



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 28 June 2016

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING

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MINUTES

– **WELCOME**

Prayer

Acknowledgement of Indigenous Heritage

– **APOLOGIES AND LEAVE OF ABSENCE**

– **DECLARATION OF INTERESTS**

– **SECTION 1 - Confirmation of Minutes**

– **ACKNOWLEDGEMENT OF OFFICIAL VISITORS TO THE COUNCIL**

– **SECTION 2 - Mayoral Minutes**

– **EXCEPTION REPORT - Adoption of Items Not Identified for Discussion and Decision**

– **SECTION 3 - Reports for Determination**

Planning Decisions

General Manager

City Planning

Infrastructure Services

Support Services

– **SECTION 4 - Reports of Committees**

– **SECTION 5 - Notices of Motion**

– **QUESTIONS FOR NEXT MEETING**

– **REPORTS TO BE DISCUSSED IN CONFIDENTIAL SESSION**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 28 June 2016, commencing at 6:35pm.

Pastor Glen Clark of Hawkesbury Community Church, Londonderry, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

ATTENDANCE

PRESENT: Councillor K Ford, Mayor, Councillor Dr W Mackay (OAM), Deputy Mayor and Councillors B Calvert, P Conolly, M Lyons-Buckett, B Porter, P Rasmussen, T Tree and L Williams.

ALSO PRESENT: Acting General Manager - Laurie Mifsud, Director City Planning - Matt Owens, Director Infrastructure Services - Jeff Organ, Acting Director Support Services - Emma Galea, Executive Manager - Community Partnerships - Joseph Litwin, Development Services Manager - Cristie Evenhuis, Strategic Planning Manager - Andrew Kearns, Manager Corporate Services and Governance - Ian Roberts and Administrative Support Coordinator - Natasha Martin.

APOLOGIES

Apologies for absence were received from Councillors M Creed, C Paine and J Reardon.

179 RESOLUTION:

RESOLVED on the motion of Councillor Porter and seconded by Councillor Rasmussen that the apologies be accepted and that leave of absence from the meeting be granted.

Councillor Mackay arrived at the meeting at 6:59pm.

Councillor Tree left the meeting at 8:52pm.

SECTION 1 - Confirmation of Minutes

180 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Conolly that the Minutes of the Ordinary Meeting held on the 31 May 2016, be confirmed.

181 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Conolly that the Minutes of the Extraordinary Meeting held on the 14 June 2016, be confirmed.

SECTION 3 - Reports for Determination

PLANNING DECISIONS

Item: 114 CP - DA0673/15 - 691 George Street, South Windsor - Lot 1 DP 746717 - Child Care Centre - Use of Premises and alterations and additions to building - (95498, 135891, 36978, 36979)

Previous Item: 75, Ordinary (10 May 2016)

Mr Adam Nightingale, Ms Karen Nightingale and Mr Greg Hall addressed Council, speaking for the item.

Ms Jennine Forrest and Ms Catherine Watson addressed Council, speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

182 RESOLUTION:

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

That Council as the consent authority pursuant to Clause 80(1)(a) of the Environmental Planning and Assessment Act 1979 approve Development Application No. DA0673/15 at Lot 1 DP 746717, 691 George Street, South Windsor for Child Care Centre - Use of Premises and Alterations and Additions to Building subject to the following conditions:

General Conditions

1. The development shall take place generally in accordance with the stamped plans, specifications and accompanying documentation submitted with the application except as modified by these further conditions.
2. The signage proposed as part of the application is not supported and must be modified to one signage panel measuring not more than 1.125m² in area and an overall sign height of 2.3m. Signage shall be for business identification purposes only, shall not include any messages, advertising or be illuminated.
3. The development shall comply with the provisions of the Building Code of Australia (BCA)/ National Construction Code.
4. No building works shall be commenced prior to the issue of an appropriate Design Compliance Certificate or a Construction Certificate.
5. The building shall not be used or occupied prior to the issue of an Occupation Certificate.
6. The accredited certifier shall provide copies of all Part 4 certificates issued under the Environmental Planning and Assessment Act 1979 relevant to this development to Hawkesbury City Council within seven days of issuing the certificate. A registration fee applies.
7. Hawkesbury City Council is the sewer authority for this development and the approving authority for all sewer works. The applicant should seek advice from Council's Waste Management Branch prior to Applying for a construction certificate as there may be works associated with Council's sewer.

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8. All vegetative debris (including felled trees) resulting from the approved clearing of the site for construction, is to be chipped or mulched. Tree trunks are to be recovered for posts, firewood or other appropriate use. No vegetative material is to be disposed of by burning.

Prior to Issue of a Design Compliance certificate

The following conditions in this section of the consent must be complied with or addressed prior to the issue of any Design Compliance Certificate relating to the approved development, whether by Council or an appropriately accredited certifier. In many cases the conditions require certain details to be included with or incorporated in the detailed plans and specifications which accompany the Design Compliance Certificate. The Design Compliance Certificate shall be obtained for the driveway and car park.

9. An Environmental Management and Rehabilitation Plan for the development site shall be prepared by an appropriately qualified person. The Plan shall address (without being limited to) the clearing of vegetation, lopping and removal of trees, earthworks, erosion control, site rehabilitation and landscaping.

All site works shall be carried out in accordance with the Plan. Implementation of the Plan shall be supervised by an appropriately qualified person.

10. Construction of the access/ car park/ drainage are not to commence until three (3) copies of the plans and specifications of the proposed works are submitted to and approved by the Director of City Planning or an Accredited Certifier.
11. The applicant shall pay a Design Compliance Certificate and Construction Compliance Certificate fee in accordance with Council's fees and charges when submitting Civil Engineering Plans to Council for approval.
12. Under the Provisions of the Roads Act, all works within the road reserve are to be approved and inspected by the road authority. On State Roads Council can approve works within the pathway area but all works within the pavement area must be approved by the Roads and Maritime Services (RMS).
13. Details of any fill material removed from or imported to the site shall be submitted with the engineering plans. Details to include quantities, borrow sites or disposal sites.
14. A Traffic Guidance Scheme/ Traffic Control Plan prepared in accordance with AS1742-3 2002 by an appropriately qualified person shall be submitted to Council. Where the works affect Roads and Maritime Service controlled roads, the Traffic Control Plan is to be approved by the Roads and Maritime Services before submission to Council.

