



Hawkesbury City Council

ordinary  
meeting  
minutes

date of meeting: 11 October 2016  
location: council chambers  
time: 6:30 p.m.



**ORDINARY MEETING**

**Minutes: 11 October 2016**

**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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## ORDINARY MEETING

Minutes: 11 October 2016

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 11 October 2016, commencing at 6:32pm.

Father Reginaldo Lavilla of St Matthews Catholic Church, Windsor, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

### ATTENDANCE

**PRESENT:** Councillor M Lyons-Buckett, Mayor, Councillor B Calvert, Deputy Mayor and Councillors P Conolly, E-J Garrow, A Kotlash, P Rasmussen, P Reynolds, S Richards, J Ross, T Tree, D Wheeler and N Zamprogno.

**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, Acting Chief Financial Officer – Vanessa Browning, Acting Manager Corporate Services and Governance – Linda Hewitt and Administrative Support Coordinator - Natasha Martin.

Councillor Rasmussen arrived at the meeting at 6:33pm.

### SECTION 1 - Confirmation of Minutes

#### 302 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Calvert that the Minutes of the Ordinary Meeting held on the 30 August 2016, be confirmed.

#### 303 RESOLUTION:

RESOLVED on the motion of Councillor Richards and seconded by Councillor Rasmussen that the Minutes of the Extraordinary Meeting held on the 27 September 2016, be confirmed.



**ORDINARY MEETING**

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**SECTION 2 - Mayoral Minutes**

**MM1**

**Position of General Manager - (79351, 79353, 125612)**

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**MOTION:**

RESOLVED on the motion of Councillor Lyons-Buckett.

*Refer to RESOLUTION*

**304 RESOLUTION:**

RESOLVED on the motion of Councillor Lyons-Buckett.

That Council:

1. Establish a selection panel to carry out the task of the recruitment of a General Manager of Council with the selection panel having the following members:
  - a) The Mayor, Councillor Lyons Buckett
  - b) The Deputy Mayor, Councillor Calvert
  - c) One other Councillor
  - d) One independent recruitment consultant.
2. Select the other Councillor to be a member of the selection panel.
3. The Mayor, Councillor Lyons-Buckett ensure that:
  - a) The selection panel is established.
  - b) The General Manager position description is current and evaluated in terms of salary to reflect the responsibilities of the position.
  - c) The proposed salary range reflects the responsibilities and duties of the position.
  - d) The position is advertised according to the requirements of the Local Government Act 1993.
  - e) Information packages are prepared.
  - f) Applicants selected for interview are notified.
4. Seek quotations from three recruitment agencies to:
  - a) Engage a suitably qualified person independent of Council to be a member of the selection panel.
  - b) Assist the Mayor, Councillor Lyons-Buckett in the facilitation of the recruitment of a General Manager as outlined in the Mayoral Minute.
5. The quotation process for the engagement of a recruitment agency be reported back to Council for a decision on the appointment of an agency.

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**MOTION:**

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

*Refer to RESOLUTION*

**305 RESOLUTION:**

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

That Councillor Conolly be appointed to the selection panel for the recruitment of a General Manager of Council.

**MM2**

**Rope Barrier and Security Guard Presence - (79351, 79353, 125612)**

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**MOTION:**

RESOLVED on the motion of Councillor Lyons-Buckett.

*Refer to RESOLUTION*

**306 RESOLUTION:**

RESOLVED on the motion of Councillor Lyons-Buckett.

That:

1. Council remove the rope barrier and security guard presence from Council meetings.
2. Security be employed at the discretion of the General Manager, in consultation with the Mayor, for any Council meetings where it is deemed probable that such a presence may be required.

**ORDINARY MEETING**

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**SECTION 3 - Reports for Determination**

**PLANNING DECISIONS**

**Item: 197**                    **CP - DA0059/16 - 163 Glenidol Road, Oakville - Lot10 DP 239937 - Tourist and Visitor Accommodation - (94598, 4891, 4892)**

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Ms Mary Vella and Mr Greg Hall addressed Council, speaking against the recommendation.

**MOTION:**

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

***Refer to RESOLUTION***

**307 RESOLUTION:**

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

That Council as the consent authority pursuant to Clause 80(3) of the Environmental Planning and Assessment Act 1979 approve Development Application No. DA0059/16 for Tourist and Visitor Accommodation on Lot 10 DP239937, known as 163 Glenidol Road, Oakville, 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 buildings shall comply with the National Construction Code/Building Code of Australia (BCA).
3. The approved use shall not commence until all conditions of this Development Consent have been complied with.
4. The buildings shall not be used or occupied prior to the issue of an Occupation Certificate.
5. A Building Certificate must be issued prior to the issue of an Occupation Certificate.
6. This development falls within the Sewerage Scheme controlled by Council. Therefore Council is the approving authority for all sewer works.

