



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 14 February 2017
location: council chambers
time: 6:30 p.m.

ORDINARY MEETING

Minutes: 14 February 2017

MINUTES

- **WELCOME**
 - Acknowledgement of Indigenous Heritage**
- **APOLOGIES AND LEAVE OF ABSENCE**
- **DECLARATION OF INTERESTS**
- **SECTION 1 - Confirmation of Minutes**
- **ACKNOWLEDGEMENT OF OFFICIAL VISITORS TO THE COUNCIL**
- **SECTION 2 - Mayoral Minutes**
- **EXCEPTION REPORT - Adoption of Items Not Identified for Discussion and Decision**
- **SECTION 3 - Reports for Determination**
 - Planning Decisions**
 - General Manager**
 - City Planning**
 - Infrastructure Services**
 - Support Services**
- **SECTION 4 - Reports of Committees**
- **SECTION 5 - Notices of Motion**
- **QUESTIONS FOR NEXT MEETING**
- **REPORTS TO BE DISCUSSED IN CONFIDENTIAL SESSION**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 14 February 2017, commencing at 6:32pm.

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, Manager Corporate Services and Governance - Ian Roberts, Administrative Support Coordinator - Natasha Martin and Administrative Support Officer – Jodie Tillinghast.

Councillor Ross arrived at the meeting at 6:45pm.

Councillor Tree left the meeting at 11:10pm.

32 RESOLUTION:

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

That the meeting continue past 11pm to allow the Business Paper to be completed.

DECLARATIONS OF INTEREST

There were no declarations of interest.

SECTION 1 - Confirmation of Minutes

33 RESOLUTION:

RESOLVED on the motion of Councillor Conolly and seconded by Councillor Rasmussen that the Minutes of the Ordinary Meeting held on the 31 January 2017, be confirmed.

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SECTION 2 - Mayoral Minutes

MM Enhancing Arts in the Hawkesbury - (79351, 79353)

Mr Phillip Routley addressed Council, speaking for the recommendation.

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett.

Refer to RESOLUTION

34 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett.

That:

1. A report be provided to Council detailing the process involved in the establishment of a Working Group to explore avenues to enhance the Arts in the Hawkesbury.
2. The report to make a recommendation as to the objectives, structure and membership of the Working Group.

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SECTION 3 - Reports for Determination

PLANNING DECISIONS

Item: 23 **CP - LEP005/15 - Planning Proposal to Amend Hawkesbury Local Environmental Plan 2012 - 18 James Street, South Windsor - (95498, 124414)**

Previous Item: 197, Ordinary (24 November 2015)

Mr Greg Hall addressed Council, speaking for the recommendation.

MOTION:

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

Refer to RESOLUTION

35 RESOLUTION:

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

That Council:

1. Proceed with the making of the plan to:
 - a) Amend the Land Zoning Map of the *Hawkesbury Local Environmental Plan 2012* to rezone the subject site from SP2 Infrastructure (Community Facility) to R2 Low Density Residential under the *Hawkesbury Local Environmental Plan 2012* to allow development of 18 James Street, South Windsor for residential purposes.
 - b) Amend the Height of Buildings Map of the *Hawkesbury Local Environmental Plan 2012* to identify 10m maximum permissible height provision for the subject site to ensure consistency with the R2 Low Density Residential zoned land within the Hawkesbury Local Government Area.
 - c) Amend the Lot Size Map of the *Hawkesbury Local Environmental Plan 2012* to identify a 450m² minimum lot size provision for the subject site to ensure consistency with the residential zoned land within the Hawkesbury Local Government Area.
2. Request that the Parliamentary Counsel's Office prepare a draft Local Environmental Plan to give effect to the planning proposal in accordance with Section 59(1) of the *Environmental Planning and Assessment Act, 1979*.
3. Adopt and make the draft Local Environmental Plan, under the authorisation for Council to exercise delegation issued by the "Gateway" determination, upon receipt of an opinion from Parliamentary Counsel's Office that the plan can be legally made.
4. Following the making of the plan advise the Department of Planning and Environment that the plan has been made and request to notify the plan on the NSW Legislation website.

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In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

For the Motion	Against the Motion
Councillor Calvert	NIL
Councillor Conolly	
Councillor Garrow	
Councillor Kotlash	
Councillor Lyons-Buckett	
Councillor Rasmussen	
Councillor Reynolds	
Councillor Richards	
Councillor Ross	
Councillor Tree	
Councillor Wheeler	
Councillor Zamprogno	

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Item: 24 **CP - DA0472/16 - 617 Bells Line of Road, Kurmond - Lot 1 DP 794338 - Boarding House - (95498, 138238, 135509)**

Mr Martin Beckett and Mr Mark Hill addressed Council, speaking for the recommendation.