Prior to Issue of Construction Certificate

The following conditions in this section of the consent must be complied with or addressed prior to the issue of any Construction Certificate relating to the approved development, whether by Council or an appropriately accredited certifier. In many cases the conditions require certain details to be included with or incorporated in the detailed plans and specifications which accompany the Construction Certificate. The Construction Certificate shall be obtained prior to the commencement of any earth works or building works.

15. A Section 73 "Notice of Requirements" under the Sydney Water Act 1994 must be obtained from Sydney Water Corporation.

Application must be made through an authorised Water Servicing Coordinator. Please refer to the Building Developing and Plumbing section of the web site www.sydneywater.com.au then refer to "Water Servicing Coordinator" under "Developing Your Land" or telephone 13 20 92 for assistance.

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Following application a "Notice of Requirements" will advise of water and sewer infrastructure to be built and charges to be paid. Please make early contact with the Coordinator, since building of water/sewer infrastructure can be time consuming and may impact on other services and building, driveway or landscape design.

16. Hawkesbury City Council is the sewer authority for this development. As this development involves connection to the existing sewer system, payment of the prescribed inspection fee for both internal and external sewer drainage work is required to be made prior to the issue of a construction certificate.
17. The existing building is required to be upgraded in accordance with the Performance Provisions of Building Code of Australia with regard to Part C – Fire Resistance, Protection of Openings and Separation of Classes; Part D – Access and Egress and the Access to Premises Code; and Part E - Services and Equipment.
18. Those parts of the building to be used for food preparation shall comply with Council's Code for the Construction and Fitting out of Food Premises. A specification or detailed plans indicating compliance with Council's Code for the Construction and Fitting out of Food Premises shall be provided to the Principal Certifying Authority prior to the issue of a Construction Certificate.
19. A qualified Structural Engineer's design for all reinforced concrete and structural steel shall be provided to the Principal Certifying Authority prior to any works commencing on site.
20. The applicant shall submit to Council or the Principal Certifying Authority a report from a suitably qualified Engineer which verifies the following:
 - a) any damage to the proposed structure sustained in a flood will not generate debris capable of causing damage to downstream buildings or property
 - b) any part of the structure at or below the 1 in 100 year flood level will be able to withstand the force of floodwaters (including buoyancy forces) and the impact of debris
 - c) all finishes, plant fittings and equipment subject to inundation will be of materials and functional capability resistant to the effects of inundation by floodwaters.
21. Access to the development for people with disabilities shall be provided in accordance with the Disability (Access to Premises – Buildings) Standards 2010. Details shall be provided to the Principal Certifying Authority prior to the issue of a Construction Certificate for building work.
22. Plans and documentation shall be submitted to the Principal Certifying Authority demonstrating that the proposed works can comply with the recommended acoustical treatment measures specified in the Environmental noise impact assessment report, 5752-1.1R, 30 September 2015, prepared by Day Design.

Prior to Commencement of Works

23. At least two days prior to commencement of works, notice is to be given to Council, in accordance with the Environmental Planning and Assessment Regulation.
24. The applicant shall advise Council of the name, address and contact number of the principal certifier, in accordance with Section 81A 2(b) of the Environmental Planning and Assessment Act 1979.
25. Toilet facilities (to the satisfaction of Council) shall be provided for workmen throughout the course of building operations. Such facility shall be located wholly within the property boundary.

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26. A sign displaying the following information is to be erected adjacent to each access point and to be easily seen from the public road. The sign is to be maintained for the duration of works:
 - a) unauthorised access to the site is prohibited
 - b) the owner of the site
 - c) the person/company carrying out the site works and telephone number (including 24 hour 7 days emergency numbers)
 - d) the name and contact number of the Principal Certifying Authority.
27. All traffic management devices shall be installed and maintained in accordance with the approved traffic management plan/ Traffic Control Plan.
28. Erosion and sediment control devices are to be installed and maintained at all times during site works and construction.
29. The building shall be set out by a Registered Surveyor. The Survey Certificate of the building showing the position of the external walls under construction and in compliance with the approved plans shall be lodged with the principal certifying authority. Any easements must be shown on the Survey Certificate.
30. Should any construction vehicles be required to access the rear of the site over adjoining properties or along common rights of carriage ways the developer shall obtain appropriate owners consent and enter into an agreement with adjoining property owners to ensure that any construction works do not impeded access or result in damage to existing accessways.
31. Any part of a building below the 1:100 ARI (average recurrent interval) flood event level is to be constructed of flood compatible materials. Details of which shall be submitted to the Principal Certifying Authority prior to commencement of works.

During Construction

32. The approved plans must be submitted to a Sydney Water Quick Check agent or Customer Centre to determine whether the development will affect Sydney Water's sewer and water mains, stormwater drains and/or easements, and if further requirements need to be met. Plans will be appropriately stamped. For quick Check agent details, please refer to the web site www.sydneywater.com.au, see Building Developing and Plumbing then Quick Check or telephone 13 20 92.
33. Dust control measures, e.g. vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface and airborne movement of sediment blown from exposed areas.
34. Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.
35. The site shall be secured to prevent unauthorised access and the depositing of unauthorised material.
36. Site and building works (including the delivery of materials to and from the property) shall be carried out only on Monday to Friday between 7am to 6pm and on Saturdays between 8am to 4pm.
37. The site shall be kept clean and tidy during the construction period and all unused building materials and rubbish shall be removed from the site upon completion of the project. The following restrictions apply during construction:
 - a) stockpiles of topsoil, sand, aggregate, spoil or other material shall be stored clear of any drainage path or easement, natural watercourse, footpath, kerb or road surface and shall have measures in place to prevent the movement of such material off site
 - b) building operations such as brick cutting, washing tools, concreting and bricklaying shall be undertaken only within the site
 - c) builders waste must not be burnt or buried on site
 - d) all waste (including felled trees) must be contained and removed to a Waste Disposal Depot.

