parties must attempt to resolve the dispute in accordance with clause 21 (Dispute Resolution).

### 3.10 The Department making any Payment under this Agreement does not constitute an admission that the performance of any part of the Project is in conformity with this Agreement and no Payment will be deemed to release Council from its obligations under this Agreement.

## 4. Bank Account

### 4.1 To process and record all Payments, Council must maintain either:

- (a) a separate account at a financial institution used solely in connection with the Funding, or

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- (b) an existing general account at a financial institution where adequate internal financial controls are in place for the identification of the Payments,

which is an authorised deposit-taking institution, located in New South Wales, including a bank, credit union or building society ('bank account').

- 4.2 Any interest earned on the Payments held in a bank account must be used solely for the purpose of the Project.

- 4.3 If the Project and its implementation is delayed for any reason, the Payments already made under this Agreement in respect of the Project must be held in the bank account until:

- (a) they are applied solely for the purpose of the Project, or
- (b) they are required to be repaid or refunded to the Department in accordance with the terms of this Agreement.

- 4.4 Without limiting Council's obligations under this Agreement, Council must, on request from the Department, provide evidence of the separate financial controls in place in relation to the Funding Amount, including bank statements if required by the Department.

## 5. **Conduct of the Project and Milestones**

- 5.1 Council must:

- (a) as soon as practicable after the Agreement Date, prepare a Project Plan and provide the Project Plan to the Department for the Department's review and approval. Council must make any amendments to the Project Plan reasonably required by the Department. Once the Project Plan has been approved by the Department, Council authorises the Department to insert the approved Completion Dates in Item 5 of the Agreement Details;
- (b) carry out the Project:
  - (i) lawfully, diligently, efficiently, safely, using all proper care and to a high professional standard;
  - (ii) in accordance with the terms and conditions of this Agreement and any Variation approved by the Department from time to time;
  - (iii) in accordance with all laws, policies, guidelines and reasonable directions from the Department or GSC;
  - (iv) in accordance with the Project Plan agreed to between the parties in writing and approved by the Department; and
  - (v) in accordance with any Special Conditions, and
- (c) ensure that all personnel, contractors, subcontractors or project partners employed or engaged by Council to work in connection with any part of the Project comply with the requirements in this clause.

- 5.2 Council must complete, to the satisfaction of the Department:

- (a) each Milestone; and
  - (b) each obligation or requirement imposed by each Milestone,
- on or before the date specified for the completion of that Milestone.

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**6. Project Reporting**

- 6.1 In addition to the requirement under clause 3.2(b), Council must provide a Project Report to the Department every 3 months during the Term. Council must provide the Project Reports to the Department regardless of Council's progress in carrying out the Project.
- 6.2 Each Project Report must be in the format set out in Attachment 3 to this Agreement and must address the matters specified, including the extent to which (and the times at which) Milestones have been completed, and whether the relevant outputs or outcomes in the table in Item 5 have been realised. Any major changes to the Project and any major issues arising out of the Project must be outlined in the Project Report.
- 6.3 Each Project Report must be endorsed by Council's representative identified in Item 1 of the Agreement Details before being provided to the Department.
- 6.4 Council must, within 10 Business Days after a request, provide the Department with any additional Project Report or Records the Department requires.
- 6.5 Council must participate in any survey or feedback request made by the Department, whether during or after the actual completion of the Project, including any:
  - (a) confirmation questionnaire regarding the benefits of assistance received from the Department;
  - (b) independent survey of the Department's service levels and the effectiveness of assistance provided; and
  - (c) the Department's survey of Project outcomes.

**7. Project Review and Evaluation**

- 7.1 Council must make and keep full and accurate records of the Project including progress against the Milestones, the use of the Funding Amount, the purchase of any assets (if applicable under this Agreement) and the creation of Intellectual Property Rights in the Project (**Records**) and must retain such Records for a minimum of 7 years after expiry or termination of this Agreement.
- 7.2 The Department may at its expense during (or after) the Term in its discretion conduct audits of invoices and reports that Council has submitted to the Department pursuant to this Agreement, or any Records.
- 7.3 The Department may, at Council's cost, appoint an Approved Auditor to conduct audits under this Agreement.
- 7.4 The Department is entitled to audit the quantum of the Funding Amount expended upon the Project and for that purpose Council:
  - (a) will permit reasonable access to and the copying of Council's financial and other records by any appropriate person duly authorised by the Department;
  - (b) will answer all reasonable enquiries by any person duly authorised by the Department; and
  - (c) will provide reasonable assistance to any person duly authorised by the Department in the conduct of the audit or inspection.
- 7.5 Council must if required provide the Auditor-General of NSW with access to accounting records and documentation in respect of Funding Amount provided under this Agreement.

7.6 Council's representative identified in Item 1 of the Agreement Details must keep the Department up-to-date on all matters relevant to this Agreement and must communicate with the Department's representative as required on a regular basis.

7.7 Council must give the Department further information or Records within 10 Business Days after a request, or explanations as reasonably required, before the Department accepts Council's information, explanations or significant variations.

## **8. Project Finalisation**

8.1 Council must provide to the Department within 3 months after the actual completion of the Project, an Acquittal Certificate in the format set out in Attachment 4 to this Agreement.

8.2 The Acquittal Certificate must be endorsed by Council's representative identified in Item 1 of the Agreement before being provided to the Department.

## **9. Project Responsibility**

9.1 Council acknowledges and agrees that it is solely responsible for delivery and completion of the Project within the terms and conditions of this Agreement.

9.2 Council remains fully responsible for the performance of the Project if Council subcontracts the performance of any part of the Project. Council must ensure that all contractors, subcontractors or project partners (if any) have appropriate skills, qualifications and experience, and hold the appropriate licences and insurances, for the work they have been engaged to perform.

9.3 Council must ensure that it, and any organisation or person engaged to carry out work, adhere to all regulatory requirements associated with carrying out the Project.

9.4 Neither NSW Government nor the Department accept any responsibility or liability for works carried out and bear no responsibility for the Project.

## **10. Acknowledgement and Publicity**

10.1 Council must acknowledge the Funding Amount received from the Department for the Project in accordance with the NSW Government's Funding Acknowledgement Guidelines for Councils of NSW Government infrastructure grants (available at [https://www.dpc.nsw.gov.au/about/publications/grants\\_administration/funding\\_acknowledgement\\_guidelines](https://www.dpc.nsw.gov.au/about/publications/grants_administration/funding_acknowledgement_guidelines)).

10.2 Council must, unless the Department agrees otherwise, use the NSW Government's Waratah logo as set out at <https://sc.dpc.nsw.gov.au/resources/branding/> in conjunction with all acknowledgements of NSW Government support in accordance with the Funding Acknowledgement Guidelines.

10.3 If the Department advises Council that Commonwealth Government funding forms part of the Funding Amount, then Council must, acknowledge the portion of Commonwealth funding in accordance with any requirements specified by the Department.

10.4 Council must provide the Department with at least 15 Business Days' notice of any proposed announcements, launches or public events relating to the Project, and provide an opportunity for a representative of the NSW Government to attend and speak at the launch or event.

10.5 The Department may, in its sole discretion, issue public communications on the Project, the purpose of the Project, identity of Council and the Funding Amount to Council. Where practicable to do so, the Department will give notice of such communications and their content to Council.

10.6 If the Department determines that the Project (or any part of it) is not consistent with the purposes for which Council was funded, and the Department gives Council written notice of this, Council must promptly remove the Department's acknowledgement and logo from all programs,

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promotional material and other printed or electronic material and publications relating to the Project.

**11. GST**

- 11.1 The parties acknowledge and agree that the provision of the Funding Amount by the Department to Council is not consideration for a supply for GST purposes. The Department is not liable to pay to Council an amount equal to GST payable on the supply (**GST Amount**) in addition to the Funding Amount.
- 11.2 Despite clause 11.1, if the provision of the Funding Amount is determined to be a taxable supply liable for GST, Council acknowledges and agrees that the Funding Amount is inclusive of GST and will not be increased by the amount of Council's GST liability. Council will pay any GST Amount on the supply and will not seek reimbursement from the Department or request it to attend to payments of the GST Amount.
- 11.3 Council acknowledges that it will be liable for GST on the supply of goods and services acquired with the Funding Amount. Council will pay that GST Amount and will not seek reimbursement from the Department or request it to attend the payment of that GST Amount.
- 11.4 Subject to this clause, Council warrants that it is registered for GST purposes as at the date of this Agreement and will continue to be so for the Term.
- 11.5 Subject to this clause, any invoice rendered by Council in connection with a supply under this Agreement must conform to the requirements for a tax invoice under the GST Law as set out in the Tax Invoice Requirements.

**12. Compliance with law**

- 12.1 Council agrees:
- (a) to comply with all applicable standards, laws, regulations policies and statements for the Project;
  - (b) not to do anything that would cause the Department to breach its obligations under any legislation.
- 12.2 Council must hold all rights, permissions, approvals and consents required to conduct the Project and otherwise fulfil its obligations under this Agreement.
- 12.3 Council must, within 5 Business Days after receiving a written request from the Department, provide the Department with immediate access to information that the Department advises Council is required to be disclosed in accordance with the Department's obligations under the GIPA Act.

**13. Indemnity and release**

- 13.1 Council must at all times indemnify and keep indemnified, hold harmless and defend the Department, the Crown in right of the State of New South Wales and its officers, employees and agents (**those indemnified**) from and against any liability or loss (including reasonable legal costs and expenses), which is suffered or incurred by, or made against, any of those indemnified arising directly or indirectly from any Claim by any person as a result of or in connection with any of the following:
- (a) a breach of this Agreement by Council;
  - (b) any unlawful, wrongful, wilful or negligent act or omission of Council, or the officers, employees, agents, contractors, subcontractors or volunteers of Council, in connection with this Agreement; or

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- (c) any act or omission by Council, Council's employees, contractors or subcontractors in connection with this Agreement that is in infringement of any Intellectual Property, or privacy rights of the Department or any third party.

13.2 The liability of Council to indemnify those indemnified under this Agreement will be reduced proportionally to the extent that any unlawful, wrongful, wilful or negligent act or omission of those indemnified caused or contributed to the liability or loss.

13.3 The indemnity contained in this clause is a continuing obligation of Council separate and independent of any other responsibility of Council and will continue beyond the Term.

13.4 Council agrees to release and discharge those indemnified from any action, proceedings, Claim or demand which, but for this provision, might be brought against or made upon those indemnified.

#### **14. Insurance**

14.1 Council must take out and maintain during the Term all appropriate insurance policies including, but not limited to:

- (a) workers compensation insurance as required by law (or personal income protection insurance in the instance of Council being a business) for all employees involved in the delivery of the Project.
- (b) public liability insurance to the value of not less than \$20 million in respect of each and every occurrence and unlimited in the aggregate for any one period of cover.
- (c) insurance over all assets used in connection with the Project funded or partly funded by the Funding Amount, for their full replacement value.

14.2 On request by the Department, Council must provide a copy of valid and current certificates of currency for the insurance and/or a warranty from its insurer that the policy extends to the Department and covers potential liability arising under this Agreement.

14.3 Council must not do, permit or suffer any act, matter or thing or omission whereby the policy referred to in this clause may be vitiated, rendered void or voidable.

#### **15. Intellectual property**

15.1 Council owns the Intellectual Property Rights in all Project Material, subject to clause 15.2. Nothing in this clause affects the ownership of any Intellectual Property Rights in any Existing Materials.

15.2 Council grants, and must arrange for any relevant third party to grant, to the Department and the GSC, without cost, a perpetual, irrevocable, worldwide, non-exclusive licence (including a right of sublicense) to use the Intellectual Property Rights in the Project Material for the Specified Acts (as defined in clause 15.3).

15.3 For the purposes of clause 15, the 'Specified Acts' means any of the following classes or types of acts or omissions by or on behalf of the Department:

- (a) using, reproducing, communicating (including communicating to the public), modifying or adapting all or any part of the Project Material, with or without attribution of authorship;
- (b) supplementing the Project Materials with any other Material;
- (c) using the Project Materials in a different context to that originally envisaged.

15.4 The Department grants Council a perpetual, irrevocable, worldwide non-exclusive licence to use the Department's Existing Material (including copying it and supplying it to others), but only for

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the purposes of this Agreement. Council uses any of the Department's Existing Material at its own risk.

15.5 Council must ensure that it has obtained all relevant Moral Rights consents in writing in connection with the Project Material and licences under clause 15.2. The consents must cover acts done before or after the date of the consent, and whether done by the Department or by someone claiming under or through the Department. On request by the Department, Council must provide the Department with the original of the consent.

15.6 On request by the Department, Council must bring into existence, sign or otherwise deal with any document which is considered necessary or desirable to give effect to this clause 15.

#### **16. Confidentiality**

16.1 **Obligation to keep confidential:** Each party must keep the Confidential Information of each other party in confidence and not disclose the Confidential Information to any person without the other party's prior written consent, subject to clauses 16.2 and 16.3.

16.2 **Limited Disclosure:** A party may disclose the Confidential Information of another party to their personnel and legal and professional advisors provided they ensure that the such persons:

- (a) keep the Confidential Information confidential; and
- (b) do not use the Confidential Information except for the purposes of this Agreement.

16.3 Council acknowledges that the Department may disclose certain information in relation to the Agreement (including Confidential Information), in accordance with the Department's obligations under the GIPA Act including making certain information about the Agreement publicly available in any disclosure log of contracts that the Department is required to maintain under the GIPA Act.

#### **17. Privacy**

17.1 Council will:

- (a) ensure that Personal Information that is provided by the Department or collected by Council under or in connection with this Agreement is used only for the purposes of this Agreement and is protected against loss, authorised access, use modification and disclosure, or against other misuse;
- (b) not disclose any Personal Information without the prior written consent of:
  - (i) the individual to whom the Personal Information relates; or
  - (ii) the Department,
 unless otherwise required or authorised by law;
- (c) comply with the Information Protection Principles applying to NSW public sector agencies under the *Privacy and Personal Information Protection Act 1998* (NSW) when doing any act or engaging in any practice in relation to Personal Information as if Council were an agency directly subject to that Act; and
- (d) include equivalent requirements regarding Personal Information (including this clause 18) in any subcontract entered into for conducting the Project under this Agreement.

#### **18. Variation**

18.1 Written agreement between the parties must be obtained for any variation to:

- (a) this Agreement; and

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- (b) any of the matters outlined in the attachments to this Agreement.

18.2 A variation under clause 18.1(b) must be made in accordance with the Variation Form (Attachment 5 to this Agreement) or any other variation document required by the Department in its reasonable discretion.

## 19. **Ending this Agreement**

19.1 **Termination for default:** The Department may terminate this Agreement immediately by notice in writing to Council if any of the following occur:

- (a) Council breaches any of its obligations under this Agreement and the Department considers that the breach cannot be rectified or Council has failed to remedy a breach of this Agreement within 10 Business Days of receiving a Notice to Remedy from the Department;
- (b) Council varies the Project without the Department's written approval;
- (c) Council fails to satisfactorily meet the Milestones or deliver the Project or the Department considers that the Project is no longer viable;
- (d) Council acts in a manner that will cause damage to the Department's reputation;
- (e) Council does not use the expertise, skill, diligence and care in carrying out the Project, as outlined in this Agreement, to be expected from an experienced provider of activities of this nature;
- (f) Council is not properly certified or accredited to undertake the Project, as outlined in this Agreement; or
- (g) Council does not lawfully carry out the Project, as outlined in this Agreement, in a timely manner.

19.2 The Department is not liable to pay Council any compensation or costs if this Agreement is terminated in accordance with clause 19 and Council irrevocably and unconditionally releases the Department, the Crown in right of the State of New South Wales and their officers, employees and agents in respect of such termination.

## 20. **Obligations when this Agreement ends**

20.1 **Rights and remedies not prejudiced:** Any termination of this Agreement by the Department is without prejudice to any accrued rights or remedies of the Department.

20.2 **Survival:** Clauses 7 (Project Review and Evaluation), 13 (Indemnity and release), 14 (Insurance) 15 (Intellectual Property), 16 (Confidentiality), 17 (Privacy) and this clause 20 (Obligations when this Agreement ends) and any other clause of this Agreement which by its nature should survive termination will survive termination, expiry or repudiation of this Agreement.

## 21. **Dispute Resolution**

21.1 The parties must attempt to settle any dispute in relation to this Agreement in accordance with the following provisions, before resorting to court proceedings or other dispute resolution process.

- (a) A party claiming that a dispute has arisen must notify the other party in writing giving details of the dispute (Dispute Notice) in accordance with the requirements of clause 21.
- (b) Following receipt of a Dispute Notice, each party must refer the Dispute to a senior representative, who:

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- (i) does not have prior direct involvement in the Dispute; and
- (ii) has authority to negotiate and settle the Dispute.
- (c) If the dispute is not resolved within 14 Business Days or within such further period as the parties agree in writing, from the date the Dispute Notice is received by the party to whom the Dispute Notice is given, the party which gave the Dispute Notice under clause 21.1(a) must refer the dispute to the Australian Disputes Centre Limited (ADC) for resolution in accordance with the mediation rules of the ADC.
- (d) If the dispute is not resolved within 28 Business Days (or such other period as agreed to in writing between the parties) after appointment of the mediator, or if no mediator is appointed within 28 days of the referral of the dispute to mediation, the parties may pursue any other procedure available at law for the resolution of the dispute.
- (e) Each party must pay its own costs of complying with this clause 21 and split the costs of the mediator evenly.
- (f) Nothing in this clause 21 (Dispute Resolution) will prevent either party from seeking urgent interlocutory relief.

## 22. Notices

22.1 **Change of contact details:** The parties must inform each other within seven (7) days of any changes to its contact details set out in Item 1 of the Agreement Details.

22.2 **Notice Requirements:** A notice under this Agreement must be:

- (a) in writing, directed to the Representative of the other party as set out in Item 1 of the Agreement Details; and
- (b) forwarded to the address, facsimile number or the email address of that Representative as set out in Item 1 of the Agreement Details.

22.3 **When a notice is served:** A notice under this Agreement will be deemed to be served:

- (a) in the case of delivery in person – when delivered to Council's address for service and a signature received as evidence of delivery;
- (b) in the case of delivery by post – on the day which is within four (4) Business Days after the date of posting;
- (c) in the case of delivery by facsimile – at the time of dispatch if the sender receives a transmission report which confirms that the facsimile was sent in its entirety to the facsimile number of Council; or
- (d) in the case of delivery by email – at the time sent, unless the sender is notified, by a system or person involved in the delivery of the email, that the email was not successfully sent.

22.4 **Delivery late in the day:** Notwithstanding clause 22 (Notices), if delivery or receipt of a Notice is on a day which is not a Business Day or is after 5pm on a Business Day, then it will be deemed to have been received on the next Business Day in that place.

## 23. General

23.1 **Entire agreement:** This Agreement constitutes the entire agreement and understanding between the parties as to the subject matter of this Agreement. Any prior arrangements, representations or undertakings as to the subject matter of this Agreement are superseded.

- 23.2 **Non-waiver:** A party does not waive a right, power or remedy if it fails to exercise or delays in exercising the right, power or remedy. A single or partial exercise of a right, power or remedy does not prevent another or a further exercise of that or another right, power or remedy. A waiver of right, power or remedy must be in writing and signed by the party giving the waiver.
- 23.3 **Conflict of interest:** Council warrants that at the date of this Agreement, no Conflict of Interest exists or is likely to arise in relation to execution of this Agreement or its subject matter. Council must immediately notify the Department, in writing, upon becoming aware of the existence, or possibility, of a Conflict of Interest and must comply with any reasonable directions of the Department to appropriately manage the Conflict of Interest, within the time frame stipulated by the Department in writing.
- 23.4 **Assignment:** Council must not assign or novate obligations or interests under this Agreement without the prior written consent of the Department.
- 23.5 **Severability:** If any part of this Agreement is prohibited, void, illegal or unenforceable, then that part is severed from this Agreement but without affecting the continued operation of the remainder of the Agreement.
- 23.6 **Relationship:**
- (a) Nothing in this Agreement is intended to create a partnership, joint venture, employment or agency relationship between the parties; and
  - (b) A party will not hold itself out to be an employee, partner, agent or representative of the other party.
- 23.7 **Applicable law:** This Agreement is governed by, and must be construed in accordance with, the laws in force in the state of New South Wales.
- 23.8 **Governing jurisdiction:** The parties submit to the exclusive jurisdiction of the courts exercising jurisdiction in the State of New South Wales and the courts of appeal therefrom.
- 23.9 **Further assurance:** Each party must promptly execute all documents and do all things required by law, or that the other party from time to time reasonably requests, to effect, perfect or complete this Agreement and all transactions incidental to it.
- 23.10 **Counterparts:** This Agreement may be signed in any number of counterparts which taken together will constitute one instrument.

**EXECUTED AS A DEED** on ..... **2018.**

**Signed, sealed and delivered** for and on behalf of )  
the Crown in right of the State of New South Wales )  
acting through the Department by its authorised )  
signatory, but not so as to incur any personal liability )  
) )  
by..... ) (signature of authorised signatory)  
(name and position of authorised signatory) )  
) )  
in the presence of..... ) (signature of witness)  
(name of witness) )

**Signed, sealed and delivered** for and on behalf of )  
Council by its authorised signatory, but not so as to )  
incur any personal liability )  
) )  
by..... ) (signature of authorised signatory)  
(name and position of authorised signatory) )  
) )  
in the presence of..... ) (signature of witness)  
(name of witness) )



**Planning &  
Environment**

## ATTACHMENT 1 AGREEMENT DETAILS

### Item 1: Contact Details

The Department	
Address:	320 Pitt Street, Sydney NSW 2000
Representative:	
Email:	
Phone:	

Council	
Address:	
Representative:	
Email:	
Phone:	

### Item 2: Special Conditions (amendments to standard conditions)

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### Item 3: Funding Amount

<b>Funding Amount:</b>	\$2,500,000.00
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### Item 4: Project

<b>Project Commencement Date:</b>	<ul style="list-style-type: none"> <li>▪ Agreement Date; or</li> <li>▪ 1 June 2018,</li> </ul> whichever occurs earlier
<b>Project Completion Date:</b>	30 June 2020
<b>Project Description:</b>	

**Item 5: Payment Milestones**

<b>Milestone</b>	<b>Funding Amount</b>	<b>Completion Date</b>
<b>Milestone 1</b> Agreement Date	\$250,000.00	
<b>Milestone 2</b> Approval of Project Plan	\$500,000.00	
<b>Milestone 3</b> Exhibition of draft LSPS	\$625,000.00	
<b>Milestone 4</b> Submission of Planning proposal for Gateway determination	\$625,000.00	
<b>Milestone 5</b> Submission of Planning proposal to the Secretary to arrange for the drafting of the updated LEP Completion of the Project	\$500,000.00	30 June 2020

Note: The timeframe for the delivery of activities to be undertaken in connection with the Project will be detailed in the Project Plan approved by the Department. Those dates will inform the Completion Dates.

**Item 6: Acquitting the Funding Amount**

<b>Acquittal Date</b>	3 months after: <ul style="list-style-type: none"> <li>• actual completion of the Project; or</li> <li>• earlier termination of this Agreement,</li> </ul> whichever occurs first.
-----------------------	--

To comply with the Department's reporting requirements, Council must use the Acquittal Form attached to this Agreement in Attachment 4.

Council must disclose the Funding Amount separately in Council's Audited Financial Statements both as income and any unexpended funding.



## ATTACHMENT 2 TAX INVOICES

All Tax Invoices must:

- i. be addressed to the Department's head office; and
- ii. prominently be identified as "Tax Invoice".

and contain:

- iii. Council's name;
- iv. Council's ABN;
- v. the milestone payment reference (i.e. 1st milestone);
- vi. the amount requested;
- vii. the GST component (listed separately to the amount requested); and
- viii. the total amount requested.



**Planning &  
Environment**

# **ATTACHMENT 3 PROJECT REPORT**

## **Part 1 – Quarterly Project Status Update Report**

Council Name:		Reporting Period:	
Date of Report:		Project Manager:	
Project Manager: (Council)		Total Approved Funding	

Project Update	
What progress has occurred since the last project payment? Which milestones have been completed?	
Is there a change to the methodology, timeframe or milestones of the project as stated in the project plan and has this been submitted to the Department via a Project Variation Form?	
Any comments/issues in relation to the project? Please outline any risks or problems associated with the project.	

Funds and Expenditure (all costs exclude GST)				
Workplan Task/Component	Total Funding (Funding Agreement) ex GST	Total of all previous payments ex GST	This payment ex GST	Balance remaining ex GST

Council's Representative		Department of Planning & Environment Representative
	Signature:	
	Name:	
	Position:	
	Date:	

**Part 2– Project Status Update Report when requesting a Payment Milestone**

Council Name:								
Date of Report:				Reporting Period:				
Project Manager:				Project Manager:				
(Council)				Total Approved Funding				
Description of Milestone completed:								
Achievements:								
Change in methodology / timeframe								
Key Milestones:	Milestone	Target Date	Forecast Date	Status	Program Comments			
	Milestone 1			●				
	Milestone 2			●				
	Milestone 3			●				
	Milestone 4			●				
	Milestone 5			●				
	Other			●				
					^ copy colour code from below			
Status Key:	●	On Track	●	Generally on track, with minor issues	●	Off Track	●	Complete

Issues/Risks/ Escalations:	Description/Action/Response		Date Raised	Date Required	Owner
Communications & Stakeholder Activities:	Key Meetings/Event	Date	Outcomes & Actions		
Key progress in this milestone					
Key activities for next milestone					
Additional Comments:					
Attachments	A. Cost Report	B. Gantt Program	C. Photographs if applicable	D. Published Reports/Materials	
Comments :					
<b>Funds and Expenditure</b> (all costs exclude GST)					
Workplan Task/Component	Total Funding (Funding Agreement) ex GST	Total of all previous payments ex GST	This payment ex GST	Balance remaining ex GST	

Council's representative		Department of Planning and Environment representative
	Signature:	
	Name:	
	Position:	
	Date:	



**Planning &  
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## ATTACHMENT 4 ACQUITTAL CERTIFICATE

To be completed at the end of the Project.

