



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 25 August 2020

location: by audio-visual link

time: 6:30 p.m.

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Minutes of the Ordinary Meeting held by audio-visual link, Windsor, on 25 August 2020, commencing at 6:31pm.

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, Tiffany Tree, Danielle Wheeler and Nathan Zamprogno.

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

APOLOGIES AND LEAVE OF ABSENCE

No apologies for absence were received from Councillors.

Councillor Ross arrived at the meeting at 6:37pm.

Due to technical difficulties with the audio-visual link, Councillor Garrow left the meeting at 6:39pm and returned to the meeting at 6:59pm.

DECLARATIONS OF INTEREST

Councillor Garrow declared an interest on Item 161.

Councillor Wheeler declared an interest on Item 156.

Acknowledgement of Official Visitors to the Council

There were no official visitors to the Council.

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SECTION 1 - Confirmation of Minutes

193 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Lyons-Buckett that the Minutes of the Ordinary Meeting held on the 11 August 2020, be confirmed.

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SECTION 3 – Reports for Determination

GENERAL MANAGER

Item: 154 **GM - 2019/2020 Interim End of Year Operational Plan and Budget Summary - (79351)**

Previous Item: 097, Ordinary (26 May 2020)

Directorate: General Manager

MOTION:

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

Refer to RESOLUTION

194 RESOLUTION:

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

That:

1. The report regarding the Interim 2019/2020 End of Year Operational Plan and Budget Summary be received and noted.
2. Council endorse the use of any surplus funds, in the order below:
 - a) Build Remote Working / Mobility Capability
 - b) Increase the Contingency Reserve
 - c) Repayment of Pitt Town Borrowings.

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

Against the Motion: Councillors Conolly, Richards, Ross and Zamprognò.

Absent: Councillor Garrow.

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Item: 155 **GM - Council Meeting Dates - September to December 2020 - (79351)**

Directorate: General Manager

MOTION:

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

Refer to RESOLUTION

195 RESOLUTION:

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

That Council hold the following Ordinary Council Meetings, commencing at 6:30pm, in addition to the already scheduled Ordinary Council Meetings on 27 October, 10 November, 24 November and 8 December 2020.

- 8 September 2020 Ordinary
- 22 September 2020 Ordinary
- 29 September 2020 Ordinary
- 13 October 2020 Ordinary

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

Against the Motion: Councillors Ross and Wheeler.

Absent: Councillor Garrow.

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Item: 156 **GM - 2020/2021 Event Sponsorship - Round 1 - (79351)**

Directorate: General Manager

Councillor Wheeler declared a pecuniary interest in this matter as her son works at the Australiana Pioneer Village. She left the meeting and did not take part in voting or discussion on the matter.

A MOTION was moved by Councillor Rasmussen seconded by Councillor Kotlash.

That Council:

1. Under the 2020/2021 Event Sponsorship Program, agree to support the following organisations and individuals at the following levels, recommended in Table 1 and Attachment 1 of this report.

1.	Richmond Good Food Market	\$4,500
2.	Hawkesbury Good Food & Wine Fest	\$2,000
4.	Carols in the Park	\$1,500
5.	Light Up Windsor	\$5,000
6.	Australiana Pioneer Village Traffic Management Plan	\$5,000
7.	Hawkesbury Business Events	\$2,000
8.	Windsor Spectacular	\$2,000

2. Approve the execution of Council's standard Sponsorship Agreement for the applications numbered 1 to 2 and 4 to 8 as identified in Table 1 and Attachment 1 of this report.
3. Acknowledge the event applicants numbered 9 and 10 in Table 1 and Attachment 1 of this report did not meet the assessment criteria.
4. Acknowledge the event applicant numbered 11 in Table 1 and Attachment 1 of this report withdrew their application as the applicant is only able to apply for sponsorship for one event only.
5. Acknowledge the event applications numbered 12, 13, 14, 15 and 16 in Table 1 and Attachment 1 of this report were cancelled due to the COVID-19 Pandemic.
6. Require all event organisers to prepare a COVID Safe Plan for sponsored events.
7. Acknowledge that the application for the Hawkesbury 120 Ski Race Classic that was numbered 3 in Table 1 and Attachment 1 has been withdrawn.

