



Hawkesbury City Council

ordinary meeting minutes

date of meeting: 13 March 2007

location: council chambers

time: 5:00 p.m.

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on Tuesday, 13 March 2007, commencing at 5:00pm.

ATTENDANCE

PRESENT: Councillor R Stubbs, Mayor, Councillor B Bassett, Deputy Mayor and Councillors T Books, B Calvert, K Conolly, T Devine, D Finch, C Paine, B Porter, P Rasmussen, N Wearne and L Williams

APOLOGIES

Apologies for absence were received from Councillors D Finch and P Rasmussen

57 RESOLUTION:

RESOLVED on the motion of Councillor Books and seconded by Councillor Bassett that the apologies be accepted.

Councillor Rasmussen arrived at the meeting at 5:08pm.
Councillor Finch arrived at the meeting at 7:51pm.

SECTION 1: Confirmation of Minutes

58 RESOLUTION:

RESOLVED on the motion of Councillor Wearne and seconded by Councillor Books that the Minutes of the Ordinary Meeting held on the 27 February 2007, be confirmed.

SECTION 3 - Notices of Motion

NM 1 - Rotary Stimulus Centre Name Plaque - (90480, 96328)

MOTION:

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

Refer to RESOLUTION

59 RESOLUTION:

RESOLVED on the motion of Councillor Books, seconded by Councillor Rasmussen

That the Rotary Stimulus Centre name plaque be returned to the Building in Stewart Street, South Windsor.

NM 2 - Public Meetings - (107, 80105)

MOTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Paine.

Refer to RESOLUTION

60 RESOLUTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Paine

That no public meetings be held on nights where Councillors will be attending Council meetings, briefings and any other public consultative forums which are hosted or initiated by Council.

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NM 3 - Rural Residents to be Notified of Neighbouring Development Applications - (95498, 80105)

MOTION:

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

Refer to RESOLUTION

61 RESOLUTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Rasmussen

That there be a requirement to notify Development Applications for rural properties to surrounding residents with the exception of: Exempt and Complying Development, demolition of non-heritage items, tennis courts (private use and without lights) and other minor development as described in Section 3.3 of the DCP where such development is of negligible impact on public amenity and negligible fire impact.

NM 4 - Grant for Richmond Pool - (95495, 80105, 87215)

Councillor Bassett declared an interest in this matter as Mr Allan Shearan, MP is his opponent for the seat of Londonderry in the upcoming State Election. He left the meeting and did not take part in voting or discussion on the matter.

Ms Kim Smith and Ms Marie Warby, proponents, addressed the Council

The NOTICE OF MOTION was withdrawn by Councillor Williams.

SECTION 4 - Reports for Determination

GENERAL MANAGER

Item: 38 GM - Citizen of the Year Award Policy - (107, 79351, 79356)

MOTION:

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

Refer to RESOLUTION

62 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Books

That:

1. The current "Australia Day Citizen of the Year Policy" details be archived.
2. The reviewed "Citizen of the Year Award Policy" be adopted.

Item: 39 GM - Media Policy - (79351, 79356)

Previous Item: 278, Ordinary (28 November 2007)

MOTION:

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

Refer to RESOLUTION

63 RESOLUTION:

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Finch

That:

1. Council archive the current policy "Privileges to Media Circulating or Broadcasting in the Hawkesbury City"
2. Council adopt the Media Policy to establish protocols and consistent methods for managing communication between the Council and all media, to ensure coordinated, accurate and reliable presentation.

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CITY PLANNING

Item: 40 **CP - Truck Depot, Lot 2 DP220161, 251 Windsor Road, Vineyard NSW 2765 - (95498, 83535, 88784, DA0633/06)**

Mr Patrick Hurley, proponent, addressed the Council

MOTION:

RESOLVED on the motion of Councillor Devine, seconded by Councillor Books.

Refer to RESOLUTION

64 RESOLUTION:

RESOLVED on the motion of Councillor Devine, seconded by Councillor Books.

That:

1. Consultation be undertaken with the RTA and the applicant in relation to the likelihood of the need for a service road.
2. A further report be submitted to Council providing suitable conditions of consent, on a 'Without Prejudice' basis.

65 RESOLUTION:

RESOLVED on a FORESHADOWED motion moved by Councillor Devine, seconded by Councillor Rasmussen.

That the General Manager provide a feasibility report to Council on the development of a Hawkesbury Local Government area wide land use strategy.