Council's Name:		Department Branch:	
Date of Report:		Project:	
Project Manager: (Council)		Project Manager: (Department)	
Project Name:		Value of funding ex GST	
		Value of funding inc GST	

I, the undersigned, confirm that:

An amount equal to the total grant funds paid by the Department of Planning & Environment (\$.....excluding GST) has been expended on this Project in accordance with the terms and conditions of the Funding Agreement dated ..... with the Department.

AND

A complete set of accounting and financial records relevant to the Project have been maintained.

Date:
Signature:
Name:
Council:
Position:



**Planning &  
Environment**

## ATTACHMENT 5 PROJECT VARIATION

**PROJECT VARIATION** (Revision X) Date: \_\_\_\_\_

***Between***

**Department of Planning and Environment ("the Department")**

***And***

\_\_\_\_\_  
**("Council")**

ABN Number

### 1. Revised Project Plan

[Provide a brief summary of the current status of the project and why a Project Variation is required]

[Provide details of the remaining milestones and the original and revised due dates for each item.]

#### Revised Project Workplan

Milestone Number	Description of Milestones	Original Milestone Due Date	Revised Milestone Due Date	Responsibility	Output (to align with revised Stage Funding Amounts table)

**2.Revised Stage Funding Amounts Table**

Stage Number	Payment Milestone	Revised Stage Funding Amounts Due	Milestone	Payment amount ex GST	Payment amount inc GST

**3.Project Reporting Schedule**

Original Project Commencement Date:	
Original Project Completion Date:	
Revised Project Completion Date:	

Has a previous Project Variation been requested:	
--	--

Revised/Additional Project Report Number	Revised Due Date

Prepared by Council:

Agreed to by Department

Signature: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Position: \_\_\_\_\_  
 Date: \_\_\_\_\_

Signature: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Position: \_\_\_\_\_  
 Date: \_\_\_\_\_

**Planning &  
Environment**

IRF18/2548

Ms Lindy Deitz  
General Manager  
Campbelltown City Council  
PO Box 57  
CAMPBELLTOWN NSW 2560

Dear Ms Deitz

A handwritten signature in black ink, appearing to be 'Lindy Deitz', written over a horizontal line.

I am writing in relation to the NSW Government's Housing Affordability Strategy, *A fair go for first home buyers*, which identified selected local councils to be supported to undertake a review of their local environmental plans (LEPs) within two years to ensure early alignment with the priorities of the Greater Sydney Commission's new District Plans.

As you are aware, the Minister for Planning has announced that Campbelltown City Council will be offered funding of up to \$2.5 million, subject to contractual conditions. Please find enclosed a proposed funding agreement outlining the conditions of the grant and a timeline for the review process.

The Department of Planning and Environment and the Greater Sydney Commission will be providing support to all Sydney councils over the next two years. This includes a guide that provides a roadmap to the LEP review program and a series of technical working group meetings, which will commence in early June 2018.

Recognising the strategic importance of this initiative, councils are encouraged to seek a council resolution supporting participation in the review program. The signed agreement should be scanned and returned via email with a tax invoice for \$250,000 by Friday 20 July to [denise.king@planning.nsw.gov.au](mailto:denise.king@planning.nsw.gov.au).

The Department looks forward to working with Council to deliver an updated LEP within two years.

Should you have any further questions, please contact Ms Denise King, Program Manager, Office of Housing Coordination, at the Department on 8275 1021.

Yours sincerely

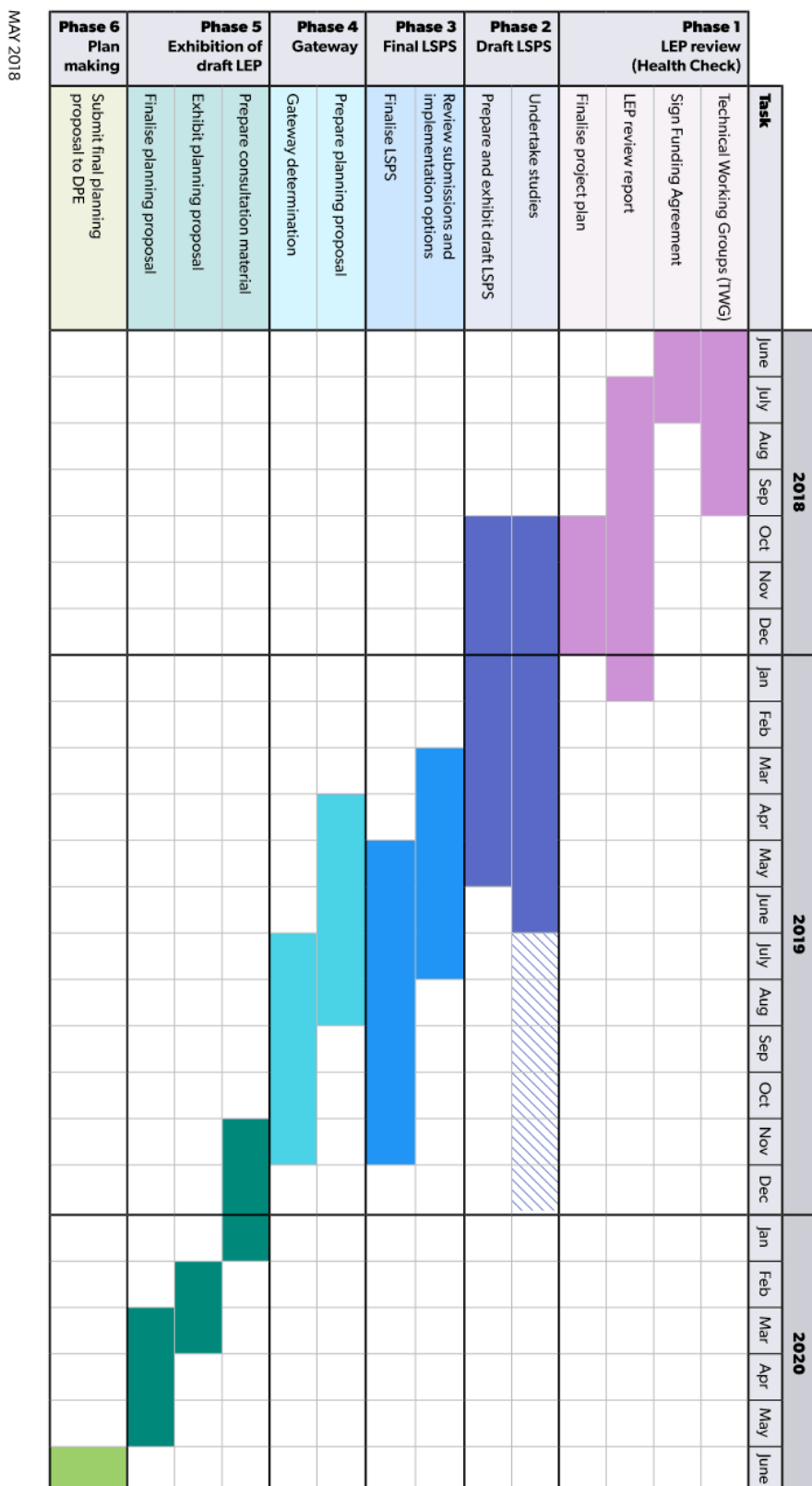
A small handwritten mark, possibly a checkmark or the letter 'L', written below the 'Yours sincerely' text.

SIGNATURE HAS BEEN REMOVED

**Marcus Ray**  
**Deputy Secretary**  
**Planning Services**

22/07/2018  
Encl: Proposed funding agreement

# Accelerated LEP review and update



## 8.3 Application to Revoke Menacing Dog Declaration

### Reporting Officer

Director City Development  
City Development

### Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.2 - Ensure that service provision supports the community to achieve and meets their needs

### Officer's Recommendation

1. That the Menacing Dog Declaration made on 19 September 2016, in respect of a male American Staffordshire Terrier be revoked in accordance with the provisions of Section 39 (2) *Companion Animals Act, 1998*.
2. That Council give notice to the owner of the dog and to the Director General Division of Local Government of the revocation of the Menacing Dog Declaration referred to in 1 above within seven days in accordance with the provisions of Sections 39 (3) and 40 (2) *Companion Animals Act, 1998*.

### Purpose

To report on a request for Campbelltown City Council to revoke a Menacing Dog Declaration issued in respect of a certain dog.

### History

On 19 September 2016, Bankstown City Council declared an American Staffordshire Terrier (named Rocky) then owned by a resident of Birrong in the Bankstown Local Government Area, as a Menacing Dog.

The dog was declared to be a menacing dog in response to an incident where the dog chased two boys and jumped up on one of them, causing the boy to fall to the ground and sustain minor injuries as a result of the fall.

The owner of the dog has since moved overseas leaving the dog in the care of its current owner who resides in Macquarie Fields. As the current owner has had the dog in her possession for over 12 months she now requests the Menacing Dog Declaration be revoked and ownership be formally transferred into her name (see attachment).

The current owner has advised there has been no further threatening incidents involving Rocky. This claim is supported by a behaviour assessment conducted by Bound Angels on 30 December 2017 (refer to the attachment).

## Report

The person in charge of the dog, who resides in Macquarie Fields has made a written application to Campbelltown City Council, as the responsible regulatory authority, to seek to have the declaration revoked. It is considered there is merit in supporting the request, particularly given the circumstances surrounding the initial incident which occurred in 2016 and that there have been no incidents of further aggressive behaviour or ill temperament displayed by the dog since.

The circumstances surrounding the declaration and an assessment of the dog's temperament have been reviewed by Council's Acting Companion Animal Advisory Officer and a recommendation made by him that the Menacing Dog Declaration be revoked. The dog has been scanned to confirm that the identity of the dog matches the registration details.

It should be noted that under Section 39 (1) of the *Companion Animals Act* (the Act), the owner of a dog that has been declared Menacing can apply to the Council of the area in which the dog is ordinarily kept (whether or not it is the Council that made the declaration) for the declaration to be revoked. This application cannot be made until 12 months after the dog was declared menacing and this period has since expired.

Section 39 (2) of the Act provides that the Council to which the application is made can revoke the declaration, but only if it is satisfied it is appropriate to do so.

In addition, a Council that revokes a declaration must give notice of the revocation to the Director General, Office of Local Government within seven days.

On review of the application and the circumstances surrounding the Menacing Dog Declaration, it is concluded that the American Staffordshire Terrier is considered to pose a low threat to the community and therefore it is recommended that the Menacing Dog Declaration be revoked.

## Attachments

1. Statement of assessment of application for revocation of Menacing Dog Declaration by Council officer which includes the correspondence from dog owner to Campbelltown City Council dated 6 March 2018 requesting revocation of a Menacing Dog Declaration (contained within this report)



Campbelltown Council Councillors

On 19 September, 2016 a Menacing Dog Order was imposed by Bankstown Council on a two year old tan & white desexed male American Staffordshire Terrier named 'Rocky'.

Rocky is implanted with microchip number [REDACTED]

The owner of the dog at the time of the incident was [REDACTED] of [REDACTED]

The incident involved the dog jumping a fence and chasing two boys. The dog jumped up at one of the boys causing him to fall. The boy received superficial scratches to his back.

The dog did not bite or otherwise harm the boys.

At a point in time after the menacing dog order was imposed, [REDACTED] left Australia for a period of two months and the dog was left in the care of [REDACTED] of [REDACTED] [REDACTED]

On 22 February, 2017 Ranger Richard LAL of Bankstown Council forwarded an email advising the dog would be residing with [REDACTED] of [REDACTED] [REDACTED]

On 24 February, 2017 I attended [REDACTED] and spoke to [REDACTED]. On approach I observed a dangerous dog sign attached to the side gate. The gate was also padlocked. The dog was scanned. The dog appeared friendly and was wearing the menacing dog collar. I inspected the rear yard. The boundary fences were in good condition.

[REDACTED] has not returned to Australia and [REDACTED] remains the sole custodian of the dog known as Rocky. [REDACTED] has been in sole charge of the dog for a period of over twelve (12) months. There has been no incidents with the dog whilst in the care of [REDACTED]

On 30 December, 2017 a behaviour assessment of Rocky was carried out by Bound Angels.

See attached report.

On 6 March, 2018 [REDACTED] drafted a letter to Campbelltown Council requesting the Menacing Dog Order be revoked and the ownership of the dog be transferred into her name.

A menacing dog declaration should be revoked by a resolution of the council. Section 39(2) of the Companion Animals Act 1998 stipulates that councils must be satisfied that it is appropriate to revoke a menacing dog declaration before doing so. As an investigating officer in this case, I have no issues with this menacing dog order being revoked.

Regards

SIGNATURE HAS BEEN REMOVED

Steve Austin  
Companion Animal Advisory Officer  
Campbelltown Council  
7 March, 2018

6.3.18

I [REDACTED] of [REDACTED]  
[REDACTED] am down as a second owner  
of an American Staffy male named Rocky  
micro chip number [REDACTED]  
who has a current menacing dog collar issued  
by Banks Town Council. Rocky has been in  
my care for over a year now while wearing  
the collar and having the dangerous dog sign displayed  
on our front gates there has not been any reports  
made or any other problems with Rocky.  
I am asking for the collar to be removed so I  
can have Rocky signed over into my name as  
his owner.

Yrs Sincerely


[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



	Behavior Assessment Reactivity Checklist Report for:
	<div style="background-color: black; width: 100px; height: 1.2em; margin: 0 auto;"></div>
	Rocky
	Prepared by: Mohamed Hassan
	Date: Dec 30, 2017, 14:02

Initial notes on dog None

*The following notes pertain to the particular assessments listed below*

**nnel Approach:** Dog approaches in a calm/friendly manner. Dog's personality is relaxed and friendly. Dog is y excitable/playful to person at the kennel.

**nnel Approach Notes:** American Staffy 2 Years Old Desexed Naughty Dog collar

**ach Handling:** Dog gets playful and engages handler.

**ach Handling Notes:** None

**ssession:** Dog engages and plays tug, but gives up toy for treat. Dog retains toy in a playful manner.

**ssession Notes:** None

**ad:** Dog is indifferent/friendly with food engagement.

**ad Notes:** Loves treats

**rection:** Dog needs second correction or multiple correction(s).

**rection Notes:** None

**minance:** Dog remains neutral or unresponsive. Dog pushes back or becomes stiff.

**minance Notes:** None

**Overall Behavior:** Dog is friendly, easy to handle, nice dog. Dog is engaging with handler and enjoys humans company.

**Overall Assessment Notes:** Very active K9 Listens on command (needs More obedience) Owner is willing to engage in training after council clears naughty collar Back neighbour agitates the dog

This behavior assessment report is provided for municipal shelters, rescue, humane societies and SPCA's in order to better evaluate the temperament of a dog in hopes of increasing the live release rate for adoptable dogs.

Got questions about BARC? Contact us at [www.boundangels.org](http://www.boundangels.org)

## 8.4 Outcome of the 2018 Chemical CleanOut Event

### Reporting Officer

Director City Development  
City Development

### Community Strategic Plan

Objective	Strategy
2 Outcome Two: A Respected and Protected Natural Environment	2.1 - Implement and advocate for initiatives that conserve the city's natural environment

### Officer's Recommendation

That Council note the success of the 2018 Household Chemical CleanOut event.

### Purpose

To update Council on the results of the 2018 Household Chemical CleanOut event.

### History

Council, in partnership with the NSW Environment Protection Authority (EPA), hosts an annual Household Chemical CleanOut event. This event provides residents with the opportunity to drop off hazardous household items for safe disposal and recycling free of charge.

### Report

The Household Chemical CleanOut event was held on the weekend of 21 and 22 April 2018 at Council's Waste Depot at Junction Road, Leumeah. As in previous years, the collection and recycling of the chemicals dropped off by residents during the event was facilitated by ToxFree Solutions Limited, a contractor appointed by the EPA.

Council supported the event in several ways, the first of which was to coordinate the promotion of the event throughout the Campbelltown Local Government Area. This promotion included advertising in local newspapers, Council's website, Autumn edition of Compass, C91.3 Mayor's message, Facebook and bus shelter posters.

Council was also responsible for coordinating the Traffic Management Plan required for the changed traffic conditions in place along Junction Road for the duration of the event. In this regard, three qualified traffic marshals were provided by Council to ensure compliance with the Traffic Management Plan during the event, and to monitor traffic flow into and out of the site. Council's Acting Waste Projects and Education Officer was also present to liaise with members of the public and ToxFree staff, and to resolve any conflicts.

The 2018 event saw 1,366 cars utilise the service (746 on Saturday and 620 on Sunday), with almost 35 per cent of residents becoming aware of the event through newspaper advertising. The event also continues to attract significant numbers of new customers, with 47 per cent of attendees having never used the service before.

Residents dropped of a total of 56,455 kilograms, an average of just over 41 kilograms per vehicle.

The most commonly delivered products included:

- Water-based Paints 17,395kg (31%)
- Oil-based Paints 10,199kg (18%)
- Oils 9,084kg (16%)
- Lead-acid Batteries 4,969kg (9%)
- Gas Cylinders 4,777kg (8.5%)

While the event was efficiently managed, there were some traffic delays of up to 20 minutes experienced during the first two hours of the first day, which was the result of significant early queuing of vehicles prior to the opening of the event. However, once this initial queue had been cleared, no further significant delays were experienced. Overall, the feedback received at the event in relation to the service was overwhelmingly positive.

## Attachments

Nil

## 8.5 Status of Applications

### Reporting Officer

Director City Development  
City Development

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.8 - Enable a range of housing choices to support different lifestyles

### Officer's Recommendation

That the information be noted.

### Purpose

To advise Council of the status of development applications within the City Development Division.

### Report

In accordance with the resolution of the Council meeting held 13 March 2018 that Councillors be provided with monthly information detailing the status of each report considered by the IHAP, now known as the Local Planning Panel (LPP), South Western City Planning Panel and approved by the General Manager under delegation of a value of more than \$1m, the attachment to this report provides this information as requested.

### Attachments

1. List showing status of Development Applications (contained within this report)

Development Application Register

DA No.	Address	Description	Value	Authority Criteria	Status	Determination
<b>DAs to be considered by the Regional Panel</b>						
1565/2015/DA-MP	Lot 1097 Goldsmith Ave, Campbelltown	Masterplan for Macarthur Gardens North and construction of stages 1 and 2 of Macarthur Gardens North, involving the construction of 72 dwellings, civil works and subdivision	\$19,640,000	>\$5million Crown	Deferred	
206/2016/DA-RS	Lot 1097 Goldsmith Ave, Campbelltown	Subdivision into nine superlots, a residue allotment, construction of 86 residential dwellings and associated Torrens and Strata subdivision and minor alterations to masterplan	\$19,600,000	>\$5million Crown	Deferred	
726/2016/DA-RS	Lot 1097 Goldsmith Ave, Campbelltown	Masterplan amendments, medium density housing and associated subdivision within stages 7, 8 and 9 in Macarthur Gardens north	\$20,640,000	>\$5million Crown	Deferred	
3280/2016/DA-RA	12 & 28 Cordeaux Street, Campbelltown	Demolition of existing structures, construction of a 10 storey residential apartment building consisting of 105 residential units, basement car parking, 2 retail/commercial units and a boundary adjustment	\$29,900,000	>20million (registered prior to \$30mil threshold)	Assessing - Deemed refusal Lodged with L&E Court	
4204/2016/DA-RA	6-12 Dumaresq Street, Campbelltown	Demolition of existing structures and construction of a 15 storey mixed use residential flat building comprising of 85 residential units, four levels of basement car parking, one	\$28,000,000	>20million (registered prior to \$30mil threshold)	Assessing	

## Development Application Register

DA No.	Address	Description	Value	Authority Criteria	Status	Determination
		level of retail, two levels of commercial and a communal rooftop open space area				
389/2017/DA-RA	Raith 74 Fern Avenue, Campbelltown	Construction of a residential development containing 134 residences and alterations to and use of the existing heritage building.	\$26,000,000	>20million (registered prior to \$30mil threshold)	Deferred	
497/2017/DA-SW	Riverside Drive, Cheviot Place, Ryeland Place, Southdown Place and Deans Road, Airds	Airds Bradbury Stage 4 subdivision to create 180 residential lots and associated civil works	\$11,200,000	>\$5million Crown	Assessing	
2138/2017/DA-SW	Briar Road, Waterhouse Place, Kingston Place, Merino Crescent and Dorchester Park, Airds	Airds Bradbury Stage 6 subdivision to create 144 residential lots and associated civil works	\$9,088,028	>\$5million Crown	Assessing	
3652/2017/DA-RS	Passiflora Ave and Wiregrass Ave, Denham Court	Construction of 76 attached dwellings and one detached dwelling and subdivision into 77 Torrens title allotments	\$23,179,218	>20million (registered prior to \$30mil threshold)	Assessing	
3293/2017/DA-C	166 - 176 St Andrews Road Varroville	Construction and use of a new cemetery and parklands	\$38,077,510	>\$5million Crown	Referred to Independent Planning Commission – awaiting more information	

## Development Application Register

DA No.	Address	Description	Value	Authority Criteria	Status	Determination
4141/2017/DA-C	Campbelltown Hospital, Therry Road, Campbelltown	Construction of a multi-level car park and associated ancillary works	\$21,300,000	>\$5million Crown	Assessing	
<b>DAs to be considered by the Local Planning Panel</b>						
1382/2017/DA-U	'Mawson Park', Queen, Browne and Cordeaux Streets, Campbelltown	Use of 'Mawson Park' for night markets two times per month	Nil	Council land and Council applicant	Completed	To panel 27 June 2018
1322/2017/DA-O	139 Heritage Drive, Glen Alpine	Demolition of an existing communications facility and construction of a 19 metre high telecommunications monopole and ground level facility for equipment	\$250,000	Council land	Completed	To panel 27 June 2018
2342/2016/DA-BH	22 Grandview Drive, Campbelltown	Demolition of an existing dwelling and construction of a 13 room boarding house for up to 19 lodgers	\$485,000	Over 10 objections	Completed	To panel 27 June 2018
2310/2017/DA-RS	35 Fleming Drive, Campbelltown	Construction of four dwellings and subdivision into four strata allotments	\$648,000	Staff application	Assessing	
1985/2017/DA-RA	16 - 20 Palmer Street, Ingleburn	Demolition of existing structures and construction of a five storey residential apartment building containing 52 apartments and two levels of basement and provision of carparking, and provision of space for a childcare centre on the ground floor of the building	\$15,137,815	Residential Flat Building - more than 3 storeys (RFB)	Assessing	

## Development Application Register

DA No.	Address	Description	Value	Authority Criteria	Status	Determination
2238/2017/DA-RA	37 Cumberland Road, Ingleburn	Demolition of an existing dwelling and construction of a five storey residential apartment building containing 30 units, basement carparking	\$8,712,418	Residential Flat Building - more than 3 storeys	Deferred	
3598/2017/DA-SL	1 Reddall Street, Campbelltown	Demolition of existing dwelling and construction of a three storey senior living building consisting of 14 independent living units	\$2,400,000	Residential Flat Building - more than 3 storeys	Deferred	
3885/2017/DA-SW	Lot 3 Menangle Rd, Menangle Park	Stage 1 - Menangle Park Urban Release Area - civil works and subdivision of land to create 255 residential lots and seven superlots	\$19,330,000	VPA	Assessing	
559/2018/DA-RS	10 Wickfield Circuit, Ambarvale	Construction of a mixed use development consisting of 27 residential units, 9 retail premises with basement car parking and strata subdivision	\$8,026,960	Residential Flat Building - more than 3 storeys	Assessing	
736/2017/DA-S	2 & 5 Culverston Street, Minto	Subdivision of Culverston Road and the construction of a cul-de-sac head	\$414,639	Council land	Deferred	
743/2018/DA-SW	901 & 913 Appin Road, Gilead	Subdivision into 333 residential allotments, 5 residue allotments with associated civil works including road construction, permanent and temporary stormwater management facilities and tree removal Stage 1	\$19,072,587	VPA	On public exhibition	
1361/2016/DA-C	7/4 Grange Road, Leumeah	Fit out and use of premises as a brothel – 7/4 Grange Road, Leumeah	\$80,000	18 objections	Assessing	

## Development Application Register

DA No.	Address	Description	Value	Authority Criteria	Status	Determination
1623/2016/DA-SW	39, 41A, 41B & 43 Sebastian Avenue, Rosemeadow	Demolition of existing dwelling and structures and subdivision to create residential allotments in stages; Stage 1 – create 25 residential lots and two residue lots, Stage 2 – create 8 residential lots and extension of the road, Stage 3 – create 12 lots, Stage 4 – create 15 lots	\$910,000.00	10 objections	Assessing	
1700/2017/DA-SW	Lots 1, 6, 8, 9 and 12 (DP 258940), Dobell Reserve, Burdekin Park, Eldred Park and Tate Park, Gidley Crescent, Claymore	Subdivision into 113 residential lots and one residue lot for future development and associated civil works, Stages 3A & 3B Claymore Urban Renewal Project	\$4,616,000	VPA	Assessing	
3493/2017/DA-RS	Lot 1 Linum and Lot 143 Lantana Streets, Macquarie Fields	Construction of 12 two storey dwellings and subdivision into 12 torrens title allotments	\$3,200,000	Council land	Assessing	
653/2018/DA-RD	Lots 56, 58 & 60 Arkley Ave, Claymore	Consolidation of 3 allotments and boundary adjustment and construction of 58 place childcare centre	\$860,927	CLEP variation	Assessing	
1698/2017/DA-M	2 Albert Street, Ingleburn	Demolition of existing dwelling and construction of two x two storey semi attached dwellings and associated site works	\$400,000	CLEP variation	Assessing	
774/2018/DA-C	111 Oxford Road, Ingleburn	Partial demolition of existing heritage-listed building and alterations and additions to the building for use for 150-place child care centre and associated car parking	\$1,250,000	Heritage	Assessing	

## Development Application Register

DAs with a stated value of \$1 million or more approved under Delegated Authority by the General Manager						
DA No.	Address	Description	Value	Authority Criteria	Status	Determination
3360/2016/DA-CW	'Mont St Quentin Oval', Campbelltown Road, Bardia	Construction of new amenities, playground and embellishments to 'Mont St Quentin Oval'	\$4,350,000	N/A	Approved	24 May 2018

## 8.6 Multi Dwellings in R2 Zone Planning Proposal

### Reporting Officer

Director City Development  
City Development

### Community Strategic Plan

Objective	Strategy
4 Outcome Four: A Successful City	4.3 - Responsibly manage growth and development, with respect for the environment, heritage and character of our city

### Officer's Recommendation

1. That Council note the submission by Council staff (attachment 1) to the Department of Planning and Environment requesting the deferral of the operation of the Low Rise Medium Density Housing Code which is proposed to commence on 6 July 2018.
2. That Council consider the advice of the Local Planning Panel from its meeting of 27 June 2018 regarding the subject Planning Proposal.
3. That Council endorse the preparation of a Planning Proposal to amend Campbelltown Local Environmental Plan 2015 (CLEP 2015) to prohibit "multi dwelling housing" and "manor houses" in the R2 Low Density Residential Zone.
4. Subject to Recommendation 3, that:
  - a. Council submit the Planning Proposal to the Department of Planning and Environment (DPE) for a Gateway Determination and undertake any public exhibition requirements.
  - b. Council request the DPE to grant Council delegation to make amendments to Campbelltown Local Environmental Plan 2015 in accordance with Section 3.36 of the *Environmental Planning and Assessment Act 1979*.

