

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

ON MONDAY 5 SEPTEMBER 2016 AT 7:04PM

NATIONAL ANTHEM

The meeting opened with the National Anthem.

STATEMENT OF RECOGNITION

Her Worship the Mayor, Councillor Karen McKeown read a statement of recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage.

PRAYER

The Council Prayer was read by Rev Neil Checkley.

PRESENT

Her Worship the Mayor, Councillor Karen McKeown, Deputy Mayor, Councillor Ross Fowler OAM and Councillors Bernard Bratusa, Prue Car MP, Marcus Cornish, Kevin Crameri OAM, Greg Davies, Mark Davies, Maurice Giroto, Ben Goldfinch, Jackie Greenow OAM, Tricia Hitchen, John Thain and Michelle Tormey.

APOLOGIES

255 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Ben Goldfinch that an apology be received from Councillor Jim Aitken OAM.

CONFIRMATION OF MINUTES - Ordinary Meeting - 22 August 2016

256 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Tricia Hitchen that the minutes of the Ordinary Meeting of 22 August 2016 be confirmed.

DECLARATIONS OF INTEREST

There were no declarations of interest.

SUSPENSION OF STANDING ORDERS

257 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor John Thain that Standing Orders be suspended to allow members of the public to address the meeting, the time being 7:10pm.

Mr Gary Mottau

Item 1 Draft 2015-16 Financial Statements

Mr Gary Mottau, a Director of Hill Rogers (HR) and Council's Auditor, addressed Council on the Draft 2015-16 Financial Statements and advised that the Council's financial position is satisfactory.

RESUMPTION OF STANDING ORDERS

258 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Ben Goldfinch that Standing Orders be resumed, the time being 7:14pm.

Procedural Motion

259 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Ben Goldfinch *Item 1 – Draft 2015-16 Financial Statements* be brought forward to be considered first with the *Mayoral Minutes* to be considered after Item 1.

DELIVERY PROGRAM REPORTS

OUTCOME 7 - WE HAVE CONFIDENCE IN OUR COUNCIL

1 Draft 2015-16 Financial Statements

260 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Greg Davies

That:

1. The information contained in the report on Draft 2015-16 Financial Statements be received
 2. Pursuant to s413(2)(c) it is the Council's opinion that:
 - a. The financial statements and schedules have been drawn up in accordance with the Local Government Act 1993 and Regulations, the Local Government Code of Accounting Practice and Financial Reporting, the Local Government Australian Infrastructure Management Guidelines, and Australian Accounting Standards. The Code requires a phasing in of the new accounting requirements
 - b. The statements comply with Australian Statements of Accounting Concepts
 - c. The financial statements present fairly the Council's financial position as at 30 June 2016 and the operating result for the year then ended
 - d. The statements are in accord with Council's accounting and other records.
 3. Pursuant to the Local Government Code of Accounting Practice and Financial Reporting and section 215 of the Local Government (General) Regulation 2005 it is the Council's opinion that:
 - a. The accompanying Special Purpose Financial Report has been drawn up in accordance with the Local Government Act 1993 and Regulations, the Local Government Code of Accounting Practice and Financial Reporting, and the requirements of National Competition Policy. The Code requires the inclusion of various charges and subsidies which are not actually paid or payable.
 - b. The report is a special purpose report and is not required to comply with Australian Accounting Standards. The above legislative requirements differ from Australian Accounting Standards and hence the report does not comply with Australian Accounting Standards.
 - c. The financial statements present a modelled scenario for comparative purposes. They do not report an actual result.
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4. Council confirm its endorsement of the budget in the knowledge that some of its business activities are not making commercial returns. The existence of notional subsidies represents Council's commitment to its community service obligations.
 5. The Statements be forwarded to Council's Auditors.
 6. Abandonments for 2015-16 as detailed, including those Sundry Debtors detailed in the report, be written off.
 7. The balance of stores and materials be adjusted in the stores and materials registers in accordance with the various write-offs.
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MAYORAL MINUTES

1 Retrospective

261 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Ross Fowler OAM that the Mayoral Minute on Retrospective be received.

2 Acknowledgement of Cr Jackie Greenow OAM's service on Council

262 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Ross Fowler OAM that the Mayoral Minute on Acknowledgement of Cr Jackie Greenow OAM's service on Council be received.

ALL COUNCILLORS SPOKE IN SUPPORT OF BOTH MAYORAL MINUTES.