***Prior to Issue of a Building Certificate***

7. An Application to Install a Sewage Management Facility must be submitted to and be approved by Council prior to the issue of a Building Certificate. The dedicated land application area for the property shall be shown on the plans.
8. The works identified in the Structural Engineer's report by Pratt Engineers Pty Ltd dated 28 October 2015 shall be completed prior to the issue of a Building Certificate.
9. The commitments listed in the BASIX Certificate must be fulfilled. Evidence shall be provided to Council prior to the issue of a Building Certificate.

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10. An automatic fire detection and alarm system shall be installed in the building in accordance with the Building Code of Australia for Class 1b structures. Alarms and detectors shall be installed by a licensed electrician and multiple alarms shall be interconnected. A Certificate of Compliance shall be provided to the Council prior to the issue of a Building Certificate.
11. A system of lighting must be installed to assist evacuation of occupants in the event of fire. The lighting system must be activated by a smoke alarm in accordance with Clause 3.7.2.5 of the Building Code of Australia. A Certificate of Compliance from an electrician is required to be provided.
12. All roof water shall be collected and drained into a drainage pit of adequate size and be located so as to not interfere with any other property or sewer drainage system. Alternatively, drainage shall discharge to the dam on-site.

### ***Prior to the Issue of interim Occupation Certificate***

13. A bitumen sealed rural footway crossing minimum six metres wide shall be constructed between the edge of the sealed road pavement and the property boundary in accordance with Hawkesbury Development Control Plan Appendix E, Civil Works Specification. This work must be completed prior to the issue of the Occupation Certificate.
14. A written clearance, in the form of a current Approval to Operate a System of Sewage Management, from Council (as the local sewer authority) that the development is suitably connected to the on-site sewerage management system, is required to be submitted to the Principal Certifying Authority prior to the issue of an interim occupation certificate.
15. The following certificates are to be provided, stating the name of person or company carrying out the installation, type of material and the relevant Australian Standard to which installed:
  - a) The type and method of termite treatment (complying with AS 3660) provided to walls and floors, pipe penetrations, jointing of new work to existing and slab perimeters. A copy of the termite treatment and materials used shall also be securely fixed inside the meter box for future reference.
  - b) A Certificate for glazing used in the development. Glazing materials installed in the building in accordance with AS1288 and AS2047 - Glass in Buildings - Selection and Installation, e.g. windows, doors, footlights, balustrades and shower screens. (Note: The certificate is required to be signed by the manufacturer and installer).

### ***Use of the Development***

16. The tourist and visitor accommodation buildings shall not be used for permanent occupation as a residence and shall only be used for short term tourist accommodation. The buildings shall not be made available for long term accommodation. In this regard, any continuous length of stay is to be restricted to no more than four weeks.
17. A copy of the guest register is to be kept from the date of the issue of an occupation certificate. This register is to be kept onsite and shall be made available at the request of Council Officers.
18. Any external lighting shall be directed in such a manner so that no nuisance is caused to adjoining properties or to drivers on surrounding streets.

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**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 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.
- \*\*\* 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.
- \*\*\* 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 road.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Ross
Councillor Conolly	
Councillor Garrow	
Councillor Kotlash	
Councillor Lyons-Buckett	
Councillor Rasmussen	
Councillor Reynolds	
Councillor Richards	
Councillor Tree	
Councillor Wheeler	
Councillor Zamprogno	

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**Item: 198**                    **CP - DA0095/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663 - Dwelling house with attached garage on proposed lot 104 - (94598, 109615)**

**Previous Item:**            156, Ordinary (9 August 2016)

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Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

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Mr John Thomas, Ms Sandi Herbert, Mr Bert Barry, Ms Margaret Padgen and Mr Michael Want addressed Council, speaking against the recommendation.

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

That Council as the consent authority pursuant to Clause 80(3) of the Environmental Planning and Assessment Act 1979 issue a "Deferred Commencement" consent for Development Application No DA0095/16 for a dwelling house on Proposed Lot 104 in Lot 342 DP1199663, known as 86 Arthur Philip Drive, North Richmond, subject to the following conditions:

**Schedule 1 – Deferred Commencement Consent**

Hawkesbury City Council as the consent authority pursuant to Clause 80(3) of the EPA Act 1979 grants "Deferred Commencement" consent to Development Application No. DA0095/16 subject to following Schedule 1 matter being satisfied:

- A. The proposed allotment shall be registered and created with Land and Property Information (LPI). Written evidence of this registration and creation shall be provided to Council.