### Purpose

The purpose of this report is to request Council's endorsement of a Planning Proposal to minimise the impacts of the Low Rise Medium Density Housing Code on the orderly development of housing in the Campbelltown Local Government Area, by amending CLEP 2015 to prohibit "multi dwelling housing" and "manor houses" within the R2 Low Density Residential Zone.

## Report

### Background - Multi Dwelling Housing and CLEP 2015

CLEP 2015 was gazetted on 11 December 2015 and became operational on 11 March 2016. The Plan was prepared over an extensive timeframe, and was guided by a number of contributory studies, including Council's Residential Development Strategy 2014. This Strategy informed the decision by Council to include a new medium density housing zone (R3) within CLEP 2015 to facilitate medium density housing in suitable and well planned areas with sufficient supporting infrastructure and access to public transport and commercial centres.

In adopting CLEP 2015, Council decided to generally utilise a best fit philosophy with the comparable land zonings under the previous planning instrument LEP 2002. This resulted in multi dwelling housing being included in the R2 Low Density Residential Zone under CLEP 2015, noting that it was a permissible land use within the generic 2B Residential Zone under LEP 2002. However, CLEP 2015 achieved the objective of promoting multi dwelling housing in the more appropriate R3 zoned areas by imposing more stringent development standards for this type of development in the R2 zone. Council also acknowledged that there would be a need to review the Plan and Local Housing Strategy after its inception, including an assessment of whether multi dwelling housing should remain as a permissible land use within the R2 zone.

### Medium Density Housing Code - Implications for the Campbelltown LGA

The Medium Density Housing Code (the Code) has been released by the State Government and will come into effect on 6 July 2018. The Code will operate as an amendment to *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*, and allow medium density housing, to be approved and built as complying development in R1, R2, R3 and RU5 zones, where permitted in that zone under Council's LEP.

Under CLEP 2015, multi dwelling housing is permitted (with development consent) in the R2 Low Density Residential and R3 Medium Density Residential zones. Consequently, the Code would permit new forms of medium density residential development to be approved and built as complying development these zones, without any meaningful consultation or consideration of local planning policy as would currently occur through the development application process.

Manor houses are a new type of 2 storey residential flat building created by the Code, comprising 3 or 4 dwellings, which may be built as complying development on lots of minimum 600m<sup>2</sup> in area. The Code proposes to amend CLEP 2015 to include this new residential land use in the R2 and R3 zones, meaning that this type of development may also be submitted to Council for approval under a development application. However at this time Council has no specific development standards for manor houses given that this type of residential development does not currently exist under the Local Environmental Plan. This will generate difficulties for Council to properly assess and regulate this type of development, particularly within the low density residential R2 zones.

If the Code commences on 6 July 2018 for the Campbelltown LGA, it would likely promote unplanned housing densities within the R2 Low Density Residential Zone under CLEP 2015, being areas typically distant from supporting infrastructure and services. This outcome is inconsistent with the intent of CLEP 2015 to encourage medium density housing within more

appropriate areas zoned R3, and limit multi dwelling housing in R2 zones through more stringent development standards.

### **Councillor Briefing 29 May 2018**

The likely ramifications of the Code for the Campbelltown LGA were discussed at the Councillor Briefing of 29 May 2018. At this briefing, planning staff outlined concerns that the Code would promote medium density housing in low density residential areas distant from supporting infrastructure, and without any merit consideration of the impacts of new housing forms on existing low density residential neighbourhoods. Concerns included the circumvention of local planning controls, encouraging medium density housing within R3 zones rather than R2 zones, and the resultant demands on limited infrastructure, amenity impacts for existing low density neighbourhoods, increased stormwater runoff and traffic generation.

Concern was also raised that the Code may incentivise short term development outcomes on strategic sites along the Glenfield to Macarthur Urban Renewal Corridor, to the detriment of long term planning for higher density growth within these nominated urban renewal precincts.

Given the likely disruption to the planned and orderly development of medium density housing within the LGA, and resulting concerns relating to unplanned housing growth and insufficient supporting infrastructure, there was general consensus from Councillors to request the DPE to defer the operation of this Code for the Campbelltown LGA.

### **Request to Defer Commencement of Code**

On 5 June 2018 the NSW Department of Planning (DPE) advised Campbelltown City Council that it would consider a formal request to defer the operation of the Code for the Campbelltown LGA, if that request was received by 27 June 2018 and was supported by the submission of a Council endorsed draft Planning Proposal to the Gateway Panel by 27 July 2018.

The offer by the DPE to consider a request for deferral of the Code followed the announcement by the Minister for Planning that he would consider deferring the commencement of the Code in low density residential zones if a suitable proposal was received from any concerned Council. It is understood that a number of affected Councils have requested the DPE to defer the operation of the Code within their respective areas, with the Councils of Ryde, Lane Cove, Canterbury-Bankstown and Northern Beaches having been successful to date in obtaining a 12 month deferral until July 2019.

On 18 June Council staff forwarded a written submission to the DPE requesting deferral of the Code for the Campbelltown LGA (attachment 1). DPE has responded in writing (attachment 2) to confirm that it is preparing a recommendation to defer application of the Code to the Campbelltown LGA. It is anticipated that Council's request to defer application of the Code would be favourably received if the supporting Planning Proposal is endorsed by Council and forwarded to the DPE by the nominated deadline of 27 July 2018.

Details are provided below of the supporting Planning Proposal required by the DPE to support Council's written submission.

## **CLEP 2015 - Proposed Amendments**

The proposed amendments to CLEP 2015, in support of Council's written request to defer the operation of the Code for the Campbelltown LGA, comprise the prohibition of multi dwelling housing and manor houses within the R2 zone. This outcome is consistent with the local housing strategy to promote medium density housing forms within more suitably located areas of the LGA, namely the R3 Medium Density Residential Zone.

It is anticipated that Council's formal endorsement and lodgement of the Planning Proposal with DPE would strengthen Council's request for a deferral from the operation of the Medium Density Housing Code for the Campbelltown LGA. If this deferral is granted, then Council will have further opportunity to refine the Planning Proposal in consultation with DPE to ensure that any impacts resulting from the delayed commencement of the Code are better managed.

## **Local Planning Panel**

The proposed amendment of CLEP 2015 to prohibit multi dwelling housing and manor houses within the R2 Low Density Residential Zone was considered by the Local Planning Panel at its meeting of 27 June 2018. The Local Planning Panel provided the following advice for the consideration of Council.

1. The panel supports the Council's request for deferral of the Low Rise Medium Density Housing Code.
2. The panel encourages the Council, through the comprehensive review of the Campbelltown LEP 2015, to pursue a diversity of housing forms across the Local Government Area including consideration of the established R2 zoned land.
3. The Panel encourage the completion of the comprehensive review of CLEP 2015 and updated Housing Strategy within the next two years.

The advice of the Panel, as outlined above, supports Council's request for deferral of the Code and for further review of CLEP 2015 and an updated Housing Strategy to be undertaken within the next two years.

## **Conclusion**

The commencement of the Low Rise Medium Density Housing Code on 6 July 2018 will circumvent local planning controls and allow for increased housing densities within R2 Low Density Residential Zones under CLEP 2015, being areas typically distant from supporting infrastructure and services. This outcome is inconsistent with planning work being undertaken by Council to encourage medium density housing within more appropriate areas zoned R3, in closer proximity to transport infrastructure and commercial centres.

Given the adverse consequences which are likely to arise as a result of the uncontrolled operation of the Code across the Campbelltown LGA, and in particular for R2 Low Density Residential Zones, it was agreed at the Councillor Briefing of 29 May 2018 to request the DPE to defer the commencement of the Code for the Campbelltown LGA.

On 5 June 2018, the DPE advised Campbelltown City Council that it would consider a formal request to defer the operation of the Low Rise Medium Density Housing Code for the Campbelltown LGA, if that request was received by 27 June 2018 and was supported by submission of a Council endorsed draft Planning Proposal to the Gateway Panel by 27 July 2018.

Council's endorsement of a planning proposal to prohibit multi dwelling housing and manor houses as a permissible land use within the R2 Zone under CLEP 2015 is now required in the short timeframe provided by the DPE to supplement Council's written request of 18 June 2018. Should the DPE grant Council's request to defer operation of the Code for the Campbelltown LGA, then further work will be undertaken to better manage the impacts of the pending Code as part of the planning proposal process and broader review of CLEP 2015.

### **Attachments**

1. Submission to the Department of Planning and Environment (contained within this report)
2. Letter of reply from Department of Planning regarding deferral of Low Rise Medium Density Housing Code (contained within this report)

18 June 2018

Ms Ann-Maree Carruthers  
Director, Sydney Region West  
Planning Services  
NSW Department of Planning and Environment  
GPO Box 39  
SYDNEY NSW 2001

Dear Ms Carruthers,

**Medium Density Housing Code – Request for Deferral**

I am writing in response to the announcement that the NSW Planning Minister, Anthony Roberts, will consider deferring the operation of the Medium Density Housing Code for any Council that wants to change its planning rules.

Campbelltown City Council has significant concerns that the Medium Density Housing Code would detrimentally impact the orderly and planned development of future housing supply within the Campbelltown Local Government Area by promoting new forms of medium residential housing in inappropriate areas; in an uncontrolled manner; in a way not in keeping with the reasonable expectations of the community; and distant from supporting infrastructure and ill-suited to densification.

A main concern is that the Code will override Council's development standards under Campbelltown Local Environment 2015 (CLEP 2015) for multi-dwelling housing within the R2 zone, resulting in higher density development outcomes inconsistent with Council's objective for the R2 Low Density Zone, which seeks to provide for the housing needs of the community within a low density residential environment. These concerns include the mandated permissibility of 'manor houses' within the R2 zone, comprising a new type of medium density housing for which Council has no specific development controls.

The proposed low rise medium density housing code, in Campbelltown's situation, would allow medium density development within low density residential areas, unplanned for growth and remote from services, shops and transport.

In adopting CLEP 2015, Council committed to the ongoing review of the Plan including amendments of particular clauses relating to the permissibility and development of 'multi-dwelling' housing within the R2 zone to ensure that the intent of promoting multi-dwelling housing in the more appropriate R3 Medium Density Residential zones was achieved.

Campbelltown City Council is continuing to work closely with the Department of Planning and Environment on the revision of CLEP 2015 to facilitate housing diversity and supply in the Greater Macarthur Priority Growth Area, the Glenfield to Macarthur Urban Renewal Corridor, and urban renewal sites at Claymore and Airds. We are actively considering individual planning proposals to increase building heights and densities near the Campbelltown centre.

Additional to this work, Campbelltown City Council will be reviewing its Housing Strategy and updating the Local Environmental Plan as one of the Western Sydney City Deal Councils identified for priority funding to undertake this task. Campbelltown City Council clearly meets the criteria of a place that is committed to reviewing its planning rules to promote housing diversity and supply.

For these reasons, Council formally requests that the operation of the Low Rise Medium Density Housing Code for the Campbelltown LGA is deferred. This will allow the important and necessary planning work on the Campbelltown Housing Strategy and CLEP 2015 to be advanced in consultation with the Department of Planning and Environment.

Should you require any further information or explanation please contact Council's Executive Manager Urban Centres, David Smith on (02) 4645 4598.

Yours sincerely

Signature removed

**Jim Baldwin**  
**Director City Development**



Our ref: IRF18/3474

Mr Jim Baldwin  
Director City Development  
Campbelltown City Council  
PO Box 57  
CAMPBELLTOWN NSW 2560

Dear Mr Baldwin

I refer to recent conversations on the Low Rise Medium Density Housing Code with Council staff. I also note Council's letter in which you have requested a deferral to the commencement of the code for the Campbelltown local government area.

I can appreciate the issues you have raised over the implementation of the code and I am pleased to advise you that alternative arrangements are available to address your circumstances.

The Minister has asked the Department to prepare a recommendation to defer application of the code to the Campbelltown local government area to allow Council time to consider the application of the code to your residential zones.

A deferral provides Council the opportunity to review these areas and provide a planning proposal to the Department. I look forward to resolving this matter with you over the coming 12 months.

I note that the planning proposal would seek to review the permissibility of multi-dwelling housing in the R2 Low Density Residential zone and associated controls.

I will contact you shortly to discuss how this matter can be progressed. If you have any questions in the interim, please don't hesitate to contact me on 9274 6270, or [ann-maree.carruthers@planning.nsw.gov.au](mailto:ann-maree.carruthers@planning.nsw.gov.au).

Yours sincerely

*Signature removed*

**Ann-Maree Carruthers**  
**Director, Sydney Region West**  
**Planning Services**

22/6/18

## 8.7 Accessible Perimeter Pathways around Open Space areas

### Reporting Officer

Executive Manager Open Space  
City Delivery

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.2 - Create safe, well maintained, activated and accessible public spaces

### Officer's Recommendation

That Council endeavours to seek appropriate grant funding schemes and any other funding sources that could assist to expedite the construction of accessible pathways in Council's Open Space Areas program.

### History

A Notice of Motion was lodged by Councillor Karen Hunt in relation to the need for accessible perimeter pathways in Council's open space areas. Council at its meeting held 18 April 2017 resolved:

1. That Council identify appropriate park spaces in all sections of the Local Government Area that are suitable for the installation of accessible perimeter pathways for use by all residents of all ages
2. That a report be presented on the costs and possible time frame for providing such pathways.

### Report

Council has a number of open space areas in the LGA that provide passive and active recreation opportunities for the residents of Campbelltown.

This report provides a list of suitable parks and open space areas that have been identified by Council's Open Space staff where it is considered that the community would benefit from an accessible perimeter pathway for recreational activities such as walking and cycling.

This outcome was consistent with the open space strategic plan's action plan:

- 1.1 Connected - Campbelltown's Open Space areas are part of an integrated and connected network.

Suggested parks for the accessible perimeter pathways are as follows:

<b>Digger Black Reserve, Ingleburn</b>	Approximate length of pathway 500 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$125,000
<b>Burrendah Reserve, Raby</b>	Approximate length of pathway 1500 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$375,000
<b>Jackson Park, Woodbine</b>	Approximate length of pathway 1000 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$250,000
<b>Kennett/Seddon Parks, Glenfield</b>	Approximate length of pathway 600 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$150,000
<b>Wood Park, Ingleburn</b>	Approximate length of pathway 600 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$150,000
<b>Bob Prenter Reserve, Macquarie Fields</b>	Approximate length of pathway 900 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$225,000
<b>Cook Reserve, Ruse</b>	Approximate length of pathway 700 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Pedestrian bridge required. \$50,000. Cost estimate \$225,000
<b>Bellevue Park, Leumeah</b>	Approximate length of pathway 500 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$125,000
<b>Valley Reserve, Campbelltown</b>	Approximate length of pathway 400 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$100,000
<b>Bradbury Oval, Bradbury</b>	Approximate length of pathway 600 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$150,000
<b>Flynn Reserve, St Helens Park</b>	Approximate length of pathway 1000 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$250,000
<b>Rosemeadow Sports Complex, Rosemeadow</b>	Approximate length of pathway 1200 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$300,000
<b>Heydon Park, Rosemeadow</b>	Approximate length of pathway 500 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$125,000
<b>Thomas Acres Reserve, Rosemeadow</b>	Approximate length of pathway 600 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$150,000
<b>Ablington Reserve, Glen Alpine</b>	Approximate length of pathway 600 lineal metres with a width of 2.5 metres. Approximate cost of reinforced concrete path - \$100 per metre square. Cost estimate \$150,000

Preliminary design investigation undertaken by Council's Open Space team has provided the perimeter pathways listed above. This list of 15 suitable parks is estimated to cost Council approximately \$3m. Further investigation and community consultation will need to be undertaken to finalise any works that could be undertaken in the parks and reserves that have been listed.

Council should note that there is currently annual funding in Council's budget of \$200,000 to construct off road cycleways. This funding could be utilised for the proposed accessible perimeter pathways program listed above. However, it is obvious that this funding would be insufficient to allow the list of pathways provided above to be provided in a reasonable timeframe. As such, Council's Open Space team will endeavour to seek alternate funding sources, such as State and/or Federal Government grants to assist in expediting the implementation of the pathways.

It should also be noted that the estimated costings provided in the above table do not include ancillary landscape works such as seats/benches, exercise equipment, picnic tables, bubblers or tree planting. Again, further funding opportunities will be sought to ensure the inclusion of some of these ancillary landscape works as each pathway is constructed.

## **Attachments**

Nil

## 8.8 Avenue Planting Projects

### Reporting Officer

Executive Manager Open Space  
City Delivery

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.2 - Create safe, well maintained, activated and accessible public spaces

### Officer's Recommendation

That Council develop a Street Tree Planting Plan that will identify a 5-10 year program of Street Tree planting that will improve the canopy cover in Campbelltown.

### Purpose

To advise Council of the street planting plan that will improve the canopy in the Campbelltown Local Government Area.

### History

A Notice of Motion was lodged by the Mayor, Councillor George Brticevic in relation to the creation of avenues of trees on the major arterial roadways within Campbelltown. The matter was discussed by Council at its meeting held Tuesday 18 April 2017 where it was resolved:

That Council seek to create further avenues of trees in significant locations such as Emerald Drive, Eagle Vale Drive, Eagle Vale and Campbelltown Road, Woodbine. That a report be provided on the costs and benefits of Council's annual tree planting program.

### Report

Council has received numerous requests for additional tree planting within the Local Government Area over the past five years. These requests have included creating avenues of trees along our major roadways.

Council's Open Space section has been working closely with the Department of Planning and Environment's (DoPE) new Open Space and Parklands Unit this year to deliver a pilot street tree planting project in Campbelltown as part of the State Government's five million trees for Greater Sydney Program. Working with the Department, Council Officers have selected Copperfield Drive, Rosemeadow for the pilot project. The project will extend from Julius Road opposite Rosemeadow Shopping Centre to Ophelia Street. This tree planting project will include involving students and staff from Rosemeadow Public School.

A workshop was held with industry representatives, Department of Planning staff, Council staff and Rosemeadow Public School teachers on the 18 May to discuss the project. The attendees in the workshop discussed best practice methods for tree planting including tree species selection, planting techniques and the consultation strategy. This pilot project will determine the most appropriate tree size for planting and determine ongoing maintenance programs. It has been estimated that the cost of planting a 25 litre tree (approximately 1.2 metres high) is \$800 per tree and ongoing maintenance is around \$120 per week for the pilot project area. These costs will be confirmed at the completion of the pilot project.

The outcome of this planting project will also help to shape Council's delivery of a Street Tree Planting Plan. It is anticipated that this Plan will identify a 5-10 year program of street tree planting that will improve the canopy cover in Campbelltown, helping reduce heat island effect, provide for a more liveable city and maintain Council's vision for Sydney's Greenest City.

Staff will work with the Councillors in a workshop to commence this project, and will also involve the community in the development of the plan. It is anticipated that the initiation of the Street Tree Planting Plan will commence before the end of 2018.

### **Attachments**

Nil

## 8.9 Roundabout Beautification Implementation Program

### Reporting Officer

Executive Manager Open Space  
City Delivery

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.2 - Create safe, well maintained, activated and accessible public spaces

### Officer's Recommendation

That the proposed program of roundabout beautification works be commenced in the 2018-2019 financial year through Council's City Entrance program funding, with appropriate funding to be considered in subsequent financial years to continue with the program.

### Purpose

The purpose of this report is to identify suitable roundabouts for landscape works in accordance with Council's resolution.

### History

A Notice of Motion was lodged by the Mayor, Councillor George Brticevic in relation to the need for a roundabout beautification program. Council at its meeting held 18 April 2017 resolved:

1. That a report be presented on the implementation of a roundabout beautification program, which would include at least one large tree and other lower level plantings, on larger roundabouts within the Campbelltown Local Government Area.
2. That the report includes costings and timeframes.

### Report

Council has a number of large roundabouts in the Local Government Area that when landscaped will form an important gateway marker for suburbs. Already there are a number of large roundabouts that have been successfully planted with trees and understorey planting.

The purpose of this report is to identify other suitable roundabouts for landscape works in accordance with Council's resolution. As per the resolution, these roundabouts will consist of at least one large tree and low level plantings.

There are thirteen larger sized roundabouts that are considered suitable for further investigation and possible planting. These include:

- Gilchrist Drive/Therry Road, Campbelltown
- Eagle Vale Drive/Emerald Drive, Eschol Park
- Eagle Vale Drive/Malachite Road, Eschol Park
- O'Sullivan Road/Lindesay Street, Leumeah
- Ben Lomond Road/Airds Road, Minto
- Ben Lomond Road/Homes Road, Minto
- Airds Road/Culverston Road, Minto
- Henderson Road/Macquarie Road, Ingleburn
- Henderson Road/Fields Road, Ingleburn
- Henderson Road/Harold Street, Ingleburn
- Harold Street/Evelyn Street, Macquarie Fields
- Canterbury Road/Victoria Road, Macquarie Fields
- Campbelltown Road/Williamson Road, Ingleburn.

Once the preliminary site investigation has been undertaken for each roundabout, designs will be prepared. Currently there is an annual City Entrance Works program to which these projects could be included. The budget for this program has been \$130,000 in 2017-2018 and is proposed to be the same in 2018-2019. As from next financial year selected projects will be considered for funding under this budget. The average cost of landscaping the above roundabouts is \$12,000 per roundabout. This equates to a total cost of \$156,000 capital funding to landscape all of those roundabouts.

Following implementation of these projects, there will also be an ongoing need for annual maintenance. Council's Operations section has indicated that maintenance for each site will cost in the order of \$2,000 per year to maintain to a standard that would be acceptable for the Campbelltown community. These sites would need to be visited every 6 weeks with regular maintenance and watering to keep them in a manner that would be fitting as part of Council's City Entrance program.

Council officers intend to commence this program of works in the 2018-2019 financial year.

## **Attachments**

Nil

## 8.10 Jacaranda Tree Planting

### Reporting Officer

Executive Manager Open Space  
City Delivery

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.2 - Create safe, well maintained, activated and accessible public spaces

### Officer's Recommendation

That Council consider possible Jacaranda planting projects within the existing 2018-2019 financial year budget and seek out appropriate grant funding schemes and any other funding opportunities from other sources.

### Purpose

To advise Council of the proposed Jacaranda planting projects for the 2018-2019 financial year and associated grant funding schemes.

### History

A Notice of motion was lodged by Councillor Rey Manoto, in relation to the need for an area in Campbelltown where Jacaranda trees can be planted. The matter was discussed by Council at its meeting held 12 December 2017 where it was resolved:

That a report be presented to Council investigating an area in Campbelltown where Jacaranda trees can be planted contiguously and prominently on both sides of the street or road, including the median strip if possible with a minimum of 45 trees should there be a median strip or 50 trees if just both sides of the road.

### Report

There are currently a number of requests for additional planting of trees within the Local Government Area (LGA). These projects include the planting of avenues of trees on our major roadways, including the planting of Jacarandas.

Currently there is an avenue of Jacarandas planted on Campbelltown Road, extending from the M31 Campbelltown North Interchange to just shy of the Rose Payton Drive intersection. This avenue could potentially be extended all the way along Campbelltown Road to the Blaxland Road intersection, creating a northern gateway to the City from the Hume Motorway (M31). It is estimated that the remainder of Campbelltown Road to Blaxland Road would accommodate approximately another 50 trees along the central median island.

It has been estimated that the cost of planting a 25 litre Jacaranda tree (approximately 1.2 metres high) is \$800 per tree. Ongoing maintenance is estimated to be around \$120 per week to manage all of the additional Jacaranda trees. Based on these figures the planting of 50 trees would cost \$40,000 in capital and about \$6,000 per annum to maintain until such point that the trees are fully established.

Council staff will consider this project within the existing 2018-2019 financial year budget and will also seek grant/funding opportunities from other sources.

### **Attachments**

Nil

## 8.11 BMX Facilities

### Reporting Officer

Executive Manager Open Space  
City Delivery

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.2 - Create safe, well maintained, activated and accessible public spaces

### Officer's Recommendation

That the information by noted and a further report be presented to Council once the planning process for a BMX pump track facility has been undertaken for Kanbyugal Reserve, Woodbine (off Harbord Road).

### Purpose

To advise Council of the proposed BMX pump track facility at Kanbyugal Reserve, Woodbine.

### History

A Notice of Motion was lodged by the Mayor, Councillor George Brticevic, at the Council meeting held Tuesday 22 November 2016, in relation to the potential for Council to provide some BMX facilities for Campbelltown's young people. The matter was subsequently discussed by Council where it was resolved:

That Council seeks a report on the feasibility of creating a BMX Track at the St Helens Park skate park and other sites.