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38. At all times during demolition a competent person shall directly supervise work. It is the responsibility of the person to ensure that:
 - a) adjoining owners are given 24 hours notice, in writing, prior to commencing demolition
 - b) utility services within the structure not required to be maintained during the demolition work shall be properly disconnected and sealed before any demolition commences
 - c) the site shall be secured at all times against the unauthorised entry of persons or vehicles
 - d) safe access and egress from adjoining buildings is to be maintained at all times for the duration of the demolition work
 - e) precautions are taken to ensure that the stability of all parts of the structure and the safety of persons on and outside the site are maintained, particularly in the event of sudden and severe weather changes
 - f) the structure and all components shall be maintained in a stable and safe condition at all stages of the demolition work
 - g) demolition activity shall not cause damage to or adversely affect the structural integrity of adjoining buildings
 - h) removal of dangerous or hazardous materials shall be carried out in accordance with the provisions of all applicable State legislation and with any relevant recommendations published by the National Occupational Health and Safety Commission (Worksafe Australia).
 - i) all work shall be carried out in accordance with AS2601 and the Work Plan submitted with the development application.
 - j) unless otherwise permitted by Council, the structure is to be demolished in reverse order of construction, being progressive and having regard to the type of construction, to enable the maximum separation and recycling of demolished materials to take place.
 - k) no material is to be burnt on site.
39. All natural and subsurface water-flow shall not be re-directed or concentrated to adjoining properties. Water flows shall follow the original flow direction without increased velocity.
40. Filling shall comprise only uncontaminated Virgin Excavated Natural Material (VENM) or Excavated Natural Material (ENM). Contamination certificates for all source material shall be provided to the Principal Certifying Authority prior to placing any fill on site.
41. Traffic Control Plan must be implemented and all devices maintained for the duration of the proposed works in compliance with the approved Traffic Control Plan.
42. All civil construction works required by this consent shall be in accordance with Hawkesbury Development Control Plan appendix E Civil Works Specification.
43. The public footway shall be formed in earth and stabilised with appropriate vegetation along the road frontage of the proposed development.
44. A surcharge path sufficient to carry the 1 in 100 year storm flow to be provided across the site and a drainage easement of adequate width to be created over the surcharge path.
45. Table drains and associated drainage shall be constructed along the road frontage of the proposed development. Existing rural driveway crossing culvert is to be extended to accommodate a wider vehicle swept path for ingress and egress to/from George Street.
46. A sealed rural footway crossing along with all necessary drainage works shall be constructed along the access strip and across the footway as required. The crossing shall be constructed in accordance with Hawkesbury Development Control Plan Appendix E, Civil Works Specification.
47. Inter-allotment drainage shall be provided for all lots which do not drain directly to a public road. Easements are to be created at the applicant's cost.
48. Where required arrangements are to be made for the provision of common drainage and the disposal of storm water from the site.
49. Energy dissipaters shall be constructed at the point of discharge of stormwater from the site.

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50. Any fencing across the overland flow path shall be constructed so as not to impede the 1 in 100 year storm water flow.
51. Inspections shall be carried out and compliance certificates issued by Council or an accredited certifier for the components of construction detailed in Hawkesbury Development Control Plan Appendix E Civil Works Specification, Part II, Table 1.1.
52. All services or suitable conduits shall be placed prior to concrete pouring.
53. Any damage to the public infrastructure along the property frontage will be repaired by the developer at no cost to Council.
54. Off-street car parking spaces, together with access driveways and turning areas, shall be constructed, paved, line marked, signposted and maintained, as shown on the approved plan.
55. Signage shall be erected along the driveway entrance advising people that vehicle entry/exit to the site is limited to left in and left out traffic only.
56. Disabled parking shall be provided in accordance with AS2890.6. 2009.
57. Private Accredited Certifiers do not have any authority to issue Engineering Approvals or carry out inspections for works on Public Roads under the Roads Act 1993.
58. Compliance certificates (known as Part 4A Certificates) as are to be issued for Critical stage inspections as detailed in the Environmental Planning and Assessment Regulation 2000 as required by section 109E (3) (d) of the Environmental Planning and Assessment Act 1979 by the nominated Principal Certifying Authority.
59. A flood warning sign of durable material shall be permanently fixed in a prominent location within the site. The sign shall advise occupants that the site may be subject to inundation during times of flood.
60. Lighting shall be installed in a manner that would avoid intrusion onto adjacent residential properties or interfere with road traffic or aircraft movements.
61. If an excavation associated with the erection or demolition of a building extends below the level of the base of the footings of a building on an adjoining allotment of land, including a public road or place, the person causing the excavation to be made:
 - a) must preserve and protect the building from damage
 - b) if necessary, must underpin and support the building in an approved manner
 - c) must, at least seven days before excavating below the level of the base of the footings of a building on an adjoining allotment of land, give notice of intention to do so to the owner of the adjoining allotment of land and furnish particulars of the excavation to the owner of the building being erected or demolished.

The person acting in accordance with this Consent is liable for any part of the cost of work carried out for the purposes of this condition, whether carried out on the allotment of land being excavated or on the adjoining allotment of land.

62. Inspections and Compliance Certificates for sanitary drainage works can only be conducted and issued by Hawkesbury City Council. Inspections must be conducted on the exposed pipes prior to covering.

In the case of internal and external (house service connection) drainage, the inspection must be conducted by Hawkesbury City Council's Building and Development Branch. Please phone (02) 4560 4565 to arrange inspections.