The information to satisfy this requirement must be submitted to Hawkesbury City Council within two years of the date of this consent. Upon Council’s written approval of satisfactory compliance with the "Deferred Commencement" matter listed above, the development consent will become operative subject to the following operational conditions:

**Schedule 2 – Recommended Conditions**

**General**

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

<b>Architectural Drawing Number</b>	<b>Prepared by</b>	<b>Dated</b>
Drawing No. DA00 Rev ‘A’ – Cover Sheet	PAA Design	16 February 2016
Drawing No. DA01 Rev ‘A’ – Ground Floor Plan	PAA Design	16 February 2016
Drawing No. DA02 Rev ‘A’ – Elevations	PAA Design	16 February 2016
Drawing No. DA03 Rev ‘A’ – Section	PAA Design	16 February 2016
Drawing No. DA05 Rev ‘A’ – Stormwater and Erosion and Sediment Control Plan	PAA Design	16 February 2016
BASIX Certificate No. 704721S_03	EcoMode Design	19 February 2016
Drawing No. L – 01 Rev ‘C’ – Landscape Plan	EcoDesign	22 February 2016
Drawing No. L – 02 Rev ‘C’ – Landscape Details	EcoDesign	22 February 2016
Drawing No. L – 03 Rev ‘C’ – Fence Details	EcoDesign	22 February 2016

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<b>Architectural Drawing Number</b>	<b>Prepared by</b>	<b>Dated</b>
Drawing No. L – 04 Rev 'C' – Fence Details	EcoDesign	22 February 2016

2. No excavation, site works or building works shall be commenced prior to the issue of a Construction Certificate.
3. The building shall not be used or occupied prior to the issue of an Occupation Certificate.
4. The development shall comply with the provisions of the Building Code of Australia (BCA)/National Construction Code.
5. The commitments listed in the BASIX Certificate for this development must be fulfilled.
6. The accredited certifier shall provide copies of all Part 4A Certificates issued under the Environmental Planning and Assessment Act 1979 to Hawkesbury City Council within seven days of issuing the certificate. A registration fee applies.

***Prior to Issue of the 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 building works.

7. The payment of a long service levy is required under Part 5 of the Building and Construction Industry Long Service Payments Act 1986 in respect to this building work. Proof that the levy has been paid is to be submitted to the Principal Certifying Authority prior to the issue of the Construction Certificate. All building works in excess of \$25,000 are subject to the payment of a Long Service Levy at the rate of 0.35%. Payments can be made at Long Service Corporation offices or at most Councils.
8. A qualified Structural Engineer's design for all reinforced concrete and structural steel shall be provided to the Principal Certifying Authority prior to release of the Construction Certificate.

***Prior to Commencement of Works***

9. 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.
10. At least two days prior to the commencement of works, notice is to be given to Hawkesbury City Council in accordance with the Environmental Planning and Assessment Regulation 2000.
11. A sign displaying the following information is to be erected adjacent to each access point and to be easily seen from the public road:
  - 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 seven day emergency numbers)
  - d) the name and contact number of the Principal Certifying Authority.

The sign is to be maintained for the duration of the works.

12. 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 the commencement of works.

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13. The building shall be set out by a Registered Surveyor. A Survey Certificate showing the position of the building's external walls and fencing under construction and in compliance with the approved plans shall be lodged with the Principal Certifying Authority at an early stage of construction. Any easements must be shown on the Survey Certificate.
14. Toilet facilities (to the satisfaction of Council) shall be provided for workers throughout the course of building operations. Such a facility shall be located wholly within the property boundary.
15. Erosion and sediment control devices are to be installed and maintained at all times during site works and construction.
16. The approved plans must be submitted to Sydney Water for approval. Following this assessment, the approved plans are to be appropriately stamped. The approved stamped plans must be provided to the Principal Certifying Authority prior to the commencement of works.

Please refer to the web site <http://www.sydneywater.com.au/tapin/index.htm> or telephone 1300 082 746 Monday to Friday 8:30am to 5:30pm.

### ***During Construction***

17. 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 and 6pm and on Saturdays between 8am and 4pm.
18. The site shall be secured to prevent unauthorised access and the depositing of unauthorised material.
19. 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.
20. Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.
21. 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 must be contained and removed to a Waste Disposal Depot.
22. Compliance certificates (known as Part 4A Certificates) as are to be issued by the nominated Principal Certifying Authority for critical stage inspections as detailed in the Environmental Planning and Assessment Regulation 2000 and as required by Section 109E(3)(d) of the Environmental Planning and Assessment Act 1979.
23. 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. Roof water (including overflow from water storage vessels) shall be drained to the street gutter or benefitted drainage easement. All drainage lines across the footpath shall be 100mm sewer grade pipe with a suitable kerb adaptor.
24. All necessary works shall be undertaken to ensure that any natural water flow from adjoining properties is not impeded or diverted.



