



Hawkesbury City Council

ordinary  
meeting  
minutes

date of meeting: 30 April 2013

location: council chambers

time: 6:30 p.m.



**ORDINARY MEETING**

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**ORDINARY MEETING**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on Tuesday, 30 April 2013, commencing at 6:30pm.

Reverend Noel Edwards of the Windsor District Baptist Church, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

**ATTENDANCE**

**PRESENT:** Councillor K Ford, Mayor, Councillor T Tree, Deputy Mayor and Councillors B Calvert, P Conolly, M Creed, M Lyons-Buckett, W Mackay, B Porter, P Rasmussen and J Reardon.

**ALSO PRESENT:** General Manager - Peter Jackson, Director City Planning - Matt Owens, Director Infrastructure Services - Jeff Organ, Director Support Services - Laurie Mifsud, Executive Manager - Community Partnerships - Joseph Litwin, Manager Corporate Services and Governance - Abbey Rouse and Acting Administrative Support Team Leader - Kylie Wade-Ferrell.

**APOLOGIES**

Apologies for absence were received from Councillors C Paine and L Williams.

**107 RESOLUTION:**

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

Councillor Conolly arrived at the meeting at 6:35pm.  
Councillor Lyons-Buckett left the meeting at 8:55pm and returned at 9:05pm  
Councillor Creed left the meeting at 9:10pm and returned at 9:25pm.

**SECTION 1: Confirmation of Minutes**

**108 RESOLUTION:**

RESOLVED on the motion of Councillor Reardon and seconded by Councillor Rasmussen that the Minutes of the Ordinary Meeting held on the 9 April 2013, be confirmed.

**109 RESOLUTION:**

RESOLVED on the motion of Councillor Reardon and seconded by Councillor Porter that the Minutes of the Extraordinary Meeting held on the 23 April 2013, be confirmed.

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**MINUTES: 30 April 2013**



**SECTION 3 - Notices of Motion**

**NM1 - Gaps in Services for Homeless People - (79351)**

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**MOTION:**

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

*Refer to RESOLUTION*

**110 RESOLUTION:**

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

That Council:

1. Invite Helping Hands, Hawkesbury Community Kitchen, Wentworth Housing and other agencies involved in providing practical assistance to homeless people to a forum with Council to discuss the gaps in services to homeless people in the Hawkesbury.
2. Amend the Constitution of the Human Services Advisory Committee to provide for three Councillor representatives on the Committee.
3. Nominate Councillors Calvert, Conolly and Reardon as members of the Human Services Advisory Committee.

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**SECTION 4 - Reports for Determination**

**GENERAL MANAGER**

**Item: 65**            **GM - 2013 Hawkesbury Local Business Awards (79351, 80198)**

**Previous Item:**     Item 55, Ordinary (8 May, 2012),  
                              Item 84, Ordinary (10 May, 2011)

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**MOTION:**

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

*Refer to RESOLUTION*

**111 RESOLUTION:**

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

That:

1. Council sponsor the 2013 Local Business Awards to the value of \$5,000 (excluding GST) on the basis of further negotiations being undertaken with Precedent Productions concerning sponsorship benefits.
2. A Sponsorship Agreement be entered into with Precedent Production for the 2013 Local Business Awards.

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**CITY PLANNING**

**Item: 66 CP - Application for Revocation of Dangerous Dog Order - (954987, 96330)**

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**MOTION:**

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

***Refer to RESOLUTION***

**112 RESOLUTION:**

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

That:

1. The dangerous dog order placed on the dog, a female Staffordshire Terrier X Bull Terrier, Micro Chip no. 982009101346501, be revoked, as Council's Animal Control Officers consider that it is suitable to have such order lifted now that adequate fencing has been provided.
2. In accordance with the requirements of the *Companion Animals Act*, Council notify the Director General of the revocation within seven days of its decision.
3. The subject dog is required to wear a working containment collar at all times whilst left in the yard unsupervised by a responsible adult person.
4. The applicant be notified in writing of the revocation of the dangerous dog order and the requirement of Part 3 above.

**Item: 67 CP - Delegation to Council of certain Functions under the Plumbing and Drainage Act 2011 - (95498, 96330)**

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**MOTION:**

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

***Refer to RESOLUTION***

**113 RESOLUTION:**

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

That:

1. Council accept the terms of the Instrument of Delegation submitted for consideration by NSW Fair Trading, so that Council may continue to carry out inspections of plumbing and drainage works not connected to the Sydney Water Corporation's services or assets.