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

That Council:

1. Under the 2020/2021 Event Sponsorship Program, as agree to support the following organisations and individuals at the following levels, recommended in Table 1 and Attachment 1 of this report.

1.	Richmond Good Food Market	\$4,500
2.	Hawkesbury Good Food & Wine Fest	\$2,000
4.	Carols in the Park	\$1,500
5.	Light Up Windsor	\$5,000
6.	Australiana Pioneer Village Traffic Management Plan	\$5,000
7.	Hawkesbury Business Events	\$2,000
8.	Windsor Spectacular	\$2,000

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2. Approve the execution of Council's standard Sponsorship Agreement for the applications numbered 1 to 2 and 4 to 8 as identified in Table 1 and Attachment 1 of this report.
3. Acknowledge the event applicants numbered 9 and 10 in Table 1 and Attachment 1 of this report did not meet the assessment criteria.
4. Acknowledge the event applicant numbered 11 in Table 1 and Attachment 1 of this report withdrew their application as the applicant is only able to apply for sponsorship for one event only.
5. Acknowledge the event applications numbered 12, 13, 14, 15 and 16 in Table 1 and Attachment 1 of this report were cancelled due to the COVID-19 Pandemic.
6. Require all event organisers to prepare a COVID Safe Plan for sponsored events.
7. Acknowledge that the application for the Hawkesbury 120 Ski Race Classic that was numbered 3 in Table 1 has been withdrawn and that the amount allocated be directed towards funding the Conservation Management Plan for the Australiana Pioneer Village.

For the Amendment: Councillors Garrow and Reynolds.

Against the Amendment: Councillors Calvert, Lyons-Buckett, Conolly, Kotlash, Rasmussen, Richards, Ross, Tree and Zamprogno.

Absent: Councillor Wheeler.

The Amendment was lost.

MOTION:

RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Kotlash.

Refer to RESOLUTION

196 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Kotlash.

That Council:

1. Under the 2020/2021 Event Sponsorship Program, agree to support the following organisations and individuals at the following levels, recommended in Table 1 and Attachment 1 of this report.

1.	Richmond Good Food Market	\$4,500
2.	Hawkesbury Good Food & Wine Fest	\$2,000
4.	Carols in the Park	\$1,500
5.	Light Up Windsor	\$5,000
6.	Australiana Pioneer Village Traffic Management Plan	\$5,000
7.	Hawkesbury Business Events	\$2,000
8.	Windsor Spectacular	\$2,000
2. Approve the execution of Council's standard Sponsorship Agreement for the applications numbered 1 to 2 and 4 to 8 as identified in Table 1 and Attachment 1 of this report.

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3. Acknowledge the event applicants numbered 9 and 10 in Table 1 and Attachment 1 of this report did not meet the assessment criteria.
4. Acknowledge the event applicant numbered 11 in Table 1 and Attachment 1 of this report withdrew their application as the applicant is only able to apply for sponsorship for one event only.
5. Acknowledge the event applications numbered 12, 13, 14, 15 and 16 in Table 1 and Attachment 1 of this report were cancelled due to the COVID-19 Pandemic.
6. Require all event organisers to prepare a COVID Safe Plan for sponsored events.
7. Acknowledge that the application for the Hawkesbury 120 Ski Race Classic that was numbered 3 in Table 1 and Attachment 1 has been withdrawn.

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

Against the Motion: Nil.

Absent: Councillors Garrow and Wheeler.

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Item: 157 **GM - 2020 Local Government NSW Annual Conference - Submission of Motions - (79351, 79633)**

Previous Item: 145, Ordinary (11 August 2020)

Directorate: General Manager

It was requested by Councillor Zamprogno that this item be dealt with in seriatim.

197 RESOLUTION:

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

That:

1. The report be received and noted.
2. Council approve submission to the 2020 Local Government NSW Annual Conference of Motion 1 as set out in the report dealing with sex work.