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### ***Prior to Issue of an Occupation Certificate***

25. A 1.2m high pool style fence shall be constructed on the internal retaining wall to address safety impacts.
26. The landscaping to the rear of the property (between the internal retaining wall and rear boundary fence) shall be selected to address privacy impacts to the senior's housing development. In this regard, landscaping is to consist of an evergreen species with a dense growth habit to a mature height that will be approximately 500mm above the top of the existing rear boundary fence. These plants are to consist of advanced specimens with a minimum pot size of 45L.
27. The front fencing shall be designed to ensure that any gates will not intrude on Council land.
28. The following certificates are to be provided, stating the name of person or company carrying out the installation, type of material and the relevant Australian Standard to which installed:
  - a) The type and method of termite treatment (complying with AS3660) provided to walls and floors, pipe penetrations and slab perimeters. A copy of the termite treatment and materials used shall also be securely fixed inside the meter box for future reference.
  - b) A certificate for glazing used in the development:
    - (i) Glazing materials, e.g. windows, doors, footlights, balustrades and shower screens, are installed in the building in accordance with AS1288 'Glass in Buildings – Selection and Installation' and AS2047 'Windows and external glazed doors in buildings'.
    - (ii) Engineering certification must be provided to the Principal Certifying Authority for glass balustrading used in the development. The balustrade must be designed and installed in accordance with AS/NZS1170.1.
  - c) A certificate for waterproofing detailing compliance with AS3740.
  - d) An automatic smoke detection system installed in residential development by a licensed electrician. Smoke alarms must comply with AS3786 and be connected to the consumer mains power where supplied to the building.
  - e) A statement or other suitable evidence shall be submitted to the Principal Certifying Authority certifying that all commitments made on the BASIX Certificate have been implemented and installed as approved.
29. A 900mm wide easement for maintenance and access benefiting the subject allotment shall be obtained and registered over Lot 105. This easement shall be created to allow the dwelling's eastern wall located in close proximity to the boundary to be accessed for maintenance.

Evidence of the obtainment and registration of this easement shall be provided to the Principal Certifying Authority prior to the release of the Occupation Certificate.
30. A Restriction as to User is to be created on the Title which states that the fence and landscaping required in conditions 25 and 26 of this consent are to be maintained in accordance with those conditions by the property owner at their expense.
31. Prior to the issue of any Occupation Certificate, any air-conditioning units or other noise generating plant must not be located on the northern elevation of the proposed structure.

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

That the Development Application No. DA0095/16 be received and noted.

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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 amendment, the results of which were as follows:

<b>For the Amendment</b>	<b>Against the Amendment</b>
Councillor Calvert	Councillor Conolly
Councillor Lyons-Buckett	Councillor Garrow
Councillor Wheeler	Councillor Kotlash
	Councillor Rasmussen
	Councillor Reynolds
	Councillor Richards
	Councillor Ross
	Councillor Tree
	Councillor Zamprogno

The Amendment was lost.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Conolly	Councillor Calvert
Councillor Kotlash	Councillor Garrow
Councillor Richards	Councillor Lyons-Buckett
Councillor Ross	Councillor Rasmussen
Councillor Tree	Councillor Reynolds
Councillor Zamprogno	Councillor Wheeler

The Motion was lost on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**MOTION:**

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

*Refer to RESOLUTION*

**308 RESOLUTION:**

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

That Development Application No. DA0095/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes:** 11 October 2016

**Item: 199**                    **CP - DA0096/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 105 - (94598, 109615)**

**Previous Item:**            157, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**309 RESOLUTION:**

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

That Development Application No. DA0096/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes:** 11 October 2016

**Item: 200**                    **CP - DA0097/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 106 - (94598, 109615)**

**Previous Item:**            158, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**310 RESOLUTION:**

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

That Development Application No. DA0097/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes:** 11 October 2016

**Item: 201**                    **CP - DA0098/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 107 - (94598, 109615)**

**Previous Item:**            159, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**311 RESOLUTION:**

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

That Development Application No. DA0098/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 202**                    **CP - DA0099/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 108 - (94598, 109615)**

**Previous Item:**            160, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**312 RESOLUTION:**

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

That Development Application No. DA0099/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes:** 11 October 2016

**Item: 203**                    **CP - DA0100/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 109 - (94598, 109615)**

**Previous Item:**            161, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**313 RESOLUTION:**

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

That Development Application No. DA0100/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.



**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 204**                    **CP - DA0101/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 110 - (94598, 109615)**

**Previous Item:**            162, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**314 RESOLUTION:**

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

That Development Application No. DA0101/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes:** 11 October 2016

**Item: 205**                    **CP - DA0102/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 111 - (94598, 109615)**

**Previous Item:**            163, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**315 RESOLUTION:**

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

That Development Application No. DA0102/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes:** 11 October 2016

**Item: 206**                    **CP - DA0103/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 112 - (94598, 109615)**

**Previous Item:**            164, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**316 RESOLUTION:**

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

That Development Application No. DA0103/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes:** 11 October 2016

**Item: 207**                    **CP - DA0104/16 - 86 Arthur Phillip Drive, North Richmond - Lot 342 DP 1199663  
- Dwelling house with attached garage on proposed lot 113 - (94598, 109615)**

**Previous Item:**            165, Ordinary (9 August 2016)

---

Councillor Rasmussen declared a less than significant non-pecuniary conflict of interest in this matter as a person having an interest in this development application was a member of his Council election team and no further action is required.

