



ORDINARY MEETING

Date of meeting: 30 January 2024
Location: Council Chambers
Time: 6:30 PM

MINUTES

ORDINARY MEETING

Minutes: 30 January 2024

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1. PROCEDURAL MATTERS

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 30 January 2024, commencing at 6:30pm.

Welcome

The Mayor, Councillor Sarah McMahon acknowledged the Indigenous Heritage.

The Mayor acknowledged the Smoking and Welcome ceremony held prior to the commencement of the Council Meeting.

The General Manager addressed the Council meeting, mentioning:

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

ATTENDANCE

Present at Council Chambers: Councillor Sarah McMahon, Mayor, Councillor Barry Calvert, Deputy Mayor and Councillors Shane Djuric, Eddie Dogramaci, Amanda Kotlash, Mary Lyons-Buckett, Jill Reardon, Les Sheather, Paul Veigel, Danielle Wheeler and Nathan Zamprogno.

By Audio-Visual Link: Councillor Patrick Conolly

ALSO PRESENT: General Manager - Elizabeth Richardson, Director City Planning - Meagan Ang, Director Infrastructure Services - Will Barton, Director Corporate Services - Laurie Mifsud, Acting Manager Corporate Communication – David Catt, Manager Strategic Planning – Andrew Kearns and Administrative Support Coordinator – Melissa Ryan, Executive Assistant to Director Corporate Services – Amy Birks.

APOLOGIES AND LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK

There were no apologies or leave of absences received from Councillors.

The Mayor, Councillor Sarah McMahon advised that the General Manager received from Councillor Conolly, a written request to attend tonight's Ordinary Meeting by audio-visual link as he was unable to attend the meeting in person.

1 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Reardon that approval be granted to Councillor Conolly, to attend the Ordinary Council Meeting on 30 January 2024 by audio-visual link as he is unable to attend the meeting in person.

DECLARATIONS OF INTEREST

Councillor McMahon declared interests on Items 4.4.1. and 4.4.4.

Acknowledgement of Official Visitors to the Council

There were no official visitors to Council.

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2. CONFIRMATION OF MINUTES

2 RESOLUTION:

RESOLVED on the motion of Councillor Reardon, seconded by Councillor Veigal that the minutes of the Ordinary Meeting held on 12 December 2023, be confirmed.

A PROCEDURAL MOTION was moved by Councillor Reardon, seconded by Councillor Kotlash that a Condolence be moved.

The Procedural Motion was carried.

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3. CONDOLENCES

The Mayor, Councillor McMahon extended condolences to the family and friends of Addison Bhimjiani and Matthew Simpson, who lost their lives in a motor vehicle incident at McGraths Hill in January 2024.

Council observed a moment of silence in honour of their memory.

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4. REPORTS FOR DETERMINATION

4.3. CITY PLANNING

4.3.1. CP - Draft Western Sydney Regional Affordable Housing Contribution Scheme - (95498, 124414)

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

3

RESOLUTION:

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

That Council:

1. Note the Draft Western Sydney Regional Affordable Housing Contribution Scheme prepared through the Western Sydney Planning Partnership.
2. Note that the regional approach to prepare the Draft Western Sydney Regional Affordable Housing Contribution Scheme:
 - a) Is an efficient way of councils meeting their local housing strategy assurance requirements set by the NSW Department of Planning and Environment
 - b) Fulfills actions for affordable rental housing set out in the Western City District Plan
 - c) Will use existing legislative provisions to contribute towards improving affordable rental housing supply.
3. Endorse the public exhibition of the Draft Western Sydney Regional Affordable Housing Contribution Scheme attached as Attachment 1 to the report in March 2024.
4. Report the results of the public exhibition to Council by mid-2024 with a recommendation on whether to endorse the Draft Scheme to apply in the Hawkesbury Local Government Area.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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4.4. CORPORATE SERVICES

**4.4.1. CS - Investigation into the Proposed Grose River Bridge Project, Yarramundi
- (95496)**

Directorate: Corporate Services

This Item was considered in Closed Session.

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4.4.2. CS - Investment Report - November 2023 - (95496, 96332)

Directorate: Corporate Services

MOTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

Refer to RESOLUTION

4

RESOLUTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

That the Monthly Investment Report for November 2023 be received and noted.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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4.4.3. CS - Investment Report - December 2023 - (95496, 96332)

Directorate: Corporate Services

MOTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

Refer to RESOLUTION

5

RESOLUTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

That the Monthly Investment Report for December 2023 be received and noted.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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4.4.4. CS - Transfer of Road Closure - Irrigator Drive, North Richmond (95456, 112106, 145771)

Previous Item: 4.4.5, Ordinary (21 November 2023)

Directorate: Corporate Services

Councillor McMahon declared a significant non-pecuniary interest in a property in the vicinity. She left the Chamber and did not take part in voting or discussion on the matter.

