

2 February 2006

Dear Councillor,

In pursuance of the provisions of the Local Government Act, 1993 and the Regulations thereunder, notice is hereby given that an **ORDINARY MEETING** of Penrith City Council is to be held in the Council Chambers, Civic Centre, 601 High Street, Penrith on Monday 6 February 2006 at 7:00PM.

Attention is directed to the statement accompanying this notice of the business proposed to be transacted at the meeting.

Yours Faithfully

**Alan Travers**  
General Manager

***BUSINESS***

1. **APOLOGIES**
2. **LEAVE OF ABSENCE**
3. **CONFIRMATION OF MINUTES**  
*Ordinary Meeting - 12 December 2005.*
4. **DECLARATIONS OF INTEREST**  
*Pecuniary Interest (The Act requires Councillors who declare a pecuniary interest in an item to leave the meeting during discussion of that item)*  
*Non-Pecuniary Interest*
5. **ADDRESSING THE MEETING**
6. **MAYORAL MINUTES**
7. **NOTICES OF MOTION**
8. **ADOPTION OF REPORTS AND RECOMMENDATION OF COMMITTEES**
9. **MASTER PROGRAM REPORTS**
10. **URGENT REPORTS (to be dealt with in the master program to which the item relates)**
11. **QUESTIONS WITHOUT NOTICE**
12. **COMMITTEE OF THE WHOLE**



**ORDINARY MEETING**  
**MONDAY 6 FEBRUARY 2006**  
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# PRAYER

“Sovereign God, tonight as we gather together as a Council we affirm that you are the giver and sustainer of life. We come together as representatives of our community to make decisions that will benefit this city and the people within it.

We come not in a spirit of competition, not as adversaries, but as colleagues. Help us to treat each other with respect, with dignity, with interest and with honesty. Help us not just to hear the words we say, but also to hear each others hearts. We seek to be wise in all that we say and do.

As we meet, our concern is for this city. Grant us wisdom, courage and strength.

Lord, help us. We pray this in the name of Jesus Christ our Lord. Amen.”



# **Statement of Recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage**

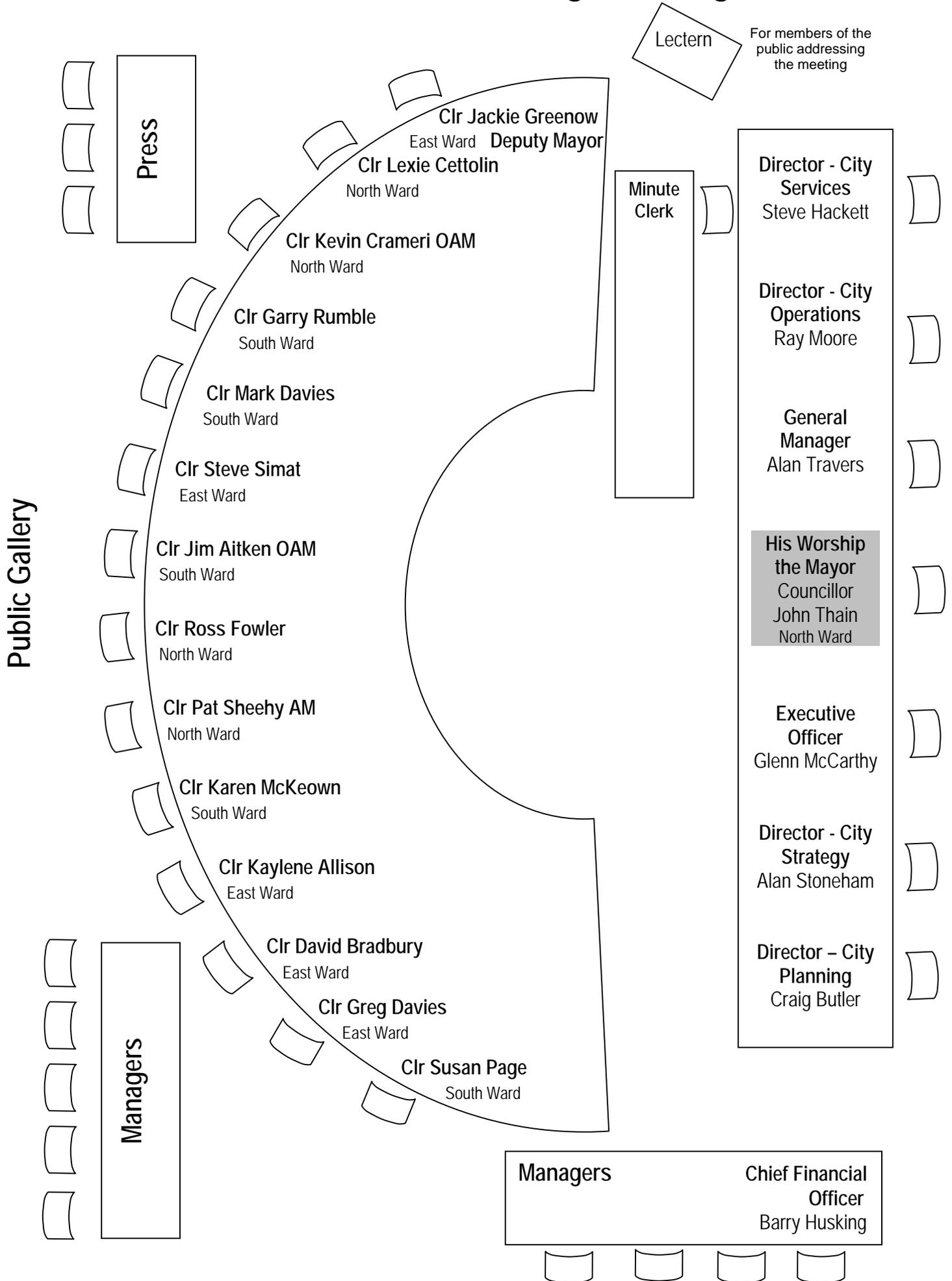
Council values the unique status of Aboriginal people as the original owners and custodians of lands and waters, including the land and waters of Penrith City.

Council values the unique status of Torres Strait Islander people as the original owners and custodians of the Torres Strait Islands and surrounding waters.

We work together for a united Australia and City that respects this land of ours, that values the diversity of Aboriginal and Torres Strait Islander cultural heritage, and provides justice and equity for all.



# Council Chambers Seating Arrangements



## **UNCONFIRMED MINUTES**

### **OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL HELD IN THE COUNCIL CHAMBERS**

**ON MONDAY 12 DECEMBER 2005 AT 7:05PM**

#### **NATIONAL ANTHEM AND PRAYER**

The meeting opened with the National Anthem and Prayer read by Executive Officer, Glenn McCarthy.

#### **STATEMENT OF RECOGNITION**

His Worship the Mayor, Councillor John Thain read a statement of recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage.

#### **PRESENT**

His Worship the Mayor Councillor John Thain, Councillors Jim Aitken OAM, Kaylene Allison, David Bradbury, Lexie Cettolin, Kevin Crameri OAM, Greg Davies, Mark Davies, Ross Fowler, Jackie Greenow, Karen McKeown, Garry Rumble, and Steve Simat.

#### **APOLOGIES**

602 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Ross Fowler that apologies be accepted from Councillor Pat Sheehy.

#### **LEAVE OF ABSENCE**

Leave of Absence was previously granted to Councillor Page for the period 30 November 2005 to 21 December 2005 inclusive.

#### **CONFIRMATION OF MINUTES - Ordinary Meeting - 5 December 2005**

603 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Kevin Crameri that the minutes of the Ordinary Meeting of 5 December 2005 be confirmed.

#### **DECLARATIONS OF INTEREST**

There were no declarations of interest.

#### **SUSPENSION OF STANDING ORDERS**

604 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Kevin Crameri that Standing Orders be suspended to allow members of the public to address the meeting, the time being 7:08pm.

#### **ADDRESSING THE MEETING**

The following people requested permission to address the meeting on the issues outlined below:

##### **Mr Martin Vella, St Clair**

*Item 1 – General Business Item 3 of the Report and Recommendation of the Local Traffic Committee 5 December 2005*

*Speaking for the Recommendation*

Mr Vella spoke as an affected relative and a representative of public safety in the Llandilo area. Mr Vella spoke about his personal experience with the intersection of Terrybrook Road and Seventh Avenue Llandilo.

Mr Vella stated that he wrote to Council in June 2005 after his brother and sister-in-law were involved in a serious accident when a vehicle failed to stop at the stop sign on Terrybrook Road. Mr Vella stated that there was a lack of advanced warning of the stop sign and that the sign was very hard to see at night.

In October 2005, Mr Vella's cousin was killed at the intersection when a vehicle travelling along Terrybrook Road failed to stop at the stop sign. A resident that lives at the intersection advised Mr Vella that there had been seven severe accidents at the intersection so far in 2005.

605 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jim Aitken that an extension of time be given to Mr Vella, the time being 7:14pm.

Mr Vella read a statement from the Parish Priest of Corpus Cristi who stated that the inconsistent signage in the area confuses drivers and the levels of signage are dangerously low. The accidents in the area have a great effect on his Parish.

Mr Vella outlined some solutions to the problems, which included installing roundabouts, placing stop signs on traffic islands so they can be easily seen, and barricading the power poles at the intersections to assist in minimising the impact of accidents.

**Mrs Rita Vella, Llandilo**

*Item 1 – General Business Item 3 of the Report and Recommendation of the Local Traffic Committee 5 December 2005*

*Speaking for the Recommendation*

Mrs Vella spoke as an affected relative on the matter. Her son was killed in an accident at the intersection of Terrybrook Road and Seventh Avenue Llandilo on 25 October 2005.

Mrs Vella stated that she believes that Council has neglected the intersections in the area. Her nephew had written to Council previously about a serious accident at the same location, and requested that improvements be made. Mrs Vella stated that the family had collected over 2000 signatures to have the roads in the area fixed to make the intersections safer for drivers.

Mrs Vella requested that the intersections be fixed with bigger signs, and clearer wider approaches to the intersections to make them more clearly visible.

**Mrs Mary Vella - affected relative**

*Item 1 – General Business Item 3 of the Report and Recommendation of the Local Traffic Committee 5 December 2005*

*Speaking for the Recommendation*

Mrs Vella spoke as an affect relative, and on behalf of the Community of Llandilo as the President of Keep Our Property Private (KOPP).

Mrs Vella stated that the intersection of Terrybrook Road and Seventh Avenue, Llandilo is a

community issue, not just an issue affecting one family. Mrs Vella tabled a petition carrying over 1300 signatures lobbying to have the safety of the intersections in Llandilo and Berkshire Park areas improved.

Mrs Vella stated that the Llandilo area was a major cut-through area for people travelling from the Penrith area to access the Riverstone and surrounding industrial areas. The inconsistent intersections along Terrybrook Road in comparison to the roads running parallel and perpendicular to it, cause confusion for most drivers, especially at night.

Mrs Vella stated that there was a clear lack of infrastructure in the area and asked Council where the ratepayers' money is being spent. She stated that the residents would prefer that their money be spent on safety in the area.

Mrs Vella requested that the Councillors conduct a site inspection of the area and talk to the neighbours of the intersections about the accidents that occur. Mrs Vella stated that the recommendations of the Local Traffic Committee are a start to fixing the problem, but they do not go far enough to ensure the safety of the local road users.

606 RESOLVED on the MOTION of Councillor Garry Rumble seconded Councillor Kevin Crameri that an extension of time be given to Mrs Vella, the time being 7:29pm.

Mrs Vella stated that roundabouts or speed humps are required at all intersections as a solution to the problems, and that the local residents feel as though Council has neglected them on this issue.

**David Haskew, on behalf of Cavasinni Constructions Pty Ltd**

*Item 7 - Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith. Applicant: Cavassini Constructions Pty Ltd. Owner: Cavassini Constructions Pty Ltd.*

***Speaking Against the Recommendation***

Mr Haskew spoke as a representative of the Applicant and Owner of the subject property.

Mr Haskew stated that this Development Application had been before Council on a number of occasions in the past, and that the proposed development would be a key development in the Penrith CBD to assist with the renewal of the area.

Mr Haskew stated that there was a high calibre of expert opinion in favour of this development. He also stated that the Penrith City Council DCP for the area embraces development growth and change, however is inflexible in allowing larger developments to take place. Mr Haskew stated that the DCP is in conflict with the State Environmental Planning Policy 65 (SEPP65). The DCP was written in 1997, and planning controls then may not be best practice in 2005.

Mr Haskew warned that Penrith would be full of fragmented undersized lots if amalgamation of lots into large developments is not encouraged.

607 RESOLVED on the MOTION of Councillor Steve Simat seconded Councillor Mark Davies that an extension of time be given to Mr Haskew, the time being 7:40pm.

Mr Haskew stated that whilst the development does exceed the building envelope allowed by the DCP, another application on a neighbouring property also exceeded the building envelope, but was approved based on a technicality.

Mr Haskew stated that the provisions of the SEPP65 allow for a better building than the DCP, and that the floor space issue between the SEPP65 and DCP is irreconcilable, or only with a dramatic reduction in floor space that would render the development unviable.

## **RESUMPTION OF STANDING ORDERS**

608 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Greg Davies that Standing Orders be resumed, the time being 7:59pm.

## **REPORTS OF COMMITTEES**

### **1 Report and Recommendation of the Local Traffic Committee 5 December 2005**

**LTC**

609 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Steve Simat that the Report and Recommendations of the Local Traffic Committee Meeting of 5 December 2005 be adopted with the following amendment to recommendation LTC12:

### **GB 3 Fatal Incident Response Strategy Team (FIRST) Report (Raised Penrith Police)**

That:

1. Speed classification survey be carried out on Seventh Avenue on both approaches to Terrybrook Road, and on Terrybrook Road on both approaches to Seventh Avenue, 10m from the intersection and mid-block
2. The existing "Stop" signs, advance warning "Stop" signs, and "Intersection Ahead" signs be replaced with larger Roads and Traffic Authority B Class size signs
3. 30m of BB linemarking be provided, along with RPMs, on all approaches to the intersection.
4. A further report be presented to Council on all of the intersections of Terrybrook Road to determine if they could benefit from the larger signage and additional linemarking as outlined above.
5. A site inspection for all Councillors be arranged along with a meeting with local residents to discuss the problems with intersections and traffic in the area.

His Worship the Mayor, Councillor John Thain advised that filming (with no audio recording) of a promotional DVD would be taking place in the Council Chambers during the meeting and sought Council's approval of the filming.

610 RESOLVED on the MOTION of Councillor Jim Aitken seconded Councillor Ross

Fowler that permission be granted to Infinity Media and Communications to video record the proceedings of the 12 December 2005 Ordinary Meeting of Council.

## **MASTER PROGRAM REPORTS**

### **THE CITY IN ITS BROADER CONTEXT**

#### **2 Penrith Valley Cultural Precinct 2981/13**

611 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jim Aitken

That:

1. The information contained in the report on Penrith Valley Cultural Precinct be received
2. Council endorse the program of activities outlined in the report

#### **3 City Centres' Vitality and Viability Review 4200/6**

612 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jim Aitken

That:

1. The information contained in the report on City Centres' Vitality and Viability Review be received.
2. The draft Penrith City Centre Strategy and the draft St Marys Town Centre Strategy be exhibited for community and stakeholder comment.
3. Landowners within the City Centres' Review study area and the Centre Associations be invited to comment on the draft Strategies.
4. A further report be presented to Council following the consultations.

#### **19 Metropolitan Strategy for Sydney 4100/23**

613 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jim Aitken

That:

1. The information contained in the report on Metropolitan Strategy for Sydney be received
2. Council write to the Department of Planning thanking it for engaging Council in the process and development phase of the Metropolitan Strategy and seeking clarification of the process for advancing the Western Sydney Employment Hub and the Erskine Park Employment Area to M7 Link Road
3. a further report on the implications of the Metropolitan Strategy for Penrith be brought back to Council in the new year.

#### **1 Commonwealth Games 2006 - Queens Baton Relay 1980/14**

614 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross

Fowler

That:

1. The information contained in the report on Commonwealth Games 2006 - Queens Baton Relay be received
2. An amount of \$2000 from each Ward Voted Works (total \$6000) to go toward the promotion of the event.

## **THE CITY AS A SOCIAL PLACE**

### **4 Penrith Swimming Centre Upgrade**

**2981/13**

615 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Garry Rumble

That:

1. The information contained in the report on Penrith Swimming Centre Upgrade be received
2. Council endorse the program of activities outlined in the report

### **6 Draft Local Environmental Plan for Penrith Lakes Environs**

**(Waterside), corner of Cranebrook and Andrews Roads, Cranebrook**

**4107/28**

616 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Garry Rumble

That:

1. The information contained in the report on Draft Local Environmental Plan for Penrith Lakes Environs (Waterside), corner of Cranebrook and Andrews Roads, Cranebrook be received.
2. In accordance with the Environmental Planning and Assessment Act, 1979 (as amended), Council submit the draft Local Environmental Plan 1998 (Lakes Environs) - Amendment No. 1 to the Minister for gazettal, as amended by Parliamentary Counsel.
3. All those who made submissions to the exhibition of the draft LEP be informed of Council's decision

### **5 Development of a City Wide Graffiti Minimisation Strategy**

**1027/23**

A MOTION was MOVED by Councillor Greg Davies seconded Councillor David Bradbury

That:

1. The information contained in the report on Development of a City Wide Graffiti Minimisation Strategy be received.
2. An urgent memo be provided to all Councillors on the costs involved in having graffiti removed from all of the gateways to the city, including from private properties that is accessible from public space.

Councillor Jim Aitken left the meeting, the time being 8:26pm

Councillor Kevin Cramer left the meeting, the time being 8:26pm

Councillor Lexie Cettolin left the meeting, the time being 8:26pm

His Worship the Mayor, Councillor John Thain, adjourned the meeting for a period of five minutes, the time being 8:26pm

Councillor Lexie Cettolin returned to the meeting, the time being 8:34pm

Councillor Jim Aitken returned to the meeting, the time being 8:34pm

The meeting resumed the time being 8:34pm

Councillor Kevin Cramer returned to the meeting, the time being 8:36pm

617 An AMENDMENT was MOVED by Councillor Jim Aitken seconded Councillor Steve Simat

That:

1. The information contained in the report on Development of a City Wide Graffiti Minimisation Strategy be received.
2. The Penrith Valley Community Safety Partnership be requested to report on the methods available to lobby the State Government to strengthen the enforcement of penalties associated with graffiti.
3. An urgent memo be provided to all Councillors on the costs involved in having the graffiti removed from all of the gateways to the city, including from private property that are accessible from public space.

On being PUT to the meeting the AMENDMENT was CARRIED and on becoming the SUBSTANTIVE MOTION was also CARRIED.

**7 Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith. Applicant: Cavassini Constructions Pty Ltd; Owner: Cavassini Constructions Pty Ltd DA03/3292**

A MOTION was MOVED by Councillor Steve Simat seconded Councillor Mark Davies

That:

1. The information contained in the report on Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith be received
2. The matter be deferred until a further report can be presented to Council

outlining grounds for approval of the development application.

618 An AMENDMENT was MOVED by Councillor David Bradbury seconded Karen McKeown

That:

1. The information contained in the report on Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith be received
2. The report on Development Application 03/3292 for a part 6 and part 7 storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith, be refused for the following reasons:
  - 2.1 The application does not satisfy Clause 50 (1A) of the Environmental Planning and Assessment Regulation 2000 because the required design verification statement did not accompany the application
  - 2.2. The application does not satisfy Schedule 1, Part 1, 2(5)(d) and (g) of the Environmental Planning and Assessment Regulation 2000 because the application:
    - (a) Was not accompanied by a landscape plan or a sample board of external materials, colours and finishes; and
    - (b) The Penrith City Centre DCP building envelopes were not shown on the architectural plans
  - 2.3 The application is not satisfactory for the purpose of Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act in that insufficient information was provided to enable Council to be satisfied with regard to the provisions of clause 7 of State Environmental Planning Policy 55 – Remediation of Land
  - 2.4 The application is not satisfactory for the purpose of Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act in that the proposal is not satisfactory when evaluated against the design quality principles in State Environmental Planning Policy 65 – Design Quality of Residential Flat Development
  - 2.5. The application is not satisfactory for the purpose of Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act in that the proposal does not satisfy zone objective (a)(ii) for 3(a) Business General Zone in clause 9 of Penrith Local Environmental Plan 1997 (Penrith City Centre) nor does the proposal satisfy clause 2(2)(a) and 2(3) of Penrith Local Environmental Plan 1997. Consequently the development is contrary to Clause 9(3) of the Local Environmental Plan
  - 2.6 The application is not satisfactory for the purpose of Section

- 79C(1)(a)(iii) of the Environmental Planning and Assessment Act in that the application does not satisfy clauses 8.2 and 8.3 of Development Control Plan Floor Space Ratio Controls (Penrith City Centre)
- 2.7 The application is not satisfactory for the purpose of Section 79C(1)(b) of the Environmental Planning and Assessment Act in that the application either fails, or fails to provide sufficient information, with regard to:
- (a) Access, transport and traffic
  - (b) Public domain
  - (c) Heritage
  - (d) Water
  - (e) Soils (contaminated land and geotechnical issues)
  - (f) Waste
  - (g) Noise and vibration
  - (h) Site design and internal design
  - (i) Construction Management
- 2.8 The application is not satisfactory for the purpose of Section 79C(1)(c) of the Environmental Planning and Assessment Act because the inappropriate form of the development is such that this site is not suitable for this development
- 2.9 The application is not satisfactory for the purpose of Section 79C(1)(e) of the Environmental Planning and Assessment Act in that the proposal is not in the public interest because it is contrary to the resolution of Council from its meetings of the 8 December 2003 and 22 November 2004 in relation to interim development and the City Centres Review.

On being PUT to the meeting the AMENDMENT was CARRIED and on becoming the SUBSTANTIVE MOTION was also CARRIED.

## THE CITY IN ITS ENVIRONMENT

**20 Application to rezone Lot 1 DP542395 and Lot 740 DP810111 Elizabeth Drive, Luddenham, to allow an Advanced Waste Treatment Facility in conjunction with the existing quarry and landfill operation. Applicant: Mullane Planning Consultants Pty Limited; Owner: SITA Australia Pty Limited**

**RZ04/0035**

619 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Kevin Crameri

That:

1. The information contained in the report on Application to rezone Lot 1 DP542395 and Lot 740 DP810111 Elizabeth Drive, Luddenham, to allow an Advanced Waste Treatment Facility in conjunction with the existing quarry and landfill operation be received
2. Pursuant to the provisions of the Environmental Planning and Assessment Act, 1979 and the Regulation 2003, Council resolve to publicly exhibit the Draft Local Environmental Plan to rezone Lot 1 DP542395 and Lot 740 DP810111 Elizabeth Drive, Luddenham to make an Advanced Waste Treatment Facility a permissible use on the site
3. The notification period be extended to 42 days to account for the Christmas and New Year period
4. A further report be presented to Council in February 2006
5. The Draft LEP be forwarded to the Parliamentary Counsel for an Opinion pending the results of the notification process
6. The Council rescind its resolution of 5 December 2005 in relation to Item 17 of the Business Paper entitled Application to rezone Lot 1 DP542395 and Lot 740 DP810111 Elizabeth Drive, Luddenham, to allow an Advanced Waste Treatment Facility in conjunction with the existing quarry and landfill operation

Councillor Jim Aitken left the meeting, the time being 9:20pm

Councillor Greg Davies left the meeting, the time being 9:22pm

Councillor Garry Rumble left the meeting, the time being 9:22pm

#### **THE CITY AS AN ECONOMY**

Councillor Garry Rumble returned to the meeting, the time being 9:25pm

Councillor Mark Davies left the meeting, the time being 9:28pm

#### **8 Interim Redevelopment of Visitor Information Centre**

**1000-84**

620 RESOLVED on the MOTION of Councillor David Bradbury seconded Councillor Karen McKeown

That:

1. The information contained in the report on the Interim Redevelopment of Visitor Information Centre be received
2. The request for payment of \$9,600 to the Penrith Valley Economic Development Corporation to complete the construction of the new visitor information centre building be met from the City Beautification budget
3. The licence agreement with Panthers be signed under seal.

**9 Sustainable Economic Growth for Regional Australia Conference**

621 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Kaylene Allison

That:

1. The information contained in the report on Sustainable Economic Growth for Regional Australia Conference be received
2. Council endorse the submission of a bid to host the 2007 Sustainable Economic Growth for Regional Australia Conference.