---

**MOTION:**

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

***Refer to RESOLUTION***

**317 RESOLUTION:**

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

That Development Application No. DA0104/16 be deferred for three months.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Conolly
Councillor Kotlash	Councillor Garrow
Councillor Lyons-Buckett	Councillor Reynolds
Councillor Rasmussen	Councillor Richards
Councillor Ross	Councillor Tree
Councillor Wheeler	Councillor Zamprogno

The Motion was carried on the casting vote of the Mayor.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 208 CP - DA0308/16 - 221 Hawkesbury Valley Way, Clarendon - Lot 1 DP1017298 - Secondary Dwelling - (95498, 124073, 124074)**

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Mr Tony Antonioli addressed Council, speaking against the recommendation.

**MOTION:**

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

*Refer to RESOLUTION*

**318 RESOLUTION:**

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

That the matter be deferred pending discussions between Council staff and the applicant to address the issues raised in the report.

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:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Calvert	Councillor Kotlash
Councillor Conolly	Councillor Ross
Councillor Garrow	
Councillor Lyons-Buckett	
Councillor Rasmussen	
Councillor Reynolds	
Councillor Richards	
Councillor Tree	
Councillor Wheeler	
Councillor Zamprogno	

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**GENERAL MANAGER**

**Item: 209**

**GM - 16th International Cities, Town Centres and Communities Conference - (79351)**

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**MOTION:**

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

*Refer to RESOLUTION*

**319 RESOLUTION:**

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

That:

1. Attendance of nominated Councillors, and staff as considered appropriate by the Acting General Manager, at the 16th International Cities, Town Centres and Communities Conference, at an approximate cost of \$3,050, per delegate, be approved.
2. Councillors Garrow, Richards and Wheeler attend the 16th International Cities, Town Centres and Communities Conference as Council's nominated delegates.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 210 GM - Election of Council Representatives on the Hawkesbury River County Council - (79351, 95496, 12212)**

---

**MOTION:**

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

*Refer to RESOLUTION*

**320 RESOLUTION:**

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

That the Acting General Manager, as the Returning Officer, undertake the process for the election of two Council representatives for the four year term of Council, as Members on the Hawkesbury River County Council, in accordance with the relevant provisions of the Local Government Act 1993 and the Local Government (General) Regulation 2005, as detailed in this report.

The Acting General Manager, Mr Laurie Mifsud, in accordance with the provisions of Part 2(4) of Schedule 9 of the Local Government (General) Regulation 2005, acted as Returning Officer for the election of Council Members on the Hawkesbury River County Council.

The Returning Officer, Mr Laurie Mifsud advised that he had received three valid nominations, being Councillors Kotlash, Wheeler and Zamprogno.

A final call for nominations was made. On receiving no further nominations, the Returning Officer, Mr Laurie Mifsud, declared the nominations closed.

The Returning Officer, Mr Laurie Mifsud advised that as there were more candidates nominated than the number to be elected, an election by preferential ballot would be conducted.

An election by preferential ballot was conducted , resulting in Councillor Kotlash and Councillor Zamprogno being elected as Members of the Hawkesbury River County Council.

The Returning Officer, Mr Laurie Mifsud declared Councillor Kotlash and Councillor Zamprogno elected as Members on the Hawkesbury River County Council for the four year term of Council being 2016 to 2020.

**321 RESOLUTION:**

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Kotlash that standing orders be suspended in order to discuss Item 221.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 221**                    **SS - Review of Local Government Rating System in NSW - (95496, 96332)**

**Previous Item:**        87, Ordinary (10 May 2016)

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**MOTION:**

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

*Refer to RESOLUTION*

**322 RESOLUTION:**

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

That:

1. The information contained in the report regarding the Review of the Local Government Rating System Local Government Draft Report August 2016 be received and noted.
2. The Draft Submission to IPART – Review of the Local Government Rating System October 2016, attached as Attachment 2 to this report, be endorsed and submitted to IPART.
3. A Councillor Briefing Session be held to investigate options in regard to Council's rating structure. The modelling options are to include, but not limited to, a review of the current rates distribution across the various rating categories.

**323 RESOLUTION:**

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Kotlash that standing orders be resumed.



