



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 28 July 2020

location: by audio-visual link

Scheduled commencement: 6:30 p.m.

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Minutes of the Ordinary Meeting held by audio-visual link, Windsor, on 28 July 2020, commencing at 6:53pm.

Welcome

The Mayor, Councillor Barry Calvert acknowledged the Indigenous Heritage.

The General Manager addressed the Council meeting, mentioning:

- Emergency Procedures
- Recording of the Council Meeting
- Statement regarding people addressing the Meeting
- Mobile phones

ATTENDANCE

PRESENT: Councillor Barry Calvert, Mayor, Councillor Mary Lyons-Buckett, Deputy Mayor and Councillors Patrick Conolly, Emma-Jane Garrow, Amanda Kotlash, Paul Rasmussen, Peter Reynolds, Sarah Richards, John Ross, Danielle Wheeler and Nathan Zamprogno.

ALSO PRESENT: General Manager - Peter Conroy, Director City Planning - Linda Perrine, Director Infrastructure Services - Jeff Organ, Director Support Services - Laurie Mifsud, Strategic Planning Manager - Andrew Kearns, Chief Financial Officer - Emma Galea, Manager Communications, Events and Visitor Services - Suzanne Stuart, City Design and Economic Development Manager - Amanda Kearney, Manager Corporate Services and Governance - Charles McElroy and Administrative Support Coordinator - Tracey Easterbrook.

APOLOGIES AND LEAVE OF ABSENCE

An apology for absence was received from Councillor Tree.

164 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Lyons-Buckett that the apology be accepted.

DECLARATIONS OF INTEREST

There were no Declarations of Interest made.

Acknowledgement of Official Visitors to the Council

There were no official visitors to the Council.

Saved by the Bell Event - Old Windsor Bridge

The Mayor, Councillor Barry Calvert mentioned the Saved by the Bell event at Thompson Square last week had to be cancelled due to COVID considerations and that the Bell has been set up at Museum. The Community and Councillors are invited to come along to ring the bell and sign the petition calling for the saving of the Old Windsor Bridge while maintaining safe distancing.

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SECTION 1 - Confirmation of Minutes

165 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Zamprogno.

That the Minutes of the Ordinary Meeting held on Tuesday, 14 July 2020, be confirmed, subject to Resolution 155 being amended to read that the motion was moved by Councillor Lyons-Buckett.

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SECTION 3 – Reports for Determination

PLANNING DECISIONS

Item: 134 **CP - Draft Voluntary Planning Agreement for Lot 2 DP 1177011, 377 Bells Line of Road, Kurmond - (95498, 124414)**

Previous Item: 205, Ordinary (28 October 2014)
 041, Ordinary (27 February 2018)
 168, Ordinary (10 September 2019)

Directorate: City Planning

MOTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Conolly.

Refer to RESOLUTION

166 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Conolly.

That Council:

1. Note the outcome of public exhibition of the Draft Voluntary Planning Agreement for Lot 2 DP 1177011, 377 Bells Line of Road, Kurmond.
2. Endorse the Voluntary Planning Agreement and the Explanatory Note regarding Lot 2 DP1177011, 377 Bells Line of Road, Kurmond, and provide delegation to the Mayor and General Manager to execute the Voluntary Planning Agreement under the Seal of Council.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

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CITY PLANNING

Item: 135 **CP - Western Parkland City Liveability Program - (95498, 79351)**

Previous Item: 205, Ordinary (28 August 2018)

Directorate: City Planning

MOTION:

RESOLVED on the motion of Councillor Wheeler, seconded by Councillor Lyons-Buckett.

Refer to RESOLUTION

167 RESOLUTION:

RESOLVED on the motion of Councillor Wheeler, seconded by Councillor Lyons-Buckett.

That:

1. Council place the Draft Masterplan and Public Domain Plan Report on public exhibition.
2. A report be submitted to Council following the public exhibition.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

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Item: 136 **CP - NSW Housing Strategy Discussion Paper - (95498, 124414)**

Directorate: City Planning

MOTION:

RESOLVED on the motion of Councillor Wheeler, seconded by Councillor Rasmussen.

Refer to RESOLUTION

168 RESOLUTION:

RESOLVED on the motion of Councillor Wheeler, seconded by Councillor Rasmussen.