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Prior to Issue of Construction Compliance Certificate

63. Prior to the issue of a Construction Compliance Certificate all works must be completed in accordance with the approved Design Compliance Certificate Plans, approved supporting documentation and to the satisfaction of the Principal Certifying Authority.
64. A works as executed plan and contour depth of fill plan prepared by a registered surveyor or the design engineer shall be submitted.
65. Registration on the title of any easements required.

Prior to issue of an Occupation Certificate

66. A Construction Compliance Certificate for civil works associated with the proposal shall be submitted to the Principal Certifying Authority.
67. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained from Sydney Water Corporation.
68. Written clearance from Integral Energy shall be submitted to the Principal Certifying Authority.
69. A written clearance from Hawkesbury City Council (as the local sewer authority) that the development is suitably connected to the reticulated sewerage system, is required to be submitted to the Principal Certifying Authority prior to the issue of an interim occupation certificate.

Prior to Issue of Final Occupation Certificate

70. The applicant shall prepare a flood emergency evacuation and management plan for the development. The plan shall advise occupants of flood evacuation procedures, emergency telephone numbers. The applicant shall contact Council and the NSW State Emergency Service for advice in the preparation of the plan. The evacuation procedures shall be permanently fixed to a building in a prominent location and maintained at all times.

Use of the Development

71. No internal or external alterations shall be carried out without prior approval of Council.
72. Hours of operation for the child care centre shall be limited to 7am to 6pm Monday to Friday.
73. A maximum of 49 children aged between 2-6 years and seven staff may be accommodated within the child care centre at any one time.
74. The first floor shall not be used for residential accommodation purposes and can only be used for the storage of items associated with the child care centre.
75. The child care centre must not operate in the event of a flood warning being issued for the locality.
76. All vehicles shall be driven in a forward direction at all times when entering and leaving the premises and shall be restricted to a left in and left out movement from George Street.
77. No advertising signs or structures shall be erected, displayed or affixed on any building or land without prior approval. No advertising signs or structures shall be displayed on the footpaths, pedestrian paths, roadways or on any land other than the approved development site.
78. All waste generated on the site is to be stored, handled and disposed of in such a manner as to not create air pollution (including odour), offensive noise or pollution of land and/or water as defined by the Protection of the Environment Operations Act 1997.

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79. The development shall be conducted in such a manner that the LA(eq) noise levels, measured at any point in accordance with the NSW EPA's Industrial Noise Policy (2000), does not exceed five dB(A) (LAeq) above background noise levels at any property boundary in the day, evening and night (defined by the NSW EPA Industrial Noise Policy).
80. The subject development, including landscaping, is to be maintained in a clean and tidy manner.
81. All Fire Safety Measures are to be regularly serviced/maintained and the owner/agent (including subsequent owners) shall certify annually that each of the fire safety measures specified in this statement has:
 - a) been assessed by a properly qualified person
 - b) found, when it was assessed, to be capable of performing to at least the standard required by the current Fire Safety Schedule for the building for which the certificate is issued.

Advisory Notes

- *** The applicant shall make themselves aware of any User Restriction, Easements and Covenants to this property and shall comply with the requirements of any Section 88B Instrument relevant to the property in order to prevent the possibility of legal proceedings against them.
- *** The application involves the change of use of the building and the sewer rate will need to change to Business Category 2 with issue of Occupation Certificate. Please contact Council's Infrastructure Services department regarding this change.
- *** The developer is responsible for all costs associated with any alteration, relocation or enlargement to public utilities whether caused directly or indirectly by this proposed subdivision. Such utilities include water, sewerage, drainage, power, communication, footways, kerb and gutter.
- *** The applicant is advised to consult with the relevant:
 - a) water and sewer provider
 - b) electricity provider
 - c) natural gas provider
 - d) telecommunications carrier
 - e) road authority

regarding their requirements for the provision of services to the development and the location of existing services that may be affected by proposed works, either on site or on the adjacent public roads.
- *** The applicant shall make themselves aware of the Discrimination Against People with Disabilities Act (DDA) and assess their responsibilities and liabilities with regards to the provision of access for all people.
- *** Any activity carried out in accordance with this approval shall not give rise to offensive noise, air pollution (including odour) or pollution of land and/or water as defined by the Protection of the Environment Operations Act 1997.

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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	Against the Motion
Councillor Calvert	Councillor Conolly
Councillor Ford	Councillor Mackay
Councillor Lyons-Buckett	Councillor Porter
Councillor Rasmussen	Councillor Williams
Councillor Tree	

Councillors Creed, Paine and Reardon were absent from the meeting.

Item: 115 **CP - DA0767/15 - 54 Berger Road, South Windsor - Lot 4 DP 801019 - Structure ancillary to dwelling house - Outbuilding - (94598, 125879, 110780)**

Mr Greg Hall addressed Council, speaking for the recommendation.

MOTION:

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

Refer to RESOLUTION

183 RESOLUTION:

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

That development application DA0767/15 at Lot 4 DP 801019, 54 Berger Road, South Windsor for Structure Ancillary Development - Outbuilding be approved subject to the following conditions:

General Conditions

1. The development is to be carried out in compliance with the following plans and documentation listed below and endorsed with Council's stamp, except where amended by other conditions of consent:

Architectural Drawing Number	Prepared by	Dated
Site Plan	Pasko & Lydia Jakovljevic	07/04/2016
Floor and Elevation Plan	Best Sheds	19/01/2016
Waste Management Plan	Pasko & Lydia Jakovljevic	01/12/2015

2. No excavation, site works or building works shall be commenced prior to the issue of an appropriate Construction Certificate.
3. The approved use shall not commence until all conditions of this Development Consent have been complied with.
4. The building shall not be used or occupied prior to the issue of an Occupation Certificate.

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5. The development shall comply with the provisions of the National Construction Code/Building Code of Australia.
6. The accredited certifier shall provide copies of all Part 4A certificates issued under the Environmental Planning and Assessment Act, 1979 relevant to this development to Hawkesbury City Council within seven days of issuing the certificate. A registration fee applies.