Mr John Casserly, Ms Leanne Waters and Mr James Benzie addressed Council, speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

36 RESOLUTION:

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

That the matter relating to Development Application No. DA0472/16 for a Boarding House – Alterations and additions to the building and the operation of a boarding house on Lot 1 DP 794338, known as 617 Bells Line of Road, Kurmond be deferred to a Councillor Briefing Session.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

For the Motion	Against the Motion
Councillor Calvert	NIL
Councillor Conolly	
Councillor Garrow	
Councillor Kotlash	
Councillor Lyons-Buckett	
Councillor Rasmussen	
Councillor Reynolds	
Councillor Richards	
Councillor Ross	
Councillor Tree	
Councillor Wheeler	
Councillor Zamprogno	

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GENERAL MANAGER

Item: 25 GM - One Giant Leap Australia - National STEM Centre - (79351)

A MOTION was moved by Councillor Calvert, seconded by Councillor Ross.

That Council:

1. Endorse the proposal to establish a National STEM (Science, Technology, Engineering, Mathematics) Education Centre of Excellence in the Hawkesbury by One Giant Leap Australia Pty Ltd. as outlined in this report, and provide a letter of endorsement.
2. Agree to be a partner organisation for the proposed Hawkesbury Regional Science Hub to be set up by One Giant Leap Australia Pty Ltd under the NSW Regional Science Hub Strategy and provide a letter of advice to this effect.
3. Invite One Giant Leap Australia Pty Ltd to apply for financial assistance under the Community Sponsorship Program for the purpose of sponsoring a student to participate in the Space Camp USA 2017 Event.

An AMENDMENT was moved by Councillor Reynolds, seconded by Councillor Garrow.

That Council:

1. Endorse the proposal to establish a National STEM (Science, Technology, Engineering, Mathematics) Education Centre of Excellence in the Hawkesbury by One Giant Leap Australia Pty Ltd. as outlined in this report, and provide a letter of endorsement.
2. Invite One Giant Leap Australia Pty Ltd to apply for financial assistance under the Community Sponsorship Program for the purpose of sponsoring a student to participate in the Space Camp USA 2017 Event.

The Amendment was carried and became the Motion.

MOTION:

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

Refer to RESOLUTION

37 RESOLUTION:

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

That Council:

1. Endorse the proposal to establish a National STEM (Science, Technology, Engineering, Mathematics) Education Centre of Excellence in the Hawkesbury by One Giant Leap Australia Pty Ltd. as outlined in this report, and provide a letter of endorsement.
2. Invite One Giant Leap Australia Pty Ltd to apply for financial assistance under the Community Sponsorship Program for the purpose of sponsoring a student to participate in the Space Camp USA 2017 Event.

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INFRASTRUCTURE SERVICES

Item: 26 **IS - Draft Redbank Precinct Community Land Plan of Management - (95495, 79354)**

MOTION:

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

Refer to RESOLUTION

38 RESOLUTION:

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

That

1. The Redbank Precinct (Open Spaces) be declared a place of Cultural Significance for the purpose of the Local Government Act 1993 Part 2, Section 36D (Community Plans of Management).
2. The Draft Redbank Precinct Community Land Plan of Management attached to the report as Attachment 1 be placed on Public Exhibition, with a modification of the Master Plan for Peel Park to include the potential for a low impact/small scale waterplay area as part of the play area and that this be included in the exhibition process by way of an addendum to the exhibited documents, in accordance to the Local Government Act 1993, and re-reported to Council with any changes for adoption.
3. Community consultation is to be undertaken in relation to the naming of the reserve along Redbank Creek.

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Item: 27 **IS - Recognising and Protecting the Values of St Albans Common - (95495, 79354)**

Previous Item: NM1, Ordinary (8 November 2016)

MOTION:

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

Refer to RESOLUTION

39 RESOLUTION:

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

That Council:

1. Support the St Albans' Community's request that the Common remains in Fee Simple title, managed in trust by the local community ("the Commoners") under the Commons Management Act.
2. Write to the NSW Government requesting that the Common is not converted to a Crown Reserve but remain under the Commons Management Act and seeking specific engagement with the St Albans and broader Hawkesbury community on any current or future legislative proposals including clarification of how future trustees would be appointed.

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SECTION 4 - Reports of Committees

ROC **Hawkesbury Civic and Citizenship Committee - 12 December 2016 - (96972, 79356, 79351)**

40 RESOLUTION:

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

That the minutes of the Hawkesbury Civic and Citizenship Committee held on 12 December 2016 as recorded on pages 63 to 66 of the Ordinary Business Paper be received.

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SECTION 5 - Notices of Motion

RM1 **DA0642/15 - 1029 St Albans Road, Lower Macdonald - (105109, 125610, 138879, 138884)**

Ms Matilda Burns-Woods, Ms Ashley Boshier and Mr Robert Stuart addressed