

## **CONFIRMED MINUTES**

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

**ON MONDAY 14 JULY 2008 AT 7:33PM**

#### **NATIONAL ANTHEM**

The meeting opened with the National Anthem.

#### **STATEMENT OF RECOGNITION**

His Worship the Mayor, Councillor Greg Davies 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 Greg Davies, Councillors Jim Aitken OAM, Kaylene Allison, David Bradbury (arrived at 7:48 pm) , Lexie Cettolin, Kevin Crameri OAM, Mark Davies, Ross Fowler OAM (arrived at 7:37 pm), Jackie Greenow, Karen McKeown, Susan Page, Garry Rumble, Steve Simat (arrived at 7:36 pm) and John Thain.

#### **LEAVE OF ABSENCE**

Leave of Absence was previously granted to Councillor Pat Sheehy AM for the period 2 July 2008 to 4 August 2008 inclusive.

#### **APOLOGIES**

244 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Susan Page that the apologies from Councillors David Bradbury, Ross Fowler OAM and Steve Simat be accepted.

#### **CONFIRMATION OF MINUTES - Ordinary Meeting - 23 June 2008**

245 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Mark Davies that the minutes of the Ordinary Meeting of 23 June 2008 be confirmed.

#### **DECLARATIONS OF INTEREST**

There were no declarations of interest.

**MAYORAL MINUTES**

**1 Council achieves Milestone 5 of the International Council for Local Environmental Initiatives (ICLEI) Water Campaign**

Councillor Steve Simat arrived at the meeting, the time being 7:36 pm.

Councillor Ross Fowler OAM arrived at the meeting, the time being 7:37 pm.

246 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jackie Greenow that the Mayoral Minute on Council achieves Milestone 5 of the International Council for Local Environmental Initiatives (ICLEI) Water Campaign be received.

**REPORTS OF COMMITTEES**

**1 Report and Recommendations of the Disability Access Committee Meeting held on 4 June 2008**

247 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Ross Fowler OAM that the recommendations contained in the Report and Recommendations of the Disability Access Committee meeting held on 4 June, 2008 be adopted.

**2 Report and Recommendations of the Penrith Valley Community Safety Partnership Meeting held on 25 June 2008**

248 RESOLVED on the MOTION of Councillor Kaylene Allison seconded Councillor Jim Aitken OAM that the recommendations contained in the Report and Recommendations of the Penrith Valley Community Safety Partnership meeting held on 25 June, 2008 be adopted.

**3 Report and Recommendations of the Local Traffic Committee Meeting held on 7 July 2008**

249 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jackie Greenow that the recommendations contained in the Report and Recommendations of the Local Traffic Committee meeting held on 7 July, 2008 be adopted.

**4 Report and Recommendations of the Policy Review Committee Meeting held on 7 July 2008**

250 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Steve Simat that the recommendations contained in the Report and Recommendations of the Policy Review Committee meeting held on 7 July, 2008 be adopted.

## **MASTER PROGRAM REPORTS**

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

#### **2 Child Care Links Project Extension**

251 RESOLVED on the MOTION of Councillor Steve Simat seconded Councillor Ross Fowler OAM

That:

1. The information contained in the report on Child Care Links Project Extension be received.
2. Council accept the grant offered in the amount of \$50,000 for an extension of this project to 30 June 2009.

#### **1 100th Anniversary of the Penrith Weir**

252 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Kevin Cramer OAM

That:

1. The information contained in the report on 100 Year Anniversary of the Penrith Weir be received.
2. A Project Evaluation Bid be prepared with a view to holding a celebration for the 100 Year Anniversary of the Penrith Weir.

#### **3 South Werrington Urban Village - Voluntary Planning Agreement for Affordable Housing**

253 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Susan Page

That:

1. The information contained in the report on South Werrington Urban Village - Voluntary Planning Agreement for Affordable Housing be received.
2. Council endorse the public notification, finalisation and signing of the Planning Agreement as outlined in this report.
3. The Common Seal of the Council of the City of Penrith be affixed to the Planning Agreement.

#### **THE CITY IN ITS ENVIRONMENT**

##### **4 Heritage Advisory Committee - Community Representative**

254 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Heritage Advisory Committee - Community Representative be received.
2. A letter is sent to Mr Cram's confirming his appointment to the Heritage Advisory Committee as community representative together with an appreciation and recognition of his commitment to Penrith's Heritage Conservation.

#### **THE CITY SUPPORTED BY INFRASTRUCTURE**

##### **5 Local Government Road Safety Program - Roads and Traffic Authority Grant Funding 2008-2009**

255 RESOLVED on the MOTION of Councillor Kaylene Allison seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Local Government Road Safety Program - Roads and Traffic Authority Grant Funding 2008-2009 be received.
2. Council accept the three grants offered by the Roads and Traffic Authority Local Government Road Safety Program, totalling \$ 10,000.00, as outlined in the report.
3. Council accept the grant offered by the Roads and Traffic Authority NSW Centre for Road Safety, totalling \$1,500.00 as outlined in the report.