**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 211**                    **GM - Fit for the Future - Outcome of Service Level Review and Proposed Resourcing Options for Stage 2 of the Fit for the Future Community Engagement Strategy - (79351, 95496)**

**Previous Item:**        4, Ordinary (2 February 2016)  
                              146, Ordinary (26 July 2016)  
                              138, Ordinary (12 July 2016)  
                              MM, Ordinary (27 October 2015)  
                              RM, Ordinary (30 June 2015)  
                              85, Extraordinary (23 June 2015)

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**MOTION:**

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

*Refer to RESOLUTION*

**324 RESOLUTION:**

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

That:

1. Council receive and note the outcomes of Stage 1 Fit for the Future Community Engagement Strategy and the Micromex Research Asset Management Report.
2. Council defer the implementation of the Stage 2 Fit for the Future Community Engagement Strategy.
3. Council staff prepare a revised Fit for the Future Council Reassessment Proposal to accommodate a possible deferral of the notional Special Rate Variation within the current adopted Proposal.
4. The revised Fit for the Future Council Reassessment Proposal be presented to a Councillor Briefing Session to be held in November 2016.
5. Council engage a suitably qualified consultant to review Council's current financial position, Delivery Program and Operational Plan with the objective of finding new solutions and strategies not already explored.
6. The consultant to have access to all information held by Council that they feel they require from Council.
7. The process for selecting the consultant to be completed in consultation with the Mayor and Deputy Mayor and reported to Council for a final decision.

**325 RESOLUTION:**

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Calvert that the meeting continue past 11pm to allow the Business Paper to be completed.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 212                    GM - National Local Roads and Transport Congress - (79351, 82046)**

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**MOTION:**

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

***Refer to RESOLUTION***

**326 RESOLUTION:**

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

That:

1. Attendance of nominated Councillors and staff as considered appropriate by the Acting General Manager, at the ALGA 2016 National Local Roads and Transport Congress at an approximate cost of \$3,340 per delegate be approved.
2. Councillor Rasmussen attend the ALGA 2016 National Local Roads and Transport Congress as Council's nominated delegate.

**Item: 213                    GM - Review of the Hawkesbury Community Strategic Plan 2013-2032 - (79351, 95498)**

**Previous Item:**        280, Ordinary (11 December 2007)  
                              76, Ordinary (29 April 2008)  
                              56, Ordinary (31 March 2009)  
                              220, Ordinary (13 October 2009)  
                              255, Ordinary (24 November 2009)  
                              188, Ordinary (9 October 2012)  
                              225, Ordinary (11 December 2012)

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**MOTION:**

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

***Refer to RESOLUTION***

**327 RESOLUTION:**

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

That as required under the Local Government Act 1993, Council commence the process to review the Hawkesbury Community Strategic Plan 2013-2032 on the basis of the process, and timeframe outlined in this report, and the Draft Community Engagement Strategy attached to this report.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**CITY PLANNING**

**Item: 214**                    **CP - Extension of Contract No. 01611 - Kerbside Bulk Waste Collection and Processing Service - (95498, 96330)**

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**MOTION:**

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

*Refer to RESOLUTION*

**328 RESOLUTION:**

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

1. That Transpacific Cleanaway Pty Ltd be notified in writing of Council's intention to extend the current contract for a period of three years from 1 July 2016 under the same terms and conditions as currently exist in the Contract.
2. Extension documents be prepared and authority be given to any documents in connection with the service to be executed under the Seal of Council.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 215 CP - Fire Safety Complaint - Windsor Metal Recyclers, 20/124 Ham Street, South Windsor - (95498)**

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**MOTION:**

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

*Refer to RESOLUTION*

**329 RESOLUTION:**

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

That:

1. Council receive and note the inspection report and recommendations from the Commissioner of Fire and Rescue NSW regarding Unit 20, 124 Ham Street, South Windsor.
2. Council write to the owner of Unit 20, 124 Ham Street, South Windsor and advise of the matters to be rectified.
3. A Fire Safety Notice and Order be issued to the owners of Unit 20, 124 Ham Street, South Windsor requiring the actions listed from items 1, 2, 3 and 4 in this report to be carried out. The period for compliance with the Order is recommended to be 30 days.
4. Delegation to amend the Order (if appropriate) and otherwise resolve the outstanding matter be given to the Acting General Manager.
5. Council write to the Commissioner of Fire and Rescue NSW advising of the inspection findings and action taken.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**SUPPORT SERVICES**

**Item: 216                    SS - Monthly Investments Report - August 2016 - (95496, 96332)**

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**MOTION:**

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

*Refer to RESOLUTION*

**330 RESOLUTION:**

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

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

**Item: 217                    SS - Consultants Utilised by Council - 1 January 2016 to 30 June 2016 - (95496, 96332)**

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**MOTION:**

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

*Refer to RESOLUTION*

**331 RESOLUTION:**

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

That the information concerning consultancies utilised by Council during the period January to June 2016 be received.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 218**                      **SS - General Purpose Financial Statements and Special Purpose Financial Statements for the year ended 30 June 2016 - (95496, 96332)**