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

Against the Motion: Councillors Conolly, Richards and Zamprogno.

Absent: Nil.

198 RESOLUTION:

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

That Council approve submission to the 2020 Local Government NSW Annual Conference of Motion 2 as set out in the report dealing with puppy farms.

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

Against the Motion: Councillors Conolly and Richards.

Absent: Nil.

199 RESOLUTION:

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

That Council approve submission to the 2020 Local Government NSW Annual Conference of Motion 3 as set out in the report dealing with coercive control, with the following amendments:

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- In Point 1, delete the words “with alarm the increasing” and replace with “the alarming increase in the”
- In Background, fourth paragraph, delete “Women” and insert “Victims”.

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

Against the Motion: Councillor Conolly.

Absent: Nil.

CITY PLANNING

Item: 158 **CP - Submission to Proposed Amendment to the Standard Instrument (Local Environmental Plans) - Natural Disasters - (95498)**

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

200 RESOLUTION:

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

That Council:

1. Receive and note the NSW Government’s Proposed Amendment to the Standard Instrument (Local Environmental Plans) - Natural Disasters.
2. Note the key points in the Draft Submission in relation to:
 - a) The need for a definition of ‘natural disaster’
 - b) Need for clear processes and responsibilities for confirming that a ‘natural disaster’ had occurred.
 - c) Clarify what provisions of local environmental plans are or are not to be taken into consideration in the assessment of a development application for the rebuilding of a dwelling impacted by a natural disaster.
 - d) Wording of the proposed clause 5.9 should avoid intensification or expansion of the dwelling
 - e) Outline that the existing provisions of Hawkesbury Local Environmental Plan 2012 and the ‘existing use’ provisions of the Environmental Planning and Assessment Act 1979 support the rebuilding and repair of dwelling houses and secondary dwellings following damage by natural disaster without compromising the safety or resilience of new development.

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3. Endorse the Draft Submission contained in Attachment 2 of the report.
4. Submit an Expression of Interest to incorporate the new clause into Hawkesbury Local Environmental Plan 2012, noting that when the Final Clause is received Council is able to consider whether to Opt In at that stage.

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

Against the Motion: Nil.

Absent: Nil.

Item: 159 **CP - Housing Diversity State Environmental Planning Policy - (95498)**

Division: City Planning

MOTION:

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

Refer to RESOLUTION

201 RESOLUTION:

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

That Council:

1. Receive and note the NSW Government's "Proposed new Housing Diversity State Environmental Planning Policy - Explanation of Intended Effect".
2. Note the key points in the Draft Submission in relation to:
 - Build-to-rent
 - Co-Living
 - Student Housing
 - Proposed amendments to existing provisions of Affordable Rental Housing State Environmental Planning Policy
 - Secondary dwellings in rural areas
 - Proposed amendments to Seniors Housing State Environmental Planning Policy
 - Need to consider whether key worker housing should be included in the Draft Housing Diversity State Environmental Planning Policy.
3. Endorse the Draft Submission on the Housing Diversity State Environmental Planning Policy included as Attachment 2 to the report, with the following amendments:

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- a) Clarify Council's position on build-to-rent particularly regarding building standards and long term affordability and potential loss of affordable housing after 15 years when sold.
- b) Make provision for management of co-living and student housing.
- c) Stronger wording on lift access.

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

Against the Motion: Councillor Richards.

Absent: Nil.

SUPPORT SERVICES

Item: 160 **SS - Investment Report - July 2020 - (95496, 96332)**

Previous Item: 150, Ordinary (10 March 2020)

Directorate: Support Services

MOTION:

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

Refer to RESOLUTION

202 RESOLUTION:

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

That the Monthly Investments Report for July 2020 be received and noted.

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

Against the Motion: Nil.

Absent: Councillor Ross.

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Item: 161 **SS - Review of Third Party Organisations - Peppercorn Services Inc - (95496, 78340)**

Directorate: Support Services

Councillor Garrow declared a less than significant non-pecuniary conflict of interest in this matter as she is a board member of Peppercorn Services Inc and no further action is required.