Item: 41 **CP - Pitt Town Investigation 2006 - Independent Report - (95498, 87959, 103216)**

Previous Item: 214, Ordinary (12 September 2006)

Mr John Hager, Mr Ian Johnston and Mr Harvey Read, proponents, addressed the Council.
Mr Neil Selmon, from Neil Selmon Consulting Services Pty Ltd answered questions from Councillors

MOTION:

A MOTION was moved by Councillor Williams, seconded by Councillor Rasmussen

That:

1. The report of independent town planner, Neil Selmon Consulting Services Pty Ltd be received.

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2. Council resolve not to prepare a draft local environmental plan pursuant to section 54 of the Environmental Planning and Assessment Act 1979 to alter the planning controls affecting the Pitt Town investigation area as described in the "Environmental Investigation - Pitt Town Village" prepared by Don Fox Planning Pty Ltd on behalf of the Johnson Property Group.
3. Council advise the applicant, Department of Planning and NSW State Emergency Service of its decision.

An AMENDMENT was moved by Councillor Devine, Seconded by Councillor Books

Refer to RESOLUTION

The amendment was carried.

The amendment then became the motion which was put and carried.

66 RESOLUTION:

RESOLVED on the AMENDMENT moved by Councillor Devine, seconded by Councillor Books.

That Council:

1. Conduct a site inspection at Pitt Town.
2. Request further advice from the Department of Planning after the State Election on 24 March 2007 and the subsequent appointment of the Minister for Planning.

COMMERCIAL STRATEGY

Item: 42 **CS - E-Commerce/Markets Advisory Committee - (95497, 91367)**

MOTION:

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

Refer to RESOLUTION

67 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Books

That:

1. A letter be sent to the Department of State and Regional Development, with a copy of the EMAC - Business Cost Differentials Status Report, requesting that the Department facilitate a proposal to the State Government with a cluster focus, seeking assistance for businesses in the Hawkesbury highlighting the impact of high costs on utilities and other business related costs.
2. Council prepare a policy for the Use of Public Lands for Static Displays, for the purpose of assisting local event organisers in the promotion of major community events and that the policy constitute a (internal) procedure and associated guidelines for use by any customer seeking to display on Council lands.
3. Council form a working party comprising Councillor Devine, Mr Ewin, Ms Mann and representatives of Hawkesbury City Chamber of Commerce, Windsor Business Group and Windsor Craft Markets to conduct a review of the Windsor Mall Regulations, which maybe incorporated into Resolution (1), to ensure alignment with the objectives of Council.
4. Council investigate other locations for additional Community Banner Poles (horizontal) on the Richmond Road entrance to the LGA.

Item: 43 **CS - Hawkesbury Business Christmas Decorations Competition - Outcomes - (91811)**

Previous Item: 168, Ordinary (25 July 2006)
 215, Ordinary (12 September 2006)

MOTION:

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

Refer to RESOLUTION

68 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Books

That Council:

1. Not proceed with year three of the Hawkesbury Business Christmas Decorations Competition in 2007.
2. Defer consideration of re-commencing the program as a business development strategy until 2008 through the 2008/2009 Budget process.

EXTERNAL SERVICES

Item: 44 **ES - Draft Customer Service and Communication Strategy - (96328, 95494)**

Previous Item: 298, Ordinary (12 December 2006)
 231, Ordinary (26 September 2006)

MOTION:

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

Refer to RESOLUTION

69 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch

That the draft Customer Service and Communication Strategy for Hawkesbury City Council, prepared in accordance with objectives contained in Council's Strategic Plan, be adopted.

Councillor Porter requested that his name be recorded as having voted against the motion.

Item: 45 **ES - Draft Community Engagement Policy - (96328, 95494)**

MOTION:

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

Refer to RESOLUTION

70 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Williams

That the Draft Community Engagement Policy be placed on public exhibition for a period of 28 days.

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Item: 46 **ES - Strategic Planning - Community Engagement Strategy - (96328)**

MOTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Finch.

Refer to RESOLUTION

71 **RESOLUTION:**

RESOLVED on the motion of Councillor Williams, seconded by Councillor Finch

That Council approve the proposed community engagement strategy, as outlined in the report, to inform the development of the 10 year Community Strategic Plan.

Item: 47 **ES - Draft Sponsorship Policy - (96328, 95494)**

Previous Item: 297, Ordinary (12 December 2006)
 104, Ordinary (30 May 2006)

MOTION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Williams.