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**MOTION:**

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

*Refer to RESOLUTION*

**332 RESOLUTION:**

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

That:

1. Council note the following Statement in respect of Section 413(2)(c) of the Local Government Act 1993 as to its Annual Financial Statements:
  - a) Council's Annual Financial Statements for 2015/2016 have been drawn up in accordance with:
    - The Local Government Act 1993 (as amended) and the Regulation made there under;
    - The Australian Accounting Standards and Professional Pronouncements; and
    - The Local Government Code of Accounting Practice and Financial Reporting.
  - b) The Statements present fairly the Council's financial position and operating result for the year.
  - c) The Statements are in accordance with the Council's accounting and other records.
  - d) The signatories do not know of anything that would make these Statements false or misleading in any way.
2. Council sign the "Statements by Councillors and Management". The Statements are to be signed by the Mayor, Deputy Mayor, General Manager and the Responsible Accounting Officer.
3. Council seek a presentation from its External Auditors, PricewaterhouseCoopers, at a Council Meeting following the completion of the audit.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 219**                    **SS - Pecuniary Interest Returns - Councillors and Designated Persons - (95496, 96333)**

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**MOTION:**

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

*Refer to RESOLUTION*

**333 RESOLUTION:**

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

That the information be received and noted.

**Item: 220**                    **SS - Policy for Payment of Expenses and Provision of Facilities to Councillors - Review - (95496, 96333)**

**Previous Item:**        178, Ordinary (9 August 2016)

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**MOTION:**

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

*Refer to RESOLUTION*

**334 RESOLUTION:**

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

That the Policy for Payment of Expenses and Provision of Facilities for Councillors, attached as Attachment 1 to the report, be adopted.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**SECTION 4 - Reports of Committees**

**ROC                      Audit Committee Minutes - 13 July 2016 - (91369, 79351, 95496)**

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**335 RESOLUTION:**

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

That the minutes of the Audit Committee held on 13 July 2016 as recorded on pages 291 to 296 of the Ordinary Business Paper be received.

**ROC                      Hawkesbury Access and Inclusion Committee Minutes - 25 August 2016 - (124569, 96328)**

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**336 RESOLUTION:**

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

That the minutes of the Hawkesbury Access and Inclusion Committee held on 25 August 2016 as recorded on pages 297 to 302 of the Ordinary Business Paper be received.

**ROC                      Heritage Advisory Committee - 1 September 2016 - (80242)**

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**337 RESOLUTION:**

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

That the minutes of the Heritage Advisory Committee held on 1 September 2016 as recorded on pages 303 to 307 of the Ordinary Business Paper be received.

**ROC                      Local Traffic Committee Meeting Minutes - 12 September 2016 - (80245)**

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**338 RESOLUTION:**

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

That the minutes of the Local Traffic Committee held on 12 September 2016 as recorded on pages 308 to 318 of the Ordinary Business Paper be adopted.



**ORDINARY MEETING**

**Minutes: 11 October 2016**

**SECTION 5 - Notices of Motion**

**NM1 Pitt Town Development - (79351, 105109, 125610)**

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**MOTION:**

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

*Refer to RESOLUTION*

**339 RESOLUTION:**

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

That:

1. A Councillor Briefing Session be held this year, to give a history and background to the development at Pitt Town, including the contributions and works required from the developer and their progress to date.
2. The developer at Pitt Town, Johnson Property Group, be invited to address Councillors at the commencement of the Councillor Briefing Session.

**NM2 Detached Dual Occupancy - (79351, 105109, 138879, 111627)**

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**MOTION:**

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

*Refer to RESOLUTION*

**340 RESOLUTION:**

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

That:

1. Council provide an update on the status of the previous Council's attempt to allow Detached Dual Occupancy in the Hawkesbury LGA.
2. The update include who is currently considering the application, what action they still require to be taken to approve it and a timeframe for when we should have a result.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**NM3 Additional River Crossing Corridor Investigation - (79351, 105109, 138879, 111627)**

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The Notice of Motion was withdrawn by Councillor Richards as it was considered in conjunction with Notice of Motion 4 - Briefing Concerning Windsor Bridge.

**NM4 Briefing Concerning Windsor Bridge - (79351, 95495, 105109, 138884)**

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Councillor Reynolds declared a significant non-pecuniary conflict of interest in this matter as the background supplied within the Notice of Motion mentions his home address. He left the Chamber and did not take part in voting or discussion on the matter.

**MOTION:**

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

*Refer to RESOLUTION*

**341 RESOLUTION:**

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

That:

1. Support an additional crossing of the Hawkesbury River.
2. A Councillor Briefing, incorporating presentations from relevant RMS and Council staff be held to provide details on the current status of the Windsor Bridge project.
3. This Briefing should address project status, heritage, traffic performance, design and aesthetic issues (including open space) and maintenance responsibilities.
4. A further Briefing be held for RMS and Transport for NSW officers to outline options and planning for future river crossings including commentary on the impacts of proceeding with the current Windsor Bridge replacement.
5. That Briefing canvas the various options to give substantive effect to achieving the actions and funding of studies and investigations.