Prior to issue of Construction Certificate

7. The payment of a long service levy as required under Part 5 of the Building and Construction Industry Long Service Payments Act 1986.
8. Hawkesbury City Council is the sewer authority for this development. As this development involves works in connection to the existing septic system, a payment of the prescribed inspection fee for both internal and external sewer drainage work is required to be made prior to the issue of a Construction Certificate.

Prior to Commencement of Works

9. The approved plans must be submitted to a Sydney Water Quick Check agent or customer Centre to determine whether the development will affect Sydney Water's sewer and water mains, stormwater drains and/or easements, and if further requirements need to be met. Plans will be appropriately stamped. For quick Check agent details, please refer to the web site www.sydneywater.com.au, see Building Developing and Plumbing then Quick Check or telephone 13 20 92.
10. A qualified Structural Engineer's design for all reinforced concrete and structural steel shall be provided to the Principal Certifying Authority to any works commencing on site.
11. The applicant shall advise Council of the name, address and contact number of the Principal Certifier, in accordance with Section 81A 2(b) of the Environmental Planning and Assessment Act, 1979.
12. At least two days prior to commencement of works, notice is to be given to Hawkesbury City Council in accordance with the Environmental Planning and Assessment Regulation.
13. Erosion and sediment control devices are to be installed and maintained at all times during site works and construction. The enclosed warning sign shall be affixed to the sediment fence/erosion control device.
14. A certificate issued by an approved insurer under Part 6 of the Home Building Act 1989 shall be supplied to the Principal Certifying Authority prior to commencement of works.
15. Toilet facilities (to the satisfaction of Council) shall be provided for workmen throughout the course of building operations. Such facility shall be located wholly within the property boundary.
16. A sign displaying the following information is to be erected adjacent to each access point and to be easily seen from the public road. The sign is to be maintained for the duration of works:
 - a) Unauthorised access to the site is prohibited.
 - b) The owner of the site.
 - c) The person/company carrying out the site works and telephone number (including 24 hour 7 days emergency numbers).
 - d) The name and contact number of the Principal Certifying Authority.

During Construction

17. Council records indicate that the building site is at a level of approximately 12.5 metres AHD. All materials used in the construction below the level of 17.3 metres AHD shall be capable of withstanding prolonged immersion in water without swelling or deteriorating.

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18. All fill including existing fill must be compacted to 98% standard compaction in accordance with AS1289.
19. If any fill is required it shall comprise only uncontaminated Virgin Excavated Natural Material (VENM) or Excavated Natural Material (ENM). Contamination certificates for all source material shall be provided to the Principal Certifying Authority prior to placing any fill on site.

Note: ENM is defined by the Excavated Natural Material Exemption 2012 - NSW Environment Protection Authority.
20. All necessary works shall be carried out to ensure that any natural water flow from adjoining properties is not impeded or diverted.
21. Dust control measures, e.g. vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface and airborne movement of sediment blown from exposed areas.
22. Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.
23. Site and building works (including the delivery of materials to and from the property) shall be carried out only on Monday to Friday between 7am – 6pm and on Saturdays between 8am – 4pm.
24. The site shall be kept clean and tidy during the construction period and all unused building materials and rubbish shall be removed from the site upon completion of the project. The following restrictions apply during construction:
 - a) Stockpiles of topsoil, sand, aggregate, spoil or other material shall be stored clear of any drainage path or easement, natural watercourse, footpath, kerb or road surface and shall have measures in place to prevent the movement of such material off site.
 - b) Building operations such as brick cutting, washing tools, concreting and bricklaying shall be undertaken only within the site.
 - c) Builders waste must not be burnt or buried on site. All waste (including felled trees) must be contained and removed to a Waste Disposal Depot.
25. Inspections and Compliance Certificates for sanitary drainage works shall be conducted and issued by Hawkesbury City Council. Inspections must be conducted on the exposed pipes prior to covering.
 - a) In the case of internal and external (house service connection) drainage, the inspection must be conducted by Hawkesbury City Council's Building and Development Branch. Please phone (02) 4560 4444 to arrange inspections.
26. Compliance certificates (known as Part 4A Certificates) as are to be issued for critical stage inspections as detailed in the Environmental Planning and Assessment Regulation 2000 as required by Section 109E (3) (d) of the Environmental Planning and Assessment Act 1979 by the nominated Principal Certifying Authority.
27. The footings shall be piered or shall penetrate through any fill or unstable foundation material to bear upon a structurally adequate foundation material of a uniform load-bearing value.
28. Roofwater (including overflow from water storage vessels) shall be directed into the existing stormwater system. Any excess shall be disposed of in a controlled manner so as to not to cause an adverse impact to adjoining structures or properties.

Use of the Development

29. The structure shall not be occupied as a separate dwelling, or for habitable purposes, or industrial, or commercial purposes.
30. The outbuilding is only to be used in conjunction with, or ancillary to the residential use of the land.

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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	Against the Motion
Councillor Calvert	NIL
Councillor Conolly	
Councillor Ford	
Councillor Lyons-Buckett	
Councillor Mackay	
Councillor Porter	
Councillor Rasmussen	
Councillor Tree	
Councillor Williams	

Councillors Creed, Paine and Reardon were absent from the meeting.

Item: 116 CP - Planning Proposal to Amend Hawkesbury Local Environmental Plan 2012 - 98 Bells Lane, Kurmond - (95498, 124414, 74563)

Mr Michael Want addressed Council, speaking against the recommendation.

A MOTION was moved by Councillor Conolly, seconded by Councillor Mackay.

That:

1. Council support the preparation of a planning proposal for Lot 49 DP 7565, 98 Bells Lane, Kurmond to allow development of the land for rural residential development with minimum lot sizes of 4,000m² and 2ha and a maximum lot yield from subdivision of four lots subject to the submission of further studies for consideration in relation to flora and fauna, bushfire and onsite effluent disposal following a 'Gateway' determination.
2. The planning proposal be forwarded to the Department of Planning and Environment for a 'Gateway' determination.
3. The Department of Planning and Environment be advised that Council wishes to request a Written Authorisation to Exercise Delegation to make the Plan.
4. The Department of Planning and Environment and the Applicant be advised that in addition to all other relevant planning considerations being addressed, final Council support for the proposal will only be given if Council is satisfied that satisfactory progress, either completion of the Section 94 Developer Contributions Plan or a Voluntary Planning Agreement, has been made towards resolving infrastructure provision for this planning proposal.