## **LEADERSHIP AND ORGANISATION**

Councillor David Bradbury arrived at the meeting, the time being 7:48 pm.

### **7 Audit Committee**

256 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Garry Rumble that the information contained in the report on Audit Committee be received.

### **8 Replacement of Council Officer on the Board of Penrith Whitewater Stadium Limited**

257 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Garry Rumble

That:

1. The information contained in the report on Replacement of Council Officer on the Board of Penrith Whitewater Stadium Limited be received.
2. David Burns, Director - City Operations, be appointed to the Penrith Whitewater Stadium Limited Board in place of Alan Stoneham.

### **9 2007-2008 Council Borrowing Program**

258 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Garry Rumble that the information contained in the report on 2007-2008 Council Borrowing Program be received.

#### **10 Summary of Investments & Banking for the period 1 June to 30 June 2008**

259 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Garry Rumble

That:

1. The information contained in the report on Summary of Investments & Banking for the period 1 June to 30 June 2008 be received.
2. The Certificate of the Responsible Accounting Officer and Summaries of Investments and Performance for the period 1 June 2008 to 30 June 2008 be noted and accepted.
3. The graphical investment analysis as at 30 June 2008 be noted.
4. The Agency Collection Fees be noted.

#### **6 Update on Local Government Elections - 13 September 2008**

260 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Update on Local Government Elections - 13 September 2008 be received.
2. The Electoral Commissioner be asked to provide for two (2) Pre-poll voting offices for the Penrith City local government area at the Returning Officer's office at 606 High Street, Penrith, and at St Marys at a location to be determined in consultation with the Returning Officer, and to extend the hours of pre-polling at both the Penrith pre-poll centre and the St Marys pre-poll centre by also conducting pre-polling:
  - from 9.00am to 1.00pm on Saturday 6 September 2008
  - from 4.00pm to 8.00pm on Thursday 11 September 2008
  - from 8.30am to 9.00am on Friday 12 September 2008.

#### **QUESTIONS WITHOUT NOTICE**

##### **QWN 1 Construction of Footpath in Lowanna Drive, South Penrith**

Councillor Mark Davies requested that an amount of \$18,900 be allocated from South Ward voted works for the provision of a footpath in Lowanna Drive, South Penrith, between Moolana Parade and York Road.

261 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Karen McKeown that the matter be brought forward as a matter of urgency.

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

262 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Karen McKeown that an amount of \$18,900 be allocated from South Ward voted works for the provision of a footpath in Lowanna Drive, South Penrith, between Moolana Parade and York Road.

### **QWN 2 Provision of Financial Assistance to Nepean Multiple Births Association**

Councillor Ross Fowler OAM declared a non-pecuniary interest in this item as he is the Honorary Auditor of the Association, and stated that he would remain in the Council Chamber during consideration of this item.

Councillor Mark Davies requested that an amount of \$300 be allocated from South Ward voted works to the Nepean Multiple Births Association to assist with postage and administration costs.

263 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Garry Rumble that the matter be brought forward as a matter of urgency.

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

264 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Garry Rumble that an amount of \$300 be allocated from South Ward voted works to the Nepean Multiple Births Association to assist with postage and administration costs.

### **QWN 3 Safety Program for Bicycle Riders using Council Skateparks**

Councillor Garry Rumble requested a report to Council concerning the provision of a safety program for users of Council's skateparks, as well as the erection of appropriate signs in skateparks to improve the safety of bicycle riders.

### **QWN 4 Condition of Road Shoulders - Links Road, St Marys**

Councillor Garry Rumble requested a memo reply to all Councillors concerning the poor condition of the road shoulders on the northern side of Links Road, St Marys.

**QWN 5 "No Mow Zones"**

Councillor Garry Rumble requested a memo reply to all Councillors indicating the locality of "No Mow Zones" in the Penrith area and including a description of the work carried out to date and a timeframe for the expected outcomes of these projects.

**QWN 6 Jamison Park Little Athletics - Storage Facilities**

Councillor Garry Rumble requested a memo reply to South Ward Councillors advising of the outcomes of the meeting held on 10 July 2008 concerning the review of requests from Little Athletics, in particular the costs of providing necessary storage for equipment and the possibility of the provision of a larger canteen area.

**QWN 7 Lighting at St Marys Railway Station Carpark**

Councillor Steve Simat requested a memo reply regarding the lighting at St Marys Railway Station, west of Queen Street/Nariel Street, which is often not fully operational.

**QWN 8 Provision of Electronic Gate at North St Marys Neighbourhood Centre**

Councillor Kaylene Allison requested that an amount of \$7,880 be allocated from East Ward voted works for the provision of an electronic gate at North St Marys Neighbourhood Centre.

265 RESOLVED on the MOTION of Councillor Kaylene Allison seconded Councillor Jackie Greenow that the matter be brought forward as a matter of urgency.

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

266 RESOLVED on the MOTION of Councillor Kaylene Allison seconded Councillor Jackie Greenow that an amount of \$7,880 be allocated from East Ward voted works for the provision of an electronic gate at North St Marys Neighbourhood Centre.