In the absence of the Mayor, Councillor McMahon, the Deputy Mayor, Councillor Calvert in accordance of Section 369 (1) of the Local Government Act 1993, acted as Chairperson.

MOTION:

RESOLVED on the motion of Councillor Sheather, seconded by Councillor Reardon.

Refer to RESOLUTION

6

RESOLUTION:

RESOLVED on the motion of Councillor Sheather, seconded by Councillor Reardon.

That:

1. Council approve the transfer of the road reserve being part of Irrigator Drive, North Richmond, which comprises an area of 23.07m², as shown in Attachment 1 to the report, to Alvin Jesse Giongco Baylon and Lara Mae Baylon as owners of No. 42 Irrigator Drive, North Richmond, in exchange for the re-aligned road reserve as shown in Attachment 3 to the report.
2. Authority be given for any documentation in association with the matter to be executed under the Seal of Council.

For the Motion: Councillors Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor McMahon.

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4.4.5. CS - Disclosure of Pecuniary Interests and Other Matters Return - (95496)

Directorate: Corporate Services

MOTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

Refer to RESOLUTION

7

RESOLUTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

That Council note that the Disclosures of Pecuniary Interests and Other Matters Return, lodged with the General Manager, has been tabled.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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4.4.6. CS – Enhancing the Arts in the Hawkesbury Working Group Terms of Reference – (95496, 159584)

Previous Item: 6.1.3, Ordinary (12 December 2023)

Directorate: Corporate Services

MOTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

Refer to RESOLUTION

8

RESOLUTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

That Council adopt the revised Terms of Reference for the Enhancing the Arts in the Hawkesbury Working Group attached as Attachment 1 to this report.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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5. REPORTS OF COMMITTEES

5.1.1. ROC - Local Traffic Committee - 15 January 2024 - (95495, 80245)

Directorate: Infrastructure Services

MOTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

Refer to RESOLUTION

9

RESOLUTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

That the Council adopt the recommendations contained in the minutes of the Hawkesbury City Council Local Traffic Committee meeting held on 15 January 2024.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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5.1.2. ROC - Audit, Risk and Improvement Committee - 1 December 2023 - (158054, 95496)

Directorate: Corporate Services

MOTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

Refer to RESOLUTION

10 RESOLUTION:

RESOLVED on the motion of Councillor Veigel, seconded by Councillor Reardon.

That Council receive and note the Minutes of the Audit, Risk and Improvement Committee Meeting held on the 1 December 2023.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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6. NOTICES OF MOTION

6.1.1. NM1 - Companion Animals

Ms Anne Robbie addressed Council, speaking for the recommendation in the business paper.

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

That Council:

1. Notes that the \$29 adoption programs for cats and dogs have been very effective at rehoming stray and surrendered animals from the Hawkesbury Companion Animal Shelter but that these programs run at a significant cost to Council;
2. Reviews the operating policies at the Shelter to ensure that there is a limit on the number of reduced-fee cats and dogs able to be rehoused to the same address and/or person, to prevent hoarding, cruelty and on-selling;
3. By March 2024, provides Councillors with a briefing detailing the costs and feasibility of running at least two free annual microchipping and registration days in the LGA;
4. Allocates \$5,000 to a subsidised desexing program in the Hawkesbury, operated either by Council or the Animal Welfare League (AWL), to be funded by a quarterly review variation, and include an amount of at least \$10,000 in the 2024/2025 budget;
5. Acknowledges the work done by Animal Welfare League Hawkesbury and other rescue organisations in the Hawkesbury and promotes the subsidised desexing and microchipping programs across our social media platforms to help increase uptake.

AN AMENDMENT was moved by Councillor Kotlash, seconded by Councillor Calvert.

That Council:

1. Continues to receive new information and updates on the improvements taking place at the Animal Shelter, including an update by March 2024, on the planned free microchipping and registration days.
2. Receives a briefing on the funding required to run a fair and effective subsidised desexing program (delivered by Council or by another animal welfare organisation or by some partnership arrangement) early in the budgetary process for 2024/2025.
3. Acknowledges the tremendous work done by animal welfare organisations in the Hawkesbury and thank them for their efforts in rehoming animals and reducing their pain and suffering.