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2. Council delegate the powers of the Instrument of Delegation to Council's General Manager.
3. The Instrument of Delegation be duly signed under the Seal of Council and then be returned to NSW Fair Trading for its records.
4. A report be submitted back to Council regarding the licensing and inspection of Effluent Disposal Systems and the option of nominating inspection days in certain localities with a view of reducing costs to landowners.

**Item: 68**                    **CP - Sale of Dogs from the Companion Animal Shelter to Australian Defence Forces - (96330)**

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**MOTION:**

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

*Refer to RESOLUTION*

**114 RESOLUTION:**

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

That the:

1. Policy requirement to desex all cats and dogs sold from the Hawkesbury Companion Animal Shelter be waived where a male dog is being sold to the Australian Defence Force for use in roles associated with defence operations.
2. Waiving of the requirement for the male dog to be desexed, be conditional on the written undertaking from the Australian Defence Force that, should the dog be unsuitable for the role for which it has been purchased and will be relocated with another owner, the Australian Defence Force will desex the dog before the new owner takes possession of the animal.
3. Council Policy be amended to reflect the above in regard to this matter.

**ORDINARY MEETING**

**MINUTES: 30 April 2013**

**INFRASTRUCTURE SERVICES**

**Item: 69**            **IS - McQuade Park Plan of Management and Masterplan - (95495, 79354)**

**Previous Item:**     211, Ordinary (27 November 2012)

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**MOTION:**

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

*Refer to RESOLUTION*

**115 RESOLUTION:**

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

That the McQuade Park Plan of Management and Masterplan incorporating the amendments shown in Attachment 1 be adopted.

**Item: 70**            **IS - Proposed Acquisition by Roads & Maritime Services - Churchill Wharf Reserve, Sackville - Lot 7001 in Deposited Plan 1055097 - (95495)**

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**MOTION:**

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

*Refer to RESOLUTION*

**116 RESOLUTION:**

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

That:

1. Council provide concurrence to the acquisition subject to:
  - b) RMS taking responsibility for the continued and ongoing provision of the public amenities;
  - c) RMS accepting responsibility for all reasonable costs associated with the acquisition including the payment of compensation (if any) to Council.
2. Authority be given for any documentation in association with the matter to be executed under the Seal of Council.
3. Details of Council's resolution be conveyed to RMS, together with the advice that Council is not, and will not, be bound by the terms of the resolution, until such time as appropriate legal documentation to put such resolution into effect has been agreed to and executed by all parties.

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**MINUTES: 30 April 2013**

**SUPPORT SERVICES**

**Item: 71                    SS - Monthly Investments Report - March 2013 - (96332, 95496)**

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**MOTION:**

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

***Refer to RESOLUTION***

**117 RESOLUTION:**

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

The report regarding the monthly investments for March 2013 be received and noted.

**Item: 72                    SS - Code of Meeting Practice - (95496, 79337)**

**Previous Item:**        NM2, Ordinary (5 February 2013)

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Ms Venecia Wilson, proponent, addressed Council.

Mr Doug Bathersby, Ms Fiona Smith and Ms Kim Smith, respondents, addressed Council.

**MOTION:**

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

***Refer to RESOLUTION***

An AMENDMENT was moved by Councillor Calvert, seconded by Councillor Lyons-Buckett.

That:

1. Council amend the Code of Meeting Practice to include amendments numbered 1 (Minor Improvements), 2 (Reference to Speakers) and 9 (Questions from the Public) as outlined in the report.
2. The amended Code of Meeting Practice be placed on public exhibition, and open for submissions and comments, in accordance with Section 361 of the Local Government Act 1993.
3. A further report be provided to Council at the conclusion of the public exhibition period.

The amendment was lost.

The motion was put and carried.

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**118 RESOLUTION:**

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

That Council amend its Code of Meeting Practice to:

1. Include amendments as outlined in the report and numbered 1, 2, 3, 4, 5 (Speakers per item - three "For" and three "Against"), 6 (Time limit of three minutes per speaker with no extension), 7 (Questions to and answers from speakers limited to 2 minutes per speaker) and 12.
2. Provide for the following:
  - a. Members of the public being welcome to address the Council on any items of business in the Business Paper other than the Confirmation of Minutes; Mayoral Minutes; Responses to Questions from Previous Meeting, Notices of Motion (including Rescission Motions); Mayoral Elections; Deputy Mayoral Elections; Committee Elections and Annual Committee Reports.
  - b. Councillors must leave the Council Chambers when speaking with members of the public. Members of the public must not approach Councillors or Council Staff whilst around the Council tables. No communication between Councillors and members of the public is permitted once the meeting has commenced, unless they have left the Council Chambers.
  - c. Only persons who have completed the registration form and clearly indicated their intention to speak for or against a recommendation or proposition in the business paper may address the Council. Speakers who do not speak in accordance with their stated intention shall forfeit the right to continue speaking. If the speaker fails to cease speaking or fails to resume their seat, the Mayor may adjourn the meeting.
  - d. Speakers representing an organisation or group must show written consent to speak on behalf of that group when registering to speak by way of letter to the General Manager within the registration timeframe.
  - e. All speakers must state their name, organisation if applicable (after producing written authorisation from that organisation) and their interest in the issue before speaking.
  - f. Speakers to address the nominated item in the Business Paper in the order in which the item is listed in the Business Paper.
  - g. Removal of the section regarding Questions with Notice.
3. Provide for the Order of Business for Ordinary Council Meetings to be as follows:
  - 1) Welcome
    - i Prayer
    - ii Acknowledgement of Indigenous Heritage
  - 2) Apologies and Leave of Absence
  - 3) Declaration of Interests
  - 4) Confirmation of Minutes
  - 5) Acknowledgement of Official Visitors to the Council
  - 6) Mayoral Minutes
  - 7) Exception Report – Adoption of Items Not Identified for Discussion and Decision
  - 8) Reports for Determination
    - Planning Decisions
    - General Manager
    - City Planning
    - Infrastructure Services
    - Support Services

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- 9) Receipt of Minutes of Other Committees
  - 10) Notices of Motion
  - 11) Responses to Questions from Previous Meeting
  - 12) Questions for Next Meeting
  - 13) Reports Proposed to be discussed in Confidential Session
4. The amended Code of Meeting Practice be placed on public exhibition, and open for submissions and comments, in accordance with Section 361 of the Local Government Act 1993.
  5. A further report be provided to Council at the conclusion of the public exhibition period.

Councillors Calvert, Lyons-Buckett and Rasmussen requested that their names be recorded as having voted against the Motion.

Note: A Rescission Motion was subsequently submitted in respect of the above resolution.

**Item: 73                    SS - Carbon Tax Message on Rate Notices - (95496, 96332)**

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Mr Bryan Smith, proponent, addressed Council.

**MOTION:**

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

***Refer to RESOLUTION***

An AMENDMENT was moved by Councillor Rasmussen, seconded by Councillor Lyons-Buckett.

That the following wording be placed on rate notices for the 2013/2014 Financial Year:

*'The cost of the Carbon Tax to Council in 2013/2014 is estimated to be approximately \$450,000, which equates to approximately 1% of Council's expenditure'.*

The amendment was lost.

The motion was put and carried.

**119 RESOLUTION:**

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

That the following wording be placed on rate notices for the 2013/2014 Financial Year:

*'The cost of the Carbon Tax to Council in 2013/2014 is estimated to be approximately \$450,000'.*

Note: A Rescission Motion was subsequently submitted in respect of the above resolution.



**ORDINARY MEETING**

**MINUTES: 30 April 2013**

**CONFIDENTIAL REPORTS**

**120 RESOLUTION:**

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

That the Confidential Items be moved to the end of the business paper to be dealt with last.

**121 RESOLUTION:**

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

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: 74 GM - Council's Code of Conduct - Appointment of Panel of Conduct Reviewers - (79351) CONFIDENTIAL**

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

**Item: 75 IS - Tender No.00918 - Collection, Transportation and Disposal of Biosolids from South Windsor and McGraths Hill Sewage Treatment Plants CONFIDENTIAL**

*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 considered in an open meeting would, on balance, be contrary to the public interest.*

**Item: 76 IS - Tender No.00919 - Request for Tender for Purchase and Removal of Sand from the Hawkesbury City Waste Management Facility - (95495) CONFIDENTIAL**

*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 considered in an open meeting would, on balance, be contrary to the public interest.*

**Item: 77 IS - Tender No. 00923 - Reconstruction of Sealed Road Sections of Freemans Reach Road & Grose Vale Road - (95495, 79344) CONFIDENTIAL**

*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 considered in an open meeting would, on balance, be contrary to the public interest.*

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**Item: 78 IS - Tender No. 00927 - Construction of Jurds Bridge on Upper Macdonald Road, Higher Macdonald - (95495) CONFIDENTIAL**

*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 considered in an open meeting would, on balance, be contrary to the public interest.*

**Item: 79 SS - Property Matter - Lease to James Monaghan and Jennifer Monaghan-Perez - Shop 3 Wilberforce Shopping Centre - (112106, 95496) CONFIDENTIAL**

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it relates to details concerning the leasing of a Council property and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or proposes to conduct) business and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.*

**Item: 80 SS - Property Matter - Lease to Samuel and Tanya Fazl - Shop 11 Glossodia Shopping Centre - (112106, 95496) CONFIDENTIAL**

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it relates to details concerning the leasing of a Council property and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or proposes to conduct) business and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.*

**Late Matter: GM - Legal Matter**

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(g) of the Local Government Act, 1993 as it relates to legal advice concerning a development matter and the information is regarded as advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege 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.