ORDINARY MEETING

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An AMENDMENT was moved by Councillor Calvert, seconded by Councillor Rasmussen.

That the matter be deferred pending further discussions with the community.

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 amendment, the results of which were as follows:

For the Amendment	Against the Amendment
Councillor Calvert	Councillor Conolly
Councillor Lyons-Buckett	Councillor Ford
Councillor Porter	Councillor Mackay
Councillor Rasmussen	Councillor Tree
Councillor Williams	

Councillors Creed, Paine and Reardon were absent from the meeting.

MOTION:

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

Refer to RESOLUTION

184 RESOLUTION:

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

That the matter be deferred pending further discussions with the community.

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	Against the Motion
Councillor Calvert	Councillor Conolly
Councillor Lyons-Buckett	Councillor Ford
Councillor Porter	Councillor Mackay
Councillor Rasmussen	Councillor Tree
Councillor Williams	

Councillors Creed, Paine and Reardon were absent from the meeting.

ORDINARY MEETING

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Item: 117 CP - Proposed Exhibition of draft Section 64 Contribution Plan - Stormwater Infrastructure for Pitt Town - Contribution Area 2, June 2016 - (95498, 124414)

Mr Bryan Garland addressed Council, speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

185 RESOLUTION:

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

That:

1. The draft *Section 64 Contribution Plan - Stormwater Infrastructure for Pitt Town - Contribution Area 2, June 2016* attached as Attachment 1 to the report, be publically exhibited for a minimum period of 28 days.
2. Following the exhibition period the matter is to be reported back to Council to consider any submissions, if received, and to finalise the Plan.

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	Against the Motion
Councillor Calvert	NIL
Councillor Conolly	
Councillor Ford	
Councillor Lyons-Buckett	
Councillor Mackay	
Councillor Porter	
Councillor Rasmussen	
Councillor Tree	
Councillor Williams	

Councillors Creed, Paine and Reardon were absent from the meeting.

ORDINARY MEETING

Minutes: 28 June 2016

GENERAL MANAGER

Item: 118 **GM - 2016 Local Government NSW Water Management Conference (79351, 79633)**

MOTION:

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

Refer to RESOLUTION

186 RESOLUTION:

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

That attendance of nominated Councillors and staff as considered appropriate by the General Manager, at the Local Government NSW 2016 Water Management Conference at an approximate cost of \$2,200 per delegate be approved and that Councillors Lyons-Buckett, Paine, Porter and Reardon attend the Local Government NSW 2016 Water Management Conference as Council's nominated delegates.

Item: 119 **GM - Constitutional Referendum on the Division of the Hawkesbury Local Government Area into Wards - (79351)**

Previous Item: MM2, Ordinary (31 May 2016)

MOTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Tree.

Refer to RESOLUTION

187 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Tree.

That:

1. Council hold a constitutional referendum at the Local Government Election on Saturday, 10 September 2016 regarding the Hawkesbury local government area being divided into wards.
2. The constitutional referendum question relating to the Hawkesbury local government area being divided into wards be as follows:

"Currently Hawkesbury City Council is an undivided council with no wards.

Do you agree to the Hawkesbury local government area being divided into three wards, each ward electing four Councillors?"

ORDINARY MEETING

Minutes: 28 June 2016

Item: 120 **GM - Regional Strategic Alliance - Signing of Formal Agreement - (79351, 95496)**

Previous Item: 79, Ordinary (10 May 2016)
 57, Ordinary (28 April 2015)
 MM, Ordinary (16 September 2014)

Mr John Ross addressed Council, speaking against the recommendation.

MOTION:

RESOLVED on the motion of Councillor Tree, seconded by Councillor Mackay.

Refer to RESOLUTION

188 RESOLUTION:

RESOLVED on the motion of Councillor Tree, seconded by Councillor Mackay.

That:

1. The information contained in the report on Regional Strategic Alliance between Hawkesbury City, Penrith City Council and Blue Mountains City Council be received.
2. Council formally enter into a Regional Strategic Alliance with Penrith City and Blue Mountains City Councils, in accordance with the Draft Agreement attached as Attachment 2 to this report.
3. Council appoint the Mayor, Deputy Mayor and the General Manager as Directors of the Alliance Board of the Regional Strategic Alliance as Council's representatives on the Alliance Board.
4. Council appoint Councillor Calvert as an alternate Director to the Regional Strategic Alliance Board, to act for any Councillor appointed by Council to the Board of the Regional Strategic Alliance, while the Councillor member is absent from any meeting of the Regional Strategic Alliance, until the next Council election.
5. The Acting General Manager be delegated with the authority to execute the final Agreement.

ORDINARY MEETING

Minutes: 28 June 2016

CITY PLANNING

Item: 121 CP - Fire Safety Complaint - 107 George Street, Windsor - (95498)

MOTION:

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

Refer to RESOLUTION

189 RESOLUTION:

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

That:

1. Council receive and note the inspection report and recommendations from the Commissioner of Fire and Rescue NSW.
2. A Fire Safety Notice and Order be issued to the owners of Lachlan Court, 107 George Street, Windsor, requiring the actions listed from items 4, 5 and 6 of this report to be carried out. The period for compliance with the Order is recommended to be 30 days.
3. Delegation to amend the Order (if appropriate) and otherwise resolve the outstanding matter be given to the Acting General Manager.
4. Council write to the Commissioner of Fire and Rescue NSW and advice of the inspection findings and action taken.