### Report

A Council briefing was undertaken on Tuesday 27 March 2018. During this briefing, Councillors and Council's Executive group were informed that Camden Council was undertaking an upgrade and relocation of its current BMX facility at Kirkham Park, Elderslie to a regional facility. As a regional facility, in theory, this track would also cater for the regional BMX demand for racing in the Campbelltown Local Government Area. Council's Open Space staff will work with Camden Council to promote this facility as a racing track.

Further to this however, in the short-term it is considered most appropriate for Council to develop a series of three 'pump' tracks to cater for the BMX needs of the current population in Campbelltown. A pump track is a continuous circuit of banked turns interspaced by rollers and other features that can be ridden on without pedalling. Riders create momentum via up and down body movements called pumping.

The provision of pump track facilities is consistent with the findings of the Sport and Recreation Strategy. Councils open space areas need to cater for new friends in sport. Cycling for fitness and recreation is increasing. Pump track facilities are tied to an increase in the use of mountain bike, scooters and BMX bikes. The Sport and Recreation Strategy has identified Kanbyugal Reserve, Woodbine as a mountain bike facility.

It is proposed that three facilities be constructed in Campbelltown Local Government Area (LGA) at the following locations:

- Seddon/Kennett Park, Glenfield
- Kanbyugal Reserve, Woodbine (off Harbord Road)
- Thomas Acres Reserve, Rosemeadow

It is considered that these three locations provide a good spread for BMX facilities that would allow a greater proportion of the Campbelltown community to easily access a local pump track. An advantage of the development of the pump track at Kanbyugal Reserve Woodbine is that it is centrally located in the LGA and is within close proximity of the skate facility at Leumeah.

The next step for this project to commence will require the planning of the facility. This will require the services of a specialist track designer. It is anticipated that planning for the project would cost approximately \$30,000. This would include survey design and consultation. The Open Space section has funding in the 2018-2019 budget to undertake this phase of work. Once the planning process has been undertaken, Councillors will be notified of the outcome through a further briefing and then Council report.

## **Attachments**

Nil

## **8.12 Feasibility of an Open Air Entertainment Space at Redfern Park, Minto**

### **Reporting Officer**

Executive Manager Open Space  
City Delivery

### **Community Strategic Plan**

<b>Objective</b>	<b>Strategy</b>
1 Outcome One: A Vibrant, Liveable City	1.2 - Create safe, well maintained, activated and accessible public spaces

### **Officer's Recommendation**

That Council commence the master planning process for Redfern Park, Minto by September 2018.

### **Purpose**

To advise Council of the commencement of the master planning in the vicinity of Redfern Park, Minto.

### **History**

A Notice of Motion was lodged by Councillor Chowdhury in relation to providing an open air entertainment space in the area that is currently an amphitheatre/detention basin and was discussed by Council at its meeting held Tuesday 26 September 2017.

Following those discussions, it was resolved:

1. That a report be presented to Council on the feasibility of constructing an open air entertainment space [stage or platform] in the amphitheatre at Redfern Park, Minto.
2. That the report include potential designs, material types, provision for weatherproof 3-phase power access and relevant costings.

### **Report**

Redfern Park, Minto is a popular park that includes the Ron Moore Community Centre, an amphitheatre, half basketball court, playground, picnic facilities, pathways and landscaped areas. The Open Space section will be preparing a master plan of Redfern Park this year. It is proposed that this master plan will provide the outcomes requested by Council at its meeting of 26 September 2017.

This master plan will analyse the existing park infrastructure and suggest improvements. It will also investigate the feasibility of constructing an open air entertainment space and include potential designs, material types, provision for weatherproof 3-phase power access and relevant costings as requested by Council.

The master plan will also include a thorough community consultation process in accordance with Council's Engagement Framework and Toolkit.

Councillors will be provided an opportunity to become involved in the master planning process should they have an interest in this park. It is anticipated that the master planning process will commence by September 2018 and will be undertaken in-house by Council's Open Space planning section.

### **Attachments**

Nil

## **8.13 Changes to the National Partnership Agreement on the National Quality Agenda**

### **Reporting Officer**

Executive Manager Community and Cultural Services  
City Lifestyles

### **Community Strategic Plan**

<b>Objective</b>	<b>Strategy</b>
3 Outcome Three: A Thriving, Attractive City	3.2 - Ensure that service provision supports the community to achieve and meets their needs

### **Officer's Recommendation**

1. That Council is advised of changes to the National Partnership Agreement on the National Quality Agenda which expires on 30 June 2018 and that funding for the Australian Children's Education and Care Authority will cease in 2020.
2. That Council advocates to local Federal and State Members of Parliament for the renewal of the National Partnership Agreement on the National Quality Agenda for early childhood education and care services.

### **Purpose**

To advise Council of changes to the National Partnership Agreement (NPA) and the impact on early childhood education and care services. In addition to this, seek Council's support to advocate to the government for the renewal of this partnership.

### **History**

A commitment from the Federal Government was made to increase the focus on the early years of a child's life and this was endorsed by the Council of Australian Governments (COAG) in July 2009. The aim was that by 2020 all children have the best start in life to create a better future for them and for the nation.

COAG agreed in December 2009 to establish a jointly governed and unified National Quality Framework (NQF) for early childhood education and care and outside school hours care (OSHC) services. This replaced the existing separate licensing and quality assurance processes. This was a key part of the National Quality Agenda (NQA) for the early childhood education and care sector.

The NPA was introduced in 2010 as an agreement between the Federal Government and the states and territories to work together to implement the National Quality Agenda for early childhood education and care.

The National Partnership acknowledged the mutual benefit for all governments in implementing and maintaining the regulation and quality assessment of early childhood education and care services.

To support this National Partnership, the Australian Children's Education and Care Authority (ACECQA) was established in 2011. ACECQA is an independent national statutory authority that assists governments in implementing the National Quality Framework for early childhood education and care. They are the overarching body that governs minimum national requirements and standards.

In 2012 the Education and Care Services National Law was introduced, to ensure all states were operating on the same national regulations. Since the implementation of the National Partnership Agreement and with the National Quality Framework in place, research undertaken has demonstrated the benefits of the national quality assurance systems. Australia remains in the transition phase of implementation and is only just beginning to see the benefits.

## Report

In the 2018-2019 Federal Government budget delivered on 8 May 2018, it was announced that:

1. funding to ACECQA would continue through to the official date for quality implementation of 2020
2. previous funding to states and territories which enables the implementation of the national quality assessment framework and rating process will cease as of 30 June 2018.

Under the NPA, the Federal Government currently provide funding to each state and territory to contribute to ACECQA's annual budget. This funding will no longer be provided and the responsibility will now fall back on the individual states and territories.

This announcement to discontinue the national partnership that drives the quality system will hinder the significant success of the progress made to date within Australian early childhood education and care services sector.

The loss of funding has potential significant impact on the standards of care for children as the function of maintaining quality will revert back to the states and territories, potentially allowing funds to only focus on basic compliance and not high quality practices. Australia currently performs well in comparison to other countries in having a sound, evidence-based approach to ensuring that children receive high quality education and care through the National Quality Framework.

The early childhood education and care services sector peak bodies and providers are joining together to advocate to the Federal Government for a review of this decision.

The Local Government NSW (LGNSW) Children Services Reference Group, a group of approximately 31 councils operating more than 300 childcare services, which includes Campbelltown, has recently met. They have agreed as a collective group to advocate for further funding of the National Partnership Agreement.

To date, a letter has been developed by the LGNSW Children's Services Network and sent to Premier Berejiklian, Minister Mitchell, the Department of Education, shadow ministers and members of parliament for their consideration. This letter is provided in attachment 1.

In addition to this, it is proposed that Council seeks the support of the local State and Federal Members of Parliament for the renewal of the National Partnership Agreement on the National Quality Agenda for early childhood education and care services.

In order to ensure the continuation of the national approach to the provision of quality care and education funding at the Federal Government level is required. The risk is that if funding is reliant on individual states and territories, the system may well revert back to individual state based standards and therefore a nationally consistent approach to quality care and education will be eroded.

### **Attachments**

1. Collective Statement to the Hon. Gladys Berejiklian (contained within this report)

The Hon. Gladys Berejiklian  
Premier of NSW

Dear Premier Berejiklian,

Quality Counts: for every child, every family, our economy and the nation.

The undersigned organisations call upon the New South Wales and Australian Governments to work together to negotiate a long-term commitment to the *National Quality Agenda on Early Childhood Education and Care*, whilst maintaining the consistent application of the *Education and Care Services National Law and Regulations*.

All governments, children and families benefit from a joint national approach to the regulation and quality assessment of early childhood education and care services. There have been significant 'benefits and efficiencies' achieved 'by jointly creating and supporting a unified, *National Quality Framework* for early childhood education and care services', as evidenced by the continuous quality improvement in service provision and efficiencies in regulation.

Australia's jointly governed *National Quality Framework* upholds children's best interests through the implementation of a world-class quality system of scale and effectiveness. This aspirational system, coupled with national progress reporting, has underpinned significant advances in reducing vulnerability and increasing school readiness as evidenced by the Australian Early Development Census (AEDC).

The *National Partnership* has been the mechanism that binds this system together for the benefit of the 1.3 million children and 900,000 families accessing early education and care services across Australia.

The Federal Education Minister's announcement that the Commonwealth plans to unilaterally withdraw from the National Partnership, risks potentially derailing the significant progress to date. It is also of particular concern, at a time when:

- the Royal Commission's report into institutional child sexual abuse is highlighting the requirement for a 'national watchdog' to ensure our children's safety, security and wellbeing;
- the Gonski 2 report emphasises the connection between quality early learning and school outcomes; and,
- the Lifting our Game report outlines clear evidence that early education and care provides a double dividend to government through improved education, health, social and economic outcomes that can break the cycle of poverty and disadvantage.

National and international research data unequivocally demonstrate the benefits of quality early education programs. Australia remains in the transition phase of implementing the National Quality Framework and is only just beginning to see the benefit of the resultant quality improvements needed for every child, every family, our nation and the economy.

We note that the small short term financial gains of ceasing this National Partnership has the potential for significant long-term risks to quality and safety for Australian children.

The undersigned call on the New South Wales and Australian Governments to establish a broader early years strategy the intent of the *National Partnerships on the National Quality Agenda* with innovative workforce strategies. This must be supported by sustainable and recurrent funding.

The National Quality Framework has cut down red tape and duplicate systems, driven quality service provision and improved outcomes for children. 57 percent of services have improved their quality rating and 75 percent are now meeting or exceeding the National Quality Standard.

The recent Gonski report articulates that early childhood education provides a return on investment, makes a significant contribution to school outcomes and is essential to close the learning differential between advantaged and disadvantaged children.

We must embed the progress to date and continue the transformative possibilities of the early years.

We look forward to working with you to ensure the continued success and gains of the *National Quality Framework* through a long-term National Agreement to realise the benefit of quality early childhood education for future generations and the wider community.

For further information please contact Elizabeth Death [elizabeth@elacca.org.au](mailto:elizabeth@elacca.org.au) or 0438 552 152.

Kind regards,



Lyn Connolly *CEO*  
**ACA NSW**



Jenni Hutchins *CEO*  
**Big Fat Smile**



Michele Carnegie *General Manager*  
**Community Early Learning Australia**



Elizabeth Death *CEO*  
**Early Learning and Care Council of Australia**



Gary Carroll *Managing Director*  
**G8 Education Group**



Prue Warrilow *National Convenor*  
**ACCS NSW**



Meg Mendham *CEO*  
**CCSA**



Wendy Boyd *Senior Lecturer, SCU representing*  
*NSW ECTEC*  
**Early Childhood Teacher Education Council**



Carol Burgess *NSW State President*  
**ECA NSW**



Tom Hardwick *CEO*  
**Guardian Early Learning Group**



Julia Davison *CEO*  
**Goodstart Early Learning**



Christine Legg *CEO*  
**KU Children's Services**



Cathie Zammit *Chairperson on behalf of*  
**Local Government Children's Services**



Professor Mary Ryan (PFHEA) *Head,*  
*Department of Educational Studies*  
**Faculty of Human Sciences**



Carla Yeates *Chair of the Forum*  
**NSW Children's Services Forum**



Robyn Munro Miller *Chief Executive Officer*  
**Network of Community Activities NSW**



Anita Jovanovski *CEO*  
**NSW Family Day Care Association**



Carla Yeates *President*  
**Occasional Childcare Australia NSW**



Anna Learmonth *CEO*  
**Only About Children**



Janet Keegan *Children's Services Manager*  
**Penrith City Council**



Kay Turner *CEO*  
**SDN Children's Services**



Helen Gibbons *Assistant National Secretary*  
**United Voice**



Rod Nadwie-Smith *Head of Early Learning*  
**Uniting NSW.ACT**

## 8.14 Bicentenary 2020 Community Advisory Group

### Reporting Officer

Executive Manager Community Life  
City Lifestyles

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.7 - Promote the city's heritage and history, with strong respect for our Aboriginal and Torres Strait Islander history

### Officer's Recommendation

1. That the membership structure of the Bicentenary Community Advisory Group be amended to add an additional Aboriginal community representative and remove one general community representative.
2. That the following community members be appointed to the Bicentenary Community Advisory Group until the conclusion of the Bicentenary Program in December 2020:
  - Kay Hayes: Historical Society
  - Nola Lucre: Education sector representative
  - Annette Lamb: Aboriginal community
  - Josh Bell: Aboriginal community
  - Wendy White: Business representative
  - Carlene Cardona-Elvy: Business representative
  - Judith Trimboli: Community representative
  - Ruth Banfield: Community representative
2. That applicants be advised in writing of the outcome of the Expression of Interest process.
3. That a further report be presented to Council in November 2018 outlining a proposed Bicentenary Program for consideration.

### Purpose

To seek Council's endorsement of the membership to the Bicentenary Community Advisory Group following the expression of interest process.

### History

Council at its meeting held 13 March 2018 resolved:

1. That Council establish a Community Advisory Group, with membership and Terms of Reference as contained in attachment 1
2. That Council establish an internal cross-divisional working group, with membership determined by Council's Executive
3. That the Community and Stakeholder Engagement Strategy for the early planning phase as proposed in attachment 2 be endorsed
4. That a report be presented to Council in July 2018 on the community and stakeholder engagement process and next steps
5. That Councillor Oates and Councillor Chowdhury be appointed as the Councillor representatives on the Campbelltown Bicentenary 2020 Community Advisory Group.

A briefing was held on 26 June 2018 to provide an update on progress towards the establishment of the Bicentenary Community Advisory Group.

## **Report**

### **Terms of Reference**

The following Terms of Reference were agreed for the Community Advisory Group:

- set the vision for Campbelltown Bicentenary commemorations and generate ideas for commemoration activities based on community input
- oversee, coordinate and communicate the city-wide program of Bicentenary commemorations
- be actively involved in the formation of strategies to build partnerships and seek sponsorship opportunities to develop the program of Bicentenary commemoration activities
- ensure engagement with the broader community to create city-wide interest and ownership of the Bicentenary commemorations
- provide expertise and feedback into development and delivery of Council's program of Bicentenary commemoration
- be strong advocates and spokespeople to build excitement within the Campbelltown community and throughout the Sydney Metropolitan Area
- commit to the meetings and the process.

### **Membership Structure**

The membership structure for the Community Advisory Group that was proposed to Council in the report of 13 March 2018 was:

- the Mayor or delegate
- two additional Councillors
- a representative of Campbelltown's Aboriginal community
- a representative of the Campbelltown Chamber of Commerce
- a representative of the Ingleburn Chamber of Commerce
- a representative of the Campbelltown Airs Historical Society
- a representative of the education/academic sector

- three community representatives that would include local residents and those representing various interest groups
- Council's Project Sponsor from Council's Executive.

Since the endorsement of this membership structure, feedback has been received that this did not respond appropriately to an important Aboriginal cultural protocol, being the need for representation by both male and female Aboriginal people.

It is thus now proposed to amend the membership structure in line with this cultural protocol, and to provide more appropriate balance and cultural input to the Community Advisory Group, by including two Aboriginal community representatives (to be one male and one female) and by reducing the number of general community representatives from three to two.

### **Expression of Interest process**

An advertisement was placed in the Campbelltown-Macarthur Advertiser, Macarthur Chronicle and through Council's website and social media channels seeking nominations from interested community members.

Twelve applications were received and assessed against the selection criteria outlined below.

- experience participating or leading a program of events/activities
- links with and demonstrated commitment to building networks and partnerships in the Campbelltown community
- vision and ideas for the Bicentenary commemorations
- how excitement would be build and how they would advocate for the Bicentenary

The recommended community members for the Community Advisory Group, noting the proposed revised structure, are as follows:

<b>Name</b>	<b>Organisation/representing</b>
Kay Hayes	Historical Society
Nola Lucre	TAFE
Annette Lamb	Aboriginal community (female)
Josh Bell	Aboriginal community (male)
Wendy White	Business
Carlene Cardona-Elvy	Business
Judith Trimboli	Community
Ruth Banfield	Community

It is proposed that all nominees through the EOI process be notified of the outcome, with the offer of feedback about the assessment process made for those unsuccessful. A date is being selected to hold the first meeting of the Community Advisory Group in late August/early September 2018.

**Engagement Plan for the Bicentenary celebrations**

The success of the Bicentenary celebrations will be dependent on the level of genuine engagement with the broader community.

As such, in addition to the establishment of the Community Advisory Group, a range of engagement activities will be undertaken to enable people to participate, lead initiatives and / or promote the Bicentenary.

The first stage of community engagement plan will entail a soft launch which will comprise of pop-ups at Macarthur Square, Campbelltown Mall and Ingleburn Village and an on-line survey posted on Council's website seeking ideas.

Following the establishment of the Community Advisory Group, feedback will be sought from this group on further engagement activities that utilise existing networks and engaging with the Aboriginal community, Historical Society, business and education sectors. Further the mediums through which this will occur will also be refined however it is envisaged that this will include use of traditional methods and social media, visiting community groups and networks, pop-ups and stalls at events.

It is important that children and young people are actively engaged, and as such there will be targeted engagement through current youth networks and local schools. Ideas will be explored of how young people can participate for instance through mediums such as art, music, dance.

**Next steps**

It is envisaged that the first meeting of the Advisory Group will be held in late August/early September 2018.

**Attachments**

Nil

## 8.15 Review of Community Events

### Reporting Officer

Executive Manager Community Life  
City Lifestyles

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.4 - Provide and support exciting and curious events and festivals for the local community and visitors

### Officer's Recommendation

1. That Council endorse the recommendations arising from the Community Events Review.
2. That the civic elements of Australia Day, being the awards and citizenship ceremony, are held at the Greg Percival Community Centre.
3. That Council cease delivering the Garden Competition.
4. That Council cease delivering Riverfest in its current format, to be replaced in 2018-2019 by an annual multicultural food festival, and that a new event or activity be explored for 2019-2020 to allow clearer focus on the environmental sustainability elements of Riverfest and the Garden Competition.
5. That the Fisher's Ghost Street Parade remain a twilight event, with Fisher's Flicks to be held in Koshigaya Park to coincide with the conclusion of the Parade
6. That the Fisher's Ghost Street Fair be returned to the second weekend in November.

### Purpose

To provide Council with recommendations following the review of Council's events program to improve and refresh the program of events to maximise opportunities and value to the community.

### History

The review of Council's events commenced following a Councillor briefing in November 2017 which provided an outline of the events that would be subject to review. This was followed by a further Councillor briefing in May 2018 to present a range of options and enhancements for consideration which are outlined in this report.

This report also responds to the following Notices of Motion which have been considered as part of the events review:

- Councillor Brticevic at the Council meeting on 16 August 2016 requested a feasibility report into a possible Vivid Lighting Event or similar event during the Fisher's Ghost Festival, to assist in promoting a night time economy/entertainment for Campbelltown.
- Councillor Gilholme at the Council meeting on 26 September 2017 called for a report outlining the feasibility of contacting the creators of the Pokemon Brand to request to host a Pokemon Go event in Campbelltown.

## Report

Campbelltown's program of events is designed to provide unique and innovative experiences that promote social cohesion and a sense of community pride. Events have the ability to support activities that provide broader opportunities for the region including economic and tourism value while showcasing the City in a way that is uniquely Campbelltown. Events should provide accessible opportunities to a broad audience, be response to topical issues and also respect the history of an event, while being adaptable to innovation and opportunities.

Council's current annual calendar of community events includes:

- Australia Day
- Ingleburn Alive
- Challenge Walk
- Garden Competition
- Riverfest
- Festival of Fisher's Ghost
- Christmas Carols
- New Year's Eve.

In addition to these annual events, Council's Community Events and Activations Team are also responsible for a program of responsive activations that occur throughout the year. Activations are usually low impact, one-off events or activities with short lead times. They typically respond to a social or community issue, deliver a unique experience, showcase a place or attribute, or may be linked to a cultural or historic celebration. Examples of these include the opening of Rosemeadow Multipurpose Courts, Easter celebrations, Live and Local music program and the Pacific Proud Hub, the activation at Macarthur Square for the 2018 Pacific Test.

This report details the events reviewed and proposed changes to the events moving forward.

### Australia Day

Australia Day celebrations in Campbelltown offer the community an opportunity to come together and celebrate their city, with a range of activities on offer across the day.

The Australia Day program currently includes the presentation of the Australia Day Awards at a ceremony in Campbelltown from 8.00am, followed by a citizenship ceremony at 9.00am. The awards ceremony features a flag raising, Mayoral address, speech by an Australia Day Ambassador and presentation of the Australia Day Awards including Citizen of the Year, Young Citizen of the Year, Sports person of the Year and Community Group Initiative of the Year. The Rotary Club of Macarthur Sunrise provides a free breakfast at this event.

A second citizenship ceremony is held in Ingleburn from 11.00am followed by a range of activities for the community in Hallinan Park from 12.00pm. These activities include entertainment, games, a jumping castle and a free barbecue provided by Lions Club of Ingleburn.

The afternoon event held in Koshigaya Park commences at 4.00pm and includes stage entertainment, stalls, a small number of free carnival rides and fireworks. The Rotary Club of Ingleburn provides a free barbecue from 4.00pm to 6.00pm.

The number of nominations in the Australia Day awards in Campbelltown has been steadily decreasing, and the marquee used to host this short event is costly and causes a hindrance for the afternoon event. Its size and location causes problems with sound from the stage and sightlines for attendees, as well as occupying a large area that could be better utilised as a seating area for the growing crowd.

The afternoon celebrations in Campbelltown are well attended, however activities in Ingleburn have experienced a decrease over the past few years. The activities offered in Hallinan Park cater for citizenship candidates who remain after the ceremony and do not draw an audience beyond these attendees.

Following a review of the Australia Day program it is proposed that the civic component, which includes the Australia Day awards and citizenship ceremony, is held in Ingleburn only. The use of Greg Percival Community Centre to solely host the morning ceremonies will provide a more comfortable experience for attendees, showcasing one of Council's premiere community facilities, and provides better amenity for the event and attendees including air-conditioning. It is recommended that the ceremony commence at 9.00am and conclude at 11.00am, with the Australia Day Awards being followed directly by a Citizenship Ceremony.

Due to the popularity of the afternoon event at Koshigaya Park, it is proposed that this event commence at 12.00pm, with a free community barbeque held from 12.00pm until 2.00pm.

This event currently includes a small number of free carnival rides, however due to the growing size of the event, these are not meeting demand. It is proposed that a temporary mobile water park be explored for inclusion at this event, which could be offered for a subsidised period from 12.00pm until 4.00pm, along with a small number of amusement rides/attractions. This activity would also be supplemented by a range of activities that would celebrate the outdoor lifestyle of Australia such as sand castle building, sand-play or outdoor games.

As part of the refreshed Australia Day celebration it is proposed to source an operator to provide a mobile water park. Investigations have commenced to consider logistics, approvals and financial considerations, however given the high demand for mobile water parks and the extensive setup required, it is likely that feasibility of this activity would require a longer offering, say from New Year's Eve through to Australia Day. Further information will be provided to Councillors once these investigations are further progressed.

### **Ingleburn Alive**

Ingleburn Alive, held annually in March, is a popular event with strong attendance. The event starts at 11.00am and includes stage entertainment, close to 100 market stalls, carnival rides, a free family fun zone at Ingleburn Public School, and concludes with fireworks.

The format of the event does include a quiet period following the lunch time crowd; however this is consistent with an all day festival of this nature. The events team is currently exploring an activity, incentive or entertainment drawcard for this time to increase attendance during the quiet period.

Due to the grey-headed flying fox colony that is located at Milton Park, it is proposed that the current location of the fireworks be reconsidered. This also offers an opportunity for the fireworks to be located in closer proximity to the event to discourage attendees leaving Oxford Road to view the fireworks at Milton Park.

Memorial Oval has been identified as a site that is better located, and would allow for the fireworks to be visible from the event site. The events team will work with the groups that currently use this facility, as well as Council's fireworks supplier, to assess the suitability of this location for a pyrotechnics display.

### **Challenge Walk**

The Campbelltown City Challenge Walk is a health promotion event that is well attended, currently attracting around 1,500 entrants, held in March each year. It is proposed that Council Officers investigate the opportunity to hold a healthy living fair style event at the conclusion of the walk, expanding on the small number of health promotion stalls that currently participate and capitalising on the number and interests of the attendees of this event.

As the current budget would not cover the cost for any additional event, a self-sustaining model would be required through income such as stall hire fees or external sponsorship in order for this to be a feasible inclusion. This expanded event will be considered in the planning of the 2019 event.

### **Riverfest**

Riverfest is an event that celebrates sustainability and community cohesion and is run in August each year. The event was initially run by National Parks Association (NPA), commencing over 15 years ago, with a focus on the City's natural environment, particularly river health. NPA chose to cease delivering the event and Council took over the coordination and delivery, working with NPA as an event partner.

To address declining attendance and expand on the offering of the event, the theme was extended to include the celebration of Campbelltown's cultural diversity in 2005.

With the joint themes of the current Riverfest event, there is an unclear direction or purpose for the event. This leads to an unclear marketing message, and objectives and outcomes for the event.

