

## **CONFIRMED MINUTES**

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

**ON MONDAY 17 JULY 2006 AT 7:02PM**

#### **NATIONAL ANTHEM**

The meeting opened with the National Anthem.

#### **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.

#### **PRAYER**

The Council Prayer was read by the Rev Neil Checkley.

#### **PRESENT**

His Worship the Mayor Councillor John Thain, Councillors Jim Aitken OAM, Kaylene Allison, David Bradbury (arrived at 7:23 pm), Lexie Cettolin, Kevin Crameri OAM, Greg Davies, Mark Davies, Ross Fowler, Jackie Greenow, Karen McKeown, Susan Page, Garry Rumble and Steve Simat (arrived at 7:20 pm).

#### **APOLOGIES**

951 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Jim Aitken that apologies be accepted for Councillors Bradbury and Simat.

#### **LEAVE OF ABSENCE**

Leave of Absence was previously granted to Councillor Pat Sheehy for the period 14 July 2006 to 9 August 2006 inclusive.

#### **CONFIRMATION OF MINUTES - Ordinary Meeting - 3 July 2006**

952 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Greg Davies that the minutes of the Ordinary Meeting of 3 July 2006 be confirmed.

#### **DECLARATIONS OF INTEREST**

There were no declarations of interest.

#### **REPORTS OF COMMITTEES**

- 1 Report and Recommendations of the Local Traffic Committee Meeting held on 3 July 2006**

'953 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross Fowler that the recommendations contained in the Report and Recommendations of the Local Traffic Committee Meeting held on 3 July 2006 be adopted.

**2 Report and Recommendations of Disability Access Committee Meeting held on 7 June 2006**

'954 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross Fowler that the recommendations contained in the Report and Recommendations of the Disability Access Committee Meeting held on 7 June 2006 be adopted.

**MASTER PROGRAM REPORTS**

**THE CITY IN ITS BROADER CONTEXT**

**1 NSW State Infrastructure Strategy**

'955 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross Fowler

That the information contained in the report on NSW State Infrastructure Strategy be received.

**THE CITY AS A SOCIAL PLACE**

**2 Disability Access Committee - Appointment of Community Representatives**

'956 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Garry Rumble

That:

1. The information contained in the report on Disability Access Committee - Appointment of Community Representatives be received.
2. The following people be appointed as community representatives on the Disability Access Committee for a period of two years from this date:

Mr. David Currie  
Ms. Maeve Dunnett  
Mrs. Jill Huber  
Mrs. Tricia Hitchen  
Ms. Alison Herbert  
Ms. Carole Grayson

**3 Assistance Towards Amateur Sportspersons and Representatives in the fields of Art, Music, Culture - Overseas and Interstate Travel**

'957 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Garry Rumble that the information contained in the report on Assistance Towards Amateur Sportspeople and Representatives in the fields of Art, Music, Culture - Overseas and Interstate Travel be received.

#### **4 Construction of Samuel Marsden Baseball Amenities Building**

'958 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Garry Rumble

That:

1. The information contained in the report on Construction of Samuel Marsden Baseball Amenities Building be received.
2. Council accepts the tender of Westco Building Consultants Pty Ltd in the amount of \$244,942.
3. Additional funding of \$104,526 be allocated, from the Open Space – Existing Residential s94 plan, for the construction of the Samuel Marsden Baseball Amenities Building.

#### **5 Naming of a Park in North St Marys**

'959 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Garry Rumble

That:

1. The information contained in the report on Naming of a Park in North St Marys be received.
2. Council endorse the naming of the park on the corner of Sycamore Street and Maple Road, North St Marys to "Robin Wiles Park" and make application to the Geographical Names Board for the official gazetting.
3. Following gazetting, an official naming ceremony be held at the park.

#### **6 Update of activities undertaken by the Development Assessment Department - Third and Fourth Quarters 2005/2006**

'960 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Garry Rumble that the information contained in the report on Update of activities undertaken by the Development Assessment Department - Third and Fourth Quarters 2005/2006 be received.

#### **7 NSW Health Strategic Document "Fit for the Future"**

'961 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Garry Rumble

That:

1. The information contained in the report on NSW Health Strategic Document "Fit for the Future" be received.
2. The information contained in the draft submission on the "Fit for Future" future directions document by NSW Health be endorsed and submitted to the Department.

## **THE CITY IN ITS ENVIRONMENT**

### **10 Grant Application - Environmental Trust**

'962 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Susan Page

That:

1. The information contained in the report on Grant Application - Environmental Trust be received.
2. Council endorse the application for the 2006 Environmental Trust grant.