**122 RESOLUTION:**

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

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**Item: 74**                    **GM - Council's Code of Conduct - Appointment of Panel of Conduct Reviewers - (79351)    CONFIDENTIAL**

**Previous Item:**            Item 3, Ordinary (5 February 2013)

---

**MOTION:**

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

***Refer to RESOLUTION***

**123 RESOLUTION:**

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

That:

1. Council agree to participate with other member councils in the WSROC Regional Pool of Code of Conduct Reviewers established by WSROC on behalf of members for the purposes of establishing a council Panel of Conduct Reviewers.
2. Council appoint the following persons to comprise the "Hawkesbury City Council Panel of Conduct Reviewers" as required under Council's Procedures for the Administration of the Code of Conduct:
  - Patrick Neathway BROWN
  - David CROFTS (Strategy Hunter Consultants)
  - Graham EVANS (O'Connell Workplace Relations)
  - Adam John HALSTEAD (Bradfield Mills [solicitors])
  - Robert Anthony LOPICH (Mediate Today Pty Ltd)
  - Lorraine Joan LOPICH (Mediate Today Pty Ltd)
  - Ian REYNOLDS (Ian Reynolds & Associates)
  - Kath ROACH (SINC Solutions Pty Ltd)
  - Kathy THANE (Train Reaction Pty Ltd)
3. The appointment of the above Panel be for a period of four years subject to the provisions of Clause 3.9 of Council's Procedures.
4. WSROC be thanked for its assistance in facilitating a "regional approach" to the process of members councils establishing independent Panels of Conduct Reviewers for the purposes of the Code of Conduct.

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**Item: 75**                    **IS - Tender No.00918 - Collection, Transportation and Disposal of Biosolids from South Windsor and McGraths Hill Sewage Treatment Plants**                    **CONFIDENTIAL**

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**MOTION:**

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

***Refer to RESOLUTION***

**124 RESOLUTION:**

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

That:

1. The Schedule of Rates tender submitted by Bettergrow Pty Ltd for Tender No. 00918 - Collection, Transportation and Disposal of Biosolids from South Windsor and McGraths Hill Sewage Treatment Plants in the amount of \$316,690 per annum (GST exclusive) be accepted.
2. The Seal of Council be affixed to the necessary documentation

**Item: 76**                    **IS - Tender No.00919 - Request for Tender for Purchase and Removal of Sand from the Hawkesbury City Waste Management Facility - (95495)**  
**CONFIDENTIAL**

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**MOTION:**

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

***Refer to RESOLUTION***

**125 RESOLUTION:**

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

That:

1. Council decline to accept any tenders submitted for the Purchase and Removal of Sand from the Hawkesbury City Waste Management Facility (Tender No. 00919.).
2. In accordance with the provisions of part (3) (a) of Clause 178 of the Local Government (General) Regulation 2005 Council cancel the proposal for the contract for the Purchase and Removal of Sand from the Hawkesbury City Waste Management Facility.

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3. The sand at the Hawkesbury City Council's Waste Management Facility be made publically available for sale at \$5.00 per tonne GST Exclusive (including loading up to 1 tonne).

**Item: 77                    IS - Tender No. 00923 - Reconstruction of Sealed Road Sections of Freemans Reach Road & Grose Vale Road - (95495, 79344)    CONFIDENTIAL**

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Councillor Ford declared a pecuniary interest in this matter as his wife is the Officer Manager for Jay and Lel Civil Contractor Pty Ltd., and as such her income is part of family income. He left the Chamber and did not take part in voting or discussion on the matter.

**MOTION:**

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

***Refer to RESOLUTION***

**126 RESOLUTION:**

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

That:

1. The schedule of rates tender submitted by MJ & MD Skinner Pty Ltd in the total amount of \$530,201 (GST Exclusive) for the reconstruction of sections of failed road pavement in Freemans Reach Road and Grose Vale Road, be accepted (Tender No.00923).
2. Any required documentation be executed under the Seal of Council.