**THE CITY SUPPORTED BY INFRASTRUCTURE**

**10 Local Government Road Safety Auditing/Accident Investigation and Prevention (AIP) Program - 2005/2006 (9019/14)**

622 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Lexie Cettolin

That:

1. The information contained in the report on Local Government Road Safety Auditing/Accident Investigation and Prevention (AIP) Program - 2005/2006 be received
2. Council's Asset Manager submit the following projects to the Roads and Traffic Authority for funding consideration to undertake Road Safety Audits Existing Road (Stage5) under the Authority's Local Government Road Safety Auditing and Accident Investigation and Prevention (AIP) Program 2005/2006.
  - a. Ninth Avenue, Llandilo
  - b. Eighth Avenue, Llandilo
  - c. Seventh Avenue, Llandilo
  - d. Sixth Avenue, Llandilo
  - e. Fifth Avenue, Llandilo
  - f. Fourth Avenue, Llandilo
  - g. Third Avenue, Llandilo
  - h. Terrybrook Avenue, Llandilo
  - i. Second Avenue / Llandilo Road, Llandilo

Councillor Karen McKeown left the meeting, the time being 9:30pm

Councillor Steve Simat left the meeting, the time being 9:31pm

**11 Provision of Motor Vehicles 38/138**

623 RESOLVED on the MOTION of Councillor David Bradbury seconded Councillor Kaylene Allison

That:

1. The information concerning the cost/ benefit analysis of using gas powered

vehicles in Council's light vehicle fleet be received

2. The Council motor vehicle fleet include a range of 4 cylinder vehicles, 6 cylinder petrol and LPG vehicles and 4x4 dual cab diesel utilities where a work related use exists
3. The leaseback fees be set at the rates detailed in the report
4. A further report be brought back to Council on the involvement of the University of Western Sydney in a further study on the use of 4 cylinder, 6 cylinder and alternative powered vehicles.

Councillor Karen McKeown returned to the meeting, the time being 9:34pm

## **LEADERSHIP AND ORGANISATION**

### **12 Summary of Investments & Banking for the period 26 October 2005 to 29 November 2005. 6031/4**

624 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Summary of Investments & Banking for the period 26 October 2005 to 29 November 2005. be received
2. The Certificate of the Responsible Accounting Officer, Statement of General Fund Bank Balances as at 29 November 2005 and the Summary of Investments for the period 26 October 2005 to 29 November 2005 be noted and accepted
3. The graphical investment analysis as at 29 November 2005 be noted

### **13 Decision Making Arrangements During the Council Recess 21/5**

625 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jackie Greenow

That the information contained in the report on Decision Making Arrangements During the Council Recess be received.

### **14 Preparations for the 2006-2007 Management Plan 36/53**

626 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Preparations for the 2006-2007 Management Plan be received
2. Preparation of the Management Plan and the proposed arrangements continue in the terms discussed in the report and further reports be provided to Council at each appropriate stage of the Management Plan preparations.

**17 A.R. Bluett Memorial Award Submission**

**1128/1 Pt 3**

627 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jackie Greenow

That the information contained in the report on A.R. Bluett Memorial Award Submission be received.

**18 Submission to the Independent Inquiry into the Financial Sustainability of Local Government.**

628 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Submission to the Independent Inquiry into the Financial Sustainability of Local Government. be received
2. That a submission to the Local Government and Shires Association Financial Sustainability of Local Government Inquiry be made covering the issues included in this report.

Councillor Greg Davies returned to the meeting, the time being 9:37pm

Councillor Steve Simat returned to the meeting, the time being 9:37pm

Councillor Jim Aitken returned to the meeting, the time being 9:37pm

Councillor Mark Davies returned to the meeting, the time being 9:37pm

Councillor Ross Fowler left the meeting, the time being 9:38pm

**15 Council Property - Electricity Easement for Padmount Substation on Open Space, Lot 10, D.P. 1432, John Street, St Marys**

**3149/1 Pt.2**

629 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Lexie Cettolin

That:

1. The information contained in the report on Council Property - Electricity Easement for Padmount Substation on Open Space, Lot 10, D.P. 1432, John Street, St Marys be received
2. Council grant Integral Energy an easement for padmount substation 5.5 x 2.75 metres and an easement 1 metre wide for connecting cables over Lot 10, D.P. 1432 at John Street, St Marys.
3. Integral Energy to bear all reasonable costs associated with the granting of the easements.
4. Compensation in the amount of \$2,500 is accepted from Integral Energy.
5. The Common Seal of the Council of the City of Penrith be placed on all necessary documentation.

**16 Outdoor Eating and Trading - Salvation Army Youthlink**

**476915 LE2**

630 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Garry

Rumble

That:

1. The information contained in the report on Outdoor Eating and Trading - Salvation Army Youthlink be received.
2. Council grant Salvation Army Youthlink the annual subsidy of \$1,000 to operate an Outdoor Eating and Trading Licence within the footpath area at Shop 1A, 40 Phillip Street, St Marys as outlined in the report.
3. A further report be presented to Council outlining the number of other not-for-profit organisations in the area that may wish to operate under an Outdoor Eating and Trading Licence and request a subsidy of the Licence fee.

### **QUESTIONS WITHOUT NOTICE**

Councillor Jim Aitken left the meeting, the time being 9:47pm

#### **QWN 1 Donation to Barnardos Supported Accommodation Program 1117/33**

Councillor Lexie Cettolin requested that \$900 from each of North, South and East Ward voted works (Total \$2,700) be donated to the Barnardos Supported Accommodation Program to enable them to curtain two of their refurbished units.

631 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Kevin Crameri that the matter be brought forward as a matter of urgency.

His Worship the Mayor, Councillor John Thain ruled that the matter was urgent and should be dealt with at the meeting.

Councillor Jim Aitken returned to the meeting, the time being 9:48pm

Councillor Ross Fowler returned to the meeting, the time being 9:48pm

632 RESOLVED on the MOTION of Councillor Lexie Cettolin seconded Councillor Kevin Crameri that \$900 from each of North, South and East Ward voted works (Total \$2,700) be donated to the Barnardos Supported Accommodation Program to enable them to curtain two of their refurbished units.

#### **QWN 2 South Penrith Girl Guides 143151 Pt 3**

Councillor John Thain requested a memo response as to what can be done to fix the plumbing at South Penrith Girl Guides, as it has been damaged by the tree located within the childcare centre next door. The approximate cost of repairs is \$2000.

#### **QWN 3 Western Storm Soccer Club fundraising for Starlight Foundation 1367/10**

Councillor Greg Davies requested that the cost of the hire of the Erskine Park Hall for an event to be held by Western Storm Soccer Club in support of the Starlight Foundation, be donated equally from each Ward Voted Works.

633 RESOLVED on the Motion of Councillor Jackie Greenow seconded Councillor Ross Fowler that the matter be brought forward as a matter of urgency.

His Worship the Mayor, Councillor John Thain ruled that the matter was urgent and should be dealt with at the meeting.

634 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jackie Greenow that the cost of the hire of the Erskine Park Hall for an event to be held by Western Storm Soccer Club in support of the Starlight Foundation, be donated equally from each Ward Voted Works.

## **NOTICE OF MOTION**

Councillors Steve Simat, Jim Aitken, Lexie Cettolin, Greg Davies, Mark Davies, Ross Fowler and Garry Rumble gave notice of an intention to move a MOTION TO RESCIND the motion carried at the Ordinary Meeting held on 12 December 2005 in relation to Item 7 - Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith. Applicant: Cavassini Constructions Pty Ltd; Owner: Cavassini Constructions Pty Ltd.

Subject to the above Rescission Motion being carried –

Councillors Steve Simat, Jim Aitken, Lexie Cettolin, Greg Davies, Mark Davies, Ross Fowler and Garry Rumble also gave notice of an intention to move:

“That:

1. The information contained in the report to the Ordinary Meeting of Council held on 12 December 2005 in relation to Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith be received
2. A further report be brought back to Council in 2006 to allow time for consideration, negotiation and clarification on planning conflicts.”

There being no further business the Chairperson declared the meeting closed the time being 9:52pm.



# **PENRITH CITY COUNCIL**

## **Procedure for Addressing Meetings**

Anyone can request permission to address a meeting, providing that the number of speakers is limited to three in support of any proposal and three against.

Any request about an issue or matter on the Agenda for the meeting can be lodged with the General Manager or Public Officer up until 12 noon on the day of the meeting.

Prior to the meeting the person who has requested permission to address the meeting will need to provide the Public Officer with a written statement of the points to be covered during the address in sufficient detail so as to inform the Councillors of the substance of the address and a written copy of any questions to be asked of the Council in order that responses to those questions can be provided in due course.

In addition, prior to addressing the meeting a person addressing Council or Committee will be informed that they do not enjoy any privilege and that permission to speak may be withdrawn should they make inappropriate comments.

It should be noted that speakers at meetings of the Council or Committee do not have absolute privilege (parliamentary privilege). A speaker who makes any potentially offensive or defamatory remarks about any other person may render themselves open to legal action.

Prior to addressing the meeting the person will be required to sign the following statement:

“I (name) understand that the meeting I intend to address on (date) is a public meeting. I also understand that should I say or present any material that is inappropriate, I may be subject to legal action. I also acknowledge that I have been informed to obtain my own legal advice about the appropriateness of the material that I intend to present at the above mentioned meeting”.

Should a person fail to sign the above statement then permission to address either the Council or Committee will not be granted.

The Public Officer or Minute Clerk will speak to those people who have requested permission to address the meeting, prior to the meeting at 6.45pm.

It is up to the Council or Committee to decide if the request to address the meeting will be granted.

Where permission is to be granted the Council or Committee, at the appropriate time, will suspend only so much of the Standing Orders to allow the address to occur.

The Chairperson will then call the person up to the lectern or speaking area.

The person addressing the meeting needs to clearly indicate:

- Their name;
- Organisation or group they are representing (if applicable);
- Details of the issue to be addressed and the item number of the report in the Business Paper;
- Whether they are opposing or supporting the issue or matter (if applicable) and the action they would like the meeting to take;
- The interest of the speaker (e.g. affected person, neighbour, applicant, applicants spokesperson, interested citizen etc).

Each person then has five minutes to make their address. Those addressing Council will be required to speak to the written statement they have submitted. Permission to address Council is not to be taken as an opportunity to refute or otherwise the points made by previous speakers on the same issue.

The Council or Committee can extend this time if they consider it appropriate, however, everyone needs to work on the basis that the address will be for five minutes only.

Councillors may have questions about the address so people are asked to remain at the lectern or in the speaking area until the Chairperson has thanked them.

When this occurs, they should then return to their seat.

Steve Hackett  
**Public Officer**  
02 4732 7637

August 2003

## MAYORAL MINUTES

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3	2006 Australia Day Celebrations	5





## **Mayoral Minute**

### **Queens Baton Relay**

It was an honour for me recently to have been part of the Australian launch of the Queens Baton Relay, an important element of the 2006 Melbourne Commonwealth Games.

This involvement for me started on Tuesday 24 January 2006 when the General Manager and myself attended the official welcoming ceremony into Australia of the Baton by the Prime Minister, Mr John Howard at the Sydney International Airport. We heard the announcement of the first runner, namely Mr Ron Richter – a local Penrith resident.

Wednesday 25 January 2006 was special, as Penrith City was the first to host the Baton in Australia before it started its long journey around Australia. The eyes of the nation, and the world, were again on Penrith and the Sydney International Regatta Centre, which once again demonstrated what a magnificent and impressive facility it is for our City.

The Sydney International Regatta Centre was full of excitement on that morning. It was an honour and a pleasure to officiate with the Federal Minister for Sport, Senator Rod Kemp, representing the Federal Government, Mr David Moffatt, representing Telstra, a major sponsor and myself, representing the host City. I had the honour of handing the Baton to the first runner who departed the stage at 7:44am. Several hundred local residents were present to witness this special occasion together with a number of special guests which included the NSW Premier, State Members for Penrith and Londonderry, Federal Members for Chifley and Macquarie and the Victorian Minister for the Commonwealth Games, the Hon Justin Madden.

I am very pleased that many local people had an opportunity to carry the Baton through the streets of our City. To be selected as a Baton runner is a genuine recognition of their significant achievements in contributing to the community of our City. The Deputy Mayor, Councillor Jackie Greenow was one of the community runners and carried the Baton along part of Castlereagh Road and past the Civic Centre along High Street.

The popular Channel 9 TODAY program broadcast live from the site and included many local interest items in their program including the official ceremony. The TODAY host,

Richard Wilkins acted as MC.

Both the Penrith City Centre Association and St Marys Development Committee hosted community breakfasts en-route at Penrith and St Marys Town Centres.

The success of the morning would not have been possible without the many months of detailed planning by the Local Planning Team in consultation with the M2006 Team in Melbourne.

To everyone involved, I extend my personal thanks and appreciation for a job well done!

A handwritten signature in black ink, appearing to read 'J Thain', with a long horizontal line extending to the right.

John Thain  
Mayor

## **Mayoral Minute**

### **Australia Day Honours and Local Citizen Awards**

Four residents from the Penrith City area were honoured in the Australia Day Honours announced on 26 January 2006.

Since the inception of Australian Honours in 1975, a total of 79 citizens of the City have now received the Nation's highest honours for their service to this community.

#### **Mr. Ross Sinclair AM**

Ross Sinclair of Mulgoa was awarded the Member of the Order of Australia for service to the community of Penrith, particularly through support for service, sporting, health and social welfare organisations. Mr. Sinclair has given more than fifty years of service to the community and has had long-term involvement in numerous fundraising activities with local charities, service clubs, and emergency services organizations. He has been a significant financial supporter of the Penrith Volunteer Rural Fire Service over many years, and was a foundation director of Ripples.

#### **Mr. Arthur Bennett OAM**

Arthur Bennett of Penrith was awarded the Medal of the Order of Australia for service to the community of Penrith, particularly through service groups, local government and support for people with a disability. Mr. Bennett was an alderman on Penrith Council from 1959 until 1968, and was a founding member of the Rotary Club of Penrith Valley. Mr. Bennett was also President of the Nepean District School for Crippled Children and the Northcott Society.

#### **Mrs. Yvonne Cassidy OAM**

Yvonne Cassidy of Kingswood was awarded the Medal of the Order of Australia for service to the community of Penrith, particularly through the Australian Red Cross, of which she has been a member for more than twenty five years. Mrs. Cassidy is President of the Penrith Red Cross, Executive Officer of the Nepean Voluntary Aid Detachment, and Chairman of the Penrith Red Cross Calling Committee.

#### **Mrs. Roma Grace OAM**

Roma Grace of Emu Plains was awarded the Medal of the Order of Australia for service to the community of Penrith through a range of charitable, cultural and ex-service organisations. Mrs. Grace has been the President of the Zonta Club of the Nepean Valley, President of the Friends of Lewers Gallery and secretary of the Nepean District Music Club.

A former resident of Penrith, **Dr Michael Noel OAM** of Windsor Downs was also awarded the Medal of the Order of Australia for services to medicine in the field of palliative care. Dr Noel operated his practice in Penrith for many years.

On behalf of Council and the City of Penrith, I congratulate these award winners on this esteemed recognition of their valuable community service

I also want to congratulate our local Australia Day Citizen Award winners who were presented with their awards on the main stage during the Penrith Regional 2006 Australia Day Celebrations.

Penrith's Citizen of the Year for 2006 was **Mrs. Margaret June Collins**, who has been an active member of the Red Cross for 65 years since joining in 1940, a "Lions Lady" for 40 years, a member of Meals on Wheels for 27 years, and is a life member of the View Club.

Our Young Citizen of the Year is eighteen year old **Samantha Dawson**, who has been recognised for commitment, involvement and leadership in the community, and was Penrith

Lions Club Youth of the Year in 2005.

**Mrs. Iris Kilminster** of received a Community Service award for her work over the last twelve and a half years as a volunteer for the Penrith City Library Home Library Service, delivering books to aged, infirm, disabled and isolated patrons of Penrith City Library.

**Ms Kellie-May Lobsey** also received a Community Service award for her volunteer work with the Guiding Movement at the local, state and national level.

The winner of the Sports Achievement Award was **Mr. Anthony Brown** who has been recognised for his achievement in the sport of Canoe Slalom. Anthony was a member of the Australian Canoe Slalom team at the 2005 ICF World Championships held in Penrith and the ICF 2005 World Cup Series in Europe.

Our Young Sports Achievement award was presented to **Aaron Peterson** for achievement in Soccer and School Athletics.

Photographs of our local Citizen Award winners will be displayed in the Civic Centre during 2006, adjacent to the Australian Honour Board, and at the St Marys Council Offices with the photos of the citizens recognised in Council's Wall of Achievement Awards.

We are very proud of our City and the achievements of our local citizens. On behalf of Council and the City of Penrith I again thank them for their contribution to our community and congratulate them on the recognition they have received.

A handwritten signature in black ink, appearing to read 'J. Thain', with a long horizontal line extending to the right.

John Thain  
Mayor

## **Mayoral Minute**

### **2006 Australia Day Celebrations**

I am very pleased to inform the meeting of the great success of Council's 2006 Australia Day celebrations at the Sydney International Regatta Centre, and also the Citizenship Ceremony held in the Council Chambers.

Over 43,000 people attended the event, exceeding expectations. Feedback on the Day indicated that the event not only attracted many families and residents of the Penrith Local Government Area but also visitors from across the region including Sydney, Avalon, and Dapto among others.

Other statistics from the day reveal that over 600 participants in the activity programme came from the local area, 40 volunteers – including Council's trainees, 4 'senior' staff members and the Visitor Information Centre – generously gave up their time to assist with the smooth running of the event and, 30 local businesses provided services and sponsorship.

Some interesting statistics from the day include the fact that 3,500 pool noodles, 1,000 breakfasts, and 4,500 sun visors were given out free on the day, and the Visitor Information Centre answered approximately 230 enquiries about the event in two days.

We all enjoyed an outstanding line up of quality entertainment on the Day and I am proud that we were able to provide the local community with such high quality performances, such as the Water Ski and Jet Ski stunt shows that until this year, had only happened in places such as Darling Harbour. It is a testament to the area, our venues and the support of our community, that the City is being recognised as a centre for major events and high quality facilities.

Our Australia Day Ambassadors made a great contribution to the Day and I thank them both. Susie Maroney OAM was truly an inspiration both during her Australia Day address and to the people she met throughout the day. Doctor Rob Zammit provided an emotional speech during the Citizenship Ceremony and was impressed by the organisation of the Ceremony and the whole Day. Both Ambassadors have asked that we remain in contact and, hopefully, will be involved in future projects and events.

I would like to express Council's gratitude to the many sponsors on the Day, particularly the

major sponsors – Integral Energy, the NSW Department of Tourism, Sport and Recreation, Penrith Lakes Development Corporation, Woolworths and Freedom Furniture Penrith. In addition, the continued support of the Australia Day Council of NSW is much appreciated.

A special thank you must also be afforded to the venue management and all the staff at Sydney International Regatta Centre who not only provide a magnificent venue and service on Australia Day, but also provide an international class facility for elite performers as well as recreational use by the public, all year round.

As well, I would like to congratulate all Council staff involved in the preparation of the event as well as the running of the event on the day. I experienced the work that is involved in such an enormous event first hand and would like to recognise the time and energy spent by the whole Council team who ensured the local community and those from ‘afar’ had a day to remember.

A handwritten signature in black ink, appearing to read 'J Thain', with a long horizontal line extending to the right.

John Thain  
Mayor

## NOTICES OF MOTION

**Item**

**Page**

1 Notice of Motion [Rescission] DA03/3292

1





## **1 Notice of Motion**

### **Notice of Motion [Rescission]**

**Councillors Steve Simat, Jim Aitken, Lexie Cettolin, Greg Davies, Mark Davies, Ross Fowler and Garry Rumble TO MOVE:**

“That the motion carried at the Ordinary Meeting of Council held on 12 December 2005 in relation to Item 7 – Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538-556 High Street, Penrith be, and is hereby, rescinded.”

**Subject to the above Rescission Motion being carried –**

**Councillors Steve Simat, Jim Aitken, Lexie Cettolin, Greg Davies, Mark Davies, Ross Fowler and Garry Rumble TO MOVE:**

“That:

1. The information contained in the report to the Ordinary Meeting of Council held on 12 December 2005 in relation to Development Application 03/3292 for a part six and part seven storey mixed retail, commercial and residential building over basement parking at Lot 1 DP 779550, Lot 2 DP 154388, Lot 1 DP 576961 and Lot B DP 152524 (No. 538 - 556) High Street, Penrith be received
2. A further report be brought back to Council in 2006 to allow time for consideration, negotiation and clarification on planning conflicts.”



## MASTER PROGRAM REPORTS

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## THE CITY AS A SOCIAL PLACE

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**The City as a Social Place**

**1 Senior's Week 2006**

**1019/74**

**Compiled by:** Athena Kandris, Community Development Worker - Aged and Disability

**Authorised by:** Joe Ibbitson, Acting Community Development Manager

**Strategic Program Term Achievement:** *Strategies are in place to respond to the social and health needs of the community.*

**Critical Action:** *Address the differing needs and preferences of the various age groups through Council's policy responses, programs and advocacy.*

**Purpose:**

*To inform Council about Seniors week 2006. The report recommends that Council provide Seniors Week grants to the value of \$6,570 to nine local, community organisations to celebrate Seniors Week 2006.*

**Background**

Seniors Week is to be celebrated from Sunday 2<sup>nd</sup> April up to and including Sunday, 9<sup>th</sup> April 2006. Seniors Week celebrations encourage the involvement of older people in their community and support their continued participation in local activities. This year's theme is 'Live Life' with an emphasis on the contribution that seniors make to their family, friends, workplaces and communities.

Council allocates funds each year through the Seniors Week Grant Program to community-based groups to assist them to hold activities for the older community. The budget for 2006 is \$6,500.

**Council Event – Volunteer to Live Life**

During Seniors Week 2006, Council will host an event 'Volunteer to Live Life' which will acknowledge and celebrate the voluntary contribution older people make to communities. The event will be held on Monday 3<sup>rd</sup> April 2006 at the St Mary's Seniors Citizens Centre.

Activities planned include:

- A showcasing of new activities and lifestyle options by providing an expo of community organisations, particularly those who use volunteers (as older people make a major contribution to the volunteer workforce)
- Theatre and concert performances with the theme of volunteering
- Young people involved – schools invited to participate and assist
- A healthy lunch will be provided

Planning for the event has commenced with a number of local organisations and community groups consulted and involved in the planning of the day.

Council has been successful in obtaining a \$1000 grant from the Department of Ageing Disability and Home Care towards the cost of this event.

### **Applications Received for Funds from Community Organisations**

The availability of Council funds to assist non-profit groups in the provision of Seniors Week activities was advertised in the local media and through community networks. Organisations and groups applying for grants were asked to consider the objectives of Seniors Week, which are:

- Celebrate older people and their continuing contribution to the family, friends, workplaces and communities
- Demonstrate that older age can be a time of learning and adventure
- Provide enjoyable opportunities for getting together, both with older people and across the generations
- Promote and celebrate the cultural diversity of older people in our communities
- Promote Seniors Week throughout NSW, including regional areas
- Encourage community participation in the development and implementation of community-based programs/projects
- Encourage older people to live healthy and active lifestyles

Criteria specific in the grant guidelines include:

- The activity must be open to all older people who reside in the Penrith LGA
- The activity involves the wider community or has the potential to reach the wider community
- The activity promotes positive images of being older to seniors or the wider community
- The activity is innovative and creative
- Positive outcomes may be achieved from the activity e.g. An attitude change or a product such as an information booklet
- The activity encourages active participation of older people
- The activity showcases the skills of older people and their continuing contribution to the general community

The following table identifies the requests made by community groups and organisations for twelve separate activities totalling \$12,170.00.