### **8 Shopping Trolleys**

963 RESOLVED on the MOTION of Councillor Jim Aitken seconded Councillor Garry Rumble

That:

1. The information contained in the report on Shopping Trolleys be received.
2. A further report be presented to Council, outlining alternative solutions to address the problem of shopping trolleys being abandoned in public areas.

### **9 Domestic Waste Contract Tenders**

'964 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jackie Greenow that this matter be deferred for determination after consideration in Committee of the Whole for the discussion of a related matter that concerns commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

## **THE CITY SUPPORTED BY INFRASTRUCTURE**

### **11 Federal Government 2007/2008 "Auslink Black Spot Programme"**

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

That:

1. The information contained in the report on Federal Government 2007/2008 "Auslink Black Spot Programme" be received.
2. Council's Asset Manager submit the above listed projects in Table A to the NSW Black Spot Consultative Panel of the Roads and Traffic Authority for consideration for funding under the Federal Government 2007/2008 "Auslink Black Spot Programme".
3. The Federal Members for Lindsay and Chifley be requested to strongly support the projects submitted by Council.
4. The Roads and Traffic Authority be advised and requested to investigate traffic safety at locations indicated in the above Table B, under the Authority's control and management.
5. Council seeks clarification as to the extent of proposed works scheduled for the intersections of Richmond Road with Llandilo and St Marys Roads and the upgrading of Richmond Road.

## **12 Local Government Road Safety Program - Roads and Traffic Authority Grant Funding 2006-2007**

966 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Karen McKeown

That:

1. The information contained in the report on Local Government Road Safety Program - Roads and Traffic Authority Grant Funding 2006-2007 be received.
2. Council accept the grants from the Roads and Traffic Authority as outlined in the report.

## **LEADERSHIP AND ORGANISATION**

### **13 Pecuniary Interest Returns**

967 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jackie Greenow that the information contained in the report on Pecuniary Interest Returns be received.

### **14 City Operations Directorate Report to end of June 2006**

'968 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jackie Greenow that the information contained in the report on City Operations Directorate Report to end of June 2006 be received.

**15 Summary of Investments and Banking for the period 31 May 2006 to 30 June 2006**

'969 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Summary of Investments and Banking for the period 31 May 2006 to 30 June 2006 be received.
2. The Certificate of the Responsible Accounting Officer and Summaries of Investments and Performance for the period 31 May 2006 to 30 June 2006 be noted and accepted.
3. The graphical investment analysis as at 30 June 2006 be noted.
4. The Agency Collection Fees information be noted.

**16 EcoProcura 2006 Practical Solutions for Sustainable Procurement Conference**

'970 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jackie Greenow

That:

1. The information contained in the report on EcoProcura 2006 Practical Solutions for Sustainable Procurement Conference be received.
2. The Financial Services Manager attend EcoProcura 2006 in Barcelona, Spain, 20-22 September 2006.

**17 Urban Sustainability Program Grants**

'971 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Urban Sustainability Program Grants be received.
2. Council endorse the projects proposed for application to the Urban Sustainability Program and authorise management to proceed with the necessary negotiations with other councils and community partners.
3. An allocation of up to \$15,000 be made from the Grant Funded Projects Reserve for necessary expenses to commit towards Council's preparation of and contribution to these projects.

**QUESTIONS WITHOUT NOTICE**

**QWN 1 Traffic Study - North St Marys/Oxley Park**

Councillor Jackie Greenow requested a memo reply as to the progress of the Traffic Study for North St Marys/Oxley Park.

**QWN 2 Publication - 'Conversations in the West'**

Councillor Jackie Greenow presented the Mayor with a copy of the publication 'Conversations in the West' (A dialogue with Muslim communities in Outer Western Sydney).

**QWN 3 Path Paving Program**

Councillor Greg Davies requested a report to Council on the progress of the Path Paving Program, the report to include progress, how it works, timeframe for completion, how much has been finished, compared to the original audited program.

**QWN 4 Alcohol Free Zones**

Councillor Mark Davies requested a report to Council, detailing how open space, parks and ovals in Glenmore Park can be designated as Alcohol Free Zones.

**QWN 5 Communications Box - Opposite 20 Monarch Circle, Glenmore Park**

Councillor Mark Davies requested a memo reply concerning requesting the relevant telecommunications service provider to erect a fence around the communications box opposite 20 Monarch Circle, Glenmore Park.

Councillor Steve Simat arrived, the time being 7:20 pm.

**QWN 6 Playground - Brookfield Avenue, Werrington Downs**

Councillor Kevin Crameri requested a memo reply regarding the possibility of a fence being built around the new playground on Brookfield Avenue, Werrington Downs.

**QWN 7 Groundwater Investigations in Penrith City Area**

Councillor Garry Rumble requested that a Councillor Briefing be held with the Sydney Catchment Authority regarding groundwater investigations in the Penrith City Area.