That Council:

1. Receive and note the NSW Government's "A Housing Strategy for NSW" – Discussion Paper.
2. Note the key points in the Draft Submission in relation to:
 - Approach to flooding
 - Diversity in housing types
 - Need for resilience in housing
 - Housing needs of ageing population
 - Mismatch between housing size and dwelling type/size
 - Impacts on agricultural lands.
 - Reliance on low density development and urban form
 - Housing affordability
 - Social, affordable housing and homelessness
 - Housing targets/population projections
 - Strategic Transport Routes and Metropolitan Rural Area context
 - Peri-Urban/semi-rural location
 - Permissibility of Detached Dual Occupancies and Secondary Dwellings
 - Design excellence provisions
 - Assessment of costs to upgrade existing housing stock
 - Design led solutions to housing.
3. Endorse the draft submission on the Discussion Paper included as Attachment 2 to this report.
4. Request the State Government to increase the supply of public housing noting the value of this, as an economic stimulus. Further request that WSROC advocate for this.
5. Within the section of the submission regarding Detached Dual Occupancies and Secondary Dwellings highlight the need for a place-based approach to such development.

For the Motion: Councillors Calvert, Lyons-Buckett, Garrow, Kotlash, Rasmussen, Reynolds, Wheeler and Zamprogno.

Against the Motion: Councillors Conolly, Richards and Ross.

Absent: Councillor Tree.

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Item: 137 **CP - Exhibition of Draft Voluntary Planning Agreement Policy - Post Exhibition Report - (95498, 124414)**

Previous Item: 233, Ordinary (10 December 2019)

Directorate: City Planning

A MOTION was moved by Councillor Rasmussen, seconded by Councillor Lyons-Buckett.

That Council:

1. Note the outcome of public exhibition of the Draft Voluntary Planning Agreement Policy.
2. Adopt the Voluntary Planning Agreement Policy, attached as Attachment 1 to this report.

An AMENDMENT was moved by Councillor Ross, seconded by Councillor Reynolds.

That:

1. Council note the outcome of public exhibition of the Draft Voluntary Planning Agreement Policy.
2. Council note that adoption by Council of this policy document now, may pre-empt work on the "Developer Contributions" assignment currently being conducted by the Internal Audit Committee (commencement early 2018).
3. The Committee meeting of 3 June 2020 received a staff update indicating twelve related tasks were in progress, with an expected completion by December 2020.
4. This report be tabled for further consideration by the Internal Audit Committee in September 2020.

For the Amendment: Councillors Conolly, Garrow, Kotlash, Reynolds, Richards, Ross and Zamprogno.

Against the Amendment: Councillors Calvert, Lyons-Buckett, Rasmussen and Wheeler.

Absent: Councillor Tree.

The amendment was carried.

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A Further AMENDMENT was moved by Councillor Wheeler, seconded by Councillor Conolly.

That:

1. Council note the outcome of public exhibition of the Draft Voluntary Planning Agreement Policy.
2. The Policy be tabled for further consideration by the Internal Audit Committee in September 2020 and it be referred to the next Council Meeting.

For the Amendment: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Wheeler and Zamprognó.

Against the Amendment: Councillor Ross.

Absent: Councillor Tree.

The amendment was carried.

MOTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Lyons-Buckett.

Refer to RESOLUTION

169 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Lyons-Buckett.

That:

1. Council note the outcome of public exhibition of the Draft Voluntary Planning Agreement Policy.
2. The Policy be tabled for further consideration by the Internal Audit Committee in September 2020 and it be referred to the next Council Meeting.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprognó.

Against the Motion: Nil.

Absent: Councillor Tree.

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INFRASTRUCTURE SERVICES

Item: 138 **IS - Deerubbin Park Masterplan - (95495, 79354)**

Previous Item: 135, (Ordinary) 30 July 2019

Directorate: Infrastructure Services

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

Refer to RESOLUTION

170 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

That Council adopt the Deerubbin Park Masterplan attached as Attachment 1 to this report.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

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SUPPORT SERVICES

Item: 139 **SS - Investment Report - June 2020 - (95496, 96332)**

Previous Item: 150, Ordinary (10 March 2020)

Directorate: Support Services

MOTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Conolly.

Refer to RESOLUTION

171 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Conolly.

That:

1. The Monthly Investments Report for June 2020 be received and noted.
2. Future Monthly Investments Reports identify the proportion of the total investments made up of:
 - a) Western Parkland City Livability Program funding
 - b) State and Federal Government grant funding for fire and flood.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

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Item: 140 **SS - Hardship, Pensioner Concessions and Debt Recovery Policy - (95496)**

Previous Item: 073, Ordinary (28 April 2020)

Directorate: Support Services

MOTION:

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Rasmussen.

Refer to RESOLUTION

172 RESOLUTION:

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Rasmussen.