<b>Organisation</b>	<b>Proposed Activity</b>	<b>Estimated attendance</b>	<b>Requested amount</b>
<b>Great Community Transport Inc</b>	Promotion and launch of a new one-stop shop information at Penrith library to allow people attending the launch to have hands on experience in using the web site. Aimed for elderly people including CALD, ATSI and people with disabilities.	Not stated	\$680.00
<b>Nepean Food Services Inc</b>	'Story telling workshop' where participants are invited to share their story. Participants to bring something, which is special to them	60 - 80	\$1,000.00

	and share with the story. A professional facilitator will be employed.		
<b>Braddock Public School</b>	Students, grandparents & seniors from local LGA to attend formal assembly. Students will provide entertainment, speaker's acknowledging importance of senior's role in community. Participation in Classroom and computer lab where an exchange of learning experience will be shared. Morning tea provided.	350	\$400.00
<b>South Penrith Youth &amp; Neighbourhood Service Inc.</b>	Entertainment and information for seniors. Artist will talk, listen to stories and create an artwork depicting the stories shared. This will be a permanent reminder of how our seniors live life.	180	\$500.00
<b>Kingswood Park Community Centre Management</b>	Workshop with Torres Strait Islanders, providing participation in cultural dances and indigenous art with supply of materials. Entertainment with cultural songs.	40	\$500.00
<b>Werrington Community Project Inc.</b>	Expo featuring art & crafts done by over 55 yr olds, including stalls, demonstrations, story telling & children's activities.	200 - 300	\$1,000.00
<b>Neighbourhood Development Team Erskine Park Inc.</b>	Activity will include both the 'Evergreens' (aged group) and Pulse (youth group) to celebrate and understand better the process of ageing. The Pulse group will prepare, cook and serve lunch to the Evergreens. Includes carpet bowls, table tennis and sharing life stories	50	\$500.00
<b>St Mary's Branch CPSA</b>	Two morning teas with light lunch. Games, activities, displays, information on CPSA and a take home bag with information for seniors	2 x 60	\$990.00
<b>St Mary's Branch CPSA</b>	Ecumenical Church Service followed by afternoon tea. Display of the organisation and a bag to take home with information.	50 - 60	\$410.00
<b>Werrington Elderly Care</b>	A fun day of games designed for both frail aged and visually impaired residents of the LGA	80	\$350.00
<b>Karelle Life Enrichment Service Inc.</b>	A free 10-week Tai Chi classes for older people.	40	\$3,200.00
<b>Glenmore Park Community Projects Inc.</b>	Exercise program with trained facilitator for seniors and those who at present find it difficult to access programs due to lack of mobility in the Glenmore Park and surrounding areas	20	\$2,400.00
	<b>TOTAL</b>		<b>\$12,170.00</b>

The amount of funds available is \$6,500.

The applications represent a broad range of activities during Seniors Week including web promotions, morning teas, workshops, an arts and crafts expo and also a schools education event involving grandparents and school children.

Two of the activities involve longer-term commitments requiring significant program funds to run a series of sessions over a period of a number of weeks. The Seniors Week grants are provided specifically to help fund events during Seniors Week and are not designed to provide resources for on-going or longer-term programs. For this reason it is proposed that the following two projects are not supported with through the Seniors Week grant program.

<b>Karelle Life Enrichment Service Inc.</b>	A free 10-week Tai Chi classes for older people.	40	\$3,200.00
<b>Glenmore Park Community Projects Inc.</b>	Exercise program with trained facilitator for seniors and those who at present find it difficult to access programs due to lack of mobility in the Glenmore Park and surrounding areas	20	\$2,400.00
	<b>TOTAL</b>		<b>\$5,600.00</b>

It is therefore recommended that Karelle Life Enrichment Service Inc. and Glenmore Park Community Projects Inc applications not be funded. Council officers will discuss alternative potential sources of funding to assist in running these longer-term programs and commitments.

It is recommended that the remaining applications for Seniors Week grants be funded to a total amount of \$6,570.00.

### **Summary**

Council has received a grant of \$1,000 from the Department of Ageing, Disability and Home Care to assist with the organising of an event 'Volunteer to Live Life' to celebrate Seniors Week 2006. This event will be held at St Marys Senior Citizens Centre on Monday 3<sup>rd</sup> April 2006

The amount available for the Seniors Week 2006 Grants Program is \$6,500.00. Eleven community organizations have applied for contributions totalling \$12,170.00 to assist in the delivery of twelve projects for Seniors Week 2006.

It is recommended that Council provide grants to the value of \$6,570 to nine local, community organisations to celebrate Seniors Week 2006. It is further recommended that the two applications for longer term programs from Karelle Life Enrichment Service Inc and Glenmore Park Developments Inc not be funded.

### **RECOMMENDATION**

That:

1. The information contained in the report on Senior's Week 2006 be received
2. Council provide Seniors Week grants to the value of \$6,570 to nine local community organisations to celebrate Seniors Week 2006, as outlined in the Community Development Managers report.

**ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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## The City as a Social Place

### 2 Penrith Community Development Support Expenditure (CDSE) 1117/42 Funding Program - 2005

**Compiled by:** Vesna Kapetanovic, Community Projects Officer (WSAAS)

**Authorised by:** Joe Ibbitson, Acting Community Development Manager

**Strategic Program Term Achievement:** *Strategies are in place to respond to the social and health needs of the community.*

**Critical Action:** *Support community organisations and programs to meet identified community needs.*

#### **Purpose:**

*To inform Council of the outcome of the 2005 Penrith Community Development and Support Expenditure Scheme (CDSE) Category 1 Funding Round. The report recommends that the information be received.*

#### **Background**

The Community Development and Support Expenditure (CDSE) scheme is a statewide initiative that recognises Registered Clubs' significant financial support for projects and services that contribute to the wellbeing of their communities.

Registered clubs that earn over \$1 million annually in gaming machine revenue provide funding for community projects and services and in turn receive dollar-for-dollar gaming tax deductions.

The scheme was introduced in 1998 by the NSW Government and allows clubs to claim a tax deduction of up to 1.5% on gaming machine revenue over \$1 million for monies spent on community support.

The CDSE program is carried out in partnership with the NSW State Government, local Registered Clubs, Local Government and NSW Council Of Social Services (NCOSS).

CDSE Category 1 expenditure is allocated to projects/services that contribute to the wellbeing and broader social fabric of the local community. Category 1 funding expenditure targets community welfare and social services, community development, community health services, and employment assistance activities.

#### **The Penrith LGA Process**

The role of the Penrith Local CDSE Committee is to assess and rank all eligible Penrith CDSE funding applications.

The Penrith Local CDSE Committee has a core membership of representatives from:

- The CDSE eligible clubs in Penrith (Emu Plains Sporting and Recreation Club; St

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Marys Band Club; Penrith RSL; Penrith Paceway; Penrith Gaels; Nepean Rowing Club; Panthers; St Marys Leagues; Penrith Bowling Club; St Marys RSL; Henry Lawson Club)

- Penrith Council's Senior Social Planner, representing the Community Development Department Manager
- NSW Department of Community Services (DoCS)
- Local representative of the Council of Social Service of NSW (NCOSS)

The Local Committee meets to:

- Identify the community service priorities for Category 1 expenditure in Penrith based on local evidence provided by Penrith Council's Community Development Department and DoCS advice on regional and whole-of-government community service priorities
- Advise qualifying clubs in Penrith of the identified community service priorities for Category 1 expenditure
- Assess Category 1 funding applications received by the local committee as to whether they align with the identified community service priorities
- Inform qualifying clubs in Penrith of the outcomes of the assessment of Category 1 applications.

Penrith Council's Community Projects Officer convenes the local Penrith committee, coordinates promotion to the community and undertakes administration to support this funding program.

### **2005 Funding Round for Penrith**

The 2005 CDSE Funding Round opened on 4 April and closed on 13 May. The Penrith Council's Community Projects Officer was responsible for the promotion of the round through local networks and interagencies, as well extensive advertising in local press and a web page on Penrith Council website.

In 2005, the Penrith CDSE Committee received 126 applications from local and statewide community services and groups seeking a total amount of \$1,247,451.

Prior to the round opening, the estimated amount of CDSE Category 1 funding available for 2005 was \$400 000. However, the total amount recommended for funding by the Penrith CDSE Committee in 2005 was \$427,269.

### **Projects Funded in Penrith**

In total, 49 organisations were successful in obtaining Penrith CDSE funding.

Some examples of the type of projects that were funded in the 2005 CDSE Round are:

- North St Marys Neighbourhood Centre Inc received \$50,000 to purchase outdoor equipment for the new North St Marys Neighbourhood Centre. This equipment will provide families in North St Marys with better access to modern and safe play and recreational equipment
- Werrington Community Development Project Inc received \$3,000 to establish and run a social group for isolated older people at Kingswood Park Community Centre
- Emu Plains Community Project Inc received \$5,000 to purchase IT and sound equipment to provide diverse and interesting youth activities at the Centre
- Penrith Community Kitchen Inc received \$20,000 to support their program that provides lunch for disadvantaged and homeless people in Penrith
- Sailability Penrith Lakes received \$18,600 to purchase two dinghies that are purpose built to enable people with disabilities to sail.

A full list of funded projects is provided as Appendix 1 to this report

### **Evaluation of the 2005 CDSE Round**

The Penrith CDSE Committee evaluated the recent CDSE round to examine the 2005 process and outcomes, and view towards planning the 2006 round. The Committee was pleased with the work Council had undertaken with the promotion and advertising of the round, alongside the provision of information and support to community services and groups.

A focus group will be held in the first quarter of 2006 to specifically evaluate the local application form to ascertain whether any enhancements can be applied. It is intended that any changes adopted will simplify the current form to increase understanding of the application process and facilitate better community access to this funding opportunity.

### **RECOMMENDATION**

That the information contained in the report on Penrith Community Development Support Expenditure (CDSE) Funding Program - 2005 be received.

### **ATTACHMENTS/APPENDICES**

1. CDSE Approved Funding Matrix 5 Pages Appendix

## APPROVED FUNDING

ORGANISATION	PROJECT DESCRIPTION	AMOUNT REQUEST \$
North St Marys Neighbourhood Centre	The purchase of outdoor play and recreational equipment for the new North St Marys Neighbourhood Centre	50,000.00
Bridging the Gap Sydney West Inc.	Organisation is seeking funding for replacement computers and a printer for a program to support young people to stay at school, or explore options in relation to employment and training	8,000.00
The Salvation Army YouthLink	Organisation is seeking funding to purchase industrial kitchen equipment for the Café Horizons Youth Training Program (a hospitality training program for at-risk young people)	11,000.00
Penrith Seniors and Pensioners Club Inc.	Organisation will purchase computer equipment upon funds being made available	2,960.00
Connecting Communities in Central Penrith Project	Application seeking funding to establish and run social group for older people at Kingswood Park Community Centre	3,000.00
Australian Red Cross, Greater Western Sydney Region	Organisation is seeking funding to establish and deliver breakfast program to children attending Werrington County Public School	6,000.00
PATH Inc.	Organisation is seeking funding for their healthy lifestyle/sporting program for young people with disabilities	1,000.00
Orchard Hills Rural Fire Brigade	Rural Fire Brigade is requesting funding to purchase equipment for a BBQ area and shelter	4,950.00
Western Sydney Drug and Alcohol Resource Centre Inc	Organisation is seeking funding to purchase additional resources for their library, shelving and software to create a database for their website	2,800.00
Emu Plains Youth Project	Organisation is seeking funding for IT and sound equipment to diversify and develop the programs available for young people at the centre	5,000.00
Erskine Park Night Owls	This group is seeking funding to run groups and activities for active older people outside of weekday hours in Erskine Park.	1,000.00
Erskine Park Women's Group	Group is seeking funding to purchase equipment for their healthy living program - cooking utensils, exercise equipment and videos	3,750.00
Lifeline Penrith	Organisation is seeking funding to provide information and run training programs for those working with people who have suicide related issues	6,000.00

ORGANISATION	PROJECT DESCRIPTION	AMOUNT REQUEST \$
Nepean Community College	Organisation is seeking funding for capital works (to partition existing space to create two teaching spaces)	10,000.00
Royal Life Saving NSW	Organisation is seeking funding to run free CPR training to parents and carers in the Penrith LGA	5,000.00
Nepean Hospital Arts for Health Program (AFHP)	Arts for Health are seeking funding to run art workshops for people with mental health issues	3,180.00
Nepean Interyouth Services	Service is seeking funding to purchase equipment to support young people within the service - baby car seats; baby playpen; more office chairs; guitars; TV/DVD/video unit and trolley; sound equipment; BBQ	4,488.00
Nepean Division - Sydney Legacy	Organisation is seeking funding to employ a co-ordinator to assist with program and transport and for refreshments costs of their social group, Poppy Club	10,000.00
Riding for the Disabled Nepean Centre	Organisation is seeking funding to purchase shade sails/shelter for the centre to ensure the riding environment is safe for participants	14,693.00
Delta Society Australia	Organisation is seeking funding to recruit, assess and train and support volunteers to meet the growing demand in the Penrith area for animal assisted activities and therapies. Pet partner teams visit people in nursing homes, hostels, psychiatric care and palliative care services	1,600.00
St Marys Community Arts and Craft Centre	Organisation is seeking funding to purchase equipment for art workshops - easels, art boards, brushes, paint, pencils, pastels and cleaning equipment	10,500.00
The Spastic Centre	Organisation is requesting funding to purchase equipment for an activities area within their new centre to be located in UWS Kingswood. The equipment required would enhance skills and encourage development in a play environment	7,122.28
Penrith Community Kitchen Incorporated	Organisation is requesting funding to support their free lunchtime program to provide food for disadvantaged and homeless people in Penrith	20,000.00
Vietnam Veterans Assoc of Australia (St Marys Outpost Sub-branch)	Organisation is seeking funding to purchase computers for their program that aims to boost participant's IT skills	5,000.00
Penrith South Public School P&C Assoc	Organisation is requesting funding to purchase a noticeboard (to inform community of services and events) and a fridge for the school community hall	2,490.00

ORGANISATION	PROJECT DESCRIPTION	AMOUNT REQUEST \$
Penrith Regional Gallery and Lewers Bequest	The Gallery regularly holds the Cherry Pickers Exhibition to encourage community awareness of cancer. The Gallery requesting funding to add a health education component through the publication of an info kit (to be designed by graphic design artist and local students)	8,000.00
Penrith Disabilities Resource Centre Inc (PDRC)	Organisation is seeking funding to purchase specialised IT equipment to support the staff and volunteers who deliver the service	2,570.00
Penrith Disabilities Resource Centre Inc (PDRC)	Organisation is requesting funding to support the Penrith Vision Impaired Support Group meetings - guest speaker fees and stationery items	1,200.00
Blacktown and Districts TPI Social and Welfare Club	Group is seeking funding to run a social group for war veterans - group excursions, functions, etc.	3,000.00
Castlereagh Volunteer Rural Fire Brigade	Brigade is seeking funding for capital works - repairs to their training room and installing a kitchen cupboard	6,700.00
Technical Aid to the Disabled (TADNSW)	Organisation is seeking funding to custom design three computers for people with disabilities to use as well as working with the clients to support them to navigate the computer system	5,200.00
South Penrith Youth Services Project	Project is seeking funding to develop and deliver professional development for youth and community workers (training event and workshops). This training will specialise in the area of working with young women in an early intervention framework	2,490.00
Westworks Inc	Organisation is seeking funding for lawn mowing and cleaning equipment to support their existing program that provides people with disabilities with employment	10,892.00
Penrith Valley Seniors Computing Club Inc	Organisation is seeking funding to purchase nine new 17 inch colour flat monitors to prevent eye strain	1,620.00
Penrith Valley Seniors Computing Club Inc	Organisation is seeking funding to purchase nine new keyboards and mice that are designed for use by aged people and people with disabilities	405.00
Penrith Valley Seniors Computing Club Inc	Organisation is seeking funding to purchase nine new up to date computer modules to support the delivery of the program	9,180.00
Aunties and Uncles Co-operative Ltd	Organisation is seeking funding to provide training, support and information sessions to their volunteers	1,536.00
Sydney Breast Cancer Foundation	Organisation is seeking funding to produce and distribute 4,300 complimentary three step self breast check shower cards for services in the Penrith LGA	3,000.00

ORGANISATION	PROJECT DESCRIPTION	AMOUNT REQUEST \$
Edinglassie Caring Centres	Organisation is seeking funding to purchase a fully automated lifting machine to support the patients of the nursing home	1,795.00
Edinglassie Caring Centres	Organisation is seeking funding to purchase a mobile multi-sensory unit (uses music, light, touch and other sensory stimulus for people who cannot participate in normal or active recreational activities	8,300.82
Sydney Children's Hospital Foundation (Camp Goodtime)	Organisation is seeking funding to hold their "Camp Goodtime" Annual National Camp to support children and families living with HIV	4,000.00
The Asthma Foundation of NSW	Organisation is seeking funding to employ an educator to deliver an Asthma Friendly Child Care Project in Penrith that will provide information, resources and training to child care staff	13,250.00
Respite Tours	Organisation is seeking partial funding to purchase a 12 seater minibus for their service to use on all their regular respite events	5,000.00
Nepean Blue Mountains Cardiac Support Group Inc	Organisation is requesting funding to purchase a new photocopier	2,950.00
21 Army Cadet Unit, Penrith	Group is requesting funding to purchase equipment - drum harness and baton, fax machine, flags and signs	8,633.00
The Sunnyfield Association	Organisation is seeking funding for the hire cost of a wheelchair accessible bus to transport people within their service with disabilities	4,900.00
Multiple Sclerosis Society of NSW	Funding for the purchase of specialised equipment to be used by the MS Fitness and Wellbeing group	2,139.00
Holy Family Primary School	School is seeking funding for the purchase of Resilient Kids' program that supports young people who are experiencing difficulties and two laptop computers to support the delivery of the program	4,400.00
Australian Red Cross	Organisation is seeking funding for their Telecross program that provides support to older aged people, disabled and medically dependent people living alone. Funding would be used to recruit, train and place volunteers on call.	3,000.00
The Golden Stave Music Therapy Centre	Organisation is seeking funding to employ a music therapist to deliver a program that uses music to strengthen the bond between mothers and their children. The program also requires additional equipment - musical instruments, beanbags and mats	4,835.40

ORGANISATION	PROJECT DESCRIPTION	AMOUNT REQUEST \$
Australian Foundation for Disability	Organisation is requesting funding for a community program to run art and music therapy sessions for the clients. Program aims to provide a creative environment for the clients to explore and express their feelings and develop new ways of communicating with others	10,000.00
Sailability Penrith Lakes	Organisation is seeking funding to purchase 2 x Access 303 Sailing Dinghies that are purpose built to enable people with disabilities to sail	18,600.00
Physical Disabilities Action Forum	Organisation is seeking funding to support meetings for this group - funds would cover guest speaker roles and administration	1,500.00
Royal Blind Society	Organisation is requesting funding to support their Independent Living Service (promoting independence for vision impaired people)	12,775.00
Life Education NSW	Organisation is seeking funding for purchasing IT equipment to facilitate the delivery of health and drug education programs in schools	6,865.00
TS Nepean Parent Support Committee	Organisation is seeking funding to purchase mechanical equipment for the establishment of a small workshop for young people to learn about mechanics	5,000.00
The Salvation Army YouthLink	Organisation is seeking funding to purchase industrial kitchen equipment for the Café Horizons Youth Training Program (a hospitality training program for at-risk young people)	10,000
Telstra Childflight	Funding to overall support this program.	24,000.00
St. Marys Combined Seniors and Pensioners	Funding to overall support this group.	20,000.00
		<b>\$427,269.00</b>

**The City as a Social Place**

**3 Mobile Pre-School Operations**

**1401/3**

**Compiled by:** Winifred Sadler, Children's Services Development Officer

**Authorised by:** Denise Gibson, Children's Services Manager

**Strategic Program Term Achievement:** *Services are provided to meet the diverse needs of families and to support the development of children.*

**Critical Action:** *Deliver Council's Children's Services to meet the current and emerging needs of families and children.*

**Purpose:**

*To recommend a staged approach to the withdrawal of the Mountains to Meadows Mobile Pre-School from existing venues and replacement of the service by proposed new or enhanced services in Glenmore Park and St Marys. It is recommended that in the interim a second day of Mountains to Meadows Mobile Pre-School operations be established in Glenmore Park, and that the Department of Community Services (DOCS) is approached for the transfer of the Mountains to Meadows Mobile Pre-School funding to the Glenmore Park Child and Family Centre.*

**Background**

Council will recall that utilisation of the Mountains to Meadows Mobile Preschool has declined steadily in recent years and various proposals have been considered for the usage of these DOCS funded places to best meet the needs of the community. The following table outlines current year to date utilisation data.

**Current Utilization for the Mobile Pre-School**

Year to date utilisation data (November 2005)

<b>Day of Operation</b>	<b>Venue</b>	<b>Licensed Capacity</b>	<b>Budgeted capacity</b>	<b>Actual Capacity</b>
Monday	Surveyors creek	15	3	0
Tuesday	Claremont Meadows	26	20	8
Wednesday	Claremont Meadows	26	20	11
Thursday	Surveyors creek	15	3	4
Friday: Planning and preparation day				

Given the decline in utilisation at the Mountains to Meadows Mobile Preschool considerable consideration has been given to the best option to retain the funded places in the Penrith Local Government Area. This has included a proposal to transfer of the places to a Mobile Playvan Service, but advice from DOCS indicates that this will not be possible due to the

different funding programmes for each service.

### **Proposals to meet community needs for Children's Services**

Recent reports to Council have identified in particular the need for 0-3 year old places for the community of Claremont Meadows and Glenmore Park and some demand for 3-5 year old places and some for Occasional Care. Plans are in place and development is underway to provide for these needs in the Penrith Valley Cultural Precinct Child and Family Centre (St. Marys) and the Glenmore Park Child and Family Centre.

Previous reports to Council have outlined how community needs will be met through the proposed services in St Marys and Glenmore Park. Whilst planning is underway for both the Penrith Valley Cultural Precinct Child and Family Centre and the Glenmore Park Child and Family Centre, it will likely be 2007 before these services are up and running. Until that time the continued provision of the Mountains to Meadows Mobile Preschool in Claremont Meadows and Glenmore Park enables some of the community needs to be met and also enables a loyalty base to be established for the new services.

A communications strategy will be established to work with families throughout the transition stage to ensure that families are consulted and informed throughout.

To sustain current funding levels the Mobile Pre-school must operate four days per week. The Mountains to Meadows Mobile Pre-school currently operates two days a week in Claremont Meadows and it is proposed that this continues. In Glenmore Park the service operates one day a week from the Surveyors Creek Community Centre. Current users are indicating an interest in a second day for enrolments. It is proposed that a second day be offered from either Surveyors Creek Community Centre or from the Glenmore Park Out of School Hours (OOSH) centre during term one 2006. Consultations and negotiations with parents and venue providers will continue to determine the best option.

### **Funding Proposal**

The most recent advice from the Department of Community Services is that there is no additional funding available for newly establishing services. This means that in particular the Glenmore Park Child and Family Centre will not attract operational funding. It will be proposed that the Penrith Valley Cultural Precinct Child and Family Centre retains the DOCS funding currently provided to the existing services that will be incorporated into this new facility (St Marys Preschool, Koala Corner Children's Centre). As long day care and mobile preschool services are funded under the same DOCS Children's Services funding programme it is possible for us to apply for a transfer of the mobile preschool places to new services.

It is recommended that in addition to the request that has been made of DOCS to consider any unallocated funding for the Glenmore Park Child and Family Centre, an application should also be made for the transfer of funding from the Mountains to Meadows Mobile Preschool.

### **RECOMMENDATION**

That:

1. The information contained in the report on Mobile Pre-School Operations be

received

2. An application is made to the Department of Community Services for the transfer of funding from the Mobile Preschool to the Glenmore Park Child and Family Centre.
3. An additional day of operations of the Mountains to Meadows Mobile Preschool is offered from either Surveyors Creek Community Centre or from the Glenmore Park Out of School Hours (OOSH) centre during term one 2006 subject to satisfactory consultations with parents and venue providers.

**ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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## The City as a Social Place

### 4 Community Assistance Program - Rolling Component 6016/52

Compiled by: Jane Skelton, Community Development Officer - Generalist

Authorised by: Joe Ibbitson, Acting Community Development Manager

**Strategic Program Term Achievement:** *Strategies are in place to respond to the social and health needs of the community.*

**Critical Action:** *Support community organisations and programs to meet identified community needs.*

#### **Purpose:**

*To make recommendations to Council regarding two requests for Community Assistance Program funding. The report recommends Council approve a \$1,000 allocation to contribute toward the cost of an International Women's Day celebration and a \$517 allocation to the Kingswood Park Community Centre for the purchase of a metal trolley to carry heavy equipment around the centre.*

#### **Background**

Council's Community Assistance Program makes small grants to non-profit organisations and community-based groups to help meet local community needs. The maximum grant is \$1,000.