**QWN 8 Antisocial Behaviour on Council Land at Lot 8 Coallee Place, South Penrith**

Councillor Garry Rumble requested a memo reply to South Ward Councillors regarding his request for a cyclone mesh fence to be erected adjacent Lot 7 Coallee Place, South Penrith, in accordance with Council's previous investigations, and that \$1,300 from South Ward voted works be allocated to this purpose.

972 RESOLVED on the MOTION of Councillor Garry Rumble seconded Councillor Jim

Aitken that the matter be brought forward and dealt with 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.

973 RESOLVED on the MOTION of Councillor Garry Rumble seconded Councillor Jim Aitken that \$1,300 from South Ward voted works be allocated to the erection of a cyclone mesh fence adjacent Lot 7 Coallee Place, South Penrith.

**QWN 9 Provision of Traffic Calming Devices - Leicester Way, St Clair**

Councillor Steve Simat requested that this matter be referred to the Local Traffic Committee recommending the installation of speed humps or other appropriate traffic calming devices to slow traffic on in Leicester Way, St Clair.

**QWN 10 Replacement of Play Equipment in Downes Park, Wallacia**

Councillor Karen McKeown requested that \$5,000 from South Ward voted works be allocated to replace play equipment in Downes Park, Wallacia, as well as providing for a bench and additional trees for shading.

974 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jim Aitken that the matter be brought forward and dealt with 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.

975 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jim Aitken that \$5,000 from South Ward voted works be allocated to replace play equipment in Downes Park, Wallacia, as well as providing for a bench and additional trees for shading.

Councillor David Bradbury arrived, the time being 7:23 pm.

**QWN 11 Fencing Sportsgrounds at Emu Plains**

Councillor Jim Aitken requested a memo reply in response to concerns of local residents with regard to the fencing of Darcy Smith Oval at Emu Plains to the detriment of soccer clubs.

**QWN 12 Employment Opportunities at Penrith Council for People with Disabilities**

Councillor Jim Aitken requested a memo reply in response to a letter he attached from a resident regarding employment issues for people with disabilities.

**QWN 13 Illegal Dumping**

Councillor David Bradbury requested a memo reply concerning illegal dumping at the Old Garden Centre in O'Connell Street, Claremont Meadows.

**QWN 14 Road Closure - Gipps Street, Werrington**



Councillor David Bradbury requested a memo reply concerning the closing of Gipps Street near the old tip site at Werrington and seeking an explanation of the road closing process.

### **QWN 15 Public Toilet Facilities**

Councillor David Bradbury requested a report to Council concerning the provision of toilet facilities in the Penrith area and in particular accessibility options for parents with young children.

## **COMMITTEE OF THE WHOLE**

976 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Greg Davies the meeting adjourn to the Committee of the Whole to deal with the following matters, the time being 7:33 pm.

### **1 Presence of the Public**

CW1 RESOLVED on the motion of Councillor Jackie Greenow seconded Councillor Greg Davies that the press and public be excluded from Committee of the Whole to deal with the following matters:

#### *Leadership and Organisation*

### **2 Industrial Relations Matters**

*This item has been referred to Committee of the Whole as the report refers to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in open meeting would be, on balance, contrary to the public interest.*

#### *The City in its Environment*

### **3 Commercial Matter - Domestic Waste Contract Tenders**

*This item has been referred to Committee of the Whole it concerns the discussion of information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business and discussion of the matter in open meeting would be, on balance, contrary to the public interest.*

The meeting resumed at 7:59 pm and the General Manager reported that the Committee of the Whole met at 7:33 pm on 17 July 2006, the following being 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, Susan Page, Garry Rumble and Steve Simat

and the Committee of the Whole excluded the press and public from the meeting for the reasons set out in CW1 and that the Committee of the Whole submitted the following recommendations to Council.

## **CONFIDENTIAL BUSINESS**

### **2 Industrial Relations Matters**

CW2 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross Fowler that the information contained in the report on Industrial Relations Matters be received.

### **3 Commercial Matter - Domestic Waste Contract Tenders**

CW3 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross Fowler that the information be received.

## **ADOPTION OF COMMITTEE OF THE WHOLE**

977 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jackie Greenow that the recommendations contained in the Committee of the Whole and shown as CW2 and CW3 be adopted.

## **THE CITY IN ITS ENVIRONMENT**

### **9 Domestic Waste Contract Tenders**

978 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross Fowler

That:

1. The information contained in the report on Domestic Waste Contract Tenders be received.
2. A further report be presented to Council, providing details of clauses relating to Industrial Relations, that will be included in Waste Tender documents, prior to the advertising of tenders for Waste Collection and Disposal Contracts.

There being no further business the Chairperson declared the meeting closed, the time being 8:01 pm.