

**CONFIRMED MINUTES**  
**OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL HELD IN THE**  
**COUNCIL CHAMBERS**

**ON MONDAY 9 JULY 2012 AT 7:34PM**

**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, Deputy Mayor, Councillor Jackie Greenow and Councillors Jim Aitken OAM, Kaylene Allison, Robert Ardill, Prue Car, Mark Davies, Tanya Davies, Ross Fowler OAM, Ben Goldfinch, Marko Malkoc, Karen McKeown, Kath Presdee and John Thain.

**LEAVE OF ABSENCE**

July 2012 to 15 July 2012 inclusive.

**APOLOGIES**

There were no apologies.

**CONFIRMATION OF MINUTES - Ordinary Meeting - 25 June 2012**

155 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc that the minutes of the Ordinary Meeting of 25 June 2012 be confirmed.

**DECLARATIONS OF INTEREST**

Councillor Jackie Greenow declared a Pecuniary Interest in Item 1 of the *Report and Recommendations of the Policy Review Committee meeting held on 2 July, 2012* as she owns property that may be affected by the report. Councillor Greenow indicated that she would leave the room for consideration of the item.

Councillor Kath Presdee declared a Non Pecuniary Conflict of Interest – Less Than Significant in Item 10 - *State Black Spot Program 2012/13 - Funding Offer* as one of the streets subject to the funding, adjoins a street where she owns property. Councillor Presdee indicated that she would not participate in any discussion on this item.

**REPORTS OF COMMITTEES**

**1 [Report and Recommendations of the Access Committee Meeting held on 13 June 2012](#)**

156 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Robert Ardill that the recommendations contained in the Report and Recommendations of the Access Committee meeting held on 13 June, 2012 be adopted.

**2 [Report and Recommendations of the Policy Review Committee Meeting held on 2 July 2012](#)**

Having previously declared a Pecuniary Interest Councillor Jackie Greenow left the meeting, the time being 7:40pm.

157 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Mark Davies that the recommendations contained in the Report and Recommendations of the Policy Review Committee meeting held on 2 July, 2012 be adopted with the exception of Recommendation 5 in the recommitted Item 1 - *Stage 2 of the Penrith Citywide Local Environmental Plan – Unresolved Matters* which read:

5. *The planning approaches recommended in Attachments 9 and 10 (Penrith Health and Education Precinct, Kingswood and the North Penrith Residual Sites) be applied in the Planning Proposal for the Stage 2 LEP for the purpose of public exhibition.*

To now be deferred for further discussion at the next Councillor Briefing and to be brought back to the next Ordinary Meeting on 23 July 2012.

Councillor Jackie Greenow returned to the meeting, the time being 7:44pm.

## **DELIVERY PROGRAM REPORTS**

### **A LEADING CITY**

**3 [2012 Local Government Association Conference](#)**

158 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Jim Aitken OAM

That:

1. The information contained in the report on 2012 Local Government Association Conference be received
2. Council nominate its seven (7) voting delegates to attend the 2012 LGA Conference to be held in Dubbo from 28 - 30 October 2012, at the first meeting of the new Council, after the Elections are held on 8 September, 2012.
3. Council give consideration to the nomination of observers to attend the 2012 LGA Conference, at the first meeting of the new Council, after the Elections are held on 8 September, 2012.
4. Council sponsor up to three (3) Aboriginal observers, nominated by the

Deerubbin Local Aboriginal Land Council, to attend the 2012 LGA Conference.

**1 Sydney International Rowing Regatta 2013-14**

159 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc

That:

1. The information contained in the report on Sydney International Rowing Regatta 2013-14 be received
2. Further reports on Council's role in the Sydney International Rowing Regatta be provided as the Sydney International Rowing Regatta approaches.

**2 Amendments to the Council's 2012 Meeting Calendar**

160 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc

That:

1. The information contained in the report on Amendments to the Council's 2012 Meeting Calendar be received.
2. The 2012 Meeting Calendar be amended to provide for an Ordinary Council meeting to be held on 6 August 2012 and commence at 7.00pm.

**4 Tender Reference 11/12-13, Provision of Catering Services**

161 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc

That:

1. The information contained in the report on Tender Reference 11/12-13, Provision of Catering Services be received
2. King Henry's Court Pty Ltd be appointed as the preferred contractor for the provision of Catering Services for Evening Meals and Internal Staff Catering for an initial period of two (2) years, with an option to extend for a further two (2) x one (1) year periods (with provision for rise & fall) subject to satisfactory performance.
3. Red Bean Café Pty Ltd be appointed as the preferred contractor for the provision of Catering Services for the Coffee Cart for an initial period of two (2) years, with an option to extend for a further two (2) x one (1) year periods (with provision for rise & fall) subject to satisfactory performance.