Item: 122 CP - Reporting of Variations Granted to Development Standards - (95498, 124414)

MOTION:

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

Refer to RESOLUTION

190 RESOLUTION:

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

That the report regarding the reporting of variations granted to development standards under Hawkesbury Local Environmental Plan 2012 be received and noted.

ORDINARY MEETING

Minutes: 28 June 2016

Item: 123 **CP - Updated Hawkesbury City Council Homelessness Policy 2016 (Draft) - (95498, 124414)**

Previous Item: 129, Ordinary (29 July 2014)

MOTION:

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Mackay.

Refer to RESOLUTION

191 RESOLUTION:

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Mackay.

That:

1. The information be received.
2. Council adopt the attached updated Hawkesbury City Council Policy, Homelessness Policy 2016 (draft) attached as Attachment 1 to this report.
3. Training be provided for relevant Council staff that come into contact with homeless people, particularly for people experiencing primary homelessness, i.e. sleeping rough in public places.
4. A Councillor Briefing Session be held in regard to an update on the implementation of the Policy.

ORDINARY MEETING

Minutes: 28 June 2016

INFRASTRUCTURE SERVICES

Item: 124 **IS - Road Naming Proposal Associated with DA0255/14 Pitt Town - (95495, 79346)**

Previous Item: 61, Ordinary (12 April 2016)

MOTION:

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

Refer to RESOLUTION

192 RESOLUTION:

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

That in accordance with the requirements of the Roads Act, 1993, the name Eden Circuit, Pitt Town, in connection with DA0255/14, be adopted for use.

Item: 125 **IS - Road Naming Proposal Associated with DA0794/14 Pitt Town - (95495, 79346)**

Previous Item: 62, Ordinary (12 April 2016)
157, Ordinary (29 July 2008)
65, Ordinary (8 April 2008)
266, Ordinary (27 November 2007)
246, Ordinary (13 November 2007)

MOTION:

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

Refer to RESOLUTION

193 RESOLUTION:

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

That in accordance with the requirements of the Roads Act, 1993, the name Glengarry Place, Pitt Town, in connection with DA0794/14, be adopted for use.

ORDINARY MEETING

Minutes: 28 June 2016

SUPPORT SERVICES

Item: 126 SS - Monthly Investments Report - May 2016 - (95496, 96332)

MOTION:

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

Refer to RESOLUTION

194 RESOLUTION:

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

The report regarding the monthly investments for May 2016 be received and noted.

Item: 127 SS - 2016/2017 Remuneration for Councillors and Mayor - (95496, 96332)

MOTION:

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

Refer to RESOLUTION

195 RESOLUTION:

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

That:

1. The annual fee for Councillors for 2016/2017 be set at \$18,840.
2. The additional annual fee for the Mayor be set at \$41,090, and the Deputy Mayor's additional annual fee be set at \$6,163.50, to be deducted from the Mayor's annual fee.

ORDINARY MEETING

Minutes: 28 June 2016

Item: 128 SS - Discharge of Mortgage to Richmond Club Limited - (95496, 112106, 3996)

MOTION:

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

Refer to RESOLUTION

196 RESOLUTION:

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

That:

1. Council endorse the issue of a Discharge of Mortgage in regard to 25 Woodlands Road, Wilberforce - Lot 274 DP813232 to Richmond Club Limited, and the necessary documentation be provided to LPI.
2. Authority be given for any documentation in association with this matter to be executed under the Seal of Council.

Item: 129 SS - Licence Agreement - Macquarie Towns Arts Society - Yarramundi Community Centre - (95496, 80153, 86820)

Previous Item: 37, Ordinary (8 March 2011)

MOTION:

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

Refer to RESOLUTION

197 RESOLUTION:

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

That

1. Council agree to enter into a Licence Agreement with the Macquarie Town Arts Society for their exclusive use of defined office and storage areas within the Yarramundi Community Centre on the basis outlined in this report.
2. The Seal of Council be affixed to the Licence Agreement.

ORDINARY MEETING

Minutes: 28 June 2016

Item: 130 **SS - Hawkesbury Nepean Community Legal Centre - Peppercorn Place, 320 George Street, Windsor - (95496, 96328, 83169)**

MOTION:

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

Refer to RESOLUTION

198 RESOLUTION:

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

That:

1. Council agree to enter into a Licence Agreement, as outlined in this report, with Hawkesbury Nepean Community Legal Centre in regard to vacant office space at Peppercorn Place, 320 George Street, Windsor as from 1 July 2016 for a period of six months with the provision for this agreement to be renewed for a further period of five years from 1 January 2017.
2. The Seal of Council be affixed to the Licence Agreement.

Item: 131 **SS - Outstanding Receivables - Bad Debts Write Off - (95496, 96332)**

MOTION:

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

Refer to RESOLUTION

199 RESOLUTION:

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

That Council write off the amount of \$570.80 and \$2,836.20 from Debtor Account numbers 7301404 and 7307526 respectively.

ORDINARY MEETING

Minutes: 28 June 2016

Item: 132 SS - Pecuniary Interest Returns - Designated Persons - (95496, 96333)

MOTION:

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

Refer to RESOLUTION

200 RESOLUTION:

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

That the information be received and noted.

ORDINARY MEETING

Minutes: 28 June 2016

SECTION 4 - Reports of Committees

ROC Human Services Advisory Committee - 12 May 2016 - (95498, 123486, 124414)

201 RESOLUTION:

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

That the minutes of the Human Services Advisory Committee held on 12 May 2016 as recorded on pages 159 to 161 of the Ordinary Business Paper be received.

ROC Local Traffic Committee - 20 June 2016 - (80245)

202 RESOLUTION:

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

That the minutes of the Local Traffic Committee held on 20 June 2016 as recorded on pages 162 to 181 of the Ordinary Business Paper be adopted.

ORDINARY MEETING

Minutes: 28 June 2016

QUESTIONS FOR NEXT MEETING

Councillor Questions from Previous Meetings and Responses - (79351)

Responses to Questions in relation to previous Questions for Next Meeting were provided and discussed.