The level of attendance at this event has been low for some time. Despite the poor attendance, the event offers some educational benefits that could be explored in other formats.

Due to the ever growing multicultural community of Campbelltown, there is also a need to explore a targeted event that celebrates this cultural diversity through experiences of entertainment, workshops and food.

It is proposed that a World Food Fair event be developed to replace Riverfest that centres on the experience and enjoyment of different cultural traditional foods. Workshops and some small scale stage entertainment could also be considered in the event program; however food would remain the focus and drawcard of this event. The celebration of diversity and a cohesive community would be the objective of this event.

A range of suitable locations are currently being investigated. Considerations must be given to site suitability, access, visibility from a main road to assist in attracting passers-by, and impacts on existing users of open spaces, particularly sporting groups. In order to deliver a successful food fair event, a space that is not too large is also necessary to create a contained and intimate venue.

It is proposed that this event be held in September to avoid clashing with other major events. This would extend Council's event offering across the year, rather than being mostly condensed in the summer period.

To retain the educational elements of Riverfest and continue to highlight the importance of sustainability and Campbelltown's natural environment, an event or activity is proposed to be explored for delivery in the 2019-2020 financial year. This would enable a clearer focus and outcomes for environmental sustainability and education than is currently delivered through Riverfest.

The cost of this event could be offset through potential grant funding or sponsorship opportunities that may be available. Key stakeholders currently involved in Riverfest's environmental aspects would be engaged as part of the planning of this new event/activity.

### **Garden Competition**

The Garden Competition, held in spring each year, has been steadily reducing in popularity over the last few years, with only 30 to 50 entrants currently participating. It is proposed that the activity be reshaped to deliver a program that benefits the broader community and includes an education component. As such, it is proposed that the Garden Competition in its current form is ceased.

An alternative event or program may include a series of activations across the year that promote skill development such as sustainable gardening, or a free tree giveaway or activities that complement Council's initiatives to reduce the Urban Heat Island Effect. This revised approach would be incorporated as part of the environmental sustainability event or activities in lieu of Riverfest.

A range of sponsors support the competition through contributions to prize money and Council Officers would work with these local organisations to communicate the changes to the competition and explore any interest or ideas to support future activations that will provide broader outcomes for the community.

### **Festival of Fisher's Ghost**

The Festival of Fisher's Ghost is Council's largest signature event and is run over ten days in November of each year.

In 2017, a trial was undertaken that saw a number of changes made to the format of the Festival to inject new life into the event, particularly following a reduction in attendance to the street parade, one of the Festival's most historic and significant events.

The twilight parade was well attended and the inclusion of lighting elements by participants in the parade added to the appearance, ambience and overall quality of the event. Feedback received from groups that have had a long association with the parade were positive. It is proposed that the parade continues to be held in the evening, with the start time being later at 7.00pm to make better use of the darkness and lighting elements.

To further encourage participants in the parade and to embrace the lighting theme, Council Officers will offer a series of workshops to assist with the provision of materials and expertise to develop lighting elements for use in parade entries. These will be free to participate in for registered parade entrants.

A category for individual walkers will also be added, allowing participation by community members or organisations without the resources or numbers for a traditional entry. These entrants will be required to attend a workshop to create their own lighting accessory and will be invited to form a joint entry alongside Council's float.

The trial undertaken in 2017 also saw the merging of the Street Fair and Street Parade onto the same day. The events felt very disparate with no synergy tying the two events together as one. The crowd who attended the Street Fair did not remain for the Street Parade and there was a clear change over in audience between the two events. The combination of the two events caused significant operational impacts due to access to setup for the Parade following the Street Fair, and a work site environment being required during the Parade setup.

With Fisher's Ghost being a festival that runs over ten days, there was very little to offer in the program on the second weekend, other than the carnival and Fun Run, due to the Street Fair and Parade being held on the first weekend. It is proposed the Street Fair returns to the second weekend of the festival to create a better spread of offerings over the course of the Festival.

Fisher's Flicks is an outdoor cinema that has been trialed for the past three years at Bradbury as a free event for families. Fisher's Flicks is a popular inclusion, however the lighting at the carnival site and loud noises from the rides have impacted the experience for attendees at this event. It is proposed that Fisher's Flicks be moved to Koshigaya Park on the first Saturday in November, to coincide with the conclusion of the Parade. This event would benefit from the number of people in the area at the end of the Parade and would provide a quieter location for attendees to enjoy the movies on offer. It would also provide an event offering at the end of the Parade route where there are usually a large number of people who disperse.

It is also proposed that a range of smaller pop-up activations take place throughout Fisher's Ghost to provide opportunities outside of the traditional larger events. One opportunity being explored is a Pokemon Go event to replace Rising Waters. Rising Waters was very popular in its first year; however the following year saw reduced ticket sales and a disproportionate number of people participating for the investment.

Following the Notice of Motion to investigate a Pokemon Go event in 2017, Council Officers contacted Niantic, the developers of Pokemon Go. These events have been successfully held in other outdoor locations around the world, attracting participants from Pokemon Go's large player base.

In order to be successful in Campbelltown, it is proposed that this activity be anchored to an existing event, rather than standalone, to assist in promotion and attracting participants. Niantic must approve and develop all Pokemon Go events; therefore Council officers are currently working with the company to secure an event in Mawson Park during Fisher's Ghost. The proposed dates being considered are Friday 2 or 9 November. Should the event be approved by Niantic and the associated cost falling within the existing budget for the Festival, Council officers will deliver this event as a trial as part of the 2018 Festival of Fisher's Ghost.

### **Carols and New Year's Eve**

Council currently holds a Christmas Carols event at the Campbelltown Sports Stadium in early December and a large New Year's Eve event in Koshigaya Park.

The review found that these events continue to meet community expectation and deliver broad community benefit in the current form and as such no significant changes are proposed.

As outlined previously, Council Officers are investigating the possibility of a mobile water park to complement the current offering at New Year's Eve and extend through the January school holidays to Australia Day. In addition, the new tender for pyrotechnic light displays for Council events will consider location and style of displays which will include New Year's Eve.

### **Other event opportunities**

Investigations into the feasibility of a Vivid style lighting event as a standalone event offering, following the Notice of Motion raised in 2016, found the cost of traditional projection and lighting effects on buildings to be very costly and not suited to the buildings and layout within the Campbelltown CBD. It was also identified that Fisher's Ghost is already heavily populated with events and these require significant resources to plan and deliver. It has been identified that there is need for an event in the winter months that could deliver on the idea of a lighting spectacle, but be anchored to a self-sustaining outdoor event.

Through an EOI process, Council received the opportunity to host Winterland, an event that will be held in Koshigaya Park in the July school holidays, and will deliver the lighting event objective through dynamic lighting shows on the ice rink. There will also be a range of lighting installations throughout the event site that will creatively illuminate walkways, trees, rides and the ice skating rink. Winterland will test an event model of externally run events that are delivered in partnership with Council, that have potential wide-ranging benefits for the city and region.

Council Officers are also currently exploring a range of market opportunities that could be offered throughout the city, including an artisan or hand-made market, produce/farmer markets or others that activate and contribute to the lifestyles offering in of the city. A further report will be provided to Council, following completion of research and feasibility testing.

### **Fireworks at events**

Council's contract with the current fireworks supplier has recently expired and a new tender process will commence shortly. As part of this tender, prospective suppliers will be invited to submit proposals that include opportunities to enhance the event experience including use of new technology.

**Next steps**

Council Officers will continue to review each event as part of the existing post event debrief and review process, and recommend any ongoing changes to ensure they continue to be relevant, meaningful and offer unique experiences for our residents, while continually looking for new event opportunities for our city.

**Attachments**

Nil

## 8.16 Sport and Recreation Grants Updates

### Reporting Officer

Executive Manager Sport, Recreation and Leisure  
City Lifestyles

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.2 - Create safe, well maintained, activated and accessible public spaces

### Officer's Recommendation

1. That Council note the finalisation of grant funded projects in the 2017-2018 financial year.
2. That Council note the grant applications submitted in the 2018-2019 financial year.
3. That a further report be presented to Council following the announcements of recent grant applications.

### Purpose

To provide Council an update on current status of grant funded projects from the 2017-2018 financial year and applications submitted through recent State and Federal Government Funding Programs to support priorities in the Campbelltown City Sports and Recreation Strategy.

### History

Councils Sport, Recreation and Leisure Facilities Section support local sporting clubs in applying for grants that assist in improving facilities to enable growth in sport participation.

Council at its meeting of 8 May 2018 resolved to note the funding application submitted for Ambarvale Sports Complex Facility improvements under Round Two of the NSW Asian Cup Legacy Fund. Subsequent to the report at the time, a number of grant opportunities have been applied for as well as a number of projects recently being completed.

### Report

Council adopted the Sport and Recreation Strategy 2016 - 2036 in May 2017. The Strategy positions the City to respond to increased growth over the 20 years and includes a number of short term recommendations to support participation of sport and recreation for the community.

A priority in the short to medium term is a focus on improving field surfaces through irrigation and drainage works, as well as improved floodlighting for training and night competition matches. Council Officer's work with the local sports clubs and associations to submit funding applications to supplement Council funds to accelerate the delivery of sporting infrastructure.

Since July 2017, Council and sports clubs have been successful in obtaining over 15 grants resulting in over \$1,300,000 to support sporting infrastructure.

Grant applications supported by Council align with the objectives and outcomes of the Sport and Recreation Strategy.

### **Federal Government Community Development Grant 2016/17**

These grants were a result of Federal Government election commitments, managed through the Community Development Grants Scheme. Set out below is the status of projects that were funded under this program:

- Victoria Park floodlight upgrade: Five Oztag fields lit to 50 LUX for training and 100LUX for night competitions, project costs \$130,000. Project Completed.
- Wood Park floodlight upgrade: One Rugby League field lit to 50 LUX for training and 100LUX for night competitions. Project costs \$94,722. Grant \$60,000 and Council contribution \$34,722. Project Completed.
- Coronation Park floodlight upgrade: Thirty (30) netball courts lit using LED lighting to 50LUX training and 100LUX night competition. Project Costs \$202,063. Grant \$60,000, with the club contributing \$77,000 and Council \$65,063. Project Completed.
- Koorunga Reserve floodlight upgrade: Two Football Fields lit to 50 LUX training and 100LUX night competition. Project costs \$109,690. Grant \$50,000 and \$20,000 Local Sport Grant program, with Council contributing \$39,690. Project Completed.
- Bensley Reserve surface renewal: Two Football fields and 1 x minified: irrigation, laser level, turf (kikuyu grass) sand slit drainage, perimeter fence of facility. Project Costs \$383,330. Grant \$300,000, and \$12,500 stronger communities grant. Council contributing \$70,830. Project Completed.
- Waminda Oval ancillary building: Extension to amenity building. Grant \$290,000. Project delayed. This project has been delayed as the initial design provided by the resident club was costed at \$1.7m and the requested size of the facility was well beyond the scope of the grant. The size of the facility also impacted on the playground that would require a further \$200,000 to enable the relocation and restoration of the playground. A number of alternative design options have been provided to the club for acceptance. At the time of writing this report, an acceptance from the Club to proceed had not been received. In order to proceed with the project, Council is required to have approved plans and costings that will form the funding contract. The contract binds Council to the delivery of the facility as detailed in those plans as well as committing Council to shortfalls in project costs. Once the project is fully completed and acquitted, application is then made to the Government for the \$290,000 grant. It should be noted that funds for the project are held by the Federal Government until the project has been approved by their quality assurance team and works completed. Following successful completion of works and submission of required acquittal documentation funds will then be released to Council.

**Federal Government Local Sports Grant Program 2016-2017 and 2017-2018**

Set out below are projects that have been funded under the Federal Government Local Sports Grant initiative and successfully completed in the last financial year:

- Ingleburn Tennis: Access pathway and shaded seating providing disability access pathway and sheltered seating. Project cost \$28,982. Grant \$9,900 and \$7,300. Club contribution \$5,716 and Council contribution \$6,066. Project Completed.
- Woodlands Baseball: Installation of irrigation to one baseball field \$83,200. Grant \$43,834. Council contribution \$39,366. Project Completed.
- Milton Park Softball Lighting Upgrade: Installation of one lighting pole \$33,955. Grant was \$24,000, Club contribution was \$8,300 and Council contribution \$1,655. Project Completed.
- Oswald Reserve bench seating: Installation of bench seating to existing concrete tiered seating. Project Cost \$12,000. Grant \$5,720. Council Contribution \$6,280. Project implementation scheduled to start July 2018
- Macquarie Fields Triathlon fence, Henderson St Macquarie Fields: Installation of perimeter fence on Henderson Rd to provide safety to pedestrians and cyclists around the Triathlon track. Project costs \$25,000, Grant \$20,000, Council contribution \$5,000. Grant was recently received and project implementation scheduled to start July 2018.

**State Government Community Sports Facility Program 2017-2018**

This grant program was a State Government sport specific program with the following grant funded project delivered:

- Macquarie Fields Park 4th Avenue: Irrigation to Two full size fields, Floodlighting Two (2) Football fields lit to 50LUX training and 100LUX competition, and Two mini fields lit to 50 LUX installation. Project Costs \$218,533. Grant \$185,000 and Local Sport Grant Program \$25,000. Council contribution \$8,533. Project Completed.

**Community Building Partnership 2017**

This grant program is delivered through the State Government electoral areas; the following projects were successful:

- Raby Oval white picket fence: Installation of a perimeter white picket fence around field number 2. Project costs \$74,338 Grant received \$69,808. Club contributed \$2,266 and Council contributed \$2,266. Project Completed.
- Eschol Park Basin 3 field works: Major refurbishment of playing surface to two x Football fields and 1 x minifield, including irrigation, laser levelling of surface, returfing (kikuyu grass), sand slit drainage, and perimeter fence of fields. Project Costs \$186,600. Grants received \$50,000 community building partnership and \$20,000 Stronger Communities. (Federal Government Grant). Council contribution \$116,600. The project is 90 per cent completed with the fence being the final element that is due to be completed by the end of July 2018.

### Stronger Communities 2017

Stronger Communities is a Federal Government Grant, this round closed late 2017, and Council recently received notification of the successful grants, these are:

- Sarah Redfern access pathway and lighting: Installation of three pathway lights to improved footpath accessibility from amenity building to car park that will improve safety for community. Project cost \$22,166. Grant \$9,000, Council contribution \$13,166. Project due for completion July 2018.
- Lynwood Park 3 & 4 Fence installation of fence to complete perimeter fence. Project costs \$25,000. Grant \$12,032, Council contribution \$12,968. Project due for completion August 2018.

### Grants Applied for in 2018

The following table sets out the grant applications that have been submitted to date in 2018. It is expected that Council will receive notification in late 2018 for most of the grant programs.

Grant program	Project	Grant applied	Council contribution	Estimated project cost
NSW Asian Cup 2015 Legacy Fund-Round 2	Ambarvale Sports Complex Upgrades to playing surface (irrigation, drainage, returf) Lighting upgrade New amenities building	\$150,000	\$1,158,000. Previously reported to Council	\$1,358,000
Let's Light Up Football-Football NSW	Blinman Oval Lighting upgrade	\$20,000	\$120,000	\$140,000
	Eschol Park Basin 2 Lighting upgrade	\$20,000	\$140,000	\$160,000
	Sarah Redfern Playing Fields Lighting upgrade	\$20,000	\$120,722	\$140,722
	Lynwood Park 3 and 4 Lighting upgrade	\$20,000	\$150,000	\$170,000
	Jackson Park Lighting upgrade	\$20,000	\$90,000	\$110,000
Infrastructure Grants-Liquor and Gaming	Jackson Park Field upgrades	\$300,000	\$59,237	\$359,237
Community Building Partnership 2018	Raby Sports Complex-purchase and installation of electronic scoreboard Club contribution \$10,000	\$60,000 \$20,000 NSW Cricket	\$20,000	\$110,000
	Eschol Park access pathway lighting	\$20,000	\$5,000	\$25,000
	Eschol Park Little Athletics Installation of PA system	\$43,000	nil	\$43,000

In addition to the grants identified in the report, a number of the leading peak State sporting organisations and the Office of Sport that have recently opened grant programs for sports infrastructure and program development. Council Officers are currently working with these organisations and the local sporting clubs to scope and develop programs that align with the Sport and Recreation Strategy and facilitate growth in sport participation within the city.

Attached to this report is a summary of the grants that are available. This list will be revised to maximise opportunities to progress priorities as set out in the adopted Sport and Recreation Strategy.

Council Officers are working with each of the local sport organisations in assisting them in identifying the most appropriate grant program and opportunities to leverage funds already allocated for works and asset renewal.

## **Attachments**

1. 2018 Sports Grant Summary Table (contained within this report)

When	Sport	Grant	Funding available	Types of projects
Open 1 <sup>st</sup> June 2018 Close 31 <sup>st</sup> August 2018	All	Greater Sydney Sports Facility Fund	<p>The Greater Sydney Sports Facility Fund will provide grants between \$500,000 and \$5 million for sport facility projects.</p> <p>For projects worth more than \$1 million a 25 percent financial co-contribution of the grant amount requested will be required.</p>	<ul style="list-style-type: none"> <li>• New or upgraded facilities to provide for the increased participation of women and girls</li> <li>• The development and construction of new sport facilities or the upgrade and/or expansion of existing sport facilities</li> <li>• Multi-sport, multi-purpose facilities</li> <li>• Amenity buildings such as storage, kiosks, club rooms, change rooms and grandstands</li> <li>• Multi-use facilities primarily intended to be used for sport, and which can also be used for other events that contribute to the local community</li> <li>• Facilities that promote inclusion in sport, and especially remove barriers to participation for people with disability.</li> </ul>
Open 1st August 2017 Close 31st December 2018	Cricket	McDonald's Facility Grants Program	<p>Total community fund is \$450,000. Total grade fund is \$150,000. Up to 25% of the total project cost (ex GST).</p> <p><b>Requests no greater than \$40,000.</b></p> <p>Roller/Mower Projects Up to 10% (ex GST) towards roller purchases Up to 15% (ex GST) towards mower purchases</p>	<ul style="list-style-type: none"> <li>• Synthetic match pitches and/or training facilities</li> <li>• Turf pitches and/or training facilities</li> <li>• Female friendly amenities / change rooms</li> <li>• Umpire amenities</li> </ul>
Open 28 May 2018 Close 13 July 2018	Cricket	NSW ICC World T20 2020 Cricket Legacy Fund ('the Fund')	<p><b>1. Infrastructure</b></p> <p>The Fund may support up to 50% of the net project costs, with a maximum funding contribution of up to \$250,000 (excl. GST).</p> <p>The minimum an applicant can apply for is \$15,000 (excl. GST).</p>	<p>The Fund can be used for cricket facility development or enhancement. Funds can be used to upgrade existing wickets and ovals, amenities or facilities required for playing cricket, or for the development and construction of new ovals, amenities, or facilities.</p> <p>Upgrades and improvements could include cricket nets, pitch covers, oval drainage, irrigation or resurfacing, match official amenities, seating, lights, fencing, change rooms, or storage spaces.</p>

		<p><b>2. Female programs and resources</b></p> <p>The Fund may support up to 50% of the net project costs, with a maximum funding contribution of up to \$50,000 (excl. GST).</p> <p>The minimum an applicant can apply for is \$5,000 (excl. GST).</p>	<p>The Fund can be used to support the purchase of equipment and resources, and the development of programs aligned to growing female participation. Examples include:</p> <ul style="list-style-type: none"><li>• Purchase of club cricket equipment for female cricket teams, team transport for regional/district competitions and tournaments, venue hire costs, subsidised female player and official registration fees, reducing barriers for participation</li><li>• Funding support to run accredited coaching and officiating courses for females</li><li>• Implementation of club coach and official scholarships for females, aligned to CNSW / CA development pathways. This may include mentoring programs for females players, coaches, officials and administrators</li><li>• Funding support to facilitate female participation programs (e.g. girls only holiday clinics, girls leagues, a new women's or girls competition etc.)</li></ul>
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			<p><b>3. Regional event content</b></p> <p>The Fund may support up to 50% of the net project costs, with a maximum funding contribution of up to \$100,000 (excl. GST).</p> <p>The minimum an applicant can apply for is \$20,000 (excl. GST).</p>	<p>The Fund can be used to assist local councils to secure and deliver elite cricket content across regional NSW.</p> <ol style="list-style-type: none"> <li>1. Securing Cricket Australia sanctioned content including (but not limited to): <ul style="list-style-type: none"> <li>Big Bash League (BBL)</li> <li>Women's BBL</li> <li>Sheffield Shield</li> <li>Women's National Cricket League (WNCL)</li> <li>JLT One-Day Cup</li> <li>State Junior Championships (female and male)</li> <li>Country Junior Championships (female and male)</li> <li>Plan B Regional Bash (currently male only but could be expanded to female)</li> <li>National Junior Championships</li> </ul> <p>For the above events, the applicant must have an executed agreement with CA, CNSW or the relevant club within the specified league prior to application.</p> </li> <li>2. Tournaments focussed on driving intrastate and interstate visitation to the region, e.g. Invitational tournaments, knockout competitions etc. These tournaments must have a minimum duration of four days.</li> <li>3. Tournaments focussed on mass participation opportunities for local communities for more than 300 participants, coaches and officials e.g. Gala Days. These tournaments must have a minimum duration of two days</li> </ol>
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Open 1 June 2018 Close 31 August 2018	All	Holden Home Ground Advantage	no minimum- total funding available \$77,500 to be split between recipients	<p>promote the participation of girls in sport.</p> <ol style="list-style-type: none"> <li>1. Tangible projects – including upgrading, constructing or improving facilities, upgrading or purchasing equipment, and buying uniforms and other assets</li> <li>2. Developing exceptional talent – including special coaching or funding for trips to compete or gain experience</li> </ol>
4 Rounds per financial year: Expected; August 2018 November 2018 February 2019 May 209	All	Infrastructure Grants- Liquor and Gaming	<p>\$100,000 to \$300,000</p> <p>50% contribution required when council applies for a grant</p>	Infrastructure projects
During A-league season	Football	Hyundai A-League Goals for Grassroots	<p>During each round of the Hyundai A-League season, one match is designated as the 'Goals for Grassroots' game.</p> <p>In this match, the selected junior club is issued with an array of match day benefits, including match tickets, and receives a guaranteed \$1,000 grant plus an additional \$1,000 for every goal that the home team scores (up to a maximum of \$10,000 per game).</p>	Clubs must register via the website

## 8.17 Reports and Letters Requested

### Reporting Officer

Director City Governance  
City Governance

### Community Strategic Plan

Objective	Strategy
1 Outcome One: A Vibrant, Liveable City	1.3 - Ensure that Campbelltown is an inclusive city

### Officer's Recommendation

That the information be noted.

### Report

Attached for the information of Councillors is a status list of reports and letters requested from Council as at 12 June 2018.