There are three eligibility criteria endorsed by Council, which are:

- Non-profit organisations providing one-off activities
- Direct benefit to and participation from Penrith residents
- Projects and project management in line with council's Access and Equity Policy

Fundraising programs or organisations whose main job is to fundraise are not eligible.

There are two components to the annual Community Assistance Program; the 'planned component' and the 'rolling component'. The allocation of the 2005/06 planned component was undertaken at the end of 2005 and reported to Council in December 2005.

#### **Budget and Allocated Expenditure**

The total 2005/06 budget for the rolling and planned components of the program is \$26,000. A total of \$19,060 was allocated during the planned component funding round in 2005/06. The budget for 05/06 for the rolling component of the program is \$6,940.

### **Rolling Component**

Recognising that not all needs for funding can be foreseen, the rolling component allows for one-off requests to be brought before council at any time during the year. This provides a flexible supplement to the planned component of the program. A total of \$1,930 has been spent from the rolling component budget for 2005/06.

There is a total of \$5,010 remaining in the rolling component budget.

### **International Women's Day (IWD) Working Party**

The Penrith Women's Health Centre is seeking \$1,000 on behalf of the International Women's Day Working Party as a contribution toward the cost of providing an International Women's Day celebration. The IWD Working Party consists of a range of organisations including Penrith Women's Health Centre, Aboriginal Catholic Ministry, South Penrith Youth and Neighbourhood Centre, The Warehouse, InterYouth, and Penrith City Council.

The IWD Working Party is organising an International Women's Day celebration to be held at the Joan Sutherland Centre. The celebration will include a 'Welcome to Country' ceremony, musical performances, poetry reading and Aboriginal women's dance. The Sudanese Women's Choir will also be asked to perform. An International Women's Day banner, created by women in the Penrith community will also be displayed. An inspiring guest speaker will talk about the meaning of International Women's Day.

The requested funds will contribute toward the total cost of the day, which is estimated to be \$1,850. Costs include venue hire, childcare, entertainment, banner materials, advertising and refreshments.

The IWD Working Party has also applied for assistance from the Office of Women, and women's and community organisations involved in the IWD Working Party will also be contributing financially toward the event.

It is proposed that \$1,000 be allocated for this activity.

### **Kingswood Park Community Centre Management Committee**

The Kingswood Park Community Centre Management Committee is seeking \$517.00 to purchase a metal trolley to be used by community members to carry goods and equipment throughout the centre. The trolley would be available for use by community groups using the centre.

It is proposed that \$517.00 be allocated for this purchase.

### **RECOMMENDATION**

That:

1. The information contained in the report on Community Assistance Program - Rolling Component be received

2. Council approve the allocation of \$1,000.00 to Penrith Women's Health Centre on behalf of the IWD Working Party as a contribution toward the cost of holding an International Women's Day celebration
3. Council approve the allocation of \$517.00 to the Kingswood Park Community Centre Management Committee for the purchase of a metal trolley.

**ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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**The City as a Social Place**

**5 Integration of the City's Principal Cultural Facilities**

**31/56**

**Compiled by: Gary Dean, Facilities Operations Manager**

**Authorised by: Stephen Britten, Acting Director City Services**

**Strategic Program Term Achievement:** *The cultural assets of the City have been integrated to establish its reputation as a creative place.*

**Critical Action:** *Further integrate the City's principal cultural facilities to maximise community benefit.*

**Purpose:**

*To advise Council of the outcomes of the Working Party meetings and progress being made towards the integration of the City's principal cultural facilities. The report recommends that the information be received and that Council endorse the agreed program of activities.*

**Background**

Council at its meeting on 5 September 2005 agreed to the reformation of the Arts Project Working Party to address a task in the Council's Management Plan regarding integration of the City's principal cultural facilities. Councillors Greenow, Fowler and Sheehy were nominated as representatives for that Working Party. The terms of reference adopted by Council for that Working Party are:

*"to develop and report back to Council on a strategy for the integration of the City's principal cultural facilities, and to oversee implementation of the strategy, as adopted by Council".*

Council also invited representation from the Boards of the Joan Sutherland Performing Arts Centre, Penrith Regional Gallery and Lewers Bequest and Railway Street Theatre. Those representatives are the Hon Peter Anderson AM and Mr John Mullane.

Council also considered representation from the Penrith Valley Cultural Precinct at St Marys, but deferred any representation until that project is a little further advanced.

**Working Party Meeting – 26 September 2005**

Councillor Sheehy was elected Chairperson of the Working Party.

The Working Party considered the Terms of Reference adopted by Council, reflected its role and endorsed it without change.

The Working Party was informed of the decisions that had been made (and subsequently communicated to Council) by both Boards at the Joan Sutherland Performing Arts Centre and the Penrith Regional Gallery and Lewers Bequest regarding their support for the integration of the respective facilities. The Working Party was also informed of the Railway Street Theatre Board's similar support.

The report to this Working Party suggested some new structural arrangements and models for these consolidated entities. The benefits of doing so were also covered – one being a financial benefit.

Council has, over the last few years, developed service specifications for many of its services. The Working Party felt that a service specification here was vital and would inform the process of developing a new arts structure.

From this meeting the following actions arose:-

- Could the existing JSPAC Constitution be amended to absorb the existing entities within that Board?
- Agreement that the new entity should include the words “visual arts”.
- A Service Specification should be developed.
- Discussions to be undertaken with the Ministry for the Arts regarding the suggested new management structure.
- The Boards of the existing entities be advised of the actions to be undertaken.

#### **Working Party Meeting – 7 December 2005**

An amended Constitution and structure was considered by the Working Party. A two tier approach was being recommended – the Board itself underpinned (and supported) by a Performing Arts Advisory Committee and a Visual Arts Advisory Committee. It was proposed that the Board comprise 14 members and each of the Advisory Committees 7 members.

This meeting also addressed the other important elements in the ‘change management’ process ie management of the assets, staff issues and community consultation. A proposal from an external specialist (previously engaged by Council) was also considered.

Council officers presented a tasks list and timetable for implementation of structural / organisational change for these entities. The Working Party agreed that that program of activities (and time) was reasonable.

A further draft Constitution for this new Company was presented, and subject to some minor suggestions for change, was endorsed.

A modified Company structure (and membership) was endorsed. This comprises an overarching Board (14 members) underpinned by Advisory Committees, which would be determined and appointed by the overarching Board.

The Working Party agreed that Council officers would now focus on the Program of Activities that had now been endorsed, and in particular arrange for an early presentation to each of the existing entities Boards.

The Working Party requested that the service specification preparation be accelerated.

## **Current Situation**

- Consultations

Council officers met with the JSPAC and Gallery Boards at their respective meetings in mid December. There was general agreement and support to what was being proposed by Council.

The Ministry for the Arts are aware of Council's actions and the progress being made for the cultural integration, through its representative on the JSPAC Board. Arrangements will be made for a formal meeting with appropriate representatives at the office of the Ministry.

Community and stakeholder consultation about what changes are proposed is also very important. Council has received representations from sectors of the arts community expressing concern (mainly to do with the possible loss of identity for the Gallery) about what Council is proposing. There appears to be some misunderstanding and the situation has been clarified in Council's responses to those who have made representations.

What is planned shortly is a community / stakeholder forum to explain in detail the proposed changes (and benefits). This forum will be independently facilitated.

- Service Specification

The Working Party endorsed the idea of a service specification which is a document that explicitly details what a service costs to run, what resources are required to deliver that service and what quality and quality of output is delivered. Council has already adopted such documents for many of its services. In 2004 work commenced on a Gallery specification, but that work has stalled – it is about 20% complete.

To assist with this process it is intended to engage the specialist who has been working with Council in the development of the other service specifications. A fee proposal of \$36,000 has been received. Each of the JSPAC and Gallery Boards have agreed to contribute \$9,000 each with the balance from Council (Procedures and Systems Budget). The specialist will be available shortly to continue with the initial work done by Council officers late last month.

- Business Name

As requested by the Working Party, Council officers have registered the Business Name 'Penrith Performing and Visual Arts' as a trading status for this new consolidated arts entity.

## **Conclusion**

Significant progress has been made over the last few months regarding this matter. The Activity / Tasks Program endorsed by the Working Party contemplated this new Board structure being in effective operation by mid year. Council officers will move forward on the actions required to meet this timeframe. A further Working Party meeting is planned for early next month.

**RECOMMENDATION**

That:

1. The information contained in the report on Integration of the City's Principal Cultural Facilities be received
2. Council endorse the program of activities outlined in the report.
3. Council agree to \$18,000 being allocated from the Systems and Procedures Budget for the preparation of a Service Specification for the new integrated cultural entity / company.

**ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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## The City as a Social Place

6                    2006 Mardi Gras Event in Penrith

1042/1  
Pt5

**Compiled by:**            **Judy Cobb - Social Planner**

**Authorised by:**        **Joe Ibbitson - Acting Community Development Manager**

**Strategic Program Term Achievement:** *Strategies are in place to respond to the social and health needs of the community.*

**Critical Action:** *Support community organisations and programs to meet identified community needs.*

### **Purpose:**

*To inform Council of the 2006 Mardi Gras activity that will be held in Penrith. The report recommends that the information be received.*

### **Background**

Penrith City Council's commitment to social justice and the importance of delivering access and equity outcomes within the diverse community of Penrith LGA is highlighted in both the current Strategic Plan and Management Plan.

Planning for access and equity activities is a requirement the Local Government (General) Regulation 1999 under the Social/Community Planning Guidelines. The Social Planning Framework in particular identifies the importance of promoting services and access for people of a diverse sexuality in a manner that is consistent with the principles of social justice.

The Sydney Gay and Lesbian Mardi Gras Festival is an annual event that celebrates and promotes equity for people of diverse sexualities. An opportunity has been identified for a Mardi Gras event to be held in Penrith that will complement the 2006 Sydney Gay and Lesbian Mardi Gras Festival program.

A local working party has been established to plan and coordinate the event for Penrith. This event will consider broad themes and issues of diverse sexuality in the context of the family. Working party members consist of interested residents, representatives of the Diverse Sexualities Access Project, Sydney West Area Health Service and the Aids Council of NSW. Penrith City Council, New Mardi Gras, Penrith Women's Health Centre and PFLAG Australia (Parents and Friends of Lesbians and Gays) are also supporting the event.

### **2006 Mardi Gras Event in Penrith**

Two activities are currently being planned for the 2006 Mardi Gras event in Penrith. These include:

1. Photo-Voice Exhibition – by Queerspace (a social / support group for 16 – 24 yr olds). This small exhibition was recently showcased in Katoomba. The photographs

and stories examine the life and experiences of young people of diverse sexualities who live in the Nepean and Blue Mountains area. Funded by TAFE NSW (Artstart program).

2. Bouncing Castle – by Vanessa Gonzalez . This film (which was produced by a local Penrith resident) was showcased at the Gay and Lesbian Mardi Gras Film Festival in 2005. The film focuses on the stories of Penrith residents who are members of PFLAG Australia (Parents and Friends of Lesbians and Gays).

The photographic exhibition and video will be showcased together over the weekend of the 17<sup>th</sup> - 19<sup>th</sup> February 2006 in the Joan Sutherland Performing Arts Centre. The photographic exhibition will be displayed on self-standing panels in the Joan Sutherland Performing Arts Centre Foyer and the film will be shown once every two hours in the Allen Mullin room.

The official launch for 2006 Mardi Gras event in Penrith will be held on Friday 17<sup>th</sup> February at 7:00pm. Details of the launch are currently being finalised. Board members of New Mardi Gras have been invited to attend the event.

The Mardi Gras event in Penrith will be promoted in the 2006 New Mardi Gras Festival Calendar (on-line) and through other media sources. The partnership approach to this event has helped keep the organising costs manageable with minimal impact on the Community Development budget. Much of the organising work for the event has been undertaken by the working party and the supporting organisations as ‘work-in-kind’.

### **Summary**

The 2006 Mardi Gras in Penrith will be held at the Joan Sutherland Performing Arts Centre from 17<sup>th</sup> to 19<sup>th</sup> February 2006. The event will include an official launch and the exhibition of two local visual arts projects that explore broader themes and issues experienced by people of diverse sexualities and their families. The event aims to celebrate and promote positive opportunities for participation by people of diverse sexualities.

### **RECOMMENDATION**

That the information contained in the report on 2006 Mardi Gras Event in Penrith be received.

### **ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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**The City as a Social Place**

**7 Use of Council's Sporting Facilities**

**3158/1**

**Compiled by: Wendy Marks, Parks Administration Officer**

**Authorised by: Raphael Collins, Parks Construction & Maintenance Manager**

**Requested By: Councillor Jim Aitken**

**Strategic Program Term Achievement:** *The City's recreation and leisure facilities and services meet its needs and are optimally used.*

**Critical Action:** *Facilitate joint use of the City's recreation and leisure facilities, including co-location of programs.*

**Purpose:**

*To advise Council of the meeting held on Wednesday, 18th January with North and South Ward Councillors, representatives from Nepean District Cricket Association and Emu Plains Soccer Club. The meeting addressed the use of Darcy Smith and Dukes Ovals at Emu Plains and Oval No 5 at Jamison Park, Penrith. The report recommends that the actions detailed in the "Future Directions" be implemented.*

**Background**

A meeting was held on Wednesday, 18<sup>th</sup> January 2006 with representatives from Nepean District Cricket Association, Emu Plains Soccer Club and North and South Ward Councillors. The following is a brief outline of the issues discussed at the meeting.

**1. Darcy Smith Oval, Emu Plains**

The Nepean District Cricket Association (NDCA) uses the turf wicket at Darcy Smith Oval for their competition matches during the summer season. Emu Plains Soccer Club also use the oval for soccer matches during the winter season. A proposal has been put forward by the NDCA for Council to provide a perimeter picket fence around the oval (similar to the fence at Dukes Oval) to prevent vehicle access onto the oval and to accommodate representative cricket fixtures. The Association is prepared to contribute half of the cost of the fence. A recent estimate for the total cost of the fence is \$60,000.

The Emu Plains Soccer Club is one of the largest clubs in the Nepean District comprising over 50 teams. The club use two full sized fields to the east of the oval (Hunter Fields) for summer and winter competitions. On the cricket oval, the club has the following field set out for the winter competition:

- one senior field
- one modified field
- two mini fields

Based on a recent survey of the oval, a perimeter fence would encroach on the fields. Due to the overland drainage through the park, the circumference of the fence cannot be increased to

accommodate the fields. Furthermore, the field set out cannot be reconfigured to fit the fields within the fence.

Over the years, trees and bollards have been provided to prevent access to the fields by motor vehicles. As one of the reasons the NDCA require a fence is to deny vehicular access onto the oval it would be relatively easy to close off any gaps in the perimeter of the park with additional trees and bollards.

## **2. Dukes Oval, Emu Plains**

The NDCA use the turf wicket at Dukes Oval for their matches during the summer. During the winter months, the oval is shared by Emu Plains Junior Australian Rules Club and the RAMS (senior) Australian Rules Club. The NDCA has requested that Council relocate the RAMS Club to another venue as they claim the wicket square sustains extensive damage by the senior sides. The NDCA contend they direct a significant amount of money into the repairs of the wicket square only to undone by training and games.

The Emu Plains Junior AFL Club has been using Dukes Oval for training and Saturday matches for the last 5 winter seasons. The NDCA were in agreement with the junior AFL using the ground and have had no problem with shared use of the facility during this time. Field lighting, costing \$40,000, was erected in time for the 2003 season utilising funds from a grant by the Department Sport and Recreation, Council and the AFL Club.

The RAMS (senior) AFL Club previously shared Greygums Oval at Mt Pleasant with the Penrith Swans Junior AFL. Due to the expansion in the number of teams playing with the junior club, in 2004 it became necessary to find an alternative venue for the RAMS to train and play competition home game matches. As Dukes Oval was already being used for AFL, it was decided to relocate the RAMS to this ground. Extensive consultation with the NDCA, the RAMS and Council has taken place since then in an endeavour to reach a mutual agreement for the shared use of the oval, particularly in regard to the protection of the wicket square and maintenance to the pavilion.

The NDCA are planning to carry out additional renovation work this autumn (at a cost of approximately \$12,000) in preparation for the 2006/2007 summer season. They do not want a further sharing arrangement with the RAMS this winter and have asked Council to relocate the club, possibly back to Greygums Oval.

## **3. Jamison Park No 5, Penrith**

Field No 5 at Jamison Park has a synthetic cricket wicket located in the centre of the field. At present, the only sport played on the field is cricket during the summer months. A proposal has been received from the Penrith District Junior Rugby League (PDJRL) to use an area at Oval No 5 for the junior representative teams to train. The Junior Rugby League is moving all their representative sides from Hickeys Lane to Panthers Stadium and would like to use Oval No 5 between February and July for training only. They would like to have a fence erected along the internal road (north end of the field) to keep vehicles off the oval.

The PDJRL are willing to fund field improvements in partnership with Council and the Department of Sport and Recreation, including renovation of the playing surface and installation of lighting to enable night training. A condition of the funding agreement

however is that vehicle access to the field is prohibited.

### **Future Directions**

Since the meeting in mid January, consultation with the relevant clubs has been ongoing. It is suggested that the following courses of action be undertaken:.

1. *Darcy Smith Oval*

The erection of a perimeter fence is not feasible due to the use of the oval by Emu Plains Soccer Club and the layout of the existing soccer fields. The proposal by the NDCA to fence the oval is not recommended.

Further attention will be given to bolstering the existing perimeter barrier of trees and bollards.

2. *Dukes Oval*

The RAMS AFL Club should be relocated from Dukes Oval to another venue to reduce wear and tear on the cricket wicket square. Due to the absence of alternative facilities, the RAMS will be advised to liaise with the Penrith Swans at Greygums Oval for the shared use of this field.

3. *Oval No 5, Jamison Park*

In keeping with Council's direction to maximise the utilisation of its existing recreation facilities, Oval No 5 can be allocated to the Junior Rugby League for winter use. A further report will be presented to Council detailing the proposed improvements to the oval and how they could be funded.

### **RECOMMENDATION**

That:

1. the information contained in the report on the use of Council's sporting facilities be received
2. the actions as detailed in the Future Directions of this report be implemented.

### **ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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**The City as a Social Place**

**8 ADI Site, Sydney Regional Environmental Plan No. 30 - St Marys - Draft Amendment No. 1 4130/2**

**Compiled by:** Tony Crichton, Senior Environmental Planner

**Authorised by:** Roger Nethercote, Environmental Planning Manager

**Strategic Program Term Achievement:** *Cohesive communities are formed based on sustainable, safe and satisfying living and working environments.*

**Critical Action:** *Prepare and implement plans for each new release area that deliver quality, sustainable living and working environments.*

**Purpose:**

*To provide Council with an assessment of the draft amendment to SREP 30 and to seek Council's endorsement for a submission to the Department of Planning (DoP) on the draft Plan. The report recommends Council make a submission to DoP on a number of key issues emerging from our assessment of the draft Plan.*

**Background**

At Council's Ordinary Meeting held on 5 December 2005, Council considered a report which informed Council of the public exhibition of Draft Amendment No. 1 to Sydney Regional Environmental Plan No. 30 – St Marys (SREP 30) and provided a preliminary examination of the key issues arising from the draft Plan. Council subsequently resolved at that meeting that :-

- 1. The information contained in the report on the ADI site, St Marys – Public Exhibition of Sydney Regional Environmental Plan No. 30 – St Marys – Draft Amendment No. 1 be received.*
- 2. Council formally requests from DoP an extension of time to enable a fuller consideration of the issues raised by the draft Plan and for a submission to be made in early February 2006 following consideration by Council.*
- 3. The Mayor, through his Mayoral Column acknowledge the many people who worked very hard to preserve the 900 ha of Regional Park in the ADI site and that letters be sent to the Member for Lindsay, the Hon Jackie Kelly MP and Geoff Brown, ADI representative to thank them for their input.*

In accordance with this resolution, a letter was sent to DoP formally requesting an extension of time to allow a submission to be prepared in early February 2006 following consideration by Council at its 6 February meeting. We have received a letter from DoP accepting our request for an extension of time to prepare the submission.

Letters have been sent to Jackie Kelly and Geoff Brown recognising their efforts in helping to bring about this significant conservation outcome. An acknowledgement has also been included in the Mayoral Column.

**Current Situation**

*Public Submissions from Exhibition*

As SREP 30 has been placed on public exhibition by DoP, it is the responsibility of DoP to assess all submissions. Nevertheless, as a submission was received from ADIRAG on the draft Plan, an assessment will be made of the various issues raised in that submission.

The ADIRAG submission, which was sent to all Councillors in November, objects to a number of matters. These were:

*Regional Park*

- that the land situated around the 'secret garden' lagoon is proposed to be zoned Urban and argues that it should be zoned Regional Park;
- the proposed SREP 30 zoning for the ADI site as the proposed urban zoned land includes a claimed 300 ha of Cumberland Plains Woodland;
- the proposed road zones will result in a segmented Regional Park which is dissected by roads;

*Roads*

- the proposal for four access points to the site off the Northern Road;
- the proposed access arrangements for Ninth Avenue;
- the increased area of land zoned for roads;
- the possible future location of an access road along the southern edge of the Central Precinct;

*Drainage*

- the proposed location of zoned drainage basins within AHC listed lands within the Regional Park, with particular reference to the zoned basin adjacent to Cambridge Gardens;

*Filling of the Floodplain*

- the proposed filling of the floodplain in the proposed Dunheved and Central Precincts.

These matters are considered in the following assessment.

**Assessment of Key Issues**

The key issues which have emerged in the assessment of the draft Plan and are discussed below.

*1. Proposed zoning of land around the lagoon*

A man-made lagoon (dam) is located in the south-west corner of the site (near The Northern Road). The draft Plan indicates it will be Regional Park.

Our previous submission to DoP in June 2005 argued that the lagoon should be surrounded by land zoned Regional Park rather than Urban zoned (residential) land. Delfin Lend Lease first made a written commitment to the then Assistant Minister for Planning Diane Beamer in June 2004 that the lagoon which featured prominently in the Telegraph campaign as 'the secret garden' would be handed over by Delfin Lend Lease for inclusion in the Regional Park. Unfortunately, this did not deliver a suitably wide area of Regional Park zoned land around the lagoon nor did it produce the best boundary for the effective management of the area which will be undertaken by the Department of Environment and Conservation (DEC).

Although no detailed maps indicating the exact areas of land around the lagoon have been made available to Council, our in-house examinations have shown that approximately 4 ha of urban zoned land adjoins the lagoon on the eastern and western sides. Delfin Lend Lease has advised that the area of lagoon proposed to be included in the Regional Park zone only

includes a narrow land curtilage of some 10m or so. This is not adequate for a number of reasons.

If the lagoon is regarded as a significant environmental asset, then the land surrounding it should have public rather than private access and should be zoned as Regional Park. A reasonably wide area of public land zoned Regional Park is required on all sides of the lagoon to provide a useable area for public enjoyment. The attractiveness and environmental value of this water feature would be greatly enhanced if it was not surrounded by Urban zoned land on the eastern and western sides and if a reasonable buffer of say 40m was provided on the northern side.

There is also merit in a continuous area of Regional Park on both eastern and western sides of the lagoon for ecological reasons so that native fauna may access the lagoon. A sufficient area of land around the lagoon is also required for management access, safety reasons and dam safety requirements.

DEC will be responsible for all of the land to be zoned Regional Park on the ADI site, including the lagoon and surrounding land. Expanding the area of Regional Park adjacent to the lagoon is considered to have merit as it delivers environmental and management benefits.

#### *Recommended action*

Council request DoP to amend the draft zoning map and structure plan to replace the Urban zone with a Regional Park zone on the eastern and western sides of the lagoon and to provide a suitable buffer of Regional Park zoned land of say 40m wide on the northern side.

## *2. Drainage*

When areas adjoining the ADI site such as Cambridge Gardens were developed in the 1970s, the approach taken was to allow stormwater flows to discharge to the ADI site without any treatment. Consequently, the Pasturegate Avenue drainage facility is a channel rather than a basin and provides no stormwater retardation or water quality control.

In 1998, the ADI St Marys REP Steering Committee commissioned a Watercycle and Soil Management Study which, in part, sought to identify the location and design criteria for a trunk drainage system. Basin I, the basin proposed to be located adjoining Cambridge Gardens, was intended to mitigate stormwater flows from the adjacent urban area of Cambridge Gardens and Werrington Downs and to prevent pollutants from entering the Regional Park. It was originally proposed to be located in the ADI site where sufficient land was available. At the time best management practices for the control of urban runoff water quality were achieved through constructed wetlands.