That the Hardship, Pensioner Concession and Debt Recovery Policy, attached as Attachment 1 to this report be adopted.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

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SECTION 4 – Reports of Committees

Item: 141 **ROC - Floodplain Risk Management Advisory Committee - 25 June 2020**

Directorate: City Planning

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

Refer to RESOLUTION

173 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

That in relation to the Minutes of the Floodplain Risk Management Advisory Committee Meeting held on 25 June 2020:

1. Council receive and note the Floodplain Risk Management Advisory Committee Minutes in respect to Item Numbers 4, and General Business Items A and B and Additional General Business Points 1,2,3,4 and 5.
2. Council note that the Committee Recommendations in respect of Item 1 were included as part of Council's Submission to the Flood Prone Land Package.
3. Council note the Committee Recommendation in respect of Item 2, and receive a separate report on the Draft Development on Flood Liable Land Policy 2020 following a Councillor Briefing.
4. Council note the Committee Recommendation in respect to Item 3, and receive a separate report on the Draft Amended Policy Number PEL0005Z Regional Flood Mitigation in the Hawkesbury-Nepean Valley Policy following a Councillor Briefing.
5. Council endorse the Committee Recommendation in respect to Item 5 namely:

"That:

2. *The Richmond Bridge Duplication Project matter be revisited by the Floodplain Risk Management Advisory Committee, once information regarding Council's work on Strategic Transport routes is available."*

6. Council endorse the Committee Recommendation in respect to Item 6 namely:

"That:

2. *That the Floodplain Risk Management Advisory Committee note and thank the representatives from Infrastructure NSW and Department of Planning, Industry and Environment, for their assistance with Council's grant funded projects."*

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7. Council consider the Committee Recommendation in respect to Item 7 as part of the 2021/2022 Operational Plan/budget process, namely:

"That:

2. *That the Floodplain Risk Management Advisory Committee recommend Council consider including community representatives from the Committee as participants in the 2021 Floodplain Management Australia National Conference to be held in Sydney."*

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

Item: 142 **ROC - Local Traffic Committee - 13 July 2020 - (80245, 95495)**

Directorate: Infrastructure Services

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

Refer to RESOLUTION

174 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

That the Minutes of the Local Traffic Committee meeting held on 13 July 2020 be received and noted.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

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SECTION 5 – Notices of Motion

Item: 143 NM - Wetlands in the Hawkesbury Local Government Area - (125612)

Ms Sharyn Simmich addressed Council speaking for the recommendation.

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

Refer to RESOLUTION

175 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

That:

1. Council provide an update on work being done to protect Wetlands in the Hawkesbury Local Government Area.
2. Council investigate ways to encourage and educate people about assisting to look after the wetland wildlife and environs, by working with the Hawkesbury Environment Network and similar groups. This could include reviewing the signage message and locations, ensuring signs contain contact numbers for wildlife rescue organisations, addressing the issues of herbicide spraying of grasses near waterways, the presence of fishing line and fish hooks, and providing plantings for wildlife habitat, to aid in water cleaning and for foraging.
3. Council's Environmental Sustainability Coordinator meet with the Hawkesbury Environment Network and the Wetland Working Group and then report back to the Environmental Sustainability Advisory Committee.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

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CONFIDENTIAL REPORTS

176 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

That:

1. The Council meeting be closed to deal with confidential matters and in accordance with Section 10A of the Local Government Act, 1993, members of the Press and the public be excluded from the Council meeting during consideration of the following items:

Item: 144 SS - Lease of Shop 9, Glossodia Shopping Village - (95496, 112106, 73792)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it relates to details concerning the leasing of Council property and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or proposes to conduct) business and, therefore, if considered in an open meeting would, on balance be contrary of the public interest.*

2. In accordance with the provisions of Section 11(2) & (3) of the Local Government Act, 1993 the reports, correspondence and other relevant documentation relating to these matters be withheld from the Press and public.

177 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Ross that open meeting be resumed.

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Item: 144 **SS - Lease of Shop 9, Glossodia Shopping Village - (95496, 112106, 73792)**
CONFIDENTIAL

Directorate: Support Services

MOTION:

The Director of Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Ross, seconded by Councillor Rasmussen.

Refer to RESOLUTION

178 RESOLUTION:

The Director of Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Ross, seconded by Councillor Rasmussen.

That:

1. Council agree to enter into a new lease with Jeanette James and Veronica Thompson for the property known as Shop 9, Glossodia Shopping Village, as outlined in the report.
2. Authority be given for the lease and any other relevant documentation in association with this matter to be executed under the Seal of Council.
3. Details of Council's resolution be conveyed to the proposed Lessees, together with the advice that Council, is not and will not, be bound by the terms of its resolution, until such time as appropriate legal documentation to put such a resolution into effect has been agreed to and executed by all parties.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Tree.

The meeting terminated at 9:46pm.

Submitted to and confirmed at the Ordinary meeting held on 11 August 2020.

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Mayor