### Attachments

1. Reports and Letters Requested Listing (contained within this report)

## Reports Requested as at 12 June 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
<b>City Lifestyles</b>			
16.08.16 GB 4976615	NM17.3 - That Council prepare a feasibility report into a possible Vivid Lighting Event or similar event during the Fishers Ghost Festival, with a ghost theme, to assist in promoting a night time economy/entertainment for Campbelltown. <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CL	Complete
26.09.17 BG	NM - 11.2 - That a report be presented to Council outlining the feasibility of contacting the creators of the Pokemon brand with the request to host a Pokemon Go event in the Campbelltown Local Government Area. <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CL	Complete

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
<b>City Delivery</b>			
21.06.16 FB 4851108	CW1.3 - 3. - That following completion of the Floodplain Risk Management Study and Plan, a further report be tabled for Council's consideration.	CD	October 2018
08.11.16 MO 5095792	Ord - Nm - 11.1 1. That A Report Be Presented To Council Investigating The Potential To Establish A Georges River Bush Cycle Track From Glenfield To Wedderburn.  2. That This Report Include:  <ul style="list-style-type: none"> <li>Possible Route And Various Access Points</li> <li>Potential And Existing Sources Of Funding - Local, State, Federal And Non-Governmental Organisation</li> <li>Estimated Initial Construction Costs And Ongoing Maintenance Costs</li> <li>Suggested Time Frame And Schedule</li> <li>Potential Impediments To The Development</li> <li>An Assessment Of Environmental Issues.</li> </ul> <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CD	Complete
22.11.16 GB 5116854	ORD - 11.1 - That Council seeks a report on the feasibility of creating a BMX track at the St Helens Park skate park and other sites, taking into consideration using the soil from the civil works creating the car park at that location. <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CD	Complete
18.04.17 GB 5311171	ORD - NM - 11.1 1. That a report be presented on the implementation of a roundabout beautification program, which would include at least one large tree and other lower level plantings, on larger roundabouts within the Campbelltown Local Government Area.  2. That the report include costings and timeframes.  <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CD	Complete
18.04.17 KH 5311169	ORD - NM - 11.3 1. That Council identify appropriate park spaces in all sections of the Local Government Area that are suitable for the installation of accessible perimeter pathways for use by residents of all ages.  2. That a report be presented on the costs and possible time frame for providing such pathways.  <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CD	Complete
18.04.17 GB 5311166	ORD - NM - 11.6 - That Council seek a report establishing a request line/email for use by residents who wish to have an appropriate tree planted by Council on their immediate nature strip.	CD	August 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
18.04.17 GB 5311165	ORD - NM - 11.7 - That Council seek to create further avenues of trees in significant locations such as Emerald Drive, Eaglevale Drive, Eagle Vale and Campbelltown Road, Woodbine. That a report be provided on the costs and benefits of Council's annual tree planting program.	CD	August 2018
26.09.17 M. Chowdhury	ORD - NM - 11.1 1. That a report be presented to Council on the feasibility of constructing an open air entertainment space [stage or platform] in the amphitheatre at Redfern Park, Minto. 2. That the report include potential designs, material types, provision for weatherproof 3-phase power access and relevant costings. <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CD	Complete
12.12.17 RM	ORD - NM - 11.2 1. That a report be presented to Council investigating an area in Campbelltown where Jacaranda trees can be planted contiguously and prominently on both sides of the street or road, including the median strip if possible with a minimum of 45 trees should there be a median strip or 50 trees if just both sides of the road. <b>Comment:</b> Report presented to Council as part of the Agenda 10 July 2018.	CD	Complete
13.02.18 BM	ORD - NM - 11.2 1. That Council note the tabled petition from concerned residents of Eagleview Road, Minto, regarding the safety of traffic movements along the road. 2. That a report be presented to Council investigating these concerns, in consultation with the residents.	CD	August 2018
13.02.18 WM	ORD - NM - 11.1 3. That a report be presented to Council investigating Council's capacity to secure free or subsidised parking at Campbelltown Hospital for patients, visitors and staff.	CD	August 2018
12.12.17 PL	ORD - NM - 11.4 1. That a report be presented to Council investigating the feasibility of extending the current bus service from Campbelltown Public Hospital through Parkside Crescent past Campbelltown Private Hospital to Macarthur Square. 2. That a further report be presented to Council on the possibility of a new bus service being established to service the businesses along Blaxland Road and that Council Staff survey the individual businesses along Blaxland Road for their input on the benefits of a bus service including the hours and days of service. 3. That Council investigate the feasibility of reintroducing the free bus service with the State Government.	CD	August 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
<b>City Governance</b>			
14.10.14 RK 4033794	CG2.3 - 4. That a further report will be submitted to Council once a draft VPA/Infrastructure Services Delivery Plan (ISDP) have been finalised which will deal with the compulsory acquisition/land transfer issues concerning the whole of the Claymore Urban Renewal Project. <b>Comment:</b> Still in the process of finalising the VPA/ISDP with Urban Growth. Strategic Property and Urban Release and Engagement currently reviewing.	CG	September 2018
23.05.17 BM	ORD - NM11.1 1. That a report be presented to Council detailing a procedure for Councillors to request that a delegated decision be called up to a meeting of Council. 2. That a report be presented to Council detailing the procedures for: a. Councillors right and responsibility regarding access to administrative information. b. Councillors right and responsibilities regarding the ability to communicate with staff. c. Councillors right and responsibility to review decisions undertaken under delegated authority and the process to call the decisions to be reviewed.  <b>Comment:</b> Following the implementation of the Local Planning Panel preparation of the report is now underway.	CG	August 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
<b>City Development</b>			
19.04.16 MO 4770730	CS8.1- Old Clinton's development site That a report be presented outlining any action taken by Council with regards to the dead trees on the old Clinton's development site - Queen Street, Campbelltown. <b>Comment:</b> Further discussion currently being organised with development representatives to discuss financial contribution for street tree damage. Estimate of financial contribution prepared for further consideration and consultation.	CDVP (CS)	Sept 2018
08.11.16 GG 5095788	ORD - 11.5 1. That a report and a briefing be presented to Council detailing the cost associated with establishing and running a Design Excellence Panel (DEP) to encourage high quality urban design within the Campbelltown Local Government Area (LGA) including any honorariums, and the feasibility of any other options to ensure the best practice function of the panel. 2. That the report consider establishing a panel to provide an independent and transparent specialist peer review of major urban development and high density dwellings within the Local Government Area based on the following criteria: a. The Design Excellence Panel be comprised of five members consisting of, four professionals and one community representative, with membership open to: o well-known and respected professionals who are involved in the design of major projects and have extensive expertise in areas of architecture, urban design and/or landscape architecture; and o a community representative with a demonstrated understanding and experience in architecture, urban design, landscape architecture or a related field. o to ensure the panel's independence, a panel member cannot be a Councillor or council employee. b. Expert members must not live or do business in the council area in a related field. Community representatives must live in the area, but not do business in the Campbelltown area in a related field. c. That the panel members' tenure should be limited to two years with an optional extension for another two years. d. That a selection committee be established to undertake the selection of panellists. The selection committee should include the Mayor or his/her Councillor, representative and one other Councillor. Two senior staff members and two distinguished independent people with knowledge of the development assessment system. All members of the selection committee to be approved by a council resolution. e. That the appropriate Policy and Procedure and Code of Conduct be developed in line with ICAC recommendations to ensure the panel demonstrate the highest ethical standards in the exercise of their duties and responsibilities, maintain the integrity of the panel and to provide for fair and transparent dealings in making decisions. <b>Comment:</b> Information currently being compiled.	CDVP	August 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
13.12.16 PL 5146315	ORD 8.5 - That a report be provided investigating the use of a drone with heat detecting cameras to track and monitor Koala movement in the Local Government Area. <b>Comment:</b> Investigation will be undertaken and report compiled.	CDVP	August 2018
12.12.17 WM	ORD - NM - 11.1 1. That a report be presented investigating the feasibility and funding options to use the silos known as Vardy's Estate on the eastern side of Menangle Road, Menangle Park for art work associated with the use of Menangle Park by the Defence Forces during the first (Beersheba) and second world wars.	CDVP	August 2018
28.11.17 BM	ORD - NM - 11.1 3. That a report be presented to Council investigating how Council can assist carers in obtaining and disposing of koala food, for example:  a. Council staff and contractors identifying and setting aside eucalyptus trees from worksites and tree-clearing activities for carers to access b. Council providing a free green waste drop-off for registered koala carers to dispose of unused or inappropriate leaves.	CDVP	August 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
City Growth and Economy			

## Letters Requested as at 12 June 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
City Lifestyles			
*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
City Delivery			
26.09.17	NM 11.5 - That Council write to the Minister for the Environment, requesting the spraying of noxious weeds (Blackberry Bush and African Olive) along both sides of M31 from Brooks Road to St Andrews Road in the Campbelltown Local Government Area. <b>Comment:</b> Letter sent 10/12/17	CD	COMPLETED
08.05.18 KH	NM 11.2 -  2. That Council write a letter of thanks to the State Member for Campbelltown, Mr Greg Warren MP to acknowledge and endorse his representations to the Minister for Roads, Maritime and Freight, and the Minister for Police to improve road safety at and in the vicinity of the intersection.  <b>Comment:</b> This item has been included as part of the correspondence items within the July business paper.	CD	Complete 31 May 2018
*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
City Governance			
11.07.17 RT	ORD 7.2 - 2. That a letter of thanks be forwarded to Dr Freeland. <b>Comment:</b> Letter sent 28/07/17.	CG	COMPLETED
11.07.17 BM	NM 11.1 1. That Council extends its sincere sympathy to the victims of the Grenfell Tower fire in Kensington, UK. 2. That Council notes the cladding which contributed to the terrible fire has been in use in Australian medium and high-density developments. <b>Comment:</b> Item 1. Noted, Item 2. Noted, Item 3. - transferred to City Development.	CG	COMPLETED
*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
<b>City Development</b>			
13.06.17 K.H	NM 11.2 - 4. That Council write to the Member for Campbelltown, Mr Greg Warren, seeking his support for additional funding to be allocated for the immediate installation of such fencing and crossing <b>Comment:</b> Letter sent 31/07/17 awaiting a response letter.	DVP	COMPLETED
11.07.17 BM	NM 11.1 3. That Council write to the local members requesting an urgent state government investigation into the use of similar or same cladding in multi-storey developments across NSW and options available to mitigate potential risks. <b>Comment:</b> Letter sent 25/07/17 awaiting a response letter.	DVP	COMPLETED
13.02.18 WM	ORD - NM - 11.1  2. That Council write to the Minister for Health, the Hon. Brad Hazzard MP, stating our objection to the introduction of paid parking for patients, visitors and staff at Campbelltown Hospital, and a copy of this letter be sent to the Member for Campbelltown Mr. Greg Warren MP.	CDVP	Pending June 2018

*Date of Decision *Mover *DocSet	Item/Comments	Div. Resp	Comp Date
<b>City Growth and Economy</b>			

## 8.18 Revised Policy - Investment

### Reporting Officer

Executive Manager Corporate Services and Governance  
City Governance

### Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.7 - Public funds and assets are managed strategically, transparently and efficiently

### Officer's Recommendation

1. That the revised Investment Policy attached to this report be adopted.
2. That the Investment Policy review date be set at 30 June 2019.

### Purpose

To advise Council that the current Investment Policy has been reviewed.

### History

The abovementioned policy was reviewed and adopted by Council on 13 June 2017. The policy is again due for review in accordance with the Record Management Policy.

### Report

The abovementioned policy has been developed in accordance with Council's Record Management Policy and the adopted procedure for Policy Development and Review.


Minor naming changes have been made to remove specific names with regard to Council's independent financial advisor as well as positional titles due to the organisational restructure.

Council's current external independent financial advisor was consulted and has advised that, in their view, the policy is consistent with the conservative approach required for the stewardship of Council's restricted and unrestricted reserve monies and as such no changes are required.

It is recommended that the policy be adopted and a new review date of 30 June 2019 be identified.

### Attachments

1. Investment Policy current (contained within this report)
2. Investment Policy proposed (contained within this report)

		<b>POLICY</b>
Policy Title	Investment Policy	
Related Documentation	Accounting Practices Statement	
Relevant Legislation/ Corporate Plan	<i>Local Government Act 1993</i> <i>Local Government General Regulation 2005</i> Ministerial Investment Order Local Government Code of Accounting Practice and Financial Reporting Australian Accounting Standards Division Office of Local Government Circulars	
Responsible Officer	<del>Manager Financial Services</del> Executive Manager Corporate Services and Governance	

Policy details may change prior to review date due to legislative changes, therefore this document is uncontrolled when printed.

### Objectives

To maximise earnings through a diversified portfolio invested in approved investments that recognise Council's planning and cash flow forecasts.

To minimise the risk of loss of principal through a policy based on high credit levels (counterparty risk) and diversification.

To seek to ensure earnings are positive over the life of the investment.

To minimise the risk of loss (both principal and interest) through clear management procedures and investment discretions.

To provide a planning framework for ongoing monitoring and review of Council's investments and its policy.

To consider investment management in the wider context of Treasury Risk Management.

### Policy Statement

Interest on these investments represents a significant contribution to the total income of Council and it is essential that Council has clear policy guidelines as to how funds can be invested. While the *Local Government Act 1993* – Order (relating to investments by Councils) is quite explicit as to the types of institutions with which Council can invest, there are nevertheless variations in the financial ratings of these institutions and the types of investments that can be purchased, which are not explained. This policy aims to clearly state the institutions with which Council can invest the maximum proportion of funds that may be placed with individual organisations and the types of investments entered into.

DATA AND DOCUMENT CONTROL		
<b>Division:</b> City Governance <b>Section:</b> Financial Services <b>DocSet:</b> 2169952	<b>Adopted Date:</b> 03/08/1984 <b>Revised Date:</b> 13/06/2017 <b>Minute Number:</b> 137 <b>Review Date:</b> 30/06/2018	<b>Page:</b> 1 of 5

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**Campbelltown City Council**

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**Scope**

This policy applies to Investment monies built up through:

- General unrestricted reserves created through rate income and other revenue sources exceeding (re)current expenditure, sale of properties and other assets
- Restricted reserves that accrue through contributions under Section 94 of the *EPA Act*
- Internally restricted reserves
- Restricted reserves accruing through special purpose grants, donations etc
- Loan proceeds drawn down awaiting expenditure
- Timing differences within the year between rate receipts and expenditures.

**Definitions**

Working Funds	Maturities up to 180 days
Contingent Reserves	Maturities 6 months to 24 months
Core Holdings	Maturities beyond 24 months.

**Legislative Context**

Council's power to invest is derived from Section 625 of the *Local Government Act 1993*, as amended by the *Statute Law (Miscellaneous Provisions) Act 2000* – which limits investments to only those that the Minister approves.

*The Local Government Act*

Section 625 (2) of the Act provides that:

"Money may be invested only in a form of investment notified by order of the Minister published in the *Gazette*".

Investments previously authorised under the *Trustee Act* are no longer available to Council.

The current Ministerial order – 12 January 2011.

**Principles****Authority for Investment**

Investment of Council funds is limited to those allowed by the most current Ministerial Investment Order that has been issued by the NSW Minister for Local Government in accordance with the following guidelines:

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**Campbelltown City Council**

**Guidelines**

- a) **Authorised Investments**
- i) Public funds or securities issued by or guaranteed by the Commonwealth, State of the Commonwealth or a Territory
  - ii) Debentures or securities issued by a Council (within the meaning of the *Local Government Act 1993* (NSW))
  - iii) Interest bearing deposits with, or any debentures or bonds issued by, an authorised deposit taking institutions (as defined by the *Banking Act 1959* (Cwlth)), but excluding subordinated debt obligations
  - iv) Bills of exchange which have maturity dates of not more than 200 days; and if purchased for value confers on the holder in due course the right of recourse against a bank which has been designated as an authorised deposit taking institution by the Australian Prudential Regulation Authority (APRA)
  - v) Deposits with the New South Wales Treasury Corporation or investments in an Hour-Glass investment facility of the New South Wales Treasury Corporation.

All investment instruments (excluding short term discount instruments) referred to above include both principal and investment income.

- b) **Council's Own Direct Investments**  
Council's policy is to only invest with the four major tier one Australian trading banks and their subsidiaries, as well as other tier two publicly listed Australian banks, in term deposits and senior debt instruments in accordance with the Ministerial order.

Investments in other tier two Australian banks are not to exceed twelve months in duration, be limited to 5% of the portfolio per institution to a maximum of 20% of the portfolio for this group and each institution must have a short term Standard & Poor's rating of not less than A-1 or A-2.

Council may take the opportunity to allocate core funds in longer term investments such as floating rate notes and fixed rate bank bonds. This will depend on the interest rate outlook and be based on Council's cash flow forecast and the need to hold contingent reserves.

**Short Term Rating** (0-365 days) means the institution's capacity to repay debt in the short term. Example of short term paper are:

- i) Commercial Bills
- ii) Certificate of Deposits
- iii) Term Deposits
- iv) Bill Lines and
- v) 11am Deposits etc.

**The Short Term Rating Order** (as defined by S&P Australian Ratings) is:

- A1+ extremely strong degree of safety regarding timely payment
- A1 a strong degree of safety
- A2 a satisfactory capacity for timely payment

**Long Term Paper** is usually Bonds, Government and Semi-Government Securities etc. The rating order is:

- AAA } an extremely strong capacity to repay debt
- AAA- }
- AA+ }
- to } a very strong capacity to repay debt
- AA- }

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**Campbelltown City Council**


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A+    }  
to       }       a strong capacity to repay debt  
A-       }

BBB+}  
to       }       an adequate capacity to repay debt  
BBB-    }

**Quotations on Investments**

Not less than three quotations shall be obtained from authorised institutions whenever an investment is proposed. The best quote on the day will be successful after allowing for administrative and banking costs, as well as having regard to the limits set above.

**General Policy Guidelines****Diversification**

Diversification is used to spread risk through utilisation of maximum percentage investment limits to the following:

- Individual Institutions (varies per credit rating)
- Credit Rating Bands (eg, AAA v A) - these are Standard & Poors Long Term ratings (or Moody's or Fitch equivalents).

These limits are as per the following schedule:

<b>Credit Rating of Institution (Standard &amp; Poors)</b>	<b>Maximum % of Total Investments</b>	<b>Maximum % with one Institution</b>	<b>Maximum Term</b>
AAA An extremely strong capacity to pay	<b>100%</b>	<b>45%</b>	<b>5 yrs</b>
AA+, AA, AA- A very strong capacity to pay	<b>100%</b>	<b>45%</b>	<b>5 yrs</b>
A+, A, A- A strong capacity to pay	<b>60%</b>	<b>20%</b>	<b>1 yr</b>
<b>Standard &amp; Poor's Short Term Rating</b> A-1 strong capacity to pay A-2 satisfactory capacity to pay	<b>20%</b>	<b>5%</b>	<b>1 yr</b>
<b>T Corp Hour Glass Cash Fund</b>	<b>20%</b>	<b>20%</b>	<b>At Call</b>

**Authorised Investments**

Major trading banks (MTB's) refer only to ANZ Banking Group Ltd, Commonwealth Bank of Australia, National Australia Bank and Westpac Banking Corporation.

<b>DATA AND DOCUMENT CONTROL</b>		
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### Campbelltown City Council

Wholly-owned bank subsidiaries of MTB's refer to Bankwest (CBA) and St George Bank (Westpac). Both bank subsidiaries carry the same short and long term credit ratings as their parent (A1+ / AA) but neither is guaranteed by their parent.

Other ADI's refer to those entities listed at any time on APRA's website, <http://www.apra.gov.au/adi/pages/adilist.aspx>. Listed Australian banking entities include Bank of Queensland, Suncorp Metway, Bendigo and Adelaide Bank and Macquarie Bank.

#### Maturities

Working funds representing Council's liquidity requirements are managed so as to minimise the use of expensive overdraft to meet Council's day to day trading needs. An amount of at least \$3m or 5% of the value of the total investment portfolio must be accessible within seven days.

Funds may be invested for a period up to five years. Investments exceeding a term of 12 months will only be placed with tier one institutions or wholly owned subsidiaries thereof, provided the institution is authorised under the current Ministerial Investment Order, and the subsidiary's rating from Standard and Poors, Moody's or Fitch is at least equivalent to its parent tier one institution rating.

The maturity allocation of core funds, and whether fixed or floating rates, will be determined by the interest rate outlook and be apportioned based on Council's cash flow forecast in conjunction with Council's ~~independent~~ Financial Advisor, ~~Spectra Financial Services~~.

#### Independent Financial Advice

New Investment instruments that are promoted by an appropriately rated Financial Institution must be the subject of a review by Council's independent financial advisor. Funds may not be placed in any new financial product before this review has been completed.

#### Review of Investment Portfolio Performance

Council is presented with a monthly report on the performance of each fund/product that makes up Council's Investment portfolio. In conjunction with ~~Council's independent Financial Advisor Spectra Financial Services~~, the Investment Policy will be reviewed at least annually or as required in the event of legislative changes.

Council's investment advisor will provide a quarterly compliance certificate based on Council's portfolio at the end of each calendar quarter.

#### Benchmarks

Cash	Reserve Bank Cash Reference Rate
Direct Investments	Bloomberg 90 Day Bank Bill Index

#### Responsibility


Executive Manager Corporate Services and Governance, ~~Finance & Tax Accountant~~ ~~Senior Financial Accountant~~ and other authorised signatories.

#### Effectiveness of this Policy

This policy will be reviewed annually in accordance with Regulations and Departmental Guidelines to ensure its continuing suitability and effectiveness. Records of reviews shall be maintained.

### END OF POLICY STATEMENT

DATA AND DOCUMENT CONTROL		
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		<b>POLICY</b>
Policy Title	Investment Policy	
Related Documentation	Accounting Practices Statement	
Relevant Legislation/ Corporate Plan	<i>Local Government Act 1993</i> <i>Local Government General Regulation 2005</i> Ministerial Investment Order Local Government Code of Accounting Practice and Financial Reporting Australian Accounting Standards Office of Local Government Circulars	
Responsible Officer	Executive Manager Corporate Services and Governance	

**Policy details may change prior to review date due to legislative changes, therefore this document is uncontrolled when printed.**

### Objectives

To maximise earnings through a diversified portfolio invested in approved investments that recognise Council's planning and cash flow forecasts.

To minimise the risk of loss of principal through a policy based on high credit levels (counterparty risk) and diversification.

To seek to ensure earnings are positive over the life of the investment.

To minimise the risk of loss (both principal and interest) through clear management procedures and investment discretions.

To provide a planning framework for ongoing monitoring and review of Council's investments and its policy.

To consider investment management in the wider context of Treasury Risk Management.

### Policy Statement

Interest on these investments represents a significant contribution to the total income of Council and it is essential that Council has clear policy guidelines as to how funds can be invested. While the *Local Government Act 1993* – Order (relating to investments by Councils) is quite explicit as to the types of institutions with which Council can invest, there are nevertheless variations in the financial ratings of these institutions and the types of investments that can be purchased, which are not explained. This policy aims to clearly state the institutions with which Council can invest the maximum proportion of funds that may be placed with individual organisations and the types of investments entered into.

DATA AND DOCUMENT CONTROL		
<b>Division:</b> City Governance <b>Section:</b> Financial Services <b>DocSet:</b> 2169952	<b>Adopted Date:</b> 03/08/1984 <b>Revised Date:</b> 13/06/2017 <b>Minute Number:</b> 137 <b>Review Date:</b> 30/06/2018	<b>Page:</b> 1 of 5

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**Campbelltown City Council**

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**Scope**

This policy applies to Investment monies built up through:

- General unrestricted reserves created through rate income and other revenue sources exceeding (re)current expenditure, sale of properties and other assets
- Restricted reserves that accrue through contributions under Section 94 of the *EPA Act*
- Internally restricted reserves
- Restricted reserves accruing through special purpose grants, donations etc
- Loan proceeds drawn down awaiting expenditure
- Timing differences within the year between rate receipts and expenditures.

**Definitions**

Working Funds	Maturities up to 180 days
Contingent Reserves	Maturities 6 months to 24 months
Core Holdings	Maturities beyond 24 months.

**Legislative Context**

Council's power to invest is derived from Section 625 of the *Local Government Act 1993*, as amended by the *Statute Law (Miscellaneous Provisions) Act 2000* – which limits investments to only those that the Minister approves.

*The Local Government Act*

Section 625 (2) of the Act provides that:

"Money may be invested only in a form of investment notified by order of the Minister published in the *Gazette*".

Investments previously authorised under the *Trustee Act* are no longer available to Council.

The current Ministerial order – 12 January 2011.

**Principles****Authority for Investment**

Investment of Council funds is limited to those allowed by the most current Ministerial Investment Order that has been issued by the NSW Minister for Local Government in accordance with the following guidelines:

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## Campbelltown City Council

**Guidelines**

- a) Authorised Investments
- i) Public funds or securities issued by or guaranteed by the Commonwealth, State of the Commonwealth or a Territory
  - ii) Debentures or securities issued by a Council (within the meaning of the *Local Government Act 1993* (NSW))
  - iii) Interest bearing deposits with, or any debentures or bonds issued by, an authorised deposit taking institutions (as defined by the *Banking Act 1959* (Cwlth)), but excluding subordinated debt obligations
  - iv) Bills of exchange which have maturity dates of not more than 200 days; and if purchased for value confers on the holder in due course the right of recourse against a bank which has been designated as an authorised deposit taking institution by the Australian Prudential Regulation Authority (APRA)
  - v) Deposits with the New South Wales Treasury Corporation or investments in an Hour-Glass investment facility of the New South Wales Treasury Corporation.

All investment instruments (excluding short term discount instruments) referred to above include both principal and investment income.

- b) Council's Own Direct Investments
- Council's policy is to only invest with the four major tier one Australian trading banks and their subsidiaries, as well as other tier two publicly listed Australian banks, in term deposits and senior debt instruments in accordance with the Ministerial order.

Investments in other tier two Australian banks are not to exceed twelve months in duration, be limited to 5% of the portfolio per institution to a maximum of 20% of the portfolio for this group and each institution must have a short term Standard & Poor's rating of not less than A-1 or A-2.

Council may take the opportunity to allocate core funds in longer term investments such as floating rate notes and fixed rate bank bonds. This will depend on the interest rate outlook and be based on Council's cash flow forecast and the need to hold contingent reserves.

**Short Term Rating** (0-365 days) means the institution's capacity to repay debt in the short term. Example of short term paper are:

- i) Commercial Bills
- ii) Certificate of Deposits
- iii) Term Deposits
- iv) Bill Lines and
- v) 11am Deposits etc.

**The Short Term Rating Order** (as defined by S&P Australian Ratings) is:

- A1+ extremely strong degree of safety regarding timely payment  
 A1 a strong degree of safety  
 A2 a satisfactory capacity for timely payment

**Long Term Paper** is usually Bonds, Government and Semi-Government Securities etc. The rating order is:

- AAA } an extremely strong capacity to repay debt  
 AAA- }  
  
 AA+ }  
 to } a very strong capacity to repay debt  
 AA- }

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**Campbelltown City Council**


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A+    }  
to       }  
A-       }       a strong capacity to repay debt

BBB+}  
to       }  
BBB-    }       an adequate capacity to repay debt

**Quotations on Investments**

Not less than three quotations shall be obtained from authorised institutions whenever an investment is proposed. The best quote on the day will be successful after allowing for administrative and banking costs, as well as having regard to the limits set above.

**General Policy Guidelines****Diversification**

Diversification is used to spread risk through utilisation of maximum percentage investment limits to the following:

- Individual Institutions (varies per credit rating)
- Credit Rating Bands (eg, AAA v A) - these are Standard & Poors Long Term ratings (or Moody's or Fitch equivalents).

These limits are as per the following schedule:

<b>Credit Rating of Institution (Standard &amp; Poors)</b>	<b>Maximum % of Total Investments</b>	<b>Maximum % with one Institution</b>	<b>Maximum Term</b>
AAA An extremely strong capacity to pay	100%	45%	5 yrs
AA+, AA, AA- A very strong capacity to pay	100%	45%	5 yrs
A+, A, A- A strong capacity to pay	60%	20%	1 yr
<b>Standard &amp; Poor's Short Term Rating</b> A-1 strong capacity to pay A-2 satisfactory capacity to pay	20%	5%	1 yr
<b>T Corp Hour Glass Cash Fund</b>	20%	20%	<b>At Call</b>

**Authorised Investments**

Major trading banks (MTB's) refer only to ANZ Banking Group Ltd, Commonwealth Bank of Australia, National Australia Bank and Westpac Banking Corporation.

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### Campbelltown City Council

Wholly-owned bank subsidiaries of MTB's refer to Bankwest (CBA) and St George Bank (Westpac). Both bank subsidiaries carry the same short and long term credit ratings as their parent (A1+ / AA) but neither is guaranteed by their parent.

Other ADI's refer to those entities listed at any time on APRA's website, <http://www.apra.gov.au/adi/pages/adilist.aspx>. Listed Australian banking entities include Bank of Queensland, Suncorp Metway, Bendigo and Adelaide Bank and Macquarie Bank.