COUNCILLOR JOHN THAIN LEFT THE MEETING AND DID NOT RETURN, THE TIME BEING 8:23PM.

REPORTS OF COMMITTEES

1 Report and Recommendations of the Access Committee Meeting held on 10 August 2016

263 RESOLVED on the MOTION of Councillor Jackie Greenow OAM seconded Councillor Marcus Cornish that the recommendations contained in the Report and Recommendations of the Access Committee meeting held on 10 August, 2016 be adopted.

DELIVERY PROGRAM REPORTS

OUTCOME 7 - WE HAVE CONFIDENCE IN OUR COUNCIL

2 End of Term Report

264 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Mark Davies

That:

1. The information contained in the report on End of Term Report be received.
2. The End of Term Report be adopted by Council and included as an Appendix to the 2015-16 Annual Report.

3 Council Operations between the Local Government Election and the 26 September 2016 Ordinary Council Meeting

265 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Bernard Bratusa

That:

1. The information contained in the report on Council Operations between the Local Government Election and the 26 September 2016 Ordinary Council Meeting be received
2. Development Applications which would normally warrant reporting to Council between 6 September 2016 and 24 October 2016 inclusive be determined under the General Manager's delegation by:
 - the General Manager, after consultation with the Mayor, or in the Mayor's absence, the Deputy Mayor, in the periods from 6 September 2016 to 9 September 2016 inclusive and from 27 September 2016 to 23 October 2016 inclusive;
 - the General Manager, after consultation with the Mayor, in the period from 10 September to 25 September 2016.
3. A report be presented to the Ordinary Council Meeting to be held on 24 October 2016 if any delegations of authority were used during the above periods.

REQUESTS FOR REPORTS AND MEMORANDUMS

UB 1 Advertisement of the Local Government Election

Councillor Greg Davies requested that a motion be submitted to LG NSW to investigate a contribution from all Councils in order to fund a television campaign to advertise Local Government elections.

266 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Marcus Cornish that the matter be brought forward and dealt with as a matter of urgency.

Her Worship the Mayor, Councillor Karen McKeown, ruled that the matter was urgent and should be dealt with at the meeting.

267 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Marcus Cornish that a motion be submitted to LG NSW to investigate a contribution from all Councils in order to fund a television campaign to advertise Local Government elections.

UB 2 Western Sydney Opera - Portable Piano

Councillor Jackie Greenow OAM requested that an amount of \$1,000 be allocated from each ward's voted works to Western Sydney Opera to purchase a portable piano.

268 RESOLVED on the MOTION of Councillor Jackie Greenow OAM seconded Councillor Kevin Cramer OAM that the matter be brought forward and dealt with as a matter of urgency.

Her Worship the Mayor, Councillor Karen McKeown, ruled that the matter was urgent and should be dealt with at the meeting.

269 RESOLVED on the MOTION of Councillor Jackie Greenow OAM seconded Councillor Kevin Crameri OAM that an amount \$1,000 be allocated from each ward's voted works to Western Sydney Opera to purchase a portable piano.

COMMITTEE OF THE WHOLE

270 RESOLVED on the MOTION of Councillor Ben Goldfinch seconded Councillor Greg Davies that the meeting adjourn to the Committee of the Whole to deal with the following matters, the time being 9:03pm.

1 Presence of the Public

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

Outcome 7

2 Senior Staff Matters

This item has been referred to Committee of the Whole as the report refers to personnel matters concerning particular individuals and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

The meeting resumed at 9:06pm and the General Manager reported that the Committee of the Whole met at 9:03pm on 5 September 2016, the following being present

Her Worship the Mayor, Councillor Karen McKeown, Deputy Mayor, Councillor Ross Fowler OAM, and Councillors Bernard Bratusa, Prue Car MP, Kevin Crameri OAM, Marcus Cornish, Greg Davies, Mark Davies, Maurice Giroto, Ben Goldfinch, Jackie Greenow OAM, Tricia Hitchen and Michelle Tormey.

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 Senior Staff Matters

RECOMMENDED on the MOTION of Councillor Marcus Cornish seconded Councillor Ross Fowler OAM

CW2 That:

1. The information contained in the report on Senior Staff Matters be received.
2. The recommendation of the Senior Staff Recruitment Review Committee be adopted.

ADOPTION OF COMMITTEE OF THE WHOLE

271 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Mark Davies 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 9:07pm.

I certify that these 6 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on 5 September 2016.

Chairperson

Date