The 1998 Water Cycle and Soil Management Study was structured around a more extensive urban area than is now proposed. Delfin Lend Lease were requested to review this study to address the reduced urban area. The drainage from the existing established areas had not changed in this process. The earlier study explored the opportunity of detention systems being provided outside of ADI, however the land available for a basin was insufficient in area to accommodate the necessary size.

A drainage study was commissioned by Delfin Lend Lease to address the runoff from ADI developments but did not address runoff generated from surrounding areas. Accordingly, the option of moving the proposed basin out of the creekline has not been investigated.

The creekline in the area of the proposed 7.4 ha basin does include some treecover. However, until a design for the wetland basin is carried out, it will not be possible to determine the extent of any vegetation that may need to be removed. It is recognised that the basin is required and that there is unlikely to be support from other stakeholders to move the

site of the basin. However, it is proposed that all efforts to retain trees be explored in the design process.

In relation to the proposed location of other drainage basins within AHC listed lands in the proposed Regional Park, the recent drainage study commissioned by Delfin Lend Lease concluded that the water quality objective, to ensure that there is no net increase in the annual pollutant load in the developed case compared to the existing case, can be achieved for this reduced development by a reduction in the area of land required to be zoned as Drainage. The draft amendment reduces the area of Drainage zoned land from 21.4 to 19.9 ha by reducing the size of one basin in the north-western area of the Regional Park by 1ha and by deleting another smaller basin nearby. The remaining basins are located in their original locations within the Regional Park, as they are located along creeklines and are required to perform a stormwater retardation function.

### *Recommended action*

The proposed location of the Cambridge Gardens basin be accepted but that Council endorse that the basin design process be required to explore measures to minimise tree loss where possible.

### *3. Retail and commercial floor area*

The current SREP 30 incorporates clause 59 which sets a limit of 13,000 square metres for the total gross floor area of all buildings to be used for the purpose of shops in retail centres on the ADI site. It also provides limits for individual precincts as follows:-

- (i) Western Precinct – 7,500 square metres;
- (ii) Central, Dunheved North and Dunheved South Precincts (combined)  
– 2,500 square metres;
- (iii) Eastern and Ropes Creek Precincts (combined) – 3,000 square metres

However, the clause is not clear in regard to the amount of commercial floor space that may be accommodated.

This current SREP 30 was gazetted in late 2001-early 2001 when the proposed lot yield was 8,000 dwellings and the area of Urban land on the site was 730 ha.

The Structure Plan within the draft amended SREP proposes a reduction in the number of retail centres in the Western precinct from two to one and retains the one retail centre within the Central precinct. The draft SREP, however, still retains the original floor areas listed above. This is despite the reduction in the number of dwellings for the ADI site from 8,000 to approximately 5,000, a 37% reduction and a reduction in hectares of Urban zoned lands from 730 to 485 ha, a 33% reduction.

An updated retail study carried out by consultants JHD for the joint venture in August 2002 examined the retail demand associated with the current, reduced ADI development and concluded that the overall floorspace of 13,000 square metres for the total ADI site development under the existing SREP is an appropriate level of provision and as such, did not propose any change in the 7,500 square metres total for the Western Precinct.

However, there does not appear to have been a substantial body of work carried out to justify this. DoP has advised that it relied on this work and did not carry out the Retail Study requested by Council in its June 2005 submission to DoP.

We have examined the national benchmark data for retail floor area for various retail centres in order to determine consistent floor area targets which could be determined and consistently applied to the various residential release areas currently in the planning stages across the

City. The purpose of such an approach is to obtain consistency across the various release areas and to determine a level of provision which is adequate to serve the requirements of the community, yet does not threaten the existing retail hierarchy and viability of existing centres.

This examination drew upon various recent reports and has shown that the national data for the smaller Neighbourhood Centres / Local Centres which are to be located within the future residential release areas within the City, including the ADI site, typically have a ratio of 0.53 square metres of retail floor area per person. A small increment of commercial floor space in addition to this figure would also normally be considered.

When this is applied to the revised anticipated population for the Western Precinct of 5,000 persons, the required retail floor area is calculated as 2,650 square metres, which is well below the 7,500 square metres which continues to apply in the draft Plan. Similarly, using this same national benchmark for the proposed Central Precinct population of 2,500 persons, the required retail floor area is calculated as 1,325 square metres, which is well below the 2,500 square metres which continues to apply in the draft Plan. It should be noted that it is not expected that there be more than probably one or two shops in the two Dunheved Precincts.

It would appear that the floor area limits in the current and draft Plans may overestimate the actual required retail floor areas for these centres. The reduction in population and Urban zoned land implies a need to reduce the retail floor area accordingly. Clause 59 also needs to clarify that the total floor space allocation limit should also be considered to include any commercial floor space (eg, office premises, such as real estate office, professional suites, medical rooms, etc).

#### *Recommended action*

Council request DoP –

- (i) Review the retail and commercial floor area limits outlined in Clause 59 of the draft Plan to provide an appropriate reduction based on the reduced development area and proposed population in the Western and Central Precincts, and
- (ii) Amend the wording of Clause 59 to clarify that the total floor space limits outlined are to include commercial premises as well as shops.

#### *4. Bus only Access Point*

The amended Structure Plan continues to include the location of a Bus Only Access Point from Werrington County into the future Central Precinct within the ADI site. As reported to Council's Ordinary Meeting on 5 December 2005, Council's Design and Technical Advice Manager has expressed concern that the absence of a vehicular access point between the Central Precinct and the existing established area of Werrington County may create access problems for future residents of these two adjoining areas. It is noted that Werrington County is the only existing urban area that backs onto a proposed Urban precinct within the ADI site. All other Penrith established suburbs around the ADI site are adjacent to either roads or Regional Park.

The current proposal for the Central Precinct provides for a bus only link connection into Werrington County. Whilst this provides a public transport connection, it will not provide other levels of connectivity that would be required when the estate develops where it is expected that residents in the established areas adjacent the ADI site would wish to access services and facilities located in the ADI development. It would also serve to better integrate the existing with the future neighbourhoods and their communities.

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Options to provide better connectivity would be to convert the bus only link to general traffic, or to examine the opportunity of a new road connecting the Central Precinct to the south.

*Recommended action*

Council request DoP to examine the issue of creating better connectivity between Werrington County and the future Central Precinct.

*5. The Northern Road Access Points*

The draft Plan continues to propose four access points to the site off The Northern Road. However, the draft Plan moves the two southern-most access points northward so as to facilitate the agreed arrangements for inclusion of the residual RNE land in the south-west of the site within the Regional Park.

The southern-most intersection will now not align with Sherringham Road. The configuration of the new intersections will need to be resolved with the RTA in parallel with the development of the Precinct Plan for the Western Precinct. Discussions have commenced with the RTA on this matter.

We have no objections to these access arrangements.

*6. Ninth Avenue*

Direct vehicular access to Ninth Avenue from developments on the ADI site was prohibited under the existing SREP 30. Access to the Western Precinct was proposed with a road link connecting to Ninth Avenue at Third Avenue.

The draft Plan has been amended to enable consideration to be given of direct vehicular access to Ninth Avenue from the development along the southern side of that road. The Plan still includes the opportunity for a road access to Ninth Avenue at Third Avenue.

The criteria in the draft Plan Council would need to assess in considering direct access to Ninth Avenue is:

- “(a) the capacity of Ninth Avenue to accommodate any vehicular traffic resulting from the proposed development,*
- (b) the effect any such vehicular traffic may have on the existing road hierarchy in the vicinity of the proposed development,*
- (c) any adverse impact of the proposed development on the rural character of Ninth avenue or its surrounds.”*

The increase in the area of the Regional Park has resulted in a significant reduction of the urban lands and has resulted in a ‘finger’ of urban land adjacent Ninth Avenue that may have difficulty in providing internal road access.

The access provides exhibited in the draft Plan allow Council the opportunity to consider these matters at both precinct planning and DA stages. It is pointed out that the provisions in the draft plan prohibits access unless the above criteria are satisfied. Accordingly, there are no objections to this proposed amendment.

*7. Land Zoned for Road and Road Widening*

ADI RAG has raised concern over an increased area of land zoned for roads. The area of road zoning has been increased as a result of the need to extend the central link road through the Regional Open Space zone to the Central Precinct. The link road has also been

lengthened as a result of the enlarged Regional Park area between the Western and Central Precincts.

The central link road is essential to connect the precincts and the range of services and facilities that they will provide to the future community. The proposed changes are a logical consequence of the Regional Park enlargement and the need to clarify the exact location of the proposed road in order to properly access the Central Precinct. There are no objections to these arrangements.

#### *8. Regional Park*

ADI RAG has continued to argue for a 'no development' option for the Western and Central Precincts.

Decisions have already been made by both Federal and State Governments on the extent of the Regional Park and the size of the proposed urban precincts. Given that the announcement has been made with the exhibition of the draft Plan that there will be a 900 ha Regional Park, which Council has been urging for some years, there is a clear acceptance within all tiers of Government that the urban development of the remaining site can now move forward. The Department of Planning has indicated that it does not intend to revisit this issue.

#### *9. Filling of Land*

The area of the 'potential fill area' in the amended SREP 30 has reduced slightly due to the enlarged Regional Park on the western edge of the Central Precinct. It should be noted that this is a *potential* fill area and Council as the consent authority for the South Dunheved and Central Precincts may consider the appropriateness of filling of land on the ADI site when considering any precinct plans.

The filling of this Precinct was anticipated in the modelling that was carried out for the Dunheved Precinct. The preliminary results of that modelling has indicated that there are no significant impacts outside of the ADI site as a result of the proposed filling. These studies have also been reconciled with Blacktown Council who are now comfortable with the preliminary findings.

Some additional information has been requested from the consultants to resolve the Dunheved Precinct Plan and this will be reported to Council when all issues have been satisfactorily addressed.

As Council is the consent authority for filling of land under SREP 30, we have no objections to the notation for 'potential fill area' on the Structure Plan.

#### *10. Deferred Matter*

An area of land along the rear fences of properties located along the Cambridge Gardens boundary with the Regional Park on the ADI site is again excluded from SREP 30 and is referred to as the 'Deferred Matter'. This matter was deferred as there have been residential encroachments onto the area designated for Regional Park adjacent Cambridge Gardens.

The matter is yet to be resolved as there are complications and procedural difficulties in changing arrangements for land still listed on the Register of the National Estate.

#### *11. Employment Development Strategy*

Councillor Bradbury has asked for the Employment Development Strategy (EDS) to be checked to ensure that the City's job creation policy and targets can still be met.

The EDS for the ADI site was finalized in June 2003 and endorsed by the Director General of DoP in mid 2004. The Strategy was supported by Council at the time, and was prepared when the reduced development outcome of the site was known. The Strategy incorporates Council's requirement that the number of jobs created by the proposed developments will at least equal the number of future residents of workforce age residing in the new community, ie, a requirement for 5,300 jobs. Indeed the EDS predicts that the number of jobs created will exceed this requirement.

It is acknowledged that there is not a requirement to create as many jobs as would have applied under the original, larger development yield. Council's targets should be met for the development as currently proposed.

### **Conclusion**

The primary objective of the draft amendments to SREP 30 is to facilitate the delivery of a 900 ha Regional Park and to facilitate the future declaration of release areas by the Minister for Planning. The creation of a 900 ha Regional Park is strongly supported as it represents a significant milestone for biodiversity conservation on the site, the natural environment of Penrith and the community, and has been a long sought objective for Council.

We were not satisfied with the lack of consultation by DoP on the draft Plan and our request for the carrying out of studies on Roads, Drainage, and Retail as outlined in the report has unfortunately not been met. DoP has explained that these were not carried out due to time constraints imposed on them for an SREP 30 gazettal in early 2006. Therefore some matters which we would have liked to have worked with DoP on remain unresolved or require further work as outlined in the recommended actions detailed in the report.

It is therefore recommended that Council endorse the inclusion of the recommended actions listed in this report within Council's submission to DoP on the draft amendments to SREP 30.

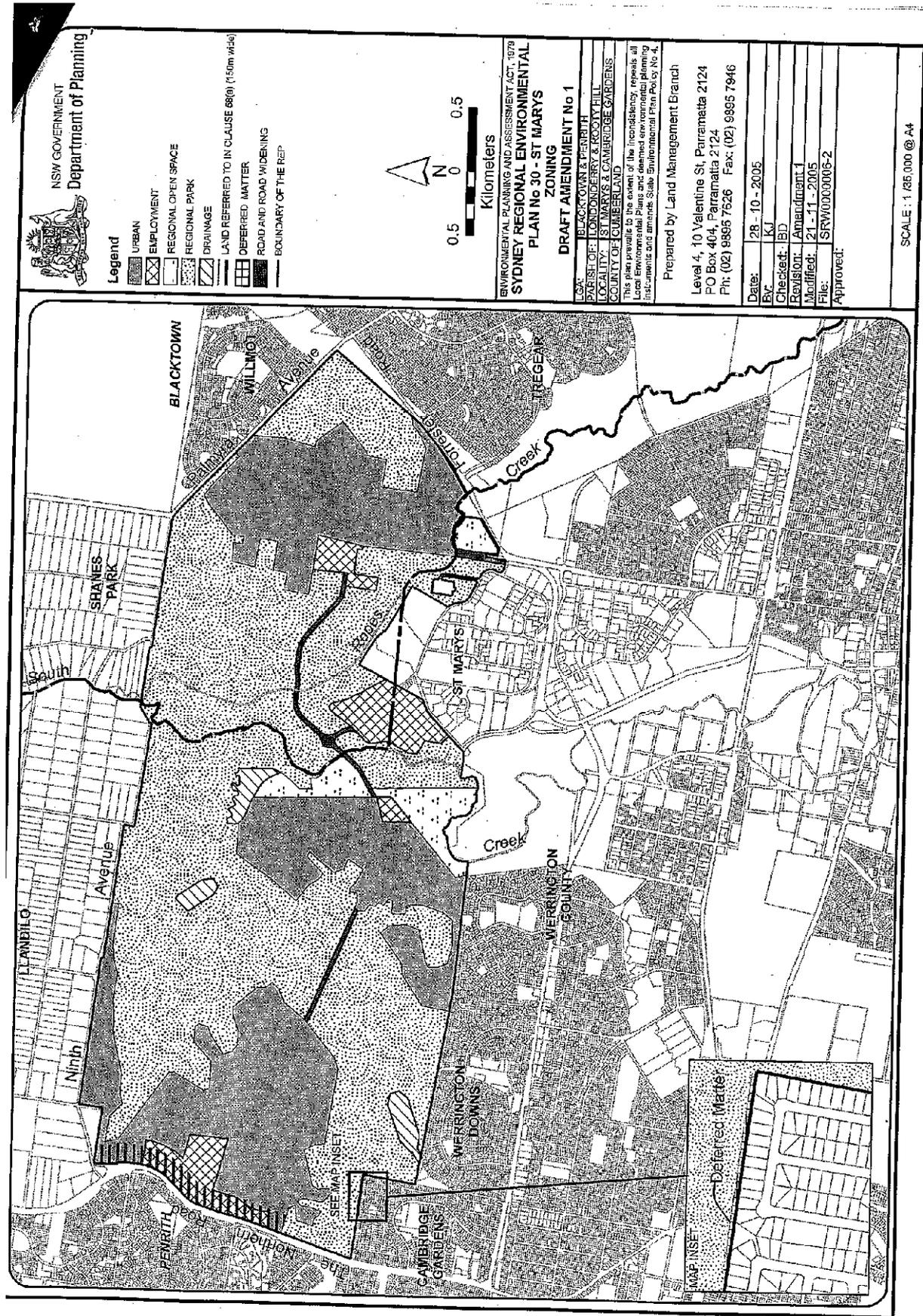
### **RECOMMENDATION**

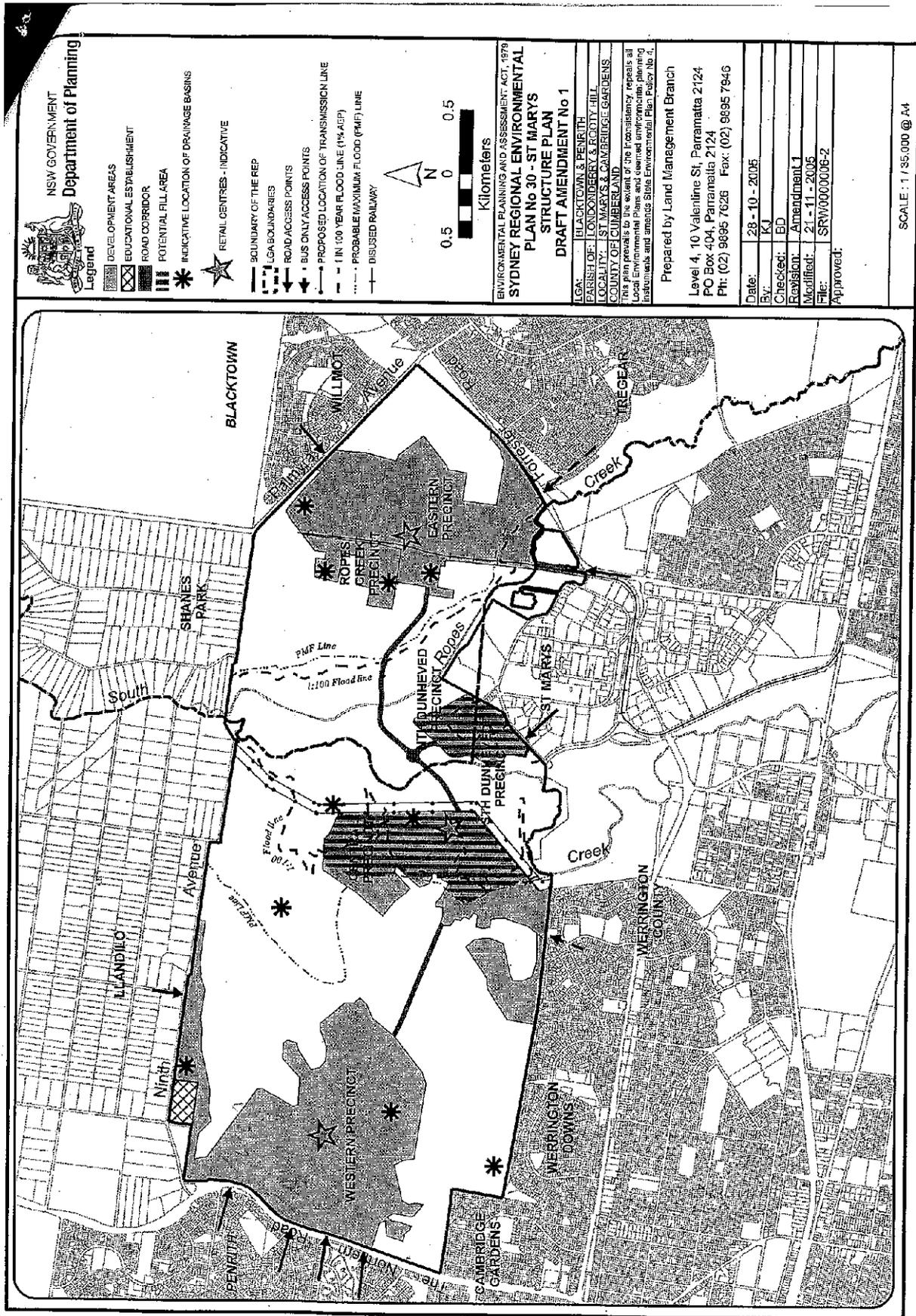
That:

1. The information contained in the report on ADI Site, Sydney Regional Environmental Plan No. 30 - St Marys - Draft Amendment No. 1 be received
2. Council make a written submission to the Department of Planning on the draft amendments to SREP 30 based on the recommended actions detailed in the report.
3. ADI RAG be advised of Council's decision.

### **ATTACHMENTS/APPENDICES**

1. ADI Zoning Plan 1 Page Appendix
2. ADI Structure Plan 1 Page Appendix





**THE CITY IN ITS ENVIRONMENT**

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The City in its Environment

9 Weed control at Knapsack Creek

7025/2  
Pt9

Compiled by: Janet Rannard, Bushland Management Officer

Authorised by: Lindsay Clarke, Parks Coordinator

**Strategic Program Term Achievement:** *The City's biological diversity is being protected and conserved through the implementation of a biodiversity conservation and bushland management strategy.*

**Critical Action:** *Undertake biodiversity conservation and protection and pursue the effective management of natural areas.*

**Purpose:**

*To advise Council that the Department of Lands and the Department of Primary Industries has allocated a grant of \$6,000 towards the control of lantana and blackberry in Knapsack Creek. The report recommends that the information be received and that a letter of thanks be forwarded to the Minister for Lands.*

**Background**

The Department of Lands entered into a cost sharing arrangement with the Department of Primary Industries and the Noxious Weeds Advisory Committee (NWAC) to fund weed control projects on Crown Land and other land in the 2005/06 year. The Department of Lands invited Councils to apply for a share of these funds.

**Current Situation**

The Minister for Lands, Tony Kelly MLC, has advised Penrith City Council that a grant of \$6,000 has been successful for the control of lantana and blackberry in Knapsack Creek. Penrith City Council will provide in kind contributions to the value of \$3000 for project management, monitoring and reporting.

The section of Knapsack Creek within the Penrith LGA has not had any previous rehabilitation work undertaken. The successful grant application will allow the top of the catchment to be treated. Receiving the grant in early summer is opportune in enabling these key weeds to be treated at the best time of year.

The majority of the on ground work will be undertaken by a bush regeneration contractor, however some local members of the community have offered to assist, together with assistance from Emu Plains Sports and Recreation Club.

**RECOMMENDATION**

That:

1. The information contained in the report on Weed control at Knapsack Creek be

received

2. the grant monies be accepted
3. a letter be written to the Minister for Lands thanking him for the grant.

**ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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The City in its Environment

10 Nepean River Bank, Leonay

5013/6  
Pt4

Compiled by: Lindsay Clarke, Parks Coordinator

Authorised by: Raphael Collins, Parks Construction & Maintenance Manager

Requested By: Councillor Jim Aitken

**Strategic Program Term Achievement:** *The health of the river system is being improved through the implementation of a comprehensive catchment management strategy.*

**Critical Action:** *Interact with the Catchment Management Authority to facilitate a whole of catchment response to river health issues consistent with the recommendation of the Catchment Blueprint.*

**Purpose:**

*To advise Council of the condition of the river bank at Leonay. The Report states that the preparation of a Plan of Management for the area will be included in the 2006/07 project list for the Enhanced Environment Program. The report recommends that the report be received.*

**Background**

At the Council meeting on 21 November 2005, Councillor Aitken called for a report to Council, for the “clean up of noxious weeds, vines, privet etc on the banks and land adjoining the river, Leonay end of River Road. We need to lobby the State Government on this very important matter.”

The organisation responsible for noxious weeds in the Penrith Local Government Area is the Hawkesbury River County Council. The Hawkesbury River County Council is constituted under the Local Government Act and is specified as a local control authority under the Noxious Weeds Act.

Hawkesbury River County Council is primarily responsible for the control of noxious weeds by occupiers of land (other than public authorities) and for the control of noxious weeds on land owned by constituent Councils.

The Noxious Weeds Act 1993 specifies 4 control categories. A list of declared noxious weeds in the County is attached together with a list of the control categories.

Hawkesbury River County Council places weeds in order of priority and uses its available resources where it considers it will benefit the County the greatest.

**Current Situation**

The section of Nepean River bank at Leonay has been inspected by Council’s Bushland Management Officer to determine the extent of weed infestation.

There is a large quantity of weeds including vines but very few are declared noxious weeds. Those that are noxious are Category W4b (eg: Privet) and are not a priority for treatment by the County Council.

The vast majority of the weeds in the area are considered environmental weeds and, although undesirable and unsightly, are not required by legislation to be treated by Council or the County Council.

In fact, in some locations where watercourses and drainage systems enter the riverbank, the weeds are all that is preventing erosion and cannot be removed before other vegetation is established.

What is required for this section of the riverbank is treatment in accordance with Bushland Management procedures and techniques. This requires a planned approach to the weed removal and river bank restoration with follow up maintenance over many years to ensure the area does not revert back to the current condition.

Council's Enhanced Environmental Program includes an operating project for the implementation of Plans of Management and the western riverbank could be considered for inclusion in the program in future years. A Plan of Management for the western riverbank would be required initially. The preparation of this Plan of Management will be included in the project selection list for the 2006/2007 Enhance Environmental Program.