#### Maturities

Working funds representing Council's liquidity requirements are managed so as to minimise the use of expensive overdraft to meet Council's day to day trading needs. An amount of at least \$3m or 5% of the value of the total investment portfolio must be accessible within seven days.

Funds may be invested for a period up to five years. Investments exceeding a term of 12 months will only be placed with tier one institutions or wholly owned subsidiaries thereof, provided the institution is authorised under the current Ministerial Investment Order, and the subsidiary's rating from Standard and Poors, Moody's or Fitch is at least equivalent to its parent tier one institution rating.

The maturity allocation of core funds, and whether fixed or floating rates, will be determined by the interest rate outlook and be apportioned based on Council's cash flow forecast in conjunction with Council's independent Financial Advisor.

#### Independent Financial Advice

New Investment instruments that are promoted by an appropriately rated Financial Institution must be the subject of a review by Council's independent financial advisor. Funds may not be placed in any new financial product before this review has been completed.

#### Review of Investment Portfolio Performance

Council is presented with a monthly report on the performance of each fund/product that makes up Council's Investment portfolio. In conjunction with Council's independent Financial Advisor, the Investment Policy will be reviewed at least annually or as required in the event of legislative changes.

Council's investment advisor will provide a quarterly compliance certificate based on Council's portfolio at the end of each calendar quarter.

#### Benchmarks

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#### Responsibility

Executive Manager Corporate Services and Governance, Senior Financial Accountant and other authorised signatories.

#### Effectiveness of this Policy

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### END OF POLICY STATEMENT

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## 8.19 Stocktake of Stores and Materials

### Reporting Officer

Executive Manager Corporate Services and Governance  
City Governance

### Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.7 - Public funds and assets are managed strategically, transparently and efficiently

### Officer's Recommendation

1. That the information be noted.
2. That the necessary adjustments be made in Council's financial management information system.

### Purpose

To advise Council of the results of the stores and materials stocktake held at Council's Works Depot General Store on 26 May 2018.

### Report

The *Local Government (General) Regulation 2005* requires Council to take all reasonable measures to ensure that the assets of, or under the control of, the Council are properly accounted for.

To assist in the control of Council's stores and material assets, stocktakes are held at least annually and six monthly where timeframes and resources allow. Spot checks are also carried out intermittently throughout the year.

The process involves physical counts of all stock items by Store staff, under the supervision of staff from Financial Services. The results of the count are then compared to the stock item balances contained in Council's financial management information system. A recount of variances is then carried out to confirm the original count. Once all counts are finalised a discrepancy report is produced which details the recommended write off or write on of stock.

Council's total value of stock on hand is approximately \$224,000 and the stocktake carried out on 26 May 2018 resulted in a net write off of \$213.53. This is an excellent result and is largely representative of the manner in which the store is maintained together with the processes around the procurement and issue of inventory items.

### Attachments

1. Stocktake of store and materials (contained within this report)

## STOCKTAKE OF STORES AND MATERIALS AT CENTRAL STORE 26 May 2018

## LIST OF ADJUSTMENTS

Product Number	Description	Storage units	Book on Hand Quantity	Quantity Counted	Difference	Adjustment Amount
100638	SCREW TEK HEX,14-20X22MM	BOX	0.6280	0.6300	0.0020	0.24
103421	SHORTS NAVY DNC COTTON DRILL CARGO	PAIR	4.0000	2.0000	-2.0000	-35.60
103444	HAT SLOUCH NAVY- 61cm	EACH	6.0000	2.0000	-4.0000	-24.57
100597	PAINT SURVEY MARKER,P/P YELLOW	CAN	20.0000	8.0000	-12.0000	-26.45
100582	PAINT AERO ENAMEL WHITE GLOSS 350GM	CAN	7.0000	6.0000	-1.0000	-8.38
103307	SPRAYER PRESSURE SOLO 5 LITRE.	EACH	5.0000	6.0000	1.0000	45.00
100981	BRACKET ONLY FOR FLAG	EACH	7.0000	9.0000	2.0000	16.51
101202	BRACKET COMPLETE DOUBLE BPS2	EACH	28.0000	29.0000	1.0000	6.20
100521	BROOM/MOP HANDLE 1.25Mx22mm	EACH	24.0000	21.0000	-3.0000	-8.75
100520	BROOM/MOP HANDLE (WOOD) 1.5Mx25mm	EACH	13.0000	16.0000	3.0000	8.92
101251	ENVELOPE PLAINFACE C4 230x325 (250)PEEL	BOX	22.0000	21.0000	-1.0000	-30.13
101346	BATTERY 12V (L230W 170 H200 CCA570 TH 2	EACH	3.0000	2.0000	-1.0000	-84.75
103182	BATTERY 12V 520ccaRC94 55D23RMF.	EACH	3.0000	4.0000	1.0000	84.75
103488	FILTER AIR INNER P821963	EACH	0.0000	1.0000	1.0000	56.37
101919	FILTER AIR INNER - AL174812	EACH	2.0000	1.0000	-1.0000	-100.75
101920	FILTER AIR OUTER - AL174811	EACH	2.0000	1.0000	-1.0000	-100.46
100832	FILTER OIL - RE504836	EACH	6.0000	5.0000	-1.0000	-16.51
100833	FILTER AIR PRIMARY AL172780	EACH	2.0000	1.0000	-1.0000	-80.03
101032	FILTER CABIN AIR - JCB 332/A9113	EACH	1.0000	2.0000	1.0000	38.23
102787	WHEEL FRONT - DUPWWP6433 / AM116299	EACH	14.0000	13.0000	-1.0000	-15.45
100985	AXLE - BUSH F/SCALP WHEEL - JDPTCU19299	EACH	11.0000	10.0000	-1.0000	-17.01
102813	ROLLER - M115245 / BYP210-263 FASTBACK	EACH	8.0000	9.0000	1.0000	21.63
103039	NUT - M10 - JDP14M7400	EACH	4.0000	7.0000	3.0000	5.12
101589	BLADE - KAWASAKI EDGER / DUPBLE6566	EACH	9.0000	10.0000	1.0000	6.41
101768	FILTER OIL - HATZ1480000	EACH	3.0000	4.0000	1.0000	22.00
101791	FILTER FUEL INLINE - HATZ50317000	EACH	6.0000	0.0000	-6.0000	-47.91
101847	BELT DECK PRIMARY X520 - M154897	EACH	2.0000	1.0000	-1.0000	-64.35
101313	B89 BELT JARRETT WING MOWER TM431R	EACH	12.0000	5.0000	-7.0000	-176.12
103221	FILTER FUEL NEW HOLLAND T5.95	EACH	1.0000	2.0000	1.0000	53.09
102385	FILTER HYDRAULIC HI LO NEP47128161	EACH	3.0000	6.0000	3.0000	189.35
103201	NOTE BOOK & PEN	EACH	5.0000	4.0000	-1.0000	-7.87
101053	ANTISEPTIC SWABS/WIPES PK10	PACK	42.0000	41.0000	-1.0000	-2.48
101055	SALINE EYEWASH 20ML PK5	PACK	34.0000	33.0000	-1.0000	-3.50
101086	NON ADHERENT DRESSING (75mm x 100mm)	EACH	63.0000	70.0000	7.0000	3.71
103369	FILTER AIR FOR ISUZU D-MAX	EACH	1.0000	3.0000	2.0000	80.00
					<b>Gain/(Loss)</b>	<b>-213.53</b>

## 8.20 Investment and Revenue Report - May 2018

### Reporting Officer

Executive Manager Corporate Services and Governance  
City Governance

### Community Strategic Plan

Objective	Strategy
3 Outcome Three: A Thriving, Attractive City	3.7 - Public funds and assets are managed strategically, transparently and efficiently

### Officer's Recommendation

That the information be noted.

### Purpose

To provide a report outlining activity in Council's financial services portfolio for the month of May 2018.

### Report

#### Investment Portfolio

Council's Investment Portfolio as at 31 May 2018 stood at approximately \$208m. Funds are currently being managed both by Council staff and Fund Managers and are in accordance with the *Local Government Act 1993*, Local Government (General) Regulation 2005 and Council's Investment Policy.

All investments are placed with approved deposit taking institutions and no funds are placed with any unrated institutions. Any funds placed with institutions that have a BBB long term rating have maturity lengths in the short term of up to 12 months, effectively A-2 rated, in accordance with Council's investment policy. All investments have a short term rating of A-2 or higher.

The return on Council's investments is tracking in accordance with budget expectations and continues to outperform the benchmark of the AusBond bank bill index.

The portfolio is diversified with maturities ranging between three months and four years.

The official cash rate has remained steady, with no movement since August 2016 at its present level of 1.50 per cent.

Regular liaison with Council's external financial advisor in assessing any new investment products offered assists in monitoring all of the risk factors to maximise Council's return on the investment portfolio.

**Rates**

Rates and Charges levied for the period ending 31 May 2018 totalled \$107,260,975 representing 99 per cent of the current budget estimate.

The rates and charges receipts collected to the end of May totalled \$99,681,309. In percentage terms 92.2 per cent of all rates and charges due to be paid have been collected, representing an increase in the amount collected in the same period last year of 91.9 per cent.

Debt recovery action during the month involved the issue of 45 Statements of Claim to ratepayers with two or more instalments outstanding and a combined balance exceeding \$500. Further recovery on accounts with previous action resulted in 55 Judgments and 35 Writs being served on defaulters that have not made suitable payment arrangements or failed on multiple occasions to maintain an agreed payment schedule.

Council staff continue to provide assistance to ratepayers experiencing difficulty in settling their accounts. This includes the monitoring of 247 ratepayers with a total arrears balance of \$366,879, who have made suitable payment arrangements.

Ratepayers who purchased property since the May instalment notices are issued with a Notice to new owner letter. During the month, 31 of these notices were sent to ratepayers advising them of the amount unpaid on their account and the amount levied in annual rates and charges.

**Sundry Debtors**

Debts outstanding to Council as at 31 May 2018 are \$2,031,106 reflecting an increase of \$328,328 since April 2018. During the month, 1611 invoices were raised totalling \$1,859,800. The majority of these are paid within a 30 day period. Those that are not paid within the 30 day period are reflected in the ageing report in attachment 3. Debts exceeding 90 days of age totalled \$190,716 as at 31 May 2018. A significant portion of this debt relates to Corporate Administration, Various Sundry Items and Public Hall Hire. The Corporate Administration debt includes a debtor on arrangement for road widening works at Eagleview Road, Minto. The repayment schedule is due to be completed by September 2018. In Various Sundry Items an amount of \$15,500 raised for costs involved relating to a motor vehicle accident and damage to Council property (bus shelter) in Ambarvale. This is proving to be a difficult debt to recover as the debtor was uninsured and facing extensive personal circumstances. Public hall hire fees of \$55,866 are a result of debts that have been raised in advance and in accordance with council policy do not need to be finalised until two weeks prior to the function.

Debt recovery action is undertaken in accordance with Council's Sundry Debtors Recovery Procedures Policy and commences with the issue of a tax invoice. A person or entity may be issued any number of invoices during the calendar month for any business, services or activities provided by Council. At the conclusion of each calendar month, a statement of transactions is provided with details of all invoices due and how payments or credit notes have been apportioned. Once an invoice is paid, it no longer appears on any subsequent statement.

All debts that age by 90 days or more are charged a statement administration fee of \$5.50 per statement. Debtors are contacted by telephone, email or in writing to make suitable arrangements for payment of the overdue debt. Where a suitable arrangement is not

achieved or not maintained as agreed, a seven day letter is issued referencing referral to Council's debt recovery agents.

Matters referred to Council's recovery agent are conducted in accordance with relevant legislation and the *Civil Procedures Act 2001*. Formal legal recovery commences with a letter of demand (or letter of intent) providing debtors with at least 14 days to respond. In the event that no response is received, instructions are given to proceed to Statement of Claim allowing a further 28 days to pay or defend the action. Failing this, the matter will automatically proceed to judgment and continue through the *Civil Procedures Act 2001* process.

All costs associated with formal legal recovery are payable by the debtor and staff continue to make every effort to assist debtors to resolve their outstanding debt before escalating it through the local court.

During the month, 11 accounts were issued a letter of demand on Council's letterhead, advising that if the account was not settled or an appropriate arrangement was not made, the account will escalate to formal legal action through Council's agent.

Council's agents were instructed to issue seven Letters of Demand requiring payment within 14 days of issue to avoid legal action. They were also instructed to proceed with a Statement of Liquidated Claim on one account for commission on sales for 'Rising Waters' event held in 2017, an Examination Order on one account for unpaid licence fees, a Judgment and Writ was obtained on an account for an abandoned motor vehicle and a Writ was issued on an account for unpaid Hall Hire fees; efforts are continuing to recover the debts.

Council officers continue to provide assistance to debtors experiencing difficulties in paying their accounts. Debtors are encouraged to clear their outstanding debts through regular payments where possible, to avoid any further recovery action.

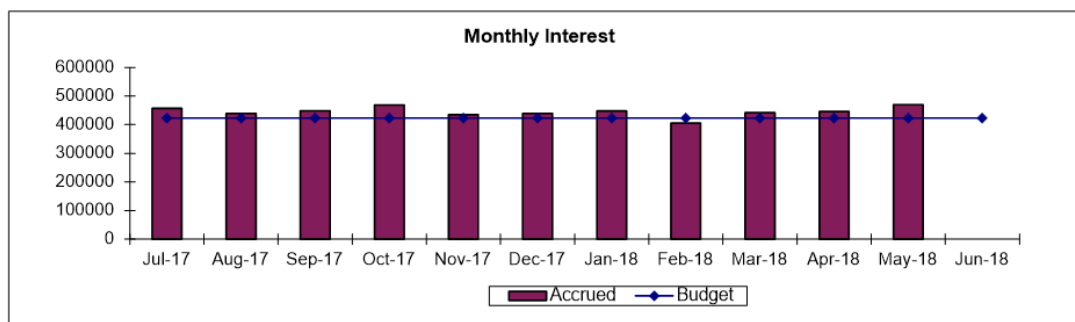
## **Attachments**

1. Investment Report - May 2018 (contained within this report)
2. Rates Summary and Statistics May 2018 (contained within this report)
3. Sundry Debtors Summary and Ageing May 2018 (contained within this report)

**CAMPBELLTOWN CITY COUNCIL INVESTMENT PORTFOLIO****May 2018**

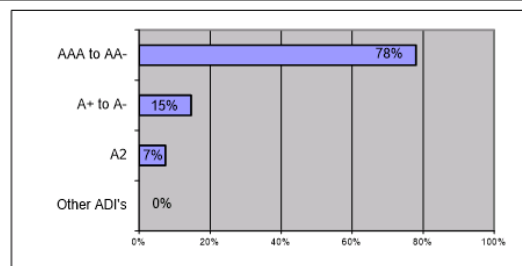
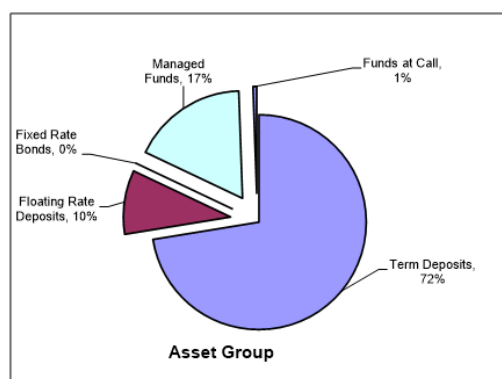
Benchmark AusBond Bank Bill Index  
 Portfolio Balance 208,066,154.54

Monthly Performance	Return (mth)	Return (pa)
AusBond Bank Bill Index	0.18%	2.07%
Portfolio - Direct Investments	0.23%	2.75%
<i>Performance to Benchmark</i>	<i>+</i> 0.06%	<i>+</i> 0.68%
Short Term Call Accounts	0.15%	1.75%
Managed Funds	0.19%	2.26%

**Year to Date Performance****Credit Exposure (S&P Long Term Rating)**

*Rolling 12 Month Period*  
 2.71% Council Managed Funds  
 1.76% Benchmark

*Interest Budget to Actual*  
 Avg Original Budget to Period \$4,652,083  
 Actual Accrued to Period \$4,901,864

**Portfolio Diversity**

			%
Funds at Call	\$ 1,172,092.41	AA-	1%
NSW Treasury	\$ 39,953,130.15	AA+	19%
National Australia Bank	\$ 40,426,915.29	AA-	19%
Westpac Bank	\$ 46,151,694.94	AA-	22%
Commonwealth Bank	\$ 25,211,375.58	AA-	12%
Bank Western Australia	\$ 9,301,762.46	AA-	4%
AMP Bank	\$ 10,000,000.00	A	5%
Suncorp Metway	\$ 11,432,173.97	A+	5%
ING Bank	\$ 9,040,389.04	A-	4%
Members Equity Bank	\$ -	A2	0%
Rural Bank	\$ 6,133,921.54	A2	3%
Bank of Queensland	\$ 5,067,290.22	A2	2%
Credit Union Aust	\$ 4,175,408.94	A2	2%
<b>Total</b>	<b>\$ 208,066,154.54</b>		<b>100%</b>

## RATES SUMMARY

### STATEMENT OF ALL OUTSTANDING RATES AND EXTRA CHARGES

RATE - CHARGE	NET ARREARS 1/7/2017	NET LEVY FOR YEAR	PENSION REBATES	EXTRA CHARGES	TOTAL RECEIVABLE	CASH COLLECTED	NET AMOUNT DUE	POSTPONED RATES & INTEREST	GROSS AMOUNT DUE
RESIDENTIAL	2,102,238.73	60,546,937.57	1,432,497.56	733,345.43	61,950,024.17	56,185,379.00	5,764,645.17	294,175.52	6,058,790.05
BUSINESS	315,185.85	18,444,963.86		69,516.96	18,829,666.67	17,268,268.25	1,561,398.42		1,561,398.42
FARMLAND	0.00	497,368.08	691.32	226.77	496,903.53	501,568.49	-4,664.96	180,253.67	155,588.71
MINING	0.00	26,080.56		0.00	26,080.56	26,080.56	0.00		0.00
SR - LOAN	0.00	54.54		358.89	413.43	3,551.50	-3,138.07	8,771.88	0.00
SR - INFRASTRUCTURE	262,966.59	6,010,336.85		8,123.26	6,281,426.70	5,645,329.95	636,096.75	36,082.08	677,812.64
TOTAL	\$2,680,391.17	\$85,525,741.46	\$1,433,188.88	\$811,571.31	\$87,584,515.06	\$79,630,177.75	\$7,954,337.31	\$499,283.15	\$8,453,589.82
GARBAGE	625,322.26	20,773,402.68	877,911.88	35,108.70	20,555,921.76	18,778,782.69	1,777,139.07		1,777,139.07
STORMWATER	50,503.34	1,358,272.22		396.66	1,409,172.22	1,272,348.91	136,823.31		136,823.31
GRAND TOTAL	\$3,356,216.77	\$107,657,416.36	\$2,311,100.76	\$847,076.67	\$109,549,609.04	\$99,681,309.35	\$9,868,299.69	\$499,283.15	\$10,367,552.20

Total from Rates Financial Transaction Summary	9,077,517.55
Overpayments	-1,290,034.65
Difference	0.00

### ANALYSIS OF RECOVERY ACTION

Rate accounts greater than 6 months less than 12 months in arrears	609,676.75
Rate accounts greater than 12 months less than 18 months in arrears	38,599.78
Rate accounts greater than 18 months in arrears	15,977.61
TOTAL rates and charges under instruction with Council's agents	\$664,254.14

## RATES STATISTICS

No. of documents Issued	July	August	September	October	November	December	January	February	March	April	May	June	May-17
Rate Notices	49,616	324		236			595						
Electronic - DoH	5,266												
Instalment Notices				45,424			45,255			45,513			
Electronic - DoH				5,276			5,168			5,282			
Missed Instalment Notices			8,283			6,957			7,232				
- Pensioners > \$15.00			733			675			689				
Notice to new owner	122	83	36	27	30	49	51	17	26	43	31		27
7-day Letters - Council issued			1,793			1,944			2,262				
- Pensioners > \$500.00			160			246			298				
7-day Letters - Agent Issued			485				601		529				
Statement of Claim	119	19	14	197	17	10	225	13	14	150	45		19
Judgments	9	68	13	16	65	9	10	46	46	10	55		51
Writs	10	48	11	5	8	11	8	9	63	17	35		29
Electronic - eRates & BPAYview	3,241	3,454	3,578	3,631	3,736	3,777	3,833	3,944	3,954	4,083	4,200		3,083
Arrangements	303	263	398	431	393	455	402	318	478	302	247		288

**DEBTORS SUMMARY 1 May 2018 to 31 May 2018**

DEBTOR TYPE/DESCRIPTION	ARREARS AT 30/04/2018	RAISED THIS PERIOD	RECEIVED THIS PERIOD	BALANCE AT 31/05/2018	% DEBT RATIO
Corporate Administration	760,777	822,556	573,782	1,009,551	29.49%
Abandoned Items	1,068	0	0	1,068	0.35%
Education and Care Services	18,710	0	0	18,710	0.98%
Community Bus	89	0	0	89	0.01%
Sportsground and Field Hire	89,989	31,315	88,807	32,496	5.46%
Government and other Grants	386,435	506,572	441,435	451,572	12.87%
Public Hall Hire	187,697	100,597	75,933	212,362	1.39%
Health Services	350	0	0	350	0.02%
Land and Building Rentals	63,730	147,813	144,756	66,788	5.63%
Healthy Lifestyles	22,310	54,570	58,073	18,807	0.15%
Library Fines and Costs	0	0	0	0	0.00%
Licence Fees	34,629	25,207	20,318	39,518	1.85%
Pool Hire	24,819	13,222	20,687	17,355	0.39%
Private Works	2,612	0	0	2,612	0.52%
Road and Footpath Restoration	7,483	715	2,288	5,910	28.17%
Shop and Office Rentals	33,431	44,257	45,871	31,816	2.17%
Various Sundry Items	98,478	65,180	50,344	113,314	6.42%
Waste Collection Services	8,849	47,796	9,179	47,466	6.17%
	<b>1,702,778</b>	<b>1,859,800</b>	<b>1,531,472</b>	<b>2,031,106</b>	<b>100%</b>

**AGEING OF SUNDRY DEBTOR ACCOUNTS - 31 May 2018**

	Current Charges	Total 30 Days	Total 60 Days	Total 90+ Days	Balance Due	Previous Month 90+ days
Corporate Administration	264,021	701,598	1,832	42,101	1,009,551	40,639
Abandoned Items	0	0	0	1,068	1,068	1,068
Education and Care Services	18,710	0	0	0	18,710	0
Community Bus	89	0	0	0	89	0
Sportsground and Field Hire	16,559	9,965	0	5,972	32,496	8,264
Government and other Grants	451,572	0	0	0	451,572	3,300
Public Hall Hire	92,888	36,061	27,547	55,866	212,362	56,799
Health Services	0	0	0	350	350	350
Land and Building Rentals	61,989	4,799	0	0	66,788	6
Healthy Lifestyles	8,072	4,777	2,438	3,520	18,807	2,864
Licence Fees	20,351	6,757	1,748	10,662	39,518	10,618
Pool Hire	13,525	2,224	265	1,341	17,355	1,722
Private Works	1,189	0	0	1,423	2,612	1,423
Road and Footpath Restoration	715	0	2,720	2,475	5,910	848
Shop and Office Rentals	15,911	1,055	12,524	2,326	31,816	2,326
Various Sundry Items	44,786	4,916	0	63,613	113,314	67,083
Waste Collection Services	47,466	0	0	0	47,466	0
	<b>1,019,164</b>	<b>772,151</b>	<b>49,074</b>	<b>190,716</b>	<b>2,031,106</b>	<b>197,310</b>

## **8.21 Report on Public Exhibition of the Draft Re-imagining Campbelltown CBD - Sydney's Southern Gateway Vision Report**

### **Reporting Officer**

Executive Manager City Growth and Strategy  
City Growth and Economy

### **Community Strategic Plan**

<b>Objective</b>	<b>Strategy</b>
4 Outcome Four: A Successful City	4.6 - Plan and invest in the revitalisation of Campbelltown-Macarthur CBD, Ingleburn and other town centres

### **Officer's Recommendation**

1. That Council adopt the Phase 1 of Re-imagining Campbelltown project which consists of: Re-imagining Campbelltown CBD - Sydney's Southern Gateway including Strategic Framework, Vision and Growth pillars included as an attachment under separate cover to this report.
2. That Council move ahead with future phases of this project utilising the adopted Strategic Framework, Vision and Growth pillars as the basis for future works.

### **Purpose**

The purpose of this report is to provide an update to Council on the outcomes of the public exhibition of the strategic framework including the vision and growth pillars developed as a part of Phase 1 of the Re-imagining Campbelltown - Sydney's Southern Gateway project. This report and the accompanying attachments outline the results of the public exhibition period and overview the intended amendments to the exhibited vision document. The report also details the next steps in this project.

### **History**

Council has committed to the opportunity to reimagine, through planning for holistic and extensive transformational change, the Campbelltown – Macarthur Strategic Centre (CBD). To this end, Council has recently completed the foundation work being Phase 1 of this process.

On 27 March 2018, Council considered a background report on the activities and outcomes of the Phase 1 of the Re-imagining Campbelltown project and received endorsement to publicly exhibit the strategic framework including the Vision and Growth Pillars developed.

Councillors were briefed on the exhibition on 5 June 2018.

## Report

A robust engagement process was undertaken both within the project and as a part of the public exhibition. The full details of this are included in the attached stakeholder engagement report. These activities included:

- **During the formulation on Phase 1 of the project**
  - utilisation of the Project Reference group and the Project Sponsor group
  - internal Council staff workshops and information sessions
  - a series of Councillor workshops
  - a stakeholder workshop with Lucy Turnbull AO as the key note address
  - one on one stakeholder meetings
  - a Combined Chambers forum conducted at the Campbelltown Arts Centre
  - a Chamber of Commerce civic meeting
  - Parliament House Forum.
- **Public exhibition engagement activities**
  - online survey
  - Civic Centre static display
  - Civic Centre drop in sessions
  - HJ Daley Library static display
  - two HJ Daley Library pop up stalls
  - one Macarthur Square pop up stall
  - two Campbelltown Mall pop up stalls
  - one Macarthur Night Markets pop up stall
  - two Art Centre pop up stalls
  - three internal staff information sessions
  - Combined Chambers meeting
  - letters to Government Departments, agencies and elected representatives
  - children's poster activity
  - Facebook posts
  - Have Your Say on Council's website
  - dedicated page on Council's website
  - media posts.