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

**ORDINARY MEETING**

**Minutes: 11 October 2016**

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

That the meeting be adjourned to the next Ordinary meeting.

The Motion was lost.

**NM5**

**Windsor Revitalisation Project Working Group - (79351, 105109, 138882)**

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**MOTION:**

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

*Refer to RESOLUTION*

**342 RESOLUTION:**

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

That:

1. A report be provided to Council detailing the establishment of a Working Group to develop options to revitalise the Windsor CBD.
2. The report address the aims, membership, frequency of meetings, reporting requirements and potential models explored by the Working Group.
3. A report be provided to Council regarding the possibility of establishing a Budget Monitoring Committee.
4. The committee's role would be to receive quarterly briefings from staff on Council's progress towards meeting its budget and its FFTF objectives. The Councillor's on the committee would also be invited to attend staff budget meetings each year.
5. The report to make a recommendation as to the membership of the committee.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**NM6 Mental Health Month and Mental Health Services - (79351, 105109, 138882)**

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**MOTION:**

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

*Refer to RESOLUTION*

**343 RESOLUTION:**

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

That Council:

1. Acknowledges that October is Mental Health Month in NSW and acknowledges the work of those organisations working to improve mental health for Hawkesbury residents.
2. Acknowledges that half of all Australians will experience some form of mental illness during their lifetime and that community organisations play a vital role in supporting those with mental illness.
3. Notes that the Hawkesbury LGA has poor access to mental health services and that residents must travel to Penrith to access publicly funded inpatient services.
4. Commits to assisting to break down the stigma attached to mental illness through education and support for community members and employees with mental illness
5. Request a report detailing how Council can support Mental Health Month activities in 2017.

**NM7 Comprehensive Hawkesbury Traffic Study - (79351, 105109, 138880)**

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The Notice of Motion was withdrawn by Councillor Reynolds as it was considered in conjunction with Notice of Motion 4 - Briefing Concerning Windsor Bridge.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**NM8                      Emergency listing of Thompson Square onto the National Heritage Register -  
(79351, 105109, 138880)**

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**MOTION:**

RESOLVED on the motion of Councillor Reynolds, seconded by Councillor Ross.

*Refer to RESOLUTION*

**344 RESOLUTION:**

RESOLVED on the motion of Councillor Reynolds, seconded by Councillor Ross.

That:

1. The Mayor request the Federal Minister for the Environment and Energy to emergency list Thompson Square, Windsor on the National Heritage Register.
2. The request to be made in consultation with the local Federal MP.

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**QUESTIONS FOR NEXT MEETING**

**Councillor Questions from Previous Meetings and Responses - (79351)**

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There were no responses to Questions in relation to previous Questions for Next Meeting.

**ORDINARY MEETING****Minutes: 11 October 2016****Questions for Next Meeting**

#	Councillor	Question	Response
1	Reynolds	Requested information regarding the Expression of Interest for the river dredging project.	Director City Planning
2	Wheeler	Enquired as to reasons why Berger Road Reserve Bligh Park is being poorly maintained.	Director Infrastructure Services
3	Tree	Enquired whether there was interest in the site at Bligh Park, near Tinningi Community Centre, where are the negotiations up to and what time frames before Council sees any action.	Acting Director Support Services
4	Tree	Enquired about the cost and time frame of Council's current contract for graffiti removal and if Council uses Rotary for graffiti removal on Council and privately owned properties, as Council has provided trailers to Rotary for that purpose.	Director Infrastructure Services

**ORDINARY MEETING**

**Minutes: 11 October 2016**

**CONFIDENTIAL REPORTS**

**345 RESOLUTION:**

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

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: 222 SS - Property Matter - Lease to Ahuja Enterprises Pty Ltd - 69 Windsor Road, Windsor - (95496, 107293, 112106)**

*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 a 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.

**346 RESOLUTION:**

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



**ORDINARY MEETING**

**Minutes: 11 October 2016**

**Item: 222                    SS - Property Matter - Lease to Ahuja Enterprises Pty Ltd - 69 Windsor Road, Windsor - (95496, 107293, 112106)    CONFIDENTIAL**

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**MOTION:**

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

***Refer to RESOLUTION***

**347 RESOLUTION:**

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

That:

1. Council agree to enter into a new lease with Ahuja Enterprises Pty Ltd (trading as Pizza Hut) in regard to the property known as 69 Macquarie Street, Windsor, 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.

The meeting terminated at 12:07am on 12 October 2016.

Submitted to and confirmed at the Ordinary meeting held on 25 October 2016.

.....  
Mayor