**5 New Residents Nights**

162 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc

That:

1. The information contained in the report on proposed New Residents Nights be received.
2. The new residents nights commence in November 2012 as a stand alone event as part of Council's comprehensive community and civic events program.

## **6 Loan Borrowings Report**

163 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc that the information contained in the report on Loan Borrowings Report be received.

## **12 Loan Borrowings - supplementary report**

164 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc that the information contained in the report on Loan Borrowings - supplementary report be received.

## **A CITY OF OPPORTUNITIES**

## **7 No Boundaries - Additional Funds for Light Rhythm Plays**

165 RESOLVED on the MOTION of Councillor Marko Malkoc seconded Councillor Jackie Greenow

That:

1. The information contained in the report on No Boundaries - Additional Funds for Light Rhythm Plays be received.
2. Council endorse the receipt of \$40,000 from the NSW Government Arts and Disability Partnership program for the No Boundaries project.

## **13 Appointment of Joint Regional Planning Panel representatives**

166 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Mark Davies

That:

1. The information contained in the report on Appointment of Joint Regional Planning Panel representatives be received.
2. Council appoint The Mayor, Councillor Greg Davies and Councillors John Thain and Mark Davies as alternate representatives to the Joint Regional

Planning Panel for an interim period up to the Council election on 8 September 2012.

3. Council consider and appoint Council's representatives to the Joint Regional Planning Panel at the first Council meeting following the Council election for the next three year period.

## **A GREEN CITY**

### **8 [Follow Up on the Domestic Waste Bin Roll-Out](#)**

167 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Marko Malkoc

That:

1. The information contained in the report on Follow Up on the Domestic Waste Bin Roll-Out be received.
2. The Waste & Community Protection Manager and the Legal & Governance Group Manager be authorised to negotiate with SITA the supply and distribution of new organics bins.
3. The Council's General Manager be authorised to negotiate and secure a loan in the amount of \$1,395,520 over a five year repayment period.
4. The Common Seal of the Council of the City of Penrith be affixed to those documents that are necessary to finalise these borrowings.

## **A LIVEABLE CITY**

### **9 [Participation in the NSW Litter Prevention Initiative](#)**

168 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Marko Malkoc

That:

1. The information contained in the report on Participation in the NSW Litter Prevention Initiative be received.
2. Council endorse the participation in Stage 1 of the NSW Litter Prevention Initiative and acceptance of the funding from the OEH/ EPA in the amount of \$5,000.

### **10 [State Black Spot Program 2012/13 - Funding Offer](#)**

169 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Jackie Greenow

That:

1. The information contained in the report on State Black Spot Program

2012/13 - Funding Offer be received.

2. Council accept grant funding of \$150,000 offered for successful projects 2, 3 and 4 shown in Table 1, under the 50/50 State Funded Black Spot Program for the 2012/2013 financial year.
3. Council match the grant funding of \$150,000 from its 2012/13 Traffic & Transport Facilities Program.
4. Council write to the Minister for Roads and our Local Members thanking them for their continued support and assistance towards improving road safety.
5. Council write to the Local State and Federal Members thanking them for the funding.

## A VIBRANT CITY

### 11 [Funding Application - Community Builders Program 2012](#)

170 RESOLVED on the MOTION of Councillor Marko Malkoc seconded Councillor Karen McKeown

That:

1. The information contained in the report on Funding Application - Community Builders Program 2012 be received.
2. Council endorse the grant application for the Penrith New Urban Areas Community Development Project for funding under the State Government Community Builders Program 2012.

## REQUESTS FOR REPORTS AND MEMORANDUMS

### RR 1 Backyard Pool Fencing

Councillor Robert Ardill requested a report to Council, concerning Council's potential liability over non-compliant pool fencing.

### RR 2 Parking Issues, Glossop and Brisbane Streets

Councillor Jackie Greenow requested a report to the Local Traffic Committee concerning parking issues as a result of newly constructed town houses which make it hard to manoeuvre vehicles in the afternoons.

### RR 3 Access Ramps

Councillor Jackie Greenow requested a report to the next Policy Review Committee meeting concerning the potential purchase of Access ramps for residents/shops and any implications, including ongoing maintenance.

**RR 4 St Marys Combined Pensioners 79th Birthday**

Councillor Jackie Greenow requested that Mayoral letters of congratulations be sent to recipients of certificates at this function attended by the Mayor and Deputy Mayor.

**RR 5 Blue Hills - Wetlands**

Councillor Prue Car requested a memo reply concerning the maintenance schedule of Blue Hills, Wetlands.