### Feedback from the exhibition phase

A full analysis of the information is contained in the Engagement Summary Report which is an attachment under separate cover to this report and contains:

- quantitative analysis of the survey
- thematic study – survey results
- submission table (formal submissions).

A brief analysis of the key findings and issues arising from the exhibition period is detailed below.

#### i. **Online survey – 434 responses**

The online survey was targeted to assist in gaining an understanding of the community's level of support for a set of principles underpinning the Vision. The extent of the survey

participation was strong with 434 surveys completed. The overwhelming response was extremely positive with the over 90 per cent of respondents indicating support for the principles. These responses give a strong platform of support to a set of principles developed to inform and guide strategic future city shaping (planning and decision making) for the study area.

It is worth noting that approximately 30 per cent of respondents left their contact details indicating a willingness to be involved in future workshops as they emerge. This is an excellent result and will help to inform future phases of the project.

The survey design also enabled respondents to leave 'free form' comments. A total of 197 respondents made 'free form' comments. A full Thematic Assessment of these community responses has been produced and is included as appendix I in the Engagement Summary Report attached to this report.

Below is a summation of these comments:

**Supportive of the vision** – including: recognising the need for change and improvements in the study area and the like.

**Non supportive of the vision** – including: don't support growth, vision is too bold and ambitious, don't want apartments, concerned about Council's capacity to create good outcomes and the like.

**Specific areas of concern for future phases** – for instance; don't want another Liverpool, concerned about too much high rise, want to retain the character of Campbelltown and the like.

**Recommendations/suggestions** – need to protect and celebrate heritage places (both European and Aboriginal cultural), retain and expand iconic green spaces, vegetated public places, more tree canopy, need to gain better connectivity to/from the CBD, need infrastructure before development takes place and the like.

## ii. Formal separate submissions

Twenty three formal submissions were received as part of the exhibition process. These included submissions from Government departments/agencies, Members of Parliament, community interest groups, general public and internal staff.

A full submission table noting potential amendments has been included as appendix IV in the Engagement Summary Report attached to this report.

Below is a summation of the issues raised in the separate submissions:

**Supportive** – the majority of submissions were supportive of the general direction of the works and vision. Some areas in particular have been singled out for positive mention. These include (but are not limited to) vision's premise of innovation for environmental and public health outcomes, support blue and green grid, Re-imagining works will support Collaboration Area works, supportive of growth in Campbelltown, support for Councils proactive approach, support actions to encourage active lifestyles/transport (walking/cycling), support the visions ability to encourage innovations. However although the majority of submissions were supporting, they also contained suggestions to address/strengthen or clarify specific content

within the draft Vision. These are detailed in appendix IV in the Engagement Summary Report attached to this report.

**Non supportive** – two submissions did not support the vision. The reasons for one included not wanting high rise development, and wanting to retain heritage and Mawson Park (it should be noted that both Heritage and Mawson Park are to be retained). One submission did not like the way the vision was developed, raised issues with the Parliament House Forum and raised issues with the stakeholder engagement and the online survey.

**Suggestions/ recommendations** – protect and celebrate heritage places (both European and Aboriginal cultural), retain and expand iconic green spaces, vegetated public places, a central park, student housing in the CBD, opportunities for future phases and planning arising from the Vision to work more closely with various Government Departments including Greater Sydney Commission, Sydney Water, Transport for NSW and Roads and Maritime Services.

### **iii. Pop up events – external**

Eight pop up stalls were held as a part of the engagement process. These stalls were strategically placed both in time and location to provide an alternate method of engagement with the community. Pop ups were held both in the day, in the evening and on the weekend to provide the community a maximum range of access to Council staff. The stalls were located in a variety of locations including Campbelltown Mall, Macarthur Square, Night Markets, Campbelltown Arts Centre and the HJ Daley Library. Staff from a number of Directorates including City Growth and Economy and City Lifestyles participated in these stalls.

There was a level of interest at these events in having the opportunity to discuss the project with Council staff in a 'less' formal situation. On balance it was the staff's impression there was good knowledge of the project and an interest in the potential for change for the study area.

### **iv. Internal staff information sessions**

Three internal staff sessions were held to liaise on the project. In order to give all staff the opportunity of attending, a range of times and locations were scheduled.

This resulted in one session held at Council's Depot at 7.30am and two sessions in the Administration Building being one in the morning and one in the afternoon. These sessions were facilitated with an overview of the project, discussion and Q&A. The Mayor, the General Manager and staff from the City Growth and Strategy team facilitated these sessions.

### **v. Children's poster activity**

The ability for children to draw a poster to illustrate what they would like to see for the future of Campbelltown was distributed through the City Lifestyles Division to some of Council's child care centres. These were then collated and sent back through to the City Growth and Strategy team. The resultant posters are a fantastic visual display of future concepts and ideas that children would like to see in the city. Samples of these are contained as appendix VI within the Engagement Summary as attached to this report.

### **Outcomes of the feedback**

The results of the feedback indicate that there is overwhelming support for the Vision and Pillars developed as a product of Phase 1 Re-imagining Campbelltown CBD – Sydney's Southern Gateway. Of special note is the level of interest/dialogue and potential synergies arising from a range of Government Departments and Agencies as a result of the project and it is worth noting that these relationships will be particularly important for future phases of the project.

There were a number of comments/concerns around the height of buildings, density and built form. As Phase 1 only deals with the Vision, the detailed planning is still to emerge through future works. Accordingly these have been noted and will be addressed in future phases of the project which will deal with the detail of the planning and infrastructure delivery etc.

It should be noted that these future phases, will also embrace significant community and stakeholder engagement.

There were also a number of comments around provision of open space, tree canopy, green initiatives, active transport etc. Whilst the vision enables these, the comments have been noted and will be addressed in detail through future phases of work.

Taking account of a number of the comments received from the survey respondents as well as individual submissions, it was felt that the Vision document should be refined to clarify and strengthen the Vision's intent relating to key items including connectivity, infrastructure, sustainability, Aboriginal culture, and affordability of living.

In particular a need was identified to strengthen and support the necessity to protect and celebrate heritage places (both European and Aboriginal cultural). The retention and promotion of heritage within the study area is recognised as an extremely important element of current and any future city planning and to this end a number of edits have been made. It has also been concluded that the Vision document could be further refined to clarify and strengthen the Vision's intention around connectivity, sustainability, affordability and other topic areas.

There have also been some wording changes to the document to align to the Western Sydney City Deal.

Overall, a number of amendments/changes to the exhibited Vision document are recommended and have been made to better reflect the issues raised throughout the public consultation process.

### **Next steps**

Once adopted, the Phase 1 documents including the Vision, strategic framework including growth pillars will be used as a basis for future phases of the project.

These will move from a Vision through to a detailed blueprint for change including the need to undertake holistic and detailed master planning, economic and infrastructure planning etc.

Comprehensive stakeholder engagement will be built into future phases to ensure best practice and a transformative and robust result for Council and the community.

**Conclusion**

Council is committed to Re-imagining the Campbelltown - Macarthur Strategic Centre (CBD) to a world class destination city. This goal reflects the aspirations of the community as articulated through Council's Community Strategic Plan, Campbelltown 2027, as well as Campbelltown's emerging status through metropolitan planning as a key metropolitan city cluster with a health and medical university focus. Building on the significant works undertaken through Phase 1 of Re-imagining Campbelltown CBD, the results of the engagement processes undertaken as a part of the development and exhibition of Phase 1 have also reflected general support for these ambitious goals.

**Attachments**

1. Draft Re-imagining Campbelltown CBD - Sydney's Southern Gateway Vision - (due to size of document) - (distributed under separate cover)
2. Re-imagining Campbelltown CBD - Sydney's Southern Gateway Engagement Summary Report - (due to size of document) - (distributed under separate cover)

**9. QUESTIONS WITH NOTICE**

Nil

**10. RESCISSION MOTION**

Nil

**11. NOTICE OF MOTION**

Nil

**12. URGENT GENERAL BUSINESS**

**13. PRESENTATIONS BY COUNCILLORS**

## **14. CONFIDENTIAL REPORTS FROM OFFICERS**

### **14.1 Head Lease on Council Property**

# CAMPBELLTOWN CITY COUNCIL

## Minutes Summary

Ordinary Council Meeting held at 6.30pm on Tuesday, 10 July 2018.

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## Minutes of the Ordinary Meeting of the Campbelltown City Council held on 10 July 2018

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**Present**

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

### 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

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

That the apologies be received and accepted from Councillors Lake and Thompson.

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

**131** 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 12 June 2018

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

That the Minutes of the Ordinary Meeting held 12 June 2018 copies of which have been circulated to each Councillor, be taken as read and confirmed.

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

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### 3.2 Minutes of the Extraordinary Meeting of Council held 26 June 2018

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

That the Minutes of the Extraordinary Meeting held 26 June 2018 copies of which have been circulated to each Councillor, be taken as read and confirmed.

**133** 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 G Brticevic - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Brticevic advised he has an interest in the identified land and will leave the Chamber and not participate in debate or vote on this matter.

Councillor D Lound - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Lound advised he has an interest in the identified land and will leave the Chamber and not participate in debate or vote on this matter.

### Non Pecuniary – Significant Interests

Nil

### Non Pecuniary – Less than Significant Interests

Councillor D Lound - Item 8.16 - Sport and Recreation Grant Updates: Councillor Lound advised that he is the Chairperson of the Macarthur Football Association.

### Other Disclosures

The following Councillors made Special Disclosures of Pecuniary Interest pursuant to Section 451 (4) and (5) of the *Local Government Act 1993* in the required form and were laid on the table at the meeting.

Councillor G Greiss - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Greiss advised he has an interest in the identified land.

Councillor K Hunt - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Hunt advised she has an interest in the identified land.

Councillor M Oates - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Oates advised she has an interest in the identified land.

Councillor M Chowdhury - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Chowdhury advised he has an interest in the identified land.

Councillor B Moroney - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Moroney advised he has an interest in the identified land.

Councillor R Manoto - Item 8.6 - Multi Dwellings in R2 Zone Planning Proposal: Councillor Manoto advised he has an interest in the identified land.

## **5. MAYORAL MINUTE**

Nil

## **6. PETITIONS**

Nil

## **7. CORRESPONDENCE**

### **7.1 Letter from Mr Greg Warren MP - Container Deposit Scheme**

---

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

That the letter be received and the information be noted.

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

---

### **7.2 Letter from Mr Greg Warren MP - Rose Payten Drive and Campbelltown Road, Leumeah**

---

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

That the letter be received and the information be noted.

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

---

## **8. REPORTS FROM OFFICERS**

### **8.1 Update of the Draft Campbelltown Comprehensive Koala Plan of Management**

---

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

1. That Council endorse the revised draft Campbelltown Koala Plan of Management.
2. That Council support the submission of the revised draft Campbelltown Koala Plan of Management to the Department of Planning and Environment for approval.

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

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## 8.2 Funding Agreement for Local Environmental Plan Review

---

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

That Council agree to the execution of the funding agreement for the Local Environmental Plan Review.

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

---

## 8.3 Application to Revoke Menacing Dog Declaration

---

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

1. That the Menacing Dog Declaration made on 19 September 2016, in respect of a male American Staffordshire Terrier be revoked in accordance with the provisions of Section 39 (2) *Companion Animals Act, 1998*.
2. That Council give notice to the owner of the dog and to the Director General Division of Local Government of the revocation of the Menacing Dog Declaration referred to in 1 above within seven days in accordance with the provisions of Sections 39 (3) and 40 (2) *Companion Animals Act, 1998*.

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

---

## 8.4 Outcome of the 2018 Chemical CleanOut Event

---

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

That Council note the success of the 2018 Household Chemical CleanOut event.

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

---

## 8.5 Status of Applications

---

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

That the information be noted.

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

---

**Meeting Note:** Having declared an interest in regard to Item 8.6, Councillors Brticevic and Lound left the Chamber and did not take part in debate nor vote on this item.

---

## 8.6 Multi Dwellings in R2 Zone Planning Proposal

---

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

1. That Council note the submission by Council staff (attachment 1) to the Department of Planning and Environment requesting the deferral of the operation of the Low Rise Medium Density Housing Code which is proposed to commence on 6 July 2018.
2. That Council consider the advice of the Local Planning Panel from its meeting of 27 June 2018 regarding the subject Planning Proposal.
3. That Council endorse the preparation of a Planning Proposal to amend Campbelltown Local Environmental Plan 2015 (CLEP 2015) to prohibit "multi dwelling housing" and "manor houses" in the R2 Low Density Residential Zone.
4. Subject to Recommendation 3, that:
  - a. Council submit the Planning Proposal to the Department of Planning and Environment (DPE) for a Gateway Determination and undertake any public exhibition requirements.
  - b. Council request the DPE to grant Council delegation to make amendments to Campbelltown Local Environmental Plan 2015 in accordance with Section 3.36 of the *Environmental Planning and Assessment Act 1979*.

A Division was recorded in regard to the Resolution for Item 8.6 with those voting for the Motion being Councillors M Oates, M Chowdhury, K Hunt, R Manoto, B Gilholme, M Chivers, B Moroney, W Morrison, G Greiss and R George.

Voting against the Resolution were Nil.

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

---

At the conclusion of the discussion regarding Item 8.6 Councillors Brticevic and Lound returned to the Chamber for the remainder of the meeting.

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## 8.7 Accessible Perimeter Pathways around Open Space areas

---

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

That Council endeavours to seek appropriate grant funding schemes and any other funding sources that could assist to expedite the construction of accessible pathways in Council's Open Space Areas program.

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

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## 8.8 Avenue Planting Projects

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

That Council develop a Street Tree Planting Plan that will identify a 5-10 year program of Street Tree planting that will improve the canopy cover in Campbelltown.

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

---

## 8.9 Roundabout Beautification Implementation Program

---

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

That the proposed program of roundabout beautification works be commenced in the 2018-2019 financial year through Council's City Entrance program funding, with appropriate funding to be considered in subsequent financial years to continue with the program, and that the roundabout located at Canterbury Road/Cambridge Avenue be included in the beautification works program.

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

---

## 8.10 Jacaranda Tree Planting

---

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

That Council consider possible Jacaranda planting projects within the existing 2018-2019 financial year budget and seek out appropriate grant funding schemes and any other funding opportunities from other sources.

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

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## 8.11 BMX Facilities

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

That the information by noted and a further report be presented to Council once the planning process for a BMX pump track facility has been undertaken for Kanbyugal Reserve, Woodbine (off Harbord Road).

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

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### 8.12 Feasibility of an Open Air Entertainment Space at Redfern Park, Minto

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

That Council commence the master planning process for Redfern Park, Minto by September 2018.

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

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### 8.13 Changes to the National Partnership Agreement on the National Quality Agenda

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

1. That Council is advised of changes to the National Partnership Agreement on the National Quality Agenda which expires on 30 June 2018 and that funding for the Australian Children's Education and Care Authority will cease in 2020.
2. That Council advocates to local Federal and State Members of Parliament for the renewal of the National Partnership Agreement on the National Quality Agenda for early childhood education and care services.

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

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## 8.14 Bicentenary 2020 Community Advisory Group

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

1. That the membership structure of the Bicentenary Community Advisory Group be amended to add an additional Aboriginal community representative and remove one general community representative.
2. That the following community members be appointed to the Bicentenary Community Advisory Group until the conclusion of the Bicentenary Program in December 2020:
  - Kay Hayes: Historical Society
  - Nola Lucre: Education sector representative
  - Annette Lamb: Aboriginal community
  - Josh Bell: Aboriginal community
  - Wendy White: Business representative
  - Carlene Cardona-Elvy: Business representative
  - Judith Trimboli: Community representative
  - Ruth Banfield: Community representative
2. That applicants be advised in writing of the outcome of the Expression of Interest process.
3. That a further report be presented to Council in November 2018 outlining a proposed Bicentenary Program for consideration.

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

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## 8.15 Review of Community Events

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

1. That Council endorse the recommendations arising from the Community Events Review.
2. That the civic elements of Australia Day, being the awards and citizenship ceremony, are held at the Greg Percival Community Centre.
3. That Council cease delivering the Garden Competition.
4. That Council cease delivering Riverfest in its current format, to be replaced in 2018-2019 by an annual multicultural food festival, and that a new event or activity be explored for 2019-2020 to allow clearer focus on the environmental sustainability elements of Riverfest and the Garden Competition.
5. That the Fisher's Ghost Street Parade remain a twilight event, with Fisher's Flicks to be held in Koshigaya Park to coincide with the conclusion of the Parade.
6. That the Fisher's Ghost Street Fair be returned to the second weekend in November.

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

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## 8.16 Sport and Recreation Grants Updates

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

1. That Council note the finalisation of grant funded projects in the 2017-2018 financial year.
2. That Council note the grant applications submitted in the 2018-2019 financial year.
3. That a further report be presented to Council following the announcements of recent grant applications.

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

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## 8.17 Reports and Letters Requested

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

That the information be noted.

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

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## 8.18 Revised Policy - Investment

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

1. That the revised Investment Policy attached to this report be adopted.
2. That the Investment Policy review date be set at 30 June 2019.

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

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## 8.19 Stocktake of Stores and Materials

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

1. That the information be noted.
2. That the necessary adjustments be made in Council's financial management information system.

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

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## 8.20 Investment and Revenue Report - May 2018

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

That the information be noted.

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

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## 8.21 Report on Public Exhibition of the Draft Re-imagining Campbelltown CBD - Sydney's Southern Gateway Vision Report

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

1. That Council adopt the Phase 1 of Re-imagining Campbelltown project which consists of: Re-imagining Campbelltown CBD - Sydney's Southern Gateway including Strategic Framework, Vision and Growth pillars included as an attachment under separate cover to this report.
2. That Council move ahead with future phases of this project utilising the adopted Strategic Framework, Vision and Growth pillars as the basis for future works.

A Division was recorded in regard to the Resolution for Item 8.21 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, W Morrison, G Greiss and R George.

Voting against the Resolution were Nil.

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

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## 9. QUESTIONS WITH NOTICE

Nil

## 10. RESCISSION MOTION

Nil

## 11. NOTICE OF MOTION

Nil

## **12. URGENT GENERAL BUSINESS**

Nil

## **13. PRESENTATIONS BY COUNCILLORS**

1. Councillor Greiss advised that he recently attended the 2018 National General Assembly of Local Government Conference held in June at the National Convention Centre, Canberra. He found the conference to be very interesting and challenging. It provided a great opportunity to network with other councils and agencies around the country. He acknowledged that it was a well attended event.
2. Councillor Greiss advised that he recently represented metropolitan councils in his role as a Metropolitan/Urban Director on the board of Local Government NSW when attending the Far West Summit held at Cobar in July. Councillor Greiss advised that it was an informative and interesting summit with a focus on challenging issues for rural councils in NSW. Councillor Greiss thanked Local Government NSW for providing the opportunity to attend the summit. It was noted that the Southern And Eastern Metropolitan Summit will be hosted by Georges River Council and will be held on 18 July at the Kogarah School of Arts for those Councillors intersted in attending.
3. Councillor Greiss thanked the Director City Delivery, Wayne Rylands, for all of his efforts and contributions at Campbelltown City Council and congratulated him on his new position at Ryde City Council.
4. Councillor Morrison thanked the Director City Delivery, Wayne Rylands, for his efforts at Campbelltown City Council and wished him well in his new position.
5. Councillor Moroney advised that he recently attended the Georges River Keeper Annual General Meeting where the order of buisness included the adoption of a new budget, a bold new program for 2019, waste collection programs and strategic reviews. He encouraged Councillors to review the Georges River Keeper Annual General Meeting Minutes and complete the survey which was recently distributed.
6. Councillor Moroney thanked the Director City Delivery, Wayne Rylands, for his hard work and efforts at Campbelltown City Council and wished him the best for his future endeavours.
7. Councillor Chivers thanked Director City Delivery, Wayne Rylands, for his patience and generous advice. She wished him the very best in his future role.
8. Councillor Gilholme advised that he recently attended the Ingleburn High School leadership symposium where he met with students from Ingleburn, Thomas Reddall, Macquarie Fields and Sarah Redfern high schools. It was noted that students in attendance displayed great minds and asked engaging questions. This event was also attended by Dr Mike Freeland MP, Federal Member for Macarthur; Greg Warren MP, State Member for Campbelltown and Karen Endicott, Principal of Sarah Redfern High School. He acknowledged that the symposium was a great day and is looking forward to future student engagement and the opportunity for these students to make a contribution to our great city.
9. Councillor Manoto thanked the Director City Delivery, Wayne Rylands, for his efforts and support and wished him well for his future.

10. Councillor Lound advised that he attended the recently held 2018 Pacific Test Invitational. He acknowledged that this was a fantastic event and thanked all Council Officers involved in the organisation of this event.
11. Councillor Lound thanked the Director City Delivery, Wayne Rylands, for all his efforts and everything that he has done for the City of Campbelltown and wished him well in his future endeavours.
12. Councillor Hunt advised that she recently attended the 60<sup>th</sup> Anniversary of the Rotary Club of Campbelltown celebration which was a great and well attended event. She acknowledged the contribution that the Rotary Club of Campbelltown makes to the community.
13. Councillor Hunt advised that she recently attended the Campbelltown PCYC launch event which showcased the newly refurbished facility located at Minto. Councillor Hunt acknowledged that it is a great facility and was well attended by happy children and community members.
14. Councillor Hunt recently represented the Mayor at the annual City vs Country tournament held at Lynwood Park on 7 July. It was noted that the City Club had held the trophy for the past three years however did not retain the championship and was defeated overall by the Country Club with a final result of Country seven and City four. Great matches were held in both the womens and mens divisions during the tournament.
15. Councillor Hunt congratulated Council Officers on the opening of the Winter Wonderland event being held during the school holidays at Koshigaya Park.
16. Councillor Chowdhury advised that he recently attended a multicultural celebration at James Meehan High School. He acknowledged that the school was running a great program in this regard.
17. Councillor Chowdhury thanked the Director City Delivery, Wayne Rylands, for his service to the City of Campbelltown and wished him well.
18. Councillor Oates encouraged Councillors to attend the Campbelltown Arts Centre to see current exhibitions on display including the Friends Annual and Focus Exhibition and Looking In: A Survey of David Hawkes from 1989 to now.
19. Councillor Oates advised that she recently attended the 10 faces of Campbelltown art installation project launch on 23 June which is located in Anzac Lane (back of the Campbelltown RSL Building). Councillor Oates recognised the installation as being a great piece of art work and a testament to the talented artists in Campbelltown.
20. Councillor Oates thanked the Director City Delivery, Wayne Rylands, for all his efforts and everything that he has done for the City in particular the cycleway works.
21. Councillor Bricevic advised that he recently attended the Ingleburn Quota Club Student Debate and requested that letters of congratulations be sent to Quota Club organiser, Julie Percival, and Jaden Legaspi the Mount Carmel High School student who was the recipient of the winner's trophy.

22. Councillor Brticevic advised that he attended 2018 Pacific Test Invitational Awards Night which was a great event. He requested that Council write a letter of congratulations to Mal Fruen, Chairperson of the NSW Council for Pacific Communities, regarding her support and participation of this event.

It was acknowledged that the event line up was fantastic with lots of family fun events and was well attended with 18,000 people present at the Campbelltown Sports Stadium on game night. The Mayor congratulated Council Officers on their efforts in arranging the event which was attended by the ARLC Chairman, Peter Beattie, and Chief Executive Officer of the National Rugby League, Todd Greenberg. He requested that a letter of thanks be sent to the Member for Campbelltown, Greg Warren MP acknowledging his part in facilitating initial discussions regarding the Pacific Test Invitational.

23. Councillor Brticevic advised that Council has progressed to the next stage of the United for Macarthur A-League bid. Football Federation Australia (FFA) has shortlisted ten bids to take part in the next stage of the process to expand the Hyundai A-League. He advised that he is looking forward to the end of October when it is anticipated that the FFA will make an announcement regarding new licences for the A-League.

24. Councillor Brticevic congratulated Council Officers for their efforts in organising the Winter Wonderland event being held at Koshigaya Park during the school holidays. Particular thanks were given to the Director City Lifestyles and the Acting Executive Manager Community Life for their part in bringing this fantastic event to Campbelltown.

25. Councillor Brticevic thanked the Director City Delivery, Wayne Rylands, for his contribution to Campbelltown City Council. He noted that there was no task too small for Wayne and he particularly thanked him for all his efforts in facilitating works including tree planting and the beautification of the City. The Mayor wished Wayne well for all his future endeavours.

## Confidentiality Recommendation

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

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

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

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**The Ordinary Meeting of Council was adjourned at 7.54pm and reconvened as a meeting of the Confidential Committee at 7.55pm.**

## 14. CONFIDENTIAL REPORTS FROM OFFICERS

### 14.1 Head Lease on Council Property

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

1. That Council accepts the proposed lease surrender, for the property described in this report.
2. That Council approves the essential terms of the proposed new 20 year lease, as detailed below.

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

#### Motion

It was **Moved** Councillor Hunt, **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.

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

**At the conclusion of the meeting of the Confidential Committee the Open Council Meeting was reconvened at 7.56pm.**

#### Motion

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

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

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

There being no further business the meeting closed at 7.58pm.

Confirmed by Council on

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

## **CONFIRMATION OF COUNCIL'S ORDINARY MEETING MINUTES**

**At the Council Meeting held 14 August 2018 the following Council minutes were adopted:**

There being no further business at the meeting of 10 July 2018, the meeting closed at 7.58pm.

Confirmed by the Chairperson:

A handwritten signature in cursive script, likely belonging to the Chairperson, positioned to the right of the text 'Confirmed by the Chairperson:'.