Refer to RESOLUTION

72 **RESOLUTION:**

RESOLVED on the motion of Councillor Finch, seconded by Councillor Williams

That:

1. The draft Sponsorship Policy, prepared in accordance with the guidelines issued by the Independent Commission Against Corruption, be adopted with the addition of the words "in consultation with the Mayor" at the end of clauses 5.1 and 15.1.
2. Council continue to meet all current commitments within Sec 356 financial assistance programs for the 2007/2008 financial year (subject to the confirmation of funding allocations following the adoption of the 2007/2008 financial plan and financial estimates).
3. A further report be reported to Council by November 2007, to advise of progress in the realignment of existing Sec 356 financial assistance programs in conformance with the draft Sponsorship Policy. The report to outline the proposed timing and process for seeking applications and expressions of interest for grants, subsidies and event sponsorship agreements for the 2008/2009 financial year and beyond.

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SUPPORT SERVICES

Item: 48 **SS - Consultants Utilised by Council - 1 January to 30 June 2006 and 1 July to 31 December 2006 - (95496, 79337)**

Previous Item: 187, Ordinary (14 June 2005)
 331, Ordinary (1 November 2005)
 19, Ordinary (31 January 2006)

MOTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Finch.

Refer to RESOLUTION

73 RESOLUTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Finch

That the information concerning consultancies utilised by Council during the periods 1 January to 30 June 2006 and 1 July to 31 December 2006 be received.

Item: 49 **SS - Declassification of Waste Management as a Business Activity - (96332)**

MOTION:

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

Refer to RESOLUTION

74 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Williams

That Council declassify Waste Management as a Category 1 Business Activity effective from 30 June 2007.

CONFIDENTIAL REPORTS

75 RESOLUTION:

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

That the confidential items be moved to the end of the business paper to be dealt with last.

76 RESOLUTION:

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

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: 50 SS - 03FY07 - Tenders for the Provision of Banking Services

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) 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 disclosed in an open meeting, would on balance, be contrary to the public interest.*

Item: 51 SS - Property Matter - Shop 4 Glossodia Shopping Centre

*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 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: 52 SS - Property Matter - Shop 1 Wilberforce Shopping Centre

*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 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.

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.

77 RESOLUTION:

This is Page 12 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held at the Council Chambers, Windsor, on Tuesday, 13 March 2007

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RESOLVED on the motion of Councillor Wearne, seconded by Councillor Porter that open meeting be resumed.

Item: 50 SS - 03FY07 - Tenders for the Provision of Banking Services - (107, 95496)
CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

78 RESOLUTION:

The General Manager advised, that whilst in closed session, Council RESOLVED on the motion of Councillor Calvert, seconded by Councillor Finch

That:

1. Council accept the tender submitted by the Commonwealth Bank of Australia for the provision of Banking Services to Council as per the tendered schedule of prices.
2. The Seal of Council be affixed to the necessary documentation in this regard, if necessary.

Item: 51 SS - Property Matter - Shop 4 Glossodia Shopping Centre - (95496, 78320, 87149, 89337) CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

79 RESOLUTION:

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

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That:

1. Council agree to enter into a lease with Mr Jud Haines, trading as "Glossodia's Country Fresh Meats" in regard to Shop 4, Glossodia Shopping Centre, 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 current lessees and 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 resolution into effect has been agreed to and executed by all parties.

Item: 52 SS - Property Matter - Shop 1 Wilberforce Shopping Centre - (95496, 34779, 86218, 102508) CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

80 RESOLUTION:

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

That:

1. Council agree to enter into a new lease Mr David Spencer trading as "Stonehill Rural Services" in regard to Shop 1, Wilberforce Shopping Centre 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 resolution into effect has been agreed to and executed by all parties.

SECTION 5 - Reports of Committees

ROC - Local Traffic Committee - 21 February 2007 - (80245, 95495)

81 RESOLUTION:

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

That the minutes of the Local Traffic Committee held on 21 February 2007 as recorded on pages 73 to 90 of the Ordinary Business Paper be adopted.

SUPPLEMENTARY REPORTS

Item: 53 **IS - Earth Hour - 31 March 2006 - (95495)**

MOTION:

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

Refer to RESOLUTION

82 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch

That:

1. Council participate in Earth Hour by switching off all non-essential lighting for one hour at 7.30pm on Saturday, 31 March 2007;
2. Residents and businesses be encouraged to participate in Earth Hour through appropriate media channels.