ORDINARY MEETING**Minutes: 28 June 2016****Questions for Next Meeting**

#	Councillor	Question	Response
1	Rasmussen	Enquired if Mr Duncan, Chief Executive of RMS could be contacted to request information on the cost shifting on roads to local government and supplementary funding to Council and to request a meeting to discuss funding arrangements relating to this matter.	Director Infrastructure Services
2	Rasmussen	Enquired if the Signage Policy is on Council's website and if locating it could be made easier.	Acting Director Support Services
3	Calvert	Enquired if a 'Homeless bus' could be included in discussion with community groups in regard to homelessness initiatives.	Director City Planning
4	Calvert	Enquired if Thompson Square has heritage listing and if not, what is the process for Council to acquire heritage listing.	Director City Planning
5	Williams	Requested information on how much the Kable Street carpark toilets cost to build and if the aesthetics, for example a large crack through centre of slab, adding seats to the pans, increasing the timer on the tap and adding floor tiles, could be improved.	Director Infrastructure Services
6	Williams	Requested an update on moving the site of collection of garbage bins at Wheel Barrow Ridge Road and Greens Road intersection, Lower Portland.	Director City Planning
7	Porter	Requested that representations be made to the RMS to ensure that the 'No left turn' sign be returned to Court Street, Windsor.	Director Infrastructure Services
8	Porter	Enquired if Council has a position regarding dead stock being left unattended in paddocks.	Director City Planning

CONFIDENTIAL REPORTS

203 RESOLUTION:

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

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 Chambers during consideration of the following items:

Item: 133 IS - Land Acquisition - Parts 42, 58 and 62 Mount Tootie Road, Bilpin - (95495, 32429, 14222, 14221, 31459, 31460)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it relates to details concerning the acquisition of property by the Council 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.*

Item: 134 IS - Tender No. 00970 - Concrete Works - Reconstruction of Footpaths and Kerb and Gutter within the City of Hawkesbury - (95495, 79344)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act, 1993 as it relates to details concerning tenders for the supply of goods and/or services to Council 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.*

Item: 135 SS - Property Matter - Lease to Poletique Fitness Studios Pty Ltd - Shop 5, Glossodia Shopping Village - (95496, 112106, 129085)

*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.*

Item: 136 GM - Staff Matter - (79351)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(a) of the Local Government Act, 1993 as it relates to personnel matters concerning particular individuals (other than councillors).*

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.

The Mayor asked for representation from members of the public as to why Council should not go into closed Council to deal with these confidential matters.

There was no response, therefore, the Press and the public left the Council Chambers.

ORDINARY MEETING

Minutes: 28 June 2016

204 RESOLUTION:

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

Item: 133 **IS - Land Acquisition - Parts 42, 58 and 62 Mount Tootie Road, Bilpin - (95495, 32429, 14222, 14221, 31459, 31460) CONFIDENTIAL**

MOTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Mackay.

Refer to RESOLUTION

205 RESOLUTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Mackay.

That:

1. The acquisition of an area, in the order of 335m² within 42 Mount Tootie Road, Bilpin (Lot 4 in DP 247457) proceed and compensation in the amount detailed in this report be paid to the property owner.
2. The acquisition of an area, in the order of 181m² within 58 Mount Tootie Road, Bilpin (Lot 3 in DP 247457) proceed and compensation in the amount detailed in this report be paid to the property owner.
3. The acquisition of an area, in the order of 67m² within 62 Mount Tootie Road, Bilpin (Lot 2 in DP 247457) proceed and compensation in the amount detailed in this report be paid to the property owner.
4. Council bear all costs including disturbances where applicable, associated with the process of acquiring the subject portions of the land including, if applicable, the replacement of any fencing by the acquisition.
5. Authority be given for any documentation in association with this matter be executed under the Seal of Council.
6. Details of the 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 a resolution into effect has been agreed to and executed by all parties.

ORDINARY MEETING

Minutes: 28 June 2016

Item: 134 **IS - Tender No. 00970 - Concrete Works - Reconstruction of Footpaths and Kerb and Gutter within the City of Hawkesbury - (95495, 79344)**
CONFIDENTIAL

MOTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Mackay.

Refer to RESOLUTION

206 RESOLUTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Mackay.

That:

1. The tenders of the following companies be accepted for Minor Works Part A – Kerb and Gutter (Tender No. 00970) for a two year period with a one year option with works allocated in the following order as listed:
 - a) Roadlink Asphalt Pty Ltd
 - b) Grants Concreting Pty Ltd
 - c) Kelbon Project Services Pty Ltd

2. The tenders of the following companies be accepted for Minor Works Part B – Footpath (Tender No. 00970) for a two year period with a one year option with works allocated in the following order as listed:
 - a) Savage Earthmoving Pty Ltd
 - b) Roadlink Asphalt Pty Ltd
 - c) Kelbon Project Services Pty Ltd

3. Any required documentation be executed under the Seal of Council.

ORDINARY MEETING

Minutes: 28 June 2016

Item: 135 **SS - Property Matter - Lease to Poletique Fitness Studios Pty Ltd - Shop 5, Glossodia Shopping Village - (95496, 112106, 129085) CONFIDENTIAL**

MOTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Mackay.

Refer to RESOLUTION

207 RESOLUTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Mackay.

That:

1. Council agree to enter into a new lease with Poletique Fitness Studios Pty Ltd in regard to Shop 5, Glossodia Shopping Village, in accordance with the proposal outlined in the report.
2. Authority be given for any 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 Lessee, 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.

ORDINARY MEETING

Minutes: 28 June 2016

Item: 136 GM - Staff Matter - (79351) CONFIDENTIAL

MOTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Mackay, seconded by Councillor Porter.

Refer to RESOLUTION

208 RESOLUTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Mackay, seconded by Councillor Porter.

That Council concur with the course of action proposed by the Acting General Manager in the report in connection with this matter.

The meeting terminated at 9:10pm.

Submitted to and confirmed at the Ordinary meeting held on 12 July 2016.

.....
Mayor