**Item: 78                    IS - Tender No. 00927 - Construction of Jurds Bridge on Upper Macdonald Road, Higher Macdonald - (95495)    CONFIDENTIAL**

---

**MOTION:**

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

***Refer to RESOLUTION***

**ORDINARY MEETING**

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**127 RESOLUTION:**

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

That:

1. The tender submitted by Civilbuild Pty Ltd in the amount of \$819,000 (GST exclusive) for the construction of a three span concrete bridge on Upper Macdonald Road, Higher Macdonald, be accepted (Tender No. 00927).
2. Any required documentation be executed under the seal of Council.

**Item: 79                    SS - Property Matter - Lease to James Monaghan and Jennifer Monaghan-Perez - Shop 3 Wilberforce Shopping Centre - (112106, 95496)    CONFIDENTIAL**

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**MOTION:**

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

***Refer to RESOLUTION***

**128 RESOLUTION:**

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

That:

1. Council agree to enter into a new lease of Shop 3 Wilberforce Shopping Centre with James Monaghan and Jennifer Monaghan-Perez, as outlined in the report, subject to a liquor licence being granted.
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 Lessees, 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.

**ORDINARY MEETING**

**MINUTES: 30 April 2013**

**Item: 80**                    **SS - Property Matter - Lease to Samuel and Tanya Fazl - Shop 11 Glossodia Shopping Centre - (112106, 95496)    CONFIDENTIAL**

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**MOTION:**

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

***Refer to RESOLUTION***

**129 RESOLUTION:**

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

That:

1. Council agree to enter into a new lease of Shop 11 Glossodia Shopping Centre with Samuel and Tanya Fazl, as 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 Lessees, 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.

**Late Matter:            GM - Legal Matter**

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**MOTION:**

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

***Refer to RESOLUTION***

**130 RESOLUTION:**

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

That the General Manager be given delegated authority to take action in relation to a development matter referred to in Confidential closed session, based on advise of Council solicitors.

**SECTION 5 - Reports of Committees**

**ROC - Audit Committee Minutes - 20 February 2013**

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**131 RESOLUTION:**

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

That the minutes of the Audit Committee held on 20 February 2013 as recorded on pages 59 to 63 of the Ordinary Business Paper be received.

**ROC - Waste Management Advisory Committee Minutes - 27 March 2013 - (95249)**

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**132 RESOLUTION:**

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

That the minutes of the Waste Management Advisory Committee held on 27 March 2013 as recorded on pages 64 to 69 of the Ordinary Business Paper be received.

**ROC - Local Traffic Committee - 8 April 2013 - (80245)**

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**133 RESOLUTION:**

RESOLVED on the motion of Councillor Creed, seconded by Councillor Ford.

That the minutes of the Local Traffic Committee held on 8 April 2013 as recorded on pages 70 to 86 of the Ordinary Business Paper be adopted.



**ORDINARY MEETING**

Questions for Next Meeting

**QUESTIONS FOR NEXT MEETING**

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

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

**Question For Next Meeting**

#	Councillor	Question	Response
1	Porter	Asked if the reports he had received regarding boundary adjustments being considered by the Department of Planning are correct as if they are the Hawkesbury LGA could loose are large portion of its area.	Director City Planning
2	Lyons-Buckett	Asked Council to investigate reports of asbestos being dumped at the rest area in Wilberforce.	Director City Planning
3	Mackay	Requested maintenance to be carried out to reduce the amount of growth on the road side on Gorricks Lane near the bend between the new round-about on Freemans Reach Road and the old school site.	Director Infrastructure Services.
4	Reardon	Asked for an update on the clearing of vegetation at the intersection of Mitchell Park Road and Cattai Road.	Director Infrastructure Services.
5	Creed	Requested the vegetation on the road side of Grose Vale Road on way up to Cabbage Tree Road be trimmed.	Director Infrastructure Services.
6	Creed	Requested maintenance to be carried out on Cabbage Tree Road, as there is a four inch drop in the road way where the road the meets dirt.	Director Infrastructure Services.
7	Creed	Asked if Council has a Policy in relation to the number of cats a property owner is allowed to keep as pets at one time.	Director City Planning
8	Conolly	Asked if the formal feedback process had been undertaken or when will it be undertaken for the Sand Sculptor Competition.	Director Infrastructure Services.

The meeting terminated at 9:40pm.

Submitted to and confirmed at the Ordinary meeting held on 14 May 2013.

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Mayor