For the Amendment: Councillors McMahon, Calvert, Conolly, Kotlash, Reardon and Veigel.

Against the Amendment: Councillors Djuric, Dogramaci, Lyons-Buckett, Sheather, Wheeler and Zamprogno.

Absent: Nil.

The Amendment was carried on the casting vote of the Mayor, Councillor McMahon.

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MOTION:

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

Refer to RESOLUTION

11

RESOLUTION:

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

That Council:

1. Continues to receive new information and updates on the improvements taking place at the Animal Shelter, including an update by March 2024, on the planned free microchipping and registration days.
2. Receives a briefing on the funding required to run a fair and effective subsidised desexing program (delivered by Council or by another animal welfare organisation or by some partnership arrangement) early in the budgetary process for 2024/2025.
3. Acknowledges the tremendous work done by animal welfare organisations in the Hawkesbury and thank them for their efforts in rehoming animals and reducing their pain and suffering.

For the Motion: Councillors McMahon, Calvert, Conolly, Reardon, Sheather and Veigel.

Against the Motion: Councillors Djuric, Dogramaci, Lyons-Buckett, Wheeler and Zamprogno.

Absent: Councillor Kotlash.

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7. QUESTIONS FOR NEXT MEETING

**7.1.1. Responses to Councillor Questions Taken on Notice at the Council Meeting -
12 December 2023**

There were no comments or further questions to the Question Taken on Notice at the Council Meeting on 12 December 2023.

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7.1.2. Questions With Notice - 30 January 2024

There were no comments or further questions to the Councillor Question with Notice listed in the Business Paper of 30 January 2024.

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8. CONFIDENTIAL REPORTS

12 RESOLUTION:

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

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: 8.1.1. MM - Renewal of General Manager Contract

This report is CONFIDENTIAL in accordance with the provisions of Part 1 Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and public.

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(a) of the Act as it relates to personnel matters concerning particular individuals (other than councillors).

In accordance with the provisions of Section 11(2) & (3) of the Local Government Act 1993, the reports, correspondence and other relevant documents relating to this matter are to be withheld from the press and public.

Item 4.4.1 – Investigation Report – Proposed Grose River Bridge Project

This report is CONFIDENTIAL in accordance with the provisions of Part 1 Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and public.

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(a) of the Act as it relates to personnel matters concerning particular individuals (other than councillors).

In accordance with the provisions of Section 11(2) & (3) of the Local Government Act 1993, the reports, correspondence and other relevant documents relating to this matter are to be withheld from the press and public.

13 RESOLUTION:

RESOLVED on the motion of Councillor Kotlash, seconded by Councillor Veigel that open meeting be resumed.

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CORPORATE SERVICES

4.4.1. CS - Investigation into the Proposed Grose River Bridge Project, Yarramundi - (95496)

Directorate: Corporate Services

Councillor McMahon declared a less than significant non-pecuniary interest due to a future matter that will be in the vicinity and no further action is required.

MOTION:

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

Refer to RESOLUTION

14 RESOLUTION:

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

That the investigation into the consideration of certain land associated with the proposed Grose River Bridge Project be received and noted.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

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8.1. MAYORAL MINUTE

8.1.1. MM - Renewal of General Manager Contract

MOTION:

The Mayor, Councillor McMahon advised that whilst in closed session, the Council RESOLVED on the motion of the Mayor, Councillor McMahon.

Refer to RESOLUTION

15 **RESOLUTION:**

The Mayor, Councillor McMahon advised that whilst in closed session, the Council RESOLVED on the motion of the Mayor, Councillor McMahon.

That:

1. In accordance with the provisions of Clause 5.2 of the Contract of Employment of the General Manager, Elizabeth Richardson, Council offer Elizabeth Richardson a new contract of employment in the position of General Manager for a period of 3 years following the expiry of her current contract, namely commencing 31 May 2024, on the basis of an Annual Total Remuneration Package of \$387,500 at that time and Schedules A and B of the contract being in the same terms as contained in the current contract.
2. Authority be given to the Mayor to execute the General Manager's Contract of Employment on behalf of Council in line with the above terms.

For the Motion: Councillors McMahon, Calvert, Conolly, Kotlash, Reardon, Sheather, and Veigel.

Against the Motion: Djuric, Dogramaci, Lyons-Buckett, Wheeler and Zamprogno.

Absent: Nil.

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Meeting terminated at 9.55pm.

Submitted to and confirmed at the Ordinary meeting on 13 February 2024.

.....
Mayor



Ordinary Meeting

End of Minutes

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