MOTION:

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

Refer to RESOLUTION

203 RESOLUTION:

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

That:

1. The InConsult Pty Ltd report of the third party review of Peppercorn Services Inc be received and noted.
2. The following recommendations contained in the InConsult Pty Ltd report be implemented:
 - a) That Council develop a documented outsourcing framework.
 - b) That Council review and revise the Memorandum of Terms of Delegation entered into with Peppercorn in 2013 and ensure that each service delivered by Peppercorn is the subject of a separate contract.
 - c) That Council work with Peppercorn to develop a strategic audit plan.
 - d) Recommendations 15 and 16 of the Report regarding Quarterly Reporting.
3. Council receive advice on how the remaining recommendations in the report will be implemented and appropriate time frames.

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

Against the Motion: Councillor Ross.

Absent: Nil.

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SECTION 4 – Reports of Committees

Item: 162 **ROC - Infrastructure Committee - 22 July 2020 - (95495, 143704)**

Directorate: Infrastructure Services

MOTION:

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

Refer to RESOLUTION

204 RESOLUTION:

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

That in relation to the Minutes of the Infrastructure Committee Meeting held on the 22 July 2020:

1. Council receive and note the Minutes.
2. Council endorse the following Recommendation in respect of Item 1, namely:

"That the Draft Transport Policy be submitted to a Council Meeting for adoption."

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

Against the Motion: Nil.

Absent: Nil.

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Item: 163 **ROC - Human Services Advisory Committee 30 July 2020 - (95498, 123486)**

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

205 RESOLUTION:

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

That in relation to the Minutes of the Human Services Advisory Committee Meeting held on 30 July 2020:

1. Council receive and note the Human Services Advisory Committee Minutes in respect to Item Numbers 2, 4, and General Business Items, subject to the minutes being amended to remove Councillor Ross from the list of those present.

2. Council endorse the Committee Recommendations in respect of Item 1, namely:

"That the Human Services Advisory Committee recommend that Council staff provide a report to the next Human Services Advisory Committee meeting, detailing the status of Council Resolution 70, adopted at Councils Ordinary meeting held on 31 March 2020 regarding the Tiny Homes project, including what resources and funding are required to carry out this resolution."

3. Council endorse the Committee Recommendations in respect of Item 3, namely:

That the Human Services Advisory Committee:

- i. Recommend that this matter be included in the next Human Services Advisory Committee meeting Agenda for further discussion.*
- ii. Recommend that Council staff consider using this document to inform the process of developing the new Committee structure.*

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

Against the Motion: Nil.

Absent: Nil.

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Item: 164 **ROC - Heritage Advisory Committee 6 August 2020 - (95498)**

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

206 RESOLUTION:

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

That in relation to the Minutes of the Heritage Advisory Committee Meeting held on 6 August 2020:

1. Council receive and note the Heritage Advisory Committee Minutes in respect to Items Numbers 1, 4 and 6 and General Business Items.
2. Council endorse the Committee Recommendations in respect of Item 2, namely:

That the Heritage Advisory Committee:

- i. Recommends that Council requests Heritage NSW reassess their requirements that the impacts of the Windsor Bridge Replacement Project be taken into account.*
 - ii. Draws attention to the fact that that the Conservation Management Plan was commissioned prior to the bridge being built and that Council does not take responsibility for the placement of the bridge and the adverse impacts on the centre of Thompson Square.*
 - iii. Does not believe that the Conservation Management Plan is the correct platform for assessment of the impact of the new bridge.*
3. Council endorse the Committee Recommendations in respect of Item 3, namely:

That the Heritage Advisory Committee:

- i. Note the Draft Masterplan and Public Domain Plan Report and provide input and feedback as part of the public exhibition.*
 - ii. Receives a presentation on the Draft Masterplan and Public Domain Plan following completion of the Community Consultation process.*
4. Council endorse the Committee Recommendations in respect of Item 5, namely:

"That the information be received and noted, subject to further discussion between Heritage Advisory Committee members and Council staff on this matter."