The availability of a Plan of Management for the western riverbank will also be required if external funding sources (eg: grants) are to be sought for the work in the future. The grants available for this type of work are generally from Government agencies and a Plan of Management would greatly enhance the success of any application for funding considering the importance of the area as a foreshore and an amenity for the community.

## **RECOMMENDATION**

That the information contained in the report on Nepean River Bank, Leonay be received.

## **ATTACHMENTS/APPENDICES**

1. Noxious Weed Categories 2 Pages Appendix

## Declared Noxious Weeds In The County

### W1 Category Weeds

W1	Common Name	Botanical Name
	Alligator Weed	Alternanthera philoxeroides
	Black Knapweed	Centaurea nigra
	Hawkweed	Hieracium spp
	Horsetail	Equisetum spp
	Karoo Thorn	Acacia karoo
	Kochia	Kochia scoparia
	Lagarosiphon	Lagarosiphon major
	Miconia	Miconia spp.
	Parthenium Weed	Parthenium hysterophorus
	Senegal Tea Plant	Gymnocoronis spilanthoides
	Siam Weed	Chromolaena odorata
	Spotted Knapweed	Centaurea maculosa
	Water Lettuce	Pistia stratiotes

### W2 Category Weeds

W2	Common Name	Botanical Name
	African Boxthorn	Lycium ferrocissimum
	Columbus Grass	Sorghum x alnum
	Crofton Weed	Ageratina adenophora
	Dodder	Cuscuta campestris
	Giant Parramatta Grass	Sporobolus indicus var. major
	Green Cestrum	Cestrum parqui
	Johnson Grass	Sorghum halepense
	Ludwigia	Ludwigia peruviana
	Mother of Millions	Bryophyllum delagoense
	Pampas Grass	Cortaderia spp
	Rhus Tree	Toxicodendron succedaneum
	Salvinia	Salvinia molesta
	Spiny Burr grass	Cenchrus incertus and C. longispinis
	St John's Wort	Hypericum perforatum
	Water Hyacinth	Eichhornia crassipes

**W3 Category Weeds**

W3	Common Name	Botanical Name
	Blackberry	Rubus fruticosus (agg.) spp
	Californian cockle burrs	Xanthium spp
	Paterson's Curse	Echium spp
	Pellitory	Parietaria judaica
	Vipers/Italian Bugloss	Echium spp
	Bathurst/Noogoora Burr	Xanthium spp

**W4 Category Weeds**

W4	Common Name	Botanical Name
	Cabomba ( <i>W4g</i> )	Cabomba spp.
	Harrisia cactus ( <i>W4f</i> )	Harrisia spp
	Prickly pears ( <i>W4f</i> )	Opuntia spp
	Privet/Broadleaf ( <i>W4b</i> )	Ligustrum lucidum
	Privet/Narrowleaf ( <i>W4b</i> )	Ligustrum sinense
	Willows ( <i>W4g</i> )	Salix spp

**Weed Categories**

In accordance with the Noxious Weeds Act, 1993, declared noxious weeds have been placed into categories. These categories are:-

**W1**

Must be reported within 3 days of the landholder being aware of their presence and must be fully and continuously suppressed and destroyed.

**W2**

Must be fully and continuously suppressed and destroyed.

**W3**

Must be prevented from spreading and their numbers and distribution reduced.

**W4**

Applies to weeds that do not fit into any of the above categories. However, they may require control in certain situations.

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The City in its Environment

11 Aquatic Weed Harvesting

5013/5  
Pt8

**Compiled by:** Raphael Collins, Parks Construction & Maintenance Manager;  
Wayne Mitchell, Acting Environmental Health Manager

**Authorised by:** Ray Moore, Director City Operations

**Requested By:** Councillor Jackie Greenow

**Strategic Program Term Achievement:** *The health of the river system is being improved through the implementation of a comprehensive catchment management strategy.*

**Critical Action:** *Interact with the Catchment Management Authority to facilitate a whole of catchment response to river health issues consistent with the recommendation of the Catchment Blueprint.*

**Purpose:**

*To advise Council of the status of the river weed harvesting program. The report recommends that Council make representations to the State Government through the local members to seek support for future harvesting.*

**Background**

Council may recall earlier reports concerning the aquatic weed harvesting in the Nepean River. The harvesting concentrated on the section between the M-4 bridge and the Nepean Rowing Club where rowing and other activities are most prevalent. Mechanical harvesting has been carried out which was targeting Egeria and it was introduced into the River in the later 1990's. This weed grows at alarming rates during the summer months and impacts directly on all users of the River.

Egeria densa is an aquatic plant from South America that forms dense submerged masses, with stems to 1.5m long. It spreads principally by the stems breaking into segments and transplanting to a new location. Egeria thrives in slow moving waters containing high nutrient levels. It often does not persist in streams that flow vigorously.

Egeria is a common aquatic weed in Australia and is known to obstruct waterways because of its dense growth. Egeria is still a commonly sold aquatic plant for aquarium and ponds. It is not listed as a noxious weed and appears unlikely to be at this stage as there is not a clear eradication strategy.

The Hawkesbury- Nepean River Management Forum report states that Egeria densa is of considerable concern since it chokes the river making it unnavigable, damages infrastructure such as bridges and ferries, hinders recreational and commercial fishing activities and affects the diversity and number of native species. Egeria also out-competes the native macrophytes that are crucial for fish and zoo plankton.

The forum recommends that increased environmental flows in the river are the only long-

term option to limit the spread of egeria. As environmental flows are not expected to be commenced until at least 2014, the forum recommended interim contingent flows of 3GL per year be released from Warragamba Dam for the flushing of egeria.

Aquatic weed harvesting has been found to be the most practical method of controlling this weed. Unfortunately, harvesting is expensive and very slow so there are definite limitations to the size of the area that can be done. Harvesting has been funded over the last 3 years from a special grant from the State Government. The grant was sourced from the Premier's Department (\$50,000) and Department of Agriculture (\$25,000).

### **Current Situation**

Harvesting is currently being carried out in the River in preparation for the annual Bridge-to-Bridge swim in February. The event could not have proceeded unless a 20 metre wide channel was cleared for the entire length of the course. Once this harvesting is completed, all the grant funds will have been expended.

The growth of *Egeria densa* has never been as prolific as it is this summer. Exceptional warm weather and high nutrient loads have contributed to the weed covering more than half the width of the River. Rowers find the weed very aggravating because it affects oar blades and rudders. To anyone swimming in the River the *Egeria densa* can be quite dangerous.

It is only feasible to undertake the mechanical harvesting in selective areas of the River primarily for special uses. If the *Egeria densa* were allowed to grow completely unchecked it could stop recreational activities altogether especially between the M-4 and Victoria bridges.

### **Future Direction**

At this point in time there is no agency that can be identified as being responsible for the control of *egeria densa* in the Nepean River. After years of inquiries and investigations the need for a "river manager" is yet to be acknowledged. The options in this case include the Waterways Authority because of the impact on navigation, the Hawkesbury Nepean Catchment Authority because of the overall impact on river health and the Department of Primary Industries who have a role with weeds management.

The Hawkesbury Nepean is a river of national significance which needs to be better acknowledged by State and Federal Governments. The *egeria densa* problem is a direct symptom of the poor health of the river due, in large part, to reduced environment flows. Warragamba Dam delivers approximately 80% of all drinking water to the area supplied by Sydney Water Corporation. A secure funding source from water charges or a levy is needed for projects such as controlling aquatic weeds as compensation for this water loss.

The Hawkesbury River County Council has the appropriate expertise to manage aquatic weed harvesting on the river. This could include not only maintenance of the *egeria*, but also control of noxious weeds such as *salvinia* and *water hyacinth*. All grant funding to date to both the Hawkesbury River County Council and the Hawkesbury Nepean Catchment Management Authority (HNCMA) for the control of aquatic weed outbreaks have excluded its use for capital equipment such as a harvester. In excess of \$1.5M has been expended on the control of *salvinia* in the last two years, mainly on contract harvesting and spraying. The need for an aquatic weed harvester to be permanently based in the region has clearly been established.

It is recommended that Council lobby the State Government for an aquatic weed harvester to be provided to the Hawkesbury River County Council, with ongoing funding for its operation and maintenance. Partnership opportunities with other organisations that might need the services of such a harvester should also be explored.

**RECOMMENDATION**

That:

1. The information contained in the report on Aquatic Weed Harvesting in the Nepean River be received
2. Council write to the Premier of NSW seeking urgent funding for an aquatic weed harvester to be based in the Hawkesbury Nepean Catchment, under the management of the Hawkesbury River County Council.

**ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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## THE CITY AS AN ECONOMY

<b>Item</b>	<b>Page</b>
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14 Construction of Offices at 225 - 227 Queen Street, St Marys 319961 LE2	57
15 Urban Development Institute of Australia National Congress 2006 103/14 Pt 4	61





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**The City as an Economy**

**12 Relationship between Penrith City and Lachlan Shire**

**1129/56**

**Compiled by: Colin Dickson, Services Marketing Co-Ordinator**

**Authorised by: Geoff Shuttleworth, Economic Development and City Marketing Manager**

**Strategic Program Term Achievement:** *Programs are attracting domestic and international visitors to the City for access to cultural and sporting exchange and experiences and language education and training.*

**Critical Action:** *Develop and maintain a cooperative marketing program promoting regional services with service providers in the Penrith Valley business community.*

**Purpose:**

*To advise Council of correspondence received from Lachlan Shire Council requesting that Penrith consider developing a relationship with Lachlan Shire so that both communities can work together to undertake a series of exchanges. The report recommends that Council agree in principle to develop a partnership between Penrith City Council and Lachlan Shire Council that would facilitate a program of exchange between groups in the two communities.*

**Background**

Correspondence has been received from Lachlan Shire Council requesting that the communities of Penrith City and the Lachlan Shire consider developing a relationship that will lead to them working closely together, initially during 2006 to undertake a series of sporting, cultural and educational exchanges as well as potential work experience programs. The form of this relationship would be the subject of further discussion between the two Councils. These activities between the two cities will, in the first instance be undertaken as part of the celebrations to commemorate the 2006 Year of the Outback. Co-incidentally 2006 also represents the Centenary of Local Government for the Lachlan Shire.

As a result of the success of the inaugural 2002 Year of the Outback, this event has now become a regular feature commencing this year and will continue at four year intervals so that this event will occur again in 2010, 2014 and so on.

Lachlan Shire is located in the centre of NSW approximately 460 kilometres west of Sydney. It is one of the largest shires in NSW having an area of approximately 15,000 square kilometres. The current population of the Shire is around 7,188 and the administration is based at the main centre of Condobolin. Other significant towns and villages included in the Shire are Lake Cargelligo, Tottenham and Tullibigeal.

**Current Situation**

If Council is agreeable to this proposal Council staff would act as facilitators for local community groups and organisations in the sporting, education and cultural fields, bringing them together and encouraging them to participate in exchanges with the Lachlan Shire that would potentially be of benefit to both local government areas.

Whilst the thrust of the relationship is to facilitate exchanges between groups in both communities there would also be the opportunity to consider specific Council to Council exchanges that could include work experience placements for staff from Lachlan Shire Council.

There is the scope for a wide range of exchanges to be undertaken between the two communities. However, in the first instance, discussions need to take place with Lachlan Shire Council to ascertain what facilities are available in their Shire and what types of exchanges are likely to offer the most benefit to the respective communities. Lachlan Shire Council have made some tentative suggestions as to appropriate exchanges to pursue but these need to be assessed in terms of the availability of the appropriate groups in Penrith to participate. Once the type of exchanges have been confirmed a program of activities can be scheduled over the course of the year and various community groups and organisations can be invited to participate. Already from initial contact with representatives from Lachlan Shire Council there is evidence that there are already significant ties between various groups and individuals from both cities.

A critical action in Council's strategic plan relates to promoting regional services available in Penrith to communities in Central Western NSW. There is the opportunity to integrate this proposed program with Council's strategic objective and initiatives to achieve this will be further investigated.

The development of a partnership with Lachlan Shire Council does provide opportunities for exchanges between groups in both cities and if the initial program is successful it is expected that this could develop into a regular program of contact.

## **RECOMMENDATION**

That:

1. The information contained in the report on Relationship between Penrith City and Lachlan Shire be received
2. Council agree in principle to develop a partnership between Penrith City Council and Lachlan Shire Council that would facilitate a program of exchange between groups in the two communities.

## **ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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**The City as an Economy**

**13 Outdoor Eating and Trading Licences - Non-Profit Organisations 7000-13 Pt3**

**Compiled by: Peter Blazek, Property Officer - Management**

**Authorised by: Brian Griffiths, Property Development Manager**

**Strategic Program Term Achievement:** *Policies are in place as the basis for directing private and public investments in the City Centres of Penrith and St Marys.*

**Critical Action:** *Identify Council land holdings that can be used to support economic centres and integrate agreed property developments with City Centres Review strategies.*

**Purpose:**

*To inform Council of impending applications that may rise in the future from local non profit community based organisations seeking Council's approval in subsidising the annual Outdoor Eating and Trading Licence fees. The report recommends that the information be received.*

**Background**

A report was presented to Council's meeting of 12<sup>th</sup> December, 2005 following a request from the Salvation Army in seeking assistance to waive or subsidise payment of the fee for an area of 10 square metres they wish to occupy amounting to \$1,000 per annum required for their nominated Outdoor Eating and Trading facility located at Shop 1A, 40 Phillip Street St Marys.

This facility is being used by Youthlink to train disadvantaged youth in the food hospitality industry in a real environment with a view for future employment opportunities.

It was resolved that:-

- 1. Council grant Salvation Army Youthlink the annual subsidy of \$1,000 to operate an Outdoor Eating and Trading Licence within the footpath area at Shop 1A, 40 Phillip Street St Marys as outlined in the report.*
- 2. A further report be presented to Council outlining the number of other not-for-profit organisations in the area that may wish to operate an Outdoor Eating and Trading Licence and request a subsidy of the Licence fee.*

**Current Situation**

Council in conjunction with local business groups has identified a need to increase the vitality and amenity of commercial areas within the Local Government area by providing the opportunity for trading and dining to occur on parts of public footpaths. Consequently a Development Control Plan (DCP) for Outdoor Eating and Trading was developed by Council to provide guidelines for the establishment of such areas by commercial and retail operators.

Currently any commercial/retail businesses wishing to trade on parts of public footpaths must comply with the DCP and apply to Council for a Licence.

At the present time there are a total of fifty (50) operators who have been licenced to undertake Outdoor Eating and Trading within the St Marys and Penrith CBD areas. None of these operators are non-profit-organisations.

The Salvation Army Youthlink is the only community organisation that has made an application to Council to consider the waiving of the Licence fee, hence the report to Council for due consideration on the merits of the application as to whether they are entitled or not to a subsidy.

Whilst there could be some non-profit-organisations that may have ownership or lease suitable premises within the St Marys and Penrith CBD areas, none have made application to use the footpath area and there is no evidence that any future applications are likely. The Salvation Army organisation has been the first, however should any other organisation wish to make an application for the waiving or subsidy of the Licence fee, then due consideration can be given subject to a report to Council recommending such action.

That report will only be presented to Council on the understanding that the organisation can demonstrate they are a non-profit-organisation and the merits of Council agreeing to such action is a benefit to the community.

## **RECOMMENDATION**

That:

1. The information contained in the report on Outdoor Eating and Trading Licences - Non-Profit Organisations be received
2. Applications requesting the waiving or provision of a subsidy relating to the Licence fee for Outdoor Eating and Trading be only considered where the applicant is a non-profit organisation and they can demonstrate the community benefit.

## **ATTACHMENTS/APPENDICES**

There are no attachments for this report.



Submissions were received from the following companies:

- Arenco (NSW) Pty Limited
- Barker Construction Services Pty Ltd
- Brisland Pty Ltd
- Cordukes Limited
- Crows Nest Constructions Pty Limited
- F D C Building Service Pty Ltd
- Gledhill Constructions Pty Ltd
- J G Building Services
- J M Coyle Pty Ltd
- Lahey Constructions Pty Ltd
- Mainbrace Constructions Pty Limited
- Soliman & Sons Pty Ltd
- Rapid Construction PTY Limited
- Winterton Constructions Pty Ltd
- Walton Construction Pty Ltd

All the Tenderers were contacted late last year to confirm their interest in the project and all were keen to participate.

The Tender Panel made up of Rod Wood –Building Services Manager, Graham Howe – Building Projects Coordinator and Brian Griffiths – Property Development Manager assessed all submissions.

The Expressions Of Interest were evaluated against the following criteria:

- Current & Future Capability
- Financial Capability (*including independent financial assessment*)
- Personnel Skills & experience
- Support Services
- Demonstrated ability to undertake work of a similar nature
- References
- Quality Management Systems
- OH&S Systems
- ESD (Ecologically Sustainable Development)
- Ability to complete projects on time and on budget

The submissions were evaluated against the above criteria and it was assessed that the following (5) companies were ranked the highest and it will be recommended that they be invited to tender;

1. Brisland Pty Ltd
2. Arenco (NSW) Pty Limited
3. Rapid Construction PTY Limited
4. Lahey Constructions Pty Ltd
5. Gledhill Constructions Pty Ltd

## **Company Information**

### **Brisland Pty Ltd**

Brisland Pty Ltd is a privately owned Australian company with its head office located in Glebe. The company has been in operation for over 15 years and has 37 full time staff. They are a pre qualified tenderer with the NSW Dept of Commerce for projects up to \$8.5 million in both the Design & Construction and Construct only categories. They have the financial capacity to undertake up to \$50m worth of work at anyone time. They have completed numerous projects for the Dept of Defence, Housing, Commerce, and Education, and have worked for a number of Councils.

### **Arengo (NSW) Pty Limited**

Arengo (NSW) Pty Limited is a fully owned subsidiary of the Daracon Group with its offices at Artarmon. The Daracon Group is made up of several companies with assets of over \$77m. Arengo have over 60 site and office staff and have recently completed the Joan Sutherland Performing Arts Centre for Council. Other building works include Mt Panorama Redevelopment (17.3m), Palm Grove Business Park Office & Industrial Units (\$10.6m).

### **Rapid Construction PTY Limited**

Rapid Construction Pty Limited is a privately owned Australian company with its office located in North Parramatta. The company has been in operation for 15 years and has completed numerous projects for the Dept of Housing, Commerce, Education and TAFE, and has worked for a number of Councils. They built Kingswood Neighbourhood Centre (\$750,000) for Council and have recently built stage 1&2 at McCarthy College Emu Plains (\$4m), Mary McKillop Catholic College (\$8.5m).

### **Lahey Constructions Pty Ltd**

Lahey Constructions Pty Ltd is a privately owned Australian company with its head office located on the North Coast of NSW in Kempsey. They have been operating for over 65 years and is a pre qualified tenderer with the NSW Dept of Commerce for projects up to \$25 million and specialise in schools and government buildings, they have completed projects at Blue Mountains TAFE (\$6m), Holroyd Special School (\$4.3m) and several National Banks.

### **Gledhill Constructions Pty Ltd**

Gledhill Constructions Pty Ltd is a privately owned company with its offices located at Rhodes. They have been in operation for over 30 years and employ over 50 staff, with an annual turnover in excess of \$40m. They have previously worked for Council building Judges Place Car Park and St Marys Indoor Aquatic & Recreation Centre. They have also recently completed a Performing Arts Centre at Pymble Ladies College (\$10.3m) and Gymnasium & Music Extensions at Trinity Grammar Preparation School (\$5.3m)

## **Summary**

A further report is being presented elsewhere at tonight's meeting in the Committee of the

Whole for Council's consideration to proceed with this project. Approval of this recommendation to seek tenders from the preferred five (5) companies, would be subject to Council's approval of the recommendation with respect to this report elsewhere at tonight's meeting.

## **RECOMMENDATION**

That:

1. The information contained in the report on Construction of Offices at 225 - 227 Queen Street, St Marys be received
2. That formal tenders be invited from;
  - a) Brisland Pty Ltd
  - b) Arenco (NSW) Pty Limited
  - c) Rapid Construction PTY Limited
  - d) Lahey Constructions Pty Ltd
  - e) Gledhill Constructions Pty Ltd
3. A further report to be submitted to Council recommending a preferred builder.

## **ATTACHMENTS/APPENDICES**

There are no attachments for this report.



discussing issues and future directions. Council's City Centre Review relating to the Penrith and St Marys CBD areas would benefit the future of good design; place marking and inclusive area management arrangements are essential requirements to optimise value from development.

Council usually sends delegates to the National Congress of the Urban Development Institute of Australia and it would be appropriate for delegates to be nominated at this meeting.

#### **RECOMMENDATION**

That:

1. The information contained in the report on Urban Development Institute of Australia National Congress 2006 be received
2. Council nominate delegates to attend the National Congress of the Urban Development Institute of Australia in Adelaide from 3<sup>rd</sup> - to 6<sup>th</sup> April, 2006.

#### **ATTACHMENTS/APPENDICES**

There are no attachments for this report.

**THE CITY SUPPORTED BY INFRASTRUCTURE**

<b>Item</b>		<b>Page</b>
16	Tender for Provision of Various Building Trade Services - Tender reference 06-05/06 38/147	65
17	Russell Street, Emu Plains - Pedestrian Safety Under the Main Western Railway Line RU/01 Pt4	71





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## The City Supported by Infrastructure

16 Tender for Provision of Various Building Trade Services - 38/147  
Tender reference 06-05/06

Compiled by: Mal Ackerman, Supply Co-ordinator; Graham Howe, Building Projects Co-Ordinator; Glen Tuckwell, Building Maintenance Supervisor

Authorised by: Rod Wood, Building Services Manager; David McIllhatton, Acting Financial Services Manager

**Strategic Program Term Achievement:** *A building asset maintenance strategy is in operation that maintains those assets to appropriate standards fit for their contemporary purpose and addresses the increased costs of maintaining additional buildings.*

**Critical Action:** *Finalise and implement asset maintenance strategies for building assets.*

### Purpose:

*To seek approval for the establishment of a preferred list of Contractors to provide various Building Trade Services for an initial period of 3 years with an option to extend for a further 2x1 year periods subject to satisfactory performance. The report recommends that Council accepts tenders for the provision of various trade services from the companies as listed.*

### Background

Agreements for the provision of various building trade services were established initially in December 2000 following a public tender process. The existing panel agreements were for an initial period of 3 years with an option to extend for 2 x1 year periods and included the following services.

- Electrical
- Plumbing
- Glass and Window repairs
- General Concreting work

The agreements have worked very successfully over the 5-year period with all suppliers providing cost effective and efficient services to Council.

Although the agreements expired on 31 December 2005 all existing companies have agreed to a minor extension until the finalisation of any new arrangements.

Based on the high degree of success a new Tender was issued to include the above services along with the following additional services designed to cater for all areas of Council including Children's Services and Community Services.

Additional services:

- General Building Maintenance incorporating carpentry, tiling, roofing, office partitioning and plastering.

- Security Alarm and maintenance and monitoring including smoke alarm systems.
- Painting

Tenders were issued for the provision of the above services on an 'as required' basis for an initial period of 3 years with an option to extend for a further 2x 1 year periods subject to satisfactory performance and were advertised in the SMH on 11 October 2005 and closed on Tuesday, 11 November 2005.

Tenders were also posted on the new WSROC E Tendering web site; companies who register on the site are provided access to business generated by all participating WSROC Councils.

Companies once registered are automatically notified by e-mail of any proposed or current tenders available that match their profile. The site also allows for tenders to be lodged electronically via a secured electronic tender box. The system provides full tracking facility and reporting on tendering activities.

The terms & conditions of tender were documented using the previous format that was prepared utilising the assistance of Council's Legal Officer.

Tenderers were required to nominate the trades offered by completing the relevant criteria response questions specific to each trade. Tenderers were also requested to submit hourly unit rates for each trade along with a response to general evaluation criteria on the pro forma documents provided.

Because of the new e tendering process and the revised document structure all prospective tenderers were invited to attend a pre-tender briefing. The pre-tender briefing was conducted on Wednesday 12<sup>th</sup> October 2005 with over 80 companies attending. It was proposed in the Tender documents that Council may select up to three (3) Suppliers for each of the Services specified. These are to be ranked in order of preference based on the selection criteria in the Tender Documents.

The terms for engagement of companies to perform works under the panel agreement are as follows.