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QUESTIONS WITHOUT NOTICE

1. Councillor Finch referred to correspondence she had provided to the Director Infrastructure Services regarding a youth club and asked if serious consideration could be given to helping the young youth group.

The Mayor advised that consideration would be given to the matter.

2. Councillor Finch referred to an approval from six months ago for 261 Cattai Road for a commercial nursery. She advised that one of the conditions of consent was that the owner clear up the land straight away, which hasn't happened and asked if there was anything else that could be done.

The Mayor advised that the matter would be investigated.

3. Councillor Finch referred to the right of way between Kurrajong Road and Old Bells Line of Road. She advised that a resident has written to Council and not yet received a reply.

The Director Infrastructure Services advised that the matter was being investigated and advised that it is a public road and Council will be doing some maintenance work on the road in the near future.

Councillor Finch asked if the resident could be advised.

4. Councillor Books enquired about Linden on George and what it was going to be used for.

The Director Support Services advised that there was nothing in the terms of sale that required the Council to be advised of future use and at this point in time he was not aware of the proposed use of the property by the new owner.

5. Councillor Books requested that a garbage bin be installed near the parking area at the new Memorial in Ham Common as people have been littering because there is no bin.

The Director Infrastructure Services advised that there is currently a bin on the eastern side of the car park area, but an additional bin can be installed on the western side of the car park.

6. Councillor Books enquired about the cost of the flood free access to Forbes Street. He advised that he had recently read in a political brochure that it had cost around \$170,000,000 and asked if Council knew what it has actually cost.

Councillor Bassett advised that the Flood free access itself has not cost \$170,000,000, the Windsor Road upgrade program has blown out by \$170,000,000.

7. Councillor Calvert advised that Kurrajong Heights Community members are very pleased with their new playground equipment and the consultation process that took place. The community members have asked that the message be passed on with their thanks to the staff.

8. Councillor Paine enquired as to when the meeting workshop about the museum will be taking place.

The Director External Services advised that the museum meeting is expected to be included at the next briefing session to be held on the first Tuesday in May 2007.

Councillor Paine asked what cost Council could be up for the Deed of Agreement.

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The Director External Services advised that an estimate of the cost for looking at implications of the proposed Deed of Agreement will be provided to Councillors.

9. Councillor Paine enquired about the light signs on the Riverview Centre on Johnston Street and asked where this matter was up to.

The Strategic Planner, City Planning advised that the Development Application for the signs is still to be determined and advised that the light signs have been turned off in the short term while the application is being assessed.

10. Councillor Paine referred to 703 George Street and the issues relating to the next door property and the illegal fill and motorbike course and asked if Council was looking into this matter.

The Director External Services advised that the matter has been investigated and notices have been issued on the site.

11. Councillor Williams asked if there have been any further developments in relation to the Lot Averaging Development and Community Title Area at London Place, Grose Wold.

The Strategic Planner, City Planning advised that the matter is currently being investigated.

12. Councillor Williams asked if it was true that there is \$168,000 quarantined for the cycleway/pedestrian bridge over Rickaby Creek and if this is true, when will the bridge be going ahead.

The Director Infrastructure Services advised that a grant was announced recently and Council has some money identified in Section 94 Funding to match the grant. He advised that now the funding had come through, the designs will be finalised and plans will go ahead.

13. Councillor Williams advised that the proprietor of Sackville shop, Peter Scanlon, had requested that the road verge in front of his shop be repaired as it has sunk and is ponding water when it rains. Councillor Williams suggested that the shop owner may be willing to contribute funds towards repairs.

The Director Infrastructure Services advised that the matter would be investigated.

14. Councillor Rasmussen asked where the money was going to come from for the dollar for dollar grant for the Richmond Pool Maintenance Upgrade and where will it come from in the future.

The General Manager advised that the money was part capital works and part Section 94A, there was approximately \$940,000 that was budgeted for in Section 94A funds. He advised that the legislation was changed late last year and the income coming to Council as a result of Section 94 changes is running significantly under projections. There is approximately \$180,000 there at present and Council projected \$500,000. Not only are there implications for the pool funding but also for other grants that Council applied for on the basis that the money would be forthcoming from Section 94A.

Councillor Rasmussen asked if the upgrade was in some jeopardy.