**QWN 9 Taxi Area - Riley Street, Penrith**

Councillor Susan Page requested a memo reply advising when the taxi pick up and drop off area outside Westfield, Penrith, on the eastern side of Riley Street, is to be signposted.

**QWN 10 Park in Joseph Street, Kingswood**

Councillor Susan Page requested a memo reply concerning the poor state of play equipment in the park opposite No. 35 Joseph Street, Kingswood and advising whether it is to be repaired or replaced.

**QWN 11 Motion to the Local Government Association Conference**



Councillor Kevin Crameri OAM requested that a motion be submitted to the Local Government Association Conference, to list the Indian Myna Bird as a key threatening process under the Threatened Species Conservation Act 1995.

**QWN 12 Trees located in Ninth Avenue, Llandilo**

Councillor Kevin Crameri OAM requested a memo reply on what action will be taken to remove the four dead trees located in Ninth Avenue, Llandilo, east of Third Avenue, and requesting an investigation into the cause of their demise.

**QWN 13 Traffic Issues - Wallacia**

Councillor Jim Aitken OAM requested a memo reply concerning a submission from Wallacia residents on the likely impacts on traffic that will be caused as a result of a proposed development in Bents Basin Road, Wallacia.

**QWN 14 'Bang the Table' Forum Website**

Councillor Jim Aitken OAM requested a report to Council on the feasibility of establishing a 'Bang the Table' community forum via Council's website.

**QWN 15 Jamison Little Athletics Centre**

Councillor Jim Aitken OAM requested a report to Council detailing possible solutions for the accommodation of the safety mats and other necessary equipment for the Jamison Little Athletics Centre.

**QWN 16 Parking of Cars for Sale on Road Verges**

Councillor Jim Aitken OAM requested a report to Council on the feasibility of providing warning stickers for placement on illegally parked cars for sale, advising owners that if the vehicles are registered and parked legally on the road verge that they will not be in breach of Council's parking laws.

**QWN 17 Traffic Flow - M4 off ramp, west of Mulgoa Road**

Councillor Jim Aitken OAM requested a referral to the Local Traffic Committee of the feasibility of providing 'keep clear' lines near the M4 off ramp, west of Mulgoa Road, to allow improved traffic flow in this area.

**QWN 18 Jeanette Street, Regentville - Traffic Matters**

Councillor Jim Aitken OAM requested a referral to the Local Traffic Committee of the matter of trucks and 4WD vehicles using the buses only entry/exit in Jeanette Street, Regentville, causing dangerous traffic situations, and seeking the improvement of signage to rectify the matter.

**QWN 19 Bicentenary of First Crossing of Blue Mountains**

Councillor David Bradbury requested a report to Council on the feasibility of holding a celebration for the Bicentenary of the First Crossing of the Blue Mountains, incorporating consultation with the Arms of Australia Inn to include their plans for expansion and to incorporate a permanent exhibition of the Crossing.

**QWN 20 Visit of Pilgrims to Penrith Area for World Youth Day**

Councillor David Bradbury reported on his recent visit to the Lady of the Rosary Parish in St Marys and noted the welcome given to the visiting pilgrims to World Youth Day, and advised that he had extended a welcome and best wishes on behalf of all Penrith City Councillors.

**QWN 21 Provision of Walking Track - North Ward**

Councillor John Thain requested a memo reply on the provision of a dedicated walking track through the North Ward.

**COMMITTEE OF THE WHOLE**

267 RESOLVED on the MOTION of Councillor Susan Page seconded Councillor Garry Rumble that the meeting adjourn to the Committee of the Whole to deal with the following matters, the time being 8:10 pm.

**1 Presence of the Public**

CW1 RESOLVED on the motion of Councillor Susan Page seconded Councillor Garry Rumble that the press and public be excluded from Committee of the Whole to deal with the following matter:

*Leadership and Organisation*

**2 Property Matter - Council Property - Lease of Shop 1, 144 Henry Street, Penrith**

*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.*

The meeting resumed at 8:19 pm and the General Manager reported that the Committee of the Whole met at 8:16 pm on 14 July 2008, the following being present

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

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 Property Matter - Council Property - Lease of Shop 1, 144 Henry Street, Penrith**

RECOMMENDED on the MOTION of Councillor Garry Rumble seconded Councillor Susan Page

CW2 That:

1. The information contained in the report on Property Matter - Council Property - Lease of Shop 1, 144 Henry Street, Penrith be received.
2. Council grant a 1 year lease with a 1 year option to Dr Cunliffe in accordance with the terms and conditions as outlined in the report.
3. The Common Seal of the Council of the City of Penrith be placed on all necessary documentation.

**ADOPTION OF COMMITTEE OF THE WHOLE**

268 RESOLVED on the MOTION of Councillor Garry Rumble seconded Councillor Susan Page that the recommendations contained in the Committee of the Whole and shown as CW1 and CW2 be adopted.

There being no further business the Chairperson declared the meeting closed the time being 8:20 pm.

I certify that these 11 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on 14 July 2008.

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Date