- Council will engage the services of companies for specific works based on suitability, technical capability, availability, cost and ability to meet the work requirements and the required timeline. For general maintenance and upgrade work the highest ranked supplier (preferred contractor) will be given first preference to carry out the works. In the event that they are unavailable or do not have the capacity to perform the work the second ranked supplier will be requested to complete the work and so on.
- Where practical and when specifications and plans are available and the works is estimated by Council to exceed a value of \$10,000 all approved panel contractors will be given an opportunity to submit a 'lump sum' cost for works. In these instances work will be allocated to the lowest priced offer.
- Where there are less than three (3) approved suppliers Council reserves the right to seek proposals from companies other than the Panel of Approved Contractors

The delivery of products & services will be on an as required basis with no commitment to purchase any specific quantity over the period of the agreement.

Tenderers were required to submit their tender on a standard pro-forma sheet, which clearly set out a detailed set of questions relative to each of the evaluation criteria. This included a range of information that was required to demonstrate each of the tenderers capability in meeting Councils requirements.

### **Tender Evaluation**

The tender evaluation committee included Mal Ackerman, Supply Co-ordinator; Graham Howe, Building Projects Co-Ordinator; Glen Tuckwell, Building Maintenance Supervisor. The tender evaluation criteria and evaluation methodology was determined by the evaluation committee prior to the close of tenders.

The selection criteria advertised and used in selecting the successful tenderers were as follows. All tenders received were assessed against these criteria.

#### *Service Requirements*

- Range of services for the Trade(s) offered
- Resource capability
- Relevant knowledge, experience & qualifications of personnel
- Previous relevant work history (if available)
- Sourcing of materials & equipment

#### *Business Category*

- Company & Business profile
- Financial viability
- Insurance
- Safety Record
- Business Record

#### *Cost/Price Category*

- The rates and unit prices for the Trade offered;
- Minimum fees
- Payment Terms
- Stability of pricing

#### *Management & Administration*

- Support systems & personnel
- Reporting Capabilities
- Employment policies (Apprenticeships)
- Quality of product/service
- Service response times & local area knowledge
- Occupational Health & Safety and Public Liability management.
- Environmental Considerations

Table 1 below lists all responses received and the corresponding service offered.

Table 1

Comany Name	Electrical	Plumbing	Glazing	Painting	Concreting	Build Mtnce	Alarm Services
Advanced Security Systems							x
All Styles Plumbing Services Pty. Ltd.		x					
Allied Civil Pty Ltd					x		
Aoun Constructions Pty Limited		x					
Arcs building Carpentry maintenance services				x		x	
B.G enterprises (nsw)p/l	x	x				x	
BBSM Services Pty Ltd	x						
BDC Plumbing		x					
Bishop Developments	x	x	x	x	x	x	x
Bitar M Construction						x	
BLNG Pty Ltd	x						
Bradali Building Services						x	
Broadview Plumbing Services		x					
Cains Glass Service Pty Ltd			x				
CMP Electrical	x						
Cornish Property Services	x	x					
Cunneen & Mayne Building Construction P/L	x	x	x	x	x	x	
Del Rocchio Concrete Pty Ltd					x		
Electrical Testing Services Pty Ltd	x						
Galea Painting Solutions				x			
Group Fire & Security							x
Hains Brother Plumbing Svc		x					
Haniglow Pty Limited	x	x		x		x	
Hix Electrical Services	x						
J.A.C Constructions Pty Ltd						x	
J.R.Comis Electrical pty ltd	x						
Jack of all Trades						x	
Jordan Plumbing & Electrical	x	x					
Just Plumbing Services		x					
M.S St Clair Building Consultants						x	
McCalls Electrical Services	x						
MDC				x	x	x	
Moresmate Pty Ltd							x
Nilsen Electric NSW	x						
O'Brien Glass Industries			x				
Olympic Locksmiths Pty Limited							x
On Guard Security Services							x
Penrith Glass & Glazing			x				
Piekar Comm Sevcies							x
Platinum Electrical	x						
Programmed Maintenance Services Limited				x			
Quorum Security Sevcies							x
Riverlands Kitchens pty ltd						x	
Ross Electrics							x
Saylug Test and Tag	x						
Signature Security Group							x
Sir power contracting	x						x
SPS Sweenys Plumbing Services		x					
Steve Rosenthal Painting				x			
Symtec P/L							x
Total Solutions Electrical P/L							
Westco Building Consultants pty ltd				x		x	
Y.E.S.S. Constructions Pty Ltd				x		x	

A large percentage of companies lodged electronic tenders via the new e tendering site, of the total number of responses (53) 28 electronic tenders were received.

The following companies provided incomplete submissions and were therefore unable to be fully evaluated. In all cases a substantial amount of information required to evaluate the offers against the relevant criteria was not provided. As a result these companies were not included in the final evaluation.

All Styles Plumbing Pty Ltd  
ARCS Building & Maintenance  
BBSM Services Pty Ltd  
BDC Plumbing Pty Ltd  
Bishop Developments  
BLNG Pty Ltd

Del Rocchio Concrete Pty Ltd  
Just Plumbing Services  
MDC Pty Ltd  
Ross Electrics  
Sir Power Contracting  
Total Solutions Electrical P/L

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## **Comments**

Following a detailed analysis of all complete responses each tenderer was given a score against each of the evaluation criteria.

The relevant weightings and scoring methodology applied to each tenderers score determined the final ranking of each company.

Consideration was then given to each of the tenderers unit rates to determine the best value money solution to Council.

All companies recommended for each of the services specified were selected based on their high level of compliance and their demonstrated ability to meet Council's requirements and competitive hourly rates for the services offered.

The recommended companies are indicated in Table 2 below and in each case have been ranked in order of preference according to their level of compliance and competitive rates.

## **Recommended Panel of approved Suppliers**

*Table 2*

<b>Service Description</b>	<b>Recommended Panel of Suppliers</b>
General Building Works and Repairs	<ol style="list-style-type: none"><li>1. Westco Building Consultants Pty Ltd</li><li>2. MS St Clair Building Consultants</li><li>3. BG Enterprises Pty Ltd</li></ol>
Plumbing & Drainage Services	<ol style="list-style-type: none"><li>1. BG Enterprises Pty Ltd</li><li>2. Jordan Plumbing &amp; Electrical</li><li>3. Broadview Plumbing Services</li></ol>
Glazing Services	<ol style="list-style-type: none"><li>1. Cains Glass Service Pty Ltd</li><li>2. Obriens Glass Industries</li></ol>
Painting Services	<ol style="list-style-type: none"><li>1. Westco Building Consultants Pty Ltd</li><li>2. Programmed Maintenance Services Pty Ltd</li><li>3. Steve Rosenthal Painting</li></ol>
Concreting Services	<ol style="list-style-type: none"><li>1. Allied Civil Pty Ltd</li><li>2. Cunneen &amp; Mayne Building Construction P/L</li></ol>
Security Alarms & Detection Systems	<ol style="list-style-type: none"><li>1. Quorum Security Services</li><li>2. Peiker Communications Services</li></ol>
Electrical Services	<ol style="list-style-type: none"><li>1. Hix Electrical Services Pty Ltd</li><li>2. Jordan Plumbing &amp; Electrical</li><li>3. BG Enterprises Pty Ltd</li></ol>

## RECOMMENDATION

That:

1. The information contained in the report on Tender for Provision of Various Building Trade Services - Tender reference 06-05/06 be received
2. Council accepts tenders for the provision of various trade services from the following companies.

***General Building Works and Repairs***

Westco Building Consultants Pty Ltd

MS St Clair Building Consultants

BG Enterprises Pty Ltd

***Plumbing & Drainage Services***

BG Enterprises Pty Ltd

Jordan Plumbing & Electrical

Broadview Plumbing Services

***Glazing Services***

Cains Glass Service Pty Ltd

O'briens Glass Industries

***Painting Services***

Westco Building Consultants Pty Ltd

Programmed Maintenance Services Pty Ltd

Steve Rosenthal Painting

***Concreting Services***

Allied Civil Pty Ltd

Cunneen & Mayne Building Construction P/L

***Security Alarms & Detection Systems***

Quorum Security Services

Peiker Communications Services

***Electrical Services***

Hix Electrical Services Pty Ltd

Jordan Plumbing & Electrical

BG Enterprises Pty Ltd

## ATTACHMENTS/APPENDICES

There are no attachments for this report.

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**The City Supported by Infrastructure**

**17 Russell Street, Emu Plains - Pedestrian Safety Under the Main Western Railway Line RU/01 Pt4**

**Compiled by: Michael Alderton, Road Network Services Engineer**

**Authorised by: David Burns, Asset Manager**

**Requested By: Councillor Jim Aitken**

**Strategic Program Term Achievement:** *A plan is being implemented for bus shelters, cycleways and footpath networks having regard for the access, health and recreational needs of the community.*

**Critical Action:** *Develop and implement footpath, cycleway and bus shelter programs, incorporating recommendations from the PLAN Study and identify the recurrent maintenance costs and funding sources.*

**Purpose:**

*To advise Council of the current situation of pedestrian access under the Main Western Railway Line in Russell Street, Emu Plains. The report recommends that Council request the Member for Penrith to lobby the Minister for Transport to request funding for a pedestrian link between the northern and southern side of the Main Western Railway Line on Russell Street.*

**Background**

Councillor Aitken requested a report to Council into the current pedestrian link between the northern and southern sides of the Main Western Railway Line on Russell Street, Emu Plains.

A recent site inspection by Council's Road Network Services Engineer determined that a number of pedestrians use the section of Russell Street at the railway bridge.

In December 2000 Council's Civil Design and Survey Section carried out investigation into narrowing the road carriageway in Russell Street to accommodate a separate pedestrian access. This investigation indicated that the width of the underpass is insufficient to allow for the appropriate road widths for the heavy vehicle traffic that uses Russell Street if a footway were provided.

In 2002 Police representatives and Council's Traffic Engineer inspected the site and requested that the provision of a footpath be considered on this section of Russell Street in order to improve pedestrian safety.

Council's Local Traffic Committee considered this matter at its meeting on 2 December 2002, and Council resolved, on the recommendation of the Committee, *"that Council request the Member for Penrith to make representations to the Minister for Transport requesting that StateRail investigate the provision of a separate pedestrian access under the rail line adjacent to the existing rail bridge"*.

A response was received from the Minister for Transport Services' Parliamentary Secretary, as follows:

*"...I am advised StateRail has investigated Penrith City Council's request to provide a separate pedestrian access under the Main Western Railway Line at Russell Street, Emu Plains.*

*StateRail advises it considers the cost of this upgrade should be funded through S94 Contributions and administered by Penrith Council, as this is a local access issue.*

*Funding and resources provided by StateRail must be shown to directly benefit rail users and StateRail considers expenditure on a new footpath unwarranted given the small number of pedestrians who would use it...."*

The above response was submitted to the Local Traffic Committee for consideration at its meeting on 2 February 2004, and the Committee recommended that:

- 1. "the letter from the Minister for Transport Services be received and noted;*
- 2. 'No Pedestrian Access' signs be erected on both approaches to the railway bridge in Russell Street, Emu Plains".*

At its meeting on 16 February 2004, Council resolved that:

- 1. "the letter from the Minister for Transport Services be received and noted;*
- 2. the signage for pedestrian access be reviewed and referred to the Local Traffic Committee;*
- 3. a further report to be provided on having traffic control lights to allow pedestrian access".*

The proposal for traffic control lights were reported to the Local Traffic Committee in August 2004. The site did not meet the RTA warrants for the provision of traffic signals.

The Local Traffic Committee resolved that:

- 1. the information contained in the report Russell Street, Emu Plains- pedestrian Safety Under Main Railway Line be received.*
- 2. Pedestrian warning as recommended by Westpool be erected on both approaches to the railway bridge in Russell Street Emu Plains.*

Pedestrian warning signs were installed on both approaches that read "Look Out / Watch Out / Pedestrians About"

### **Current Situation**

The current configuration under the railway line provides little room for pedestrian access from either side of the railway line. There is approximately 600mm between the face of kerb and the bridge pillar. Pedestrians are able to walk in this area however parents with prams are forced to use the road carriageway and negotiate the vehicular traffic on Russell Street.

The provision of a pedestrian underpass at this location would need to be considered in future Council budgets. However, due to the very large cost of this access, it would be difficult to consider the proposal without funding assistance from the State Government. Funding assistance from the State Government is unlikely because of the small number of pedestrians who use this section of Russell Street. For this reason, this project would also be unlikely to rate as a high priority during Council's project evaluation process when setting future budgets.

Although the pedestrian access at the Railway Line is not currently to the required standard, the official RTA accident history for pedestrians shows that there have been no recorded accidents at this site.

It has been approximately two years since the Member for Penrith was requested to lobby the Minister for Transport for State Government funding for the provision of a pedestrian underpass of the railway line in Russell Street. Although this previous approach was unsuccessful, it is recommended that the Member for Penrith be again requested to lobby the Minister for Transport to provide funding for a safe pedestrian underpass at this location.

#### **RECOMMENDATION**

That:

1. The information contained in the report on Russell Street, Emu Plains - Pedestrian Safety Under the Main Western Railway Line, be received.
2. The Member for Penrith be requested to lobby the Minister for Transport to request funding for a pedestrian underpass between the northern and southern side of the Main Western Railway Line on Russell Street.

#### **ATTACHMENTS/APPENDICES**

There are no attachments for this report.

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## LEADERSHIP AND ORGANISATION

<b>Item</b>	<b>Page</b>
18 Summary of Investments & Banking for the period 30 November 2005 to 27 December 2005 6031/4	77
19 Pecuniary Interest Returns 909/62	83
20 Local Government Remuneration Tribunal Special Determination 2005-2006 753/7 & 10/42	85
21 Nepean & District Pony Club and Riding for Disabled New South Wales 514884 LE1 Part 4	87





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**Leadership and Organisation**

18      **Summary of Investments & Banking for the period 30      6031/4**  
         **November 2005 to 27 December 2005**

**Compiled by:            Pauline Johnston - Expenditure Accountant**

**Authorised by:        David McIllhatton - Acting Financial Services Manager**

<p><b>Strategic Program Term Achievement:</b> <i>A sound long-term financial position is maintained in balance with pressures to provide new and expanded services.</i></p> <p><b>Critical Action:</b> <i>Ensure the standard of financial, strategic and sustainability performance reporting matches leading practice.</i></p>
--

**Purpose:**

*To provide a summary of investments for the period of 30 November 2005 to 27 December 2005, a Statement of General Fund Balances as at 27 December 2005 and a summary of Agency Collection Methods.*

**Background**

**CERTIFICATE OF RESPONSIBLE ACCOUNTING OFFICER**

I hereby certify the following:

1. All investments have been made in accordance with Section 625 of the Local Government Act 1999, relevant regulations and Council's Investment Policy.
2. Council's Cash Book and Bank Statements have been reconciled as at 27 December 2005.



**Barry Husking**  
*Responsible Accounting Officer*

**RECOMMENDATION**

That:

1. The information contained in the report on Summary of Investments & Banking for the period 30 November 2005 to 27 December 2005 be received
2. The Certificate of the Responsible Accounting Officer, Statement of General Fund Bank Balances as at 27 December and the Summary of Investments for the period 30 November 2005 to 27 December 2005 be noted and accepted.
3. The graphical investment analysis as at 27 December 2005 be noted.
4. The Agency Collection Fees information be noted.

**ATTACHMENTS/APPENDICES**

1. Summary of Investments 30 Nov 05 to 27 Dec 05 4 Pages Appendix

**Summary of Investments**  
29 November 2005 to 27 December 2005

	Term	Balance as at 29-Nov-05 \$	Investments for this period \$	Withdrawals/ Maturities for period \$	Balance as at 27-Dec-05 \$
ANZ	Man Fund	0	4,000,000	0	4,000,000
CBA	Call	1,100,000	9,700,000	8,400,000	2,400,000
CBA	Fixed	6,038,534	0	1,493,079	4,545,455
FRNS - CBA	Fixed	2,000,000	0	0	2,000,000
Citibank	Fixed	8,500,000	2,000,000	2,000,000	8,500,000
IMB	Call	0	0	0	0
IMB	Fixed	7,500,000	5,000,000	5,500,000	7,000,000
LGFS	Fixed	2,500,000	0	2,500,000	0
Ethical Fund - LGFS	Call	6,500,000	1,643,999	0	8,143,999
BT Managed Fund	Man Fund	0	3,000,000	0	3,000,000
NAB	Fixed	0	0	0	0
Westpac	Call	1,400,000	0	1,400,000	0
Westpac	Fixed	3,977,632	0	995,875	2,981,757
<b>TOTAL</b>		<b>39,516,166</b>	<b>25,343,999</b>	<b>22,288,954</b>	<b>42,571,211</b>
		355,553	Add: General Fund Bank Balance	780,811	
		<b>39,871,719</b>		<b>43,352,022</b>	
<b>Period Ending</b> 29-Nov-05 \$39,871,719	<b>Reconciliation of Invested Funds</b>				<b>Period Ending</b> 27-Dec-05 \$43,352,022
	Invested Funds Held as at 27 December 2005				
	Represented by:				
	<b>Externally Restricted Assets</b>				
10,045,418	Section 94 Developer Contributions			10,178,484	
534,982	Restricted Contributions for Works			909,166	
2,123,026	Unexpended Grants			2,197,581	
778,987	Unexpended Loan Funds			771,306	
2,191,941	Other			2,153,594	
15,674,354				16,210,131	
	<b>Internally Restricted Assets for funding of operations:</b>				
1,142,640	Sinking Funds			1,142,640	
10,733,635	Internal Reserves			14,784,935	
2,191,277	Security Bonds and Deposits			1,810,590	
14,067,552				17,738,165	
0	Restricted Assets Utilised in Operations			0	
10,129,813	Unrestricted Invested Funds			9,403,726	
<b>\$39,871,719</b>	<b>Invested Funds held as at 27 December 2005</b>			<b>\$43,352,022</b>	

**Statement of General Fund Bank Balances  
 as at 27 December 2005**

Cash account balances as at 29 November 2005		\$840,354	
Receipts for period ended 27 December 2005.			
	Rates	\$6,687,253	
	Debtors	\$260,755	
	Investments	\$16,880,911	
	Other	\$7,713,776	
			<u>\$31,542,695</u>
			\$32,383,049
Payments for Period Ended 27 December 2005.			<u>(\$32,803,769)</u>
Cash account balances as at 27 December 2005.			(\$420,721)
<b>General Fund Operating Bank Account Balance as at 27 December 2005.</b>			<b>\$780,811</b>
Bank overdraft		\$520,000	
Corporate Credit Cards		\$140,000	
Total limits of overdraft arranged with Bank		<u>\$660,000</u>	GENERAL
Limits of overdraft authorised by Auditors Cert.		\$40,249,000	GENERAL

**Commentary for December 2005**

Council's investment portfolio now includes a large proportion of funds placed with Funds Managers as recommended by Council's Investment Advisors, Oakvale Capital.

Until this month, Council had limited its Managed Fund Investments to LGFS Ethical Fund but has now expanded to include ANZ and BT Cash Enhanced Fund. All three consistently earn a return in excess of term deposits and bank bills, and, as funds can be withdrawn with 24 hours notice, negate the need to hold low-return 11am call investments. The portfolio return is now almost equal to benchmark, and should very soon exceed it, due to the high earning potential of managed funds.

It had been planned to provide the December investment report in a revised format, incorporating changes recommended by Oakvale, however the revised content and presentation are still being evaluated.

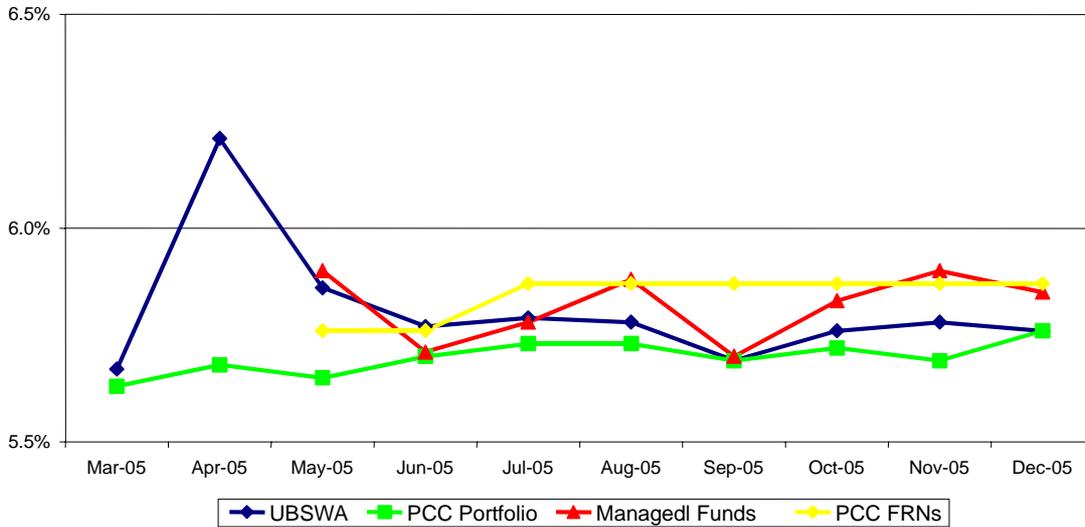
Council's portfolio continues to be monitored closely to ensure returns are maximised as opportunities become available.