The General Manager commented that he believed it a very good analysis based on changed circumstances for Section 94A which will be reported back to Council as staff are still going through the changes from the Minister and the projections that haven't been realised.

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15. Councillor Rasmussen asked if Council owns the Black Stump property and enquired about who is responsible for maintenance of the grounds.

The General Manager advised that Council owns the property and that the lease would need to be checked to see who is responsible for ground maintenance.

16. Councillor Rasmussen asked if Councillors were going to get a listing of attendance costs and details for the conferences attended by Councillors for this year.

The General Manager advised that the information would be provided to Councillors.

17. Councillor Rasmussen asked if Councillors were going to get a list of monies and what those monies were for that have been quarantined in the budget.

The Director Support Services advised that at this stage there is no general purpose for the quarantined amounts but Councillors would be provided with details in the near future.

18. Councillor Rasmussen requested that the deep potholes in Yarramundi Lane be repaired.

The Director Infrastructure Services advised that maintenance work would be undertaken.

19. Councillor Devine enquired if the Minister for Planning's most recent 117 directions now place the Windsor flood evacuation route at half a metre below the 1% residential fall height standard.

The Strategic Planner, City Planning advised that the matter would be investigated, but commented that the 117 directions refer to directions to Council when preparing local environmental plans.

20. Councillor Devine asked how many development applications have been received in the last two weeks.

The Director City Planning advised that the information would be provided to Councillors.

21. Councillor Conolly referred to the previous questions in relation to the Museum Deed of Agreement meeting that was agreed to be held as part of a workshop with Councillors. He advised that it occurred to him at the time, that Council has a standing policy that Councillor Briefing Sessions are for Councillors only and we wouldn't invite external people. He asked if a different date could be considered for the museum meeting so external people could be included.

The General Manager advised that a separate meeting will be held and is to occur before the next Councillor Briefing Session to be held on 6 May 2007.

22. Councillor Conolly referred to 703 George Street and the problems regarding the illegal fill and motorbike course and asked what sort of orders were put in place and what actions had been taken.

The Director External Services advised that a Clean up Notice to remove the soil that had been deposited. The owners made a request to Council to put a stay on the notice because they are seeking development consent to legitimise the use of the premises as a motorbike facility. She advised that the development application is currently still being assessed. Allegations have been made that additional fill has come into the property as recently as last week so Council is now investigating that matter and there has been representation made again from the owners in regard to that and whether an additional order will need to be placed on them to remove the fill that has come onto the site.

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23. Councillor Conolly enquired if putting fill on land that is below the 1% flood level triggers other regulations and is it prohibited by any of our planning instruments?

The Director City Planning advised that it would require a development consent and would depend on what the level the land is and how much fill is involved.

24. Councillor Conolly asked if Council had any control plans relating to activities such as a trail bike track and does Council have anything to assess it against?

The Director City Planning advised that he is not aware of any but they would get assessed against legislation and merit case issues.

25. Councillor Porter requested Council write to the appropriate rate payers who own properties that are effected by the new flood levels and explain that it is the State Government that implements the flood levels and not the Council.

The General Manager advised that this would require a Notice of Motion.

26. Councillor Porter requested a report on the bitumen sprays and hot mix that Council is currently using as it does not seem to be up to the standard expected.

The Director Infrastructure Services advised that there has been some anomalies with the hot mix over the last few loads and Council is currently talking to the suppliers to find out what is going on.

27. Councillor Porter asked that Council request a copy of the scientific study that was taken on the Hawkesbury River from the appropriate Minister.

28. Councillor Wearne enquired about the building of the shed for the Wilberforce Fire Control as there seems to be no progress being made at present.

The Director Infrastructure Services advised that the shed has been delivered however the weather has been an issue and delayed the progress. He advised there was also a problem with a petrol tank that was underneath part of the slab, the tank is to be pumped out and filled with sand. The work is expected to be completed as soon as possible.

29. Councillor Wearne referred to a letter submitted by the School of Arts at Wilberforce requesting the underfloor area of the building be enclosed. He advised that the Committee is happy to contribute half of the cost to have the work completed as they feel it is dangerous because anybody can get access to the area.

The Director Infrastructure Services advised that a risk assessment has been completed and the risk considered minimal however, it would be generous if the Committee would contribute half of the cost to have the works completed.

The meeting terminated at 9:55pm

Submitted to and confirmed at the Ordinary meeting held on 27 March 2007

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Mayor