**RR 6 Webcasting of Council Meetings**

Councillor Prue Car requested a report to a Policy Review Committee meeting concerning the feasibility of webcasting Ordinary Council meetings.

**RR 7 Judges Place Car Park**

Councillor Kath Presdee requested that a report be brought to the Local Traffic Committee investigating the approaches in relation to Judges Place Car Park – particularly regarding the one way traffic in and out. Residents have provided feedback about the lack of signage and speeding which have put pedestrians at risk.

**RR 8 Cranebrook Park - Toilets**

Councillor John Thain requested a memo reply concerning the opening of the toilets at Cranebrook Park. Councillor Thain requested that Council staff ensure the toilets are opened and that discussion take place with nearby residents who may be able to assist with locking the toilets.

**RR 9 Road Repairs - Kingswood and Caddens Road, Orchard Hills**

Councillor Karen McKeown requested a memo reply to East and South Ward Councillors concerning investigating the need for repairs on Kingswood and Caddens Road, Orchard Hills and whether or not these roads are on the resurfacing or resealing program.

**RR 10 Petition Concerning Oakland Parade Park**

Councillor Ross Fowler OAM tabled a petition from residents who reside in the vicinity of Oakland Parade Park which requested better maintenance of the long grass in the park, removal of trees around the edge of the park and consideration of the installation of play equipment. Councillor Ross Fowler OAM requested a memo reply to all North Ward Councillors and a report to the next Council Meeting be prepared addressing the matters raised.

**RR 11 Ploughman Crescent - Drainage Issues**

Councillor Ross Fowler OAM requested Council investigate and prepare a letter to the resident and memo to all North Ward Councillors on the condition of drainage pipes or other issues which may be causing flooding in this area.

**RR 12 Trinity Drive - Trees**

Councillor John Thain requested a memo reply concerning the affect of trees which block the line of sight of vehicles turning from Northern Road into Trinity Drive.

**RR 13 Factory Road**

Councillor Jim Aitken OAM requested a memo reply concerning other potential solutions to ensure safety of residents who utilise Factory Road to access the Nepean River. Councillor Jim Aitken OAM requested a costing be provided on whether an extra section of tar or a maintained nature strip may be feasible.

**RR 14 South Creek Park**

Councillor Greg Davies requested a memo reply investigating options that can be undertaken to lift the appearance of the park, and possibly a landscaping plan which may incorporate housing the Bennett Wagons.

**URGENT BUSINESS**

**UB 1 Cambridge Park Naidoc Week - Funding**

Councillor John Thain requested that \$200 be allocated from North Ward Voted Works for the Cambridge Park Naidoc Week.

171 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Kath Presdee that the matter be brought forward and dealt with as an urgent matter.

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

172 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Kath Presdee that \$200 be allocated from North Ward Voted Works for the Cambridge Park Naidoc Week.

**UB 2 Nepean Legacy Annual Badge Day**

Councillor Karen McKeown requested that \$125 be allocated from both South and North Ward Voted Wards towards the Nepean Legacy Badge Day to assist with transportation.

173 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor John Thain that the matter be brought forward and dealt with as an urgent matter.

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

174 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor John Thain that \$125 be allocated from both South and North Ward Voted Wards towards the Nepean Legacy Badge Day to assist with transportation

**UB 3 Bus Seat - Stafford Street and Castlereagh Street, Penrith**

Councillor Karen McKeown requested that \$6,500 be allocated from South Ward Voted Works to provide a bus seat at the corner of Stafford Street and Castlereagh Street, Penrith.

175 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor



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

176 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Mark Davies requested that \$6,500 be allocated from South Ward Voted Works to provide a bus seat at the corner of Stafford Street and Castlereagh Street, Penrith.

**UB 4 Replacement Mower for Life Education**

Councillor Greg Davies requested that Council donate a ‘second hand’ Toro Zero Turn out front mower that is scheduled to be auctioned, to the Colyton Life Education Unit to support the services that they provide to the community and that Council allocate \$2000 from East Ward Voted Works to compensate Council’s Plant Replacement Fund for funds that would have been secured at auction for this piece of plant.

177 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jackie Greenow that the matter be brought forward and dealt with as an urgent matter. His Worship the Mayor, Councillor Greg Davies, ruled that the matter was urgent and should be dealt with at the meeting.

178 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jackie Greenow that Council donate a ‘second hand’ Toro Zero Turn out front mower that is scheduled to be auctioned, to the Colyton Life Education Unit to support the services that they provide to the community and that Council allocate \$2000 from East Ward Voted Works to compensate Council’s Plant Replacement Fund for funds that would have been secured at auction for this piece of plant.

There being no further business the Chairperson declared the meeting closed the time being 8:22pm.

I certify that these 9 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on 9 July 2012.

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Date