Investment Performance (this data is shown in graphical format on the following pages);

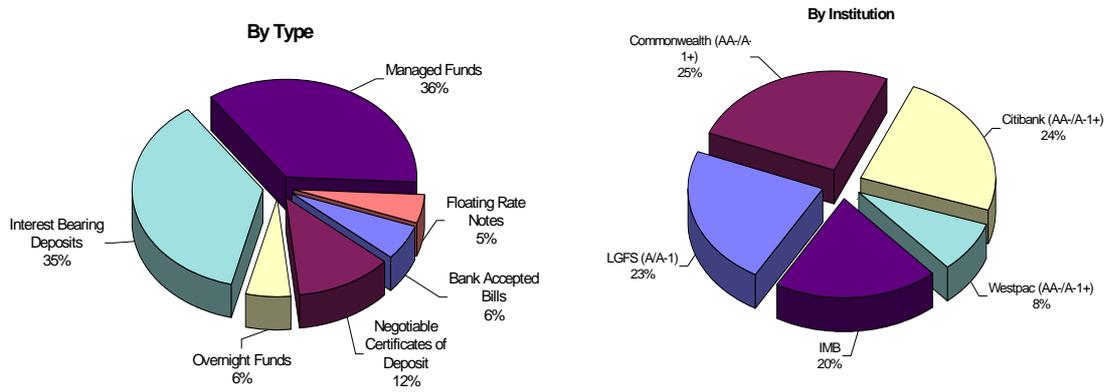
UBSWA Bank Bill index .....	5.71%
Weighted average return (current portfolio).....	5.69%
Managed Funds.....	5.82%
Floating Rate Notes average (FRNs) .....	5.87%

### Monthly Net Return v UBSA Bank Bill Index as at 27 December 2005

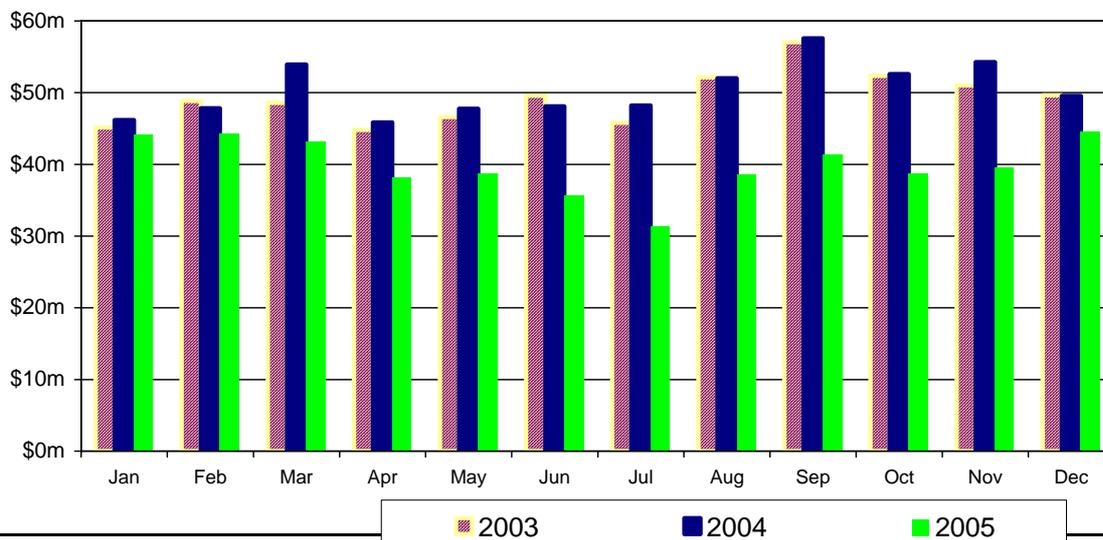
Comparative Monthly Returns



### Investment Portfolio as at 27 December 2005

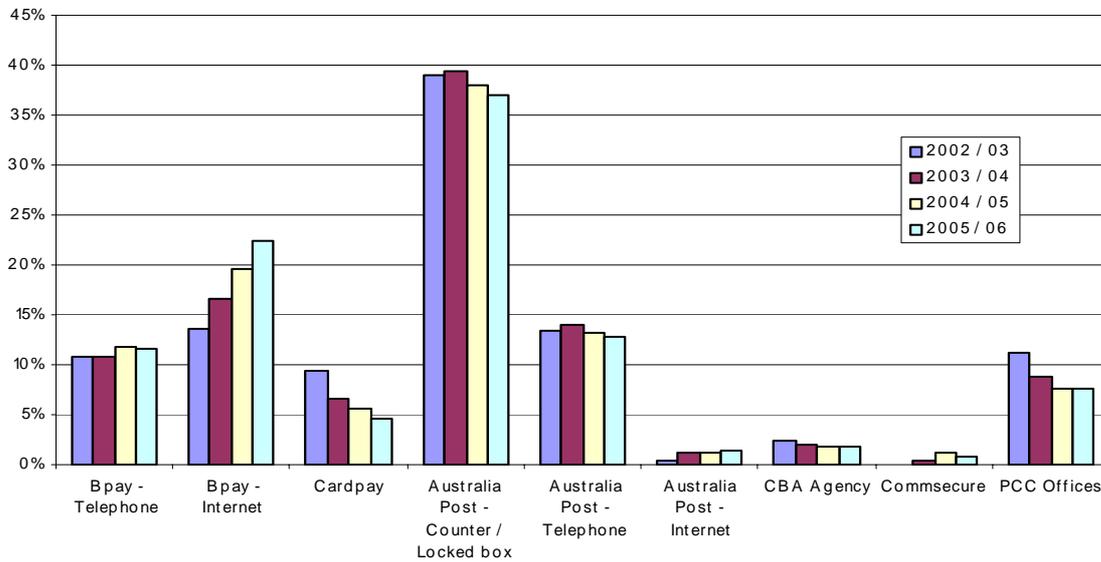


### Total Investment Portfolio

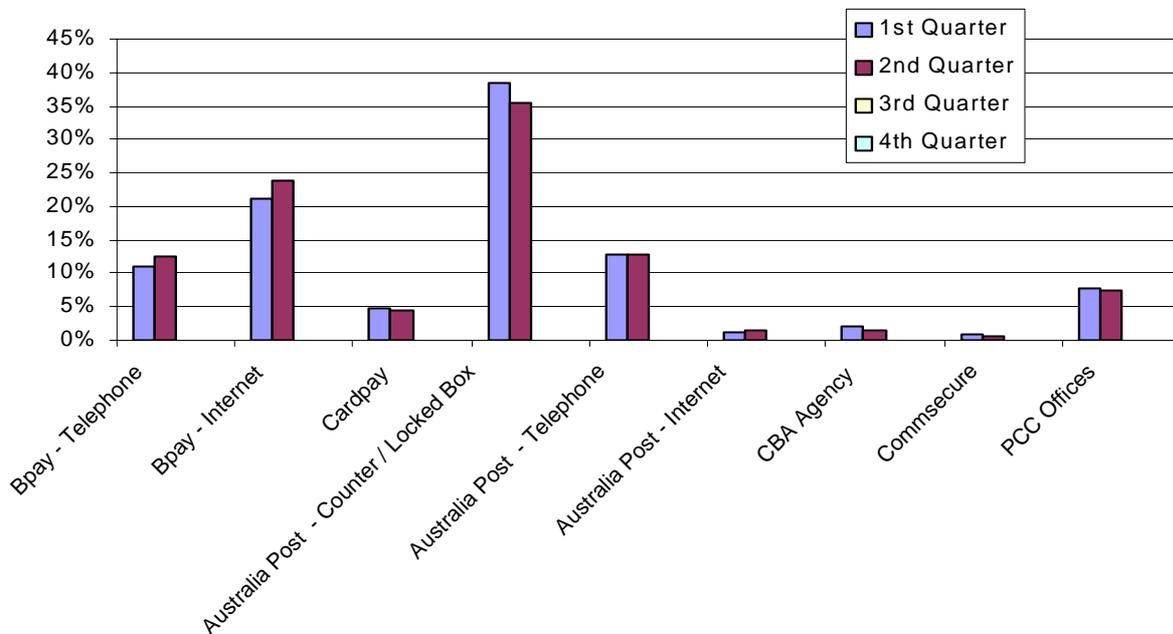


The following is an update of the methods used to make payments to Council through its various agencies.

Agency Collection Methods 2002/03 to 2005/06 - % of Receipts



Agency Collection Methods comparison - % of transactions



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## Leadership and Organisation

### 19 Pecuniary Interest Returns

909/62

Compiled by: Andrew Pye, Administration Officer - Policy and Council Support

Authorised by: Glenn McCarthy, Executive Officer

**Strategic Program Term Achievement:** *The organisation is managing its statutory requirements and the needs of a participatory community in a transparent and balanced way.*  
**Critical Action:** *Review and monitor policies and procedures to enable the organization to engage more effectively with the community while meeting its statutory and public interest obligations.*

#### **Purpose:**

*To advise Council that Pecuniary Interest Returns have been lodged in accordance with statutory requirements. The report recommends that the information be received.*

#### **Background**

As Councillors are aware, Chapter 14 of the Local Government Act, 1993 (the Act) concerns "Honesty and Disclosure of Interests" and requires all elected members and designated persons to complete an initial Pecuniary Interest Return and every year thereafter an Annual return. Designated persons include the General Manager, other senior staff and staff holding a position identified by the Council as a position of a designated person because it involves the exercise of certain functions such as regulatory or contractual functions. First returns have to be completed within three months of becoming a Councillor or designated person.

#### **Current Situation**

Section 450A of the Act regarding the registration and tabling of returns lodged by Councillors and designated persons is as follows:

***"Register and Tabling of Returns 450A.***

- 1. The General Manager must keep a register of returns required to be lodged with the General Manager under Section 449.*
- 2. Returns required to be lodged with the General Manager under Section 449 must be tabled at a Meeting of the Council, being:*
  - (a) in the case of a return lodged in accordance with section 449(1) - the first Meeting held after the last day for lodgement under that subsection; or*
  - (b) in the case of a return lodged in accordance with section 449(3) - the first Meeting held after the last day for lodgement under that subsection; or*
  - (c) in the case of a return otherwise lodged with the General Manager - the first Meeting after lodgement."*

A register of all returns lodged by Councillors and designated persons is currently kept by Council.

All returns lodged by Councillors and designated persons under Section 449 of the Act must be tabled at a Council Meeting as outlined in Sections 450A(2)(a), (b) and (c) above.

The following Pecuniary Interest Returns have been lodged in accordance with the provisions of the Act:

<b>Name</b>	<b>Position Title</b>	<b>Return Date</b>	<b>Date Lodged</b>
Ali Hammoud	Trainee Environmental Planner	7 November 2005	9 December 2005
Paul Lemm	Development Assessment Manager	7 November 2005	14 December 2005
Kristy-Lee Mathew	Senior Sustainability Planner	31 October 2005	12 December 2005
Shivani Nair	Trainee Environmental Health and Building Surveyor	21 November 2005	9 December 2005
Gregory Smith	Environmental Health and Building Surveyor	17 October 2005	9 December 2005
Thomas Wheeler	Trainee Environmental Planner	28 November 2005	19 December 2005

The returns have been lodged prior to the due date for the receipt of the returns, and are kept in a register held by the Executive Officer.

#### **RECOMMENDATION**

That the information contained in the report on Pecuniary Interest Returns be received.

#### **ATTACHMENTS/APPENDICES**

There are no attachments for this report.



## **Current Situation**

The Tribunal has now made a determination for 2005-06, handing down a special determination on 19 December 2005. The Tribunal has determined that fees for councillors and mayors should be increased by 4%. This increase is to be effective from 1 July 2005.

The Tribunal again did not make a determination on the appropriateness of the current category structure and the councils within each category. A full copy of the Tribunal's report and determinations can be found in the attachments.

For Category 1A Councils (Blacktown and Penrith) the tribunal has fixed the following fee ranges:

Councillor Annual Fee	Minimum \$12,215	Maximum \$20,160
Mayor Additional Fee*	Minimum \$25,970	Maximum \$58,765

*\* This fee must be paid in addition to the fee paid to the Mayor as a Councillor.*

The Remuneration Tribunal does not set a fee for Deputy Mayor, however it has been the practice at Penrith to remunerate the Deputy Mayor by allocating 20% of the Mayor's fee to the Deputy Mayor in addition to the fee paid to the Deputy Mayor as a Councillor.

It has been Council's practice to remunerate their Councillors at the maximum fee level. The fees payable from 1 July 2005 would therefore be:

1. Councillor Annual Fee \$20,160
2. Deputy Mayor – Additional Fee \$11,753 being 20% of the Mayoral Allowance
3. Mayor – Additional Fee \$47,012 being 80% of the Mayoral Allowance

The fee for the Mayor and Deputy Mayor are in addition to the Annual Councillor Fee.

All fees are paid monthly in arrears and apply for the whole month or part thereof.

An adjustment will be made to reflect the increase in Councillor fees for 2005/2006 and a further report will be submitted to Council in relation to fees payable for 2006/2007 when the Tribunal's determination for that year is received.

## **RECOMMENDATION**

That:

1. The information contained in the report on Local Government Remuneration Tribunal Special Determination 2005-2006 be received
2. The Councillor Annual Fee be set at \$20,160, the Deputy Mayor additional fee be set at \$11,753, and the Mayor additional fee be set at \$47,012.

## **ATTACHMENTS/APPENDICES**

1. Report and Special Determinations of the Local Government Remuneration Tribunal - 19 December 2006 8 Attachment Pages



### **Current Position**

During 2005 it is noted that there was a large change in the management personnel within RDA. The new management group have expressed RDA's desire to resolve the dispute once and for all so that both parties can use the property in harmony.

Following long-standing liaison between Council Officers and the parties, the Legal Services Department of Council was able to arrange a mediation session between the parties, which was conducted on 7 November 2005.

It is noted that Tina Spiegel an independent Solicitor and Mediator facilitated the mediation process. The Legal Officer and Assistant Legal Officer were in attendance to assist with resolution of the matter. The parties displayed signs of being able to work cooperatively throughout the meditation process.

The mediation was able to develop a model by which the parties can work together in the future. Although some issues remain unresolved, the outcome of the mediation was that the parties were able to suggest a mechanism by which the parties can work cooperatively in the future to resolve the outstanding issues.

In addition to identifying and discussing the issue in dispute, the parties agreed that the mechanism by which the parties could operate together would be through a Committee of Council, which could assist with the working relationship of the parties and the subject property in the short term, with the view to the parties then establishing a more contemporary management structure that does not involve Council in the long-term. The only long-term involvement that Council would have, would be as landlord (as indicated above the ownership of the land is dependant on the DOP transferring the title to Council upon resolution of the dispute). Council Officers throughout the mediation made it clear that the formation of a committee would always be subject to Council approval.

It is proposed that a Committee of Council be established pursuant to Section 355 of the *Local Government Act 1993 (NSW)* to implement decisions on the roles of the parties in respect of the maintenance and usage of the subject property. Further, it is proposed that the structure of the Committee take the form of 3 representatives from each of RDA and Pony Club, in addition to appointing Council's Facilities Operations Manager as the Council representative on the Committee. It is envisaged however that Council's involvement in this respect occurs only for a period of 18 months to 2 years, after which time the parties should be in a position to have developed a constructive working relationship and thereby develop a contemporary management structure that does not involve Council's direct involvement on a grounds committee.

### **Summary**

The initial responsibility of the Committee would be for them to set up a Constitution which should prescribe the roles and responsibility of the Committee itself and the decision making process. The Committee should be established on the basis that the parties work towards reaching consensus on maintenance and usage of the property.

As has been highlighted earlier in this report, this matter has a long history. It is hoped that following the recent mediation meeting, that the parties develop a relationship whereby they can use the property cooperatively together.

## **RECOMMENDATION**

That:

1. The information contained in the report on Nepean & District Pony Club and Riding for Disabled New South Wales be received.
2. That a committee be formed under Section 355 of the *Local Government Act 1993* to have delegated authority under Section 377 of the Act for the care, control and management of the property known as Lot 17-20, DP 238495 Samuel Marsden Road, Orchard Hills. That committee shall consist of:
  - 3 representatives of RDA
  - 3 representatives of Pony Club
  - Council's Facilities Operations Manager.
3. The Committee shall be known as Samuel Marsden Road Riding Facility Committee.

## **ATTACHMENTS/APPENDICES**

There are no attachments for this report.

**Committee of the Whole**  
**MASTER PROGRAM REPORTS**  
**CONTENTS**

**Pecuniary Interests**

**Other Interests**

**Monday February 6 2006**

<b>Item</b>	<b>Page</b>
1 Presence of the Public	1
2 Commercial Matter - Council Property - Queen Street & Carsons Lane, St Marys 319961 LE2	2

## 1 **Presence of the Public**

Everyone is entitled to attend a meeting of the Council and those of its Committees of which all members are Councillors, except as provided by Section 10 of the Local Government Act, 1993.

A Council, or a Committee of the Council of which all the members are Councillors, may close to the public so much of its meeting as comprises:

- (a) the discussion of any of the matters listed below; or
- (b) the receipt or discussion of any of the information so listed.

The matters and information are the following:

- (a) personnel matters concerning particular individuals;
- (b) the personal hardship of any resident or ratepayers;
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business;
- (d) commercial information of a confidential nature that would, if disclosed:
  - prejudice the commercial position of the person who supplied it; or
  - confer a commercial advantage on a competitor of the Council; or
  - reveal a trade secret.
- (e) information that would, if disclosed, prejudice the maintenance of the law;
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property;
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

The grounds on which part of a meeting is closed must be stated in the decision to close that part of the meeting and must be recorded in the minutes of the meeting.

The grounds must specify the following:

- (a) the relevant provision of section 10A(2);
- (b) the matter that is to be discussed during the closed part of the meeting;
- (c) the reasons why the part of the meeting is being closed, including (if the matter concerned is a matter other than a personnel matter concerning particular individuals, the personal hardship of a resident or ratepayer or a

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trade secret) an explanation of the way in which discussion of the matter in open meeting would be, on balance, contrary to the public interest.

Members of the public may make representations at a Council or Committee Meeting as to whether a part of a meeting should be closed to the public

The process which should be followed is:

- a motion, based on the recommendation below, is moved and seconded
- the Chairperson then asks if any member/s of the public would like to make representations as to whether a part of the meeting is closed to the public
- if a member/s of the public wish to make representations, the Chairperson invites them to speak before the Committee makes its decision on whether to close the part of the meeting or not to the public.
- if no member/s of the public wish to make representations the Chairperson can then put the motion to close the meeting to the public.

The first action is for a motion to be moved and seconded based on the recommendation below.

## **RECOMMENDATION**

That:

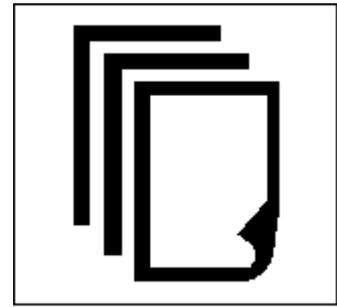
### ***City as an Economy***

- 2 Commercial Matter - Council Property - Queen Street & Carsons Lane, St Marys 319961 LE2

*This item has been referred to Committee of the Whole as the report refers to commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret and discussion of the matter in open meeting would be, on balance, contrary to the public interest.*



# ATTACHMENTS



Date of Meeting: Monday 6 February 2006

Master Program: Leadership and Organisation

Issue: Governance

Report Title: Local Government Remuneration Tribunal  
Special Determination 2005-2006

Attachments: Report and Special Determinations of the  
Local Government Remuneration Tribunal  
- 19 December 2006



**REPORT**

and

**SPECIAL DETERMINATIONS**

Of

**THE LOCAL GOVERNMENT REMUNERATION**

**TRIBUNAL**

Under

**SECTION 242**

of the

**LOCAL GOVERNMENT ACT 1993**

19 DECEMBER 2005

**REPORT:**

On 13 April 2005 the Tribunal issued its 2005 annual Report and Determinations, pursuant to Sections 239 and 241 of the *Local Government Act 1993* (the Act). In particular the Tribunal noted that:

*"...The Minister for Local Government, the Hon Tony Kelly MLC, has advised the Tribunal that the Department of Local Government will undertake a review of the expenses policies adopted by councils with a view to guidelines being developed. Councils are currently required, pursuant to section 252 of the Act, to adopt a policy for the payment of expenses to mayors, deputy mayors and other councillors.*

*As the issues surrounding the payment of fees and expenses are related, the Minister has requested that the Tribunal defer its review of categories until such time as the Department has completed its review. One option being considered is the central regulation of expenses and whether different categories of councils should have variable expense structures."*

The Tribunal made no changes to the categories of Councils or the fees for Councillors and Mayors from those determined in 2004.

On 29 June 2005 the Minister for Local Government advised the Tribunal that the payment of expenses review was nearing completion and that guidelines were in the final stages of preparation. Legislation has since passed through Parliament requiring councils to have regard to the guidelines developed by the Department of Local Government. As a result, the Minister issued a special reference to the Tribunal to review its determinations of 13 April 2005.

On 19 July 2005 the Tribunal wrote to all councils and the Local Government and Shires Association of NSW advising of the Special Reference from the Minister. The Tribunal further advised that it intended;

*"...as far as practicable, to complete its review of specific categories of Councils. In particular, the Tribunal will be concentrating on the current category structure to determine whether it is still appropriate given the changes that have occurred since it was established in 1995. In addition the Tribunal will consider the categorisation of newly amalgamated councils."*

In undertaking this review the Tribunal advised that it would be relying on the submissions received for the 2005 annual review but that Councils would be welcome to make any further submissions

**REVIEW:**

CATEGORISATION:

Section 240 of the Act provides that the Tribunal in determining categories of Councils will have regard to the following criteria.

- the size of areas
- the physical terrain of areas
- the population of areas and the distribution of the population
- the nature and volume of business dealt with by each council
- the nature and extent of the development of areas
- the diversity of communities served
- the regional, national and international significance of the council
- such matters as the Remuneration Tribunal considers relevant to the provision of efficient and effective local government
- such other matters as may be prescribed by the regulations.

The Tribunal in 1995 determined the categories of Councils based on the abovementioned criteria. Since then the Tribunal has considered individual applications. Where there has been a case established to the Tribunal's satisfaction that the original categorisation should be amended, this has occurred.

As part of the 2006 review the Tribunal is examining its original criteria particularly in light of amalgamations and having regard to submissions received seeking recategorisation. On the basis of this review, and after considering the views of the Assessors, the Tribunal will

determine whether any changes to the current category structure are appropriate as well as the Councils within each Category.

FEES:

In reviewing the fees for Councillors and Mayors contained in the Tribunal's determination of 13 April 2005, the Tribunal has now had regard to key economic indicators including CPI and AWOTE. The Tribunal has also had regard to increases in salaries received through awards and increases received by Members of Parliament. After considering the views of the Assessors, the Tribunal considers that a 4 percent increase in fees effective on and from 1 July 2005 is appropriate on this occasion. The categorisation issue will be settled in the 2006 Report.

**Local Government Remuneration Tribunal**

(The Honourable Charles L Cullen QC)

**Dated: 19 December 2005**

**DETERMINATION PURSUANT TO SECTION 242 OF CATEGORIES OF COUNCILS AND COUNTY COUNCILS EFFECTIVE FROM 1 JULY 2005**

<b>Category S1 (1 Council)</b>	Sydney
<b>Category S2 (3 Councils)</b>	Newcastle Parramatta Wollongong
<b>Category S3</b>	County Councils
<b>Category S4</b> (engaged in significant commercial activities)	County Councils
<b>Category 1A (2 Councils)</b>	
Blacktown	
Penrith	
<b>Category 1. (16 Councils)</b>	
Bankstown	Liverpool
Baulkham Hills	North Sydney
Campbelltown	Randwick
Fairfield	Ryde
Gosford	Sutherland
Hornsby	Warringah
Hurstville	Willoughby
Lake Macquarie	Wyong
<b>Category 2. (21 Councils)</b>	
Ashfield	Lane Cove
Auburn	Leichhardt
Botany	Manly
Burwood	Marrickville
Camden	Mosman
Canada Bay	Pittwater
Canterbury	Rockdale
Holroyd	Strathfield
Hunters Hill	Waverley
Kogarah	Woollahra
Kuring Gai	

**Category 3. (32 Councils)**

Albury City	Greater Taree
Armidale Dumaresq	Griffith
Ballina	Hastings
Bathurst Regional	Hawkesbury
Bega Valley	Kempsey
Blue Mountains	Lismore
Broken Hill	Maitland
Byron	Orange
Cessnock	Pt Stephens
Clarence Valley	Shellharbour
Coffs Harbour	Shoalhaven
Dubbo	Tamworth Regional
Eurobodalla	Tweed Heads
Gt Lakes	Wagga Wagga
Goulburn Mulwaree	Wingecarribee
Queanbeyan	Wollondilly

**Category 4. (33 Councils)**

Bellingen	Moree Plains
Cabonne	Murray
City of Lithgow	Muswellbrook
Cobar	Nambucca
Cooma-Monaro	Narrabri
Cootamundra	Narrandera
Cowra	Parkes
Deniliquin	Richmond Valley
Forbes	Singleton
Palerang	Snowy River
Gilgandra	Tumut
Glen Innes Severn	Walgett
Gunnedah	Wellington
Inverell	Wentworth
Kiama	Yass Valley
Leeton	Young
Mid-Western Regional	

**Category 5. (44 Councils)**

Balranald	Dungog	Narromine
Berrigen	Gloucester	Oberon
Bland	Greater Hume	Temora
Blayney	Gundagai	Tenterfield
Bogan	Guyra	Tumbarumba
Bombala	Gwydir	Upper Hunter
Boorowa	Harden	Upper Lachlan
Bourke	Hay	Uralla
Brewarrina	Jerilderie	Urana
Carrathool	Junee	Wakool
Central Darling	Kyogle	Walcha
Conargo	Lachlan	Warren
Coolamon	Liverpool Plains	Warrumbungle
Coonamble	Lockhart	Weddin
Corowa	Murrumbidgee	

**TOTAL GENERAL PURPOSE COUNCILS 152**

**Category S3 (10 Councils)**

Castlereagh – Macquarie	New England Weeds
Central Murray	Richmond River
Far North Coast	Southern Slopes
Hawkesbury River	Upper Hunter
Mid Western	Upper Macquarie

**Category S4 (6 Councils)**

Central Tablelands	MidCoast
Cudgegong	Riverina Water
Goldenfields Water	Rous

**TOTAL COUNTY COUNCILS 16**

**DETERMINATION PURSUANT TO SECTION 242 OF FEES FOR COUNCILLORS AND MAYORS**

Pursuant to s.242 of the Local Government Act 1993, the annual fees to be paid in each of the categories to Councillors, Mayors, members and chairpersons of County Councils effective on and from 1 July 2005 are determined as follows:

	Councillor/Member Annual Fee		Mayor/Chairperson Additional Fee*	
	Minimum	Maximum	Minimum	Maximum
Category 5	6,110	6,720	6,490	11,040
Category 4	6,110	8,060	6,490	17,595
Category 3	6,110	13,440	12,990	29,345
Category 2	6,110	13,440	12,990	29,345
Category 1	9,160	17,110	19,480	45,455
Category 1A	12,215	20,160	25,970	58,765
S4	1,220	6,720	2,600	11,040
S3	1,220	4,030	2,600	7,335
S2	12,215	20,160	25,970	58,765
S1	18,330	26,885	112,155	147,575

\*This fee must be paid in addition to the fee paid to the Mayor/Chairperson as a Councillor/Member (s.249(2)).

**Local Government Remuneration Tribunal**

(The Honourable Charles L Cullen Q.C.)

**Dated: 19 December 2005**