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

Against the Motion: Councillors Conolly, Tree, Richards, Zamprogno

Absent: Councillor Kotlash.

Item: 165 **ROC - Local Traffic Committee - 10 August 2020 - (80245, 95495)**

Directorate: Infrastructure Services

MOTION:

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

Refer to RESOLUTION

207 RESOLUTION:

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

That in relation to the Minutes of the Local Traffic Committee Meeting held on 10 August 2020:

1. Council receive and note the Local Traffic Committee minutes in respect to items 1, 2, 3 and General Business.

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

Against the Motion: Nil.

Absent: Nil.

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SECTION 5 – Notices of Motion

Item: 166 NM - Sullage Pump Associated Costs and Charges - (125612)

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

That:

1. Council facilitate a public meeting for interested ratepayers to attend (either in person or online) to hear an explanation of the costs and charges associated with sullage pump out systems, and to be updated on investigations being done by Council with regard to alternatives to the existing systems.
2. A report be provided to Council outlining whether the sullage charges and sewer charges can be separated from future Rates Notices.

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

Against the Motion: Councillors Calvert, Conolly, Kotlash, Richards, Ross, Tree and Zamprogno.

Absent: Nil.

The Motion was lost.

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CONFIDENTIAL REPORTS

208 RESOLUTION:

RESOLVED on the motion of Councillor Garrow, seconded by Councillor Kotlash.

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 Meeting during consideration of the following items:

Item: 167 SS - Acquisition for Drainage Purpose - Part of Lot 2 in Deposited Plan 76375, being 130 Hall Street, Pitt Town - (95496, 112106, 105035, 5247)

*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 a 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 to 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.

209 RESOLUTION:

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

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Item: 167 **SS - Acquisition for Drainage Purposes - Part of Lot 2 in Deposited Plan 76375, being 130 Hall Street, Pitt Town - (95496, 112106, 105035, 5247)**

Previous Item: 278, Ordinary (13 November 2018)

Directorate: Support Services

MOTION:

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

Refer to RESOLUTION

210 RESOLUTION:

The Director of Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Conolly, seconded by Councillor Zamprogno.
That:

1. Council undertake the compulsory acquisition, under Sections 187 and 196 of the Local Government Act 1993 of an area of land as shown in Attachment 1 to the report, in the order of 4.18 hectares within part of 130 Hall Street, Pitt Town, being Lot 2 in DP 76375, for the purposes of creating a retention basin and associated infrastructure.
2. Council undertake the compulsory acquisition, under Sections 187 and 196 of the Local Government Act 1993 of an area of land as shown in Attachment 1 to the report, for a right of carriageway, 15 meters wide and variable within part of 130 Hall Street, Pitt Town, being Lot 2 in DP 76375, for the purposes of creating an access way to the retention basin and associated infrastructure.
3. Council approve the making of an application to the Minister for Local Government for the issue of a Proposed Acquisition Notice (PAN) under the Land Acquisition (Just Terms Compensation) Act 1991 with respect to the acquisition of the land and right of carriageway.
4. Council approve the making of an application to the Governor for the publication of an Acquisition Notice in the NSW Government Gazette under the Land Acquisition (Just Terms Compensation) Act 1991 with respect to the acquisition of the land and right of carriageway.
5. Council bear all costs associated with the process of acquiring the land and right of carriageway.
6. Authority be given for any documentation in association with this matter to be executed under the Seal of Council.
7. Council grant delegation to the General Manager to execute any documents on behalf of Council, associated with the compulsory acquisition process, which do not require the Seal of Council to be affixed.
8. Details of Council's resolution be conveyed to the affected landowners together with the advice that Council is not and will not be bound by the terms of its resolution until such time as appropriate documentation to put such resolution into effect has been executed.

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

Against the Motion: Nil.

Absent: Nil.

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The meeting terminated at 9:14pm.

Submitted to and confirmed at the Ordinary meeting held on 8 September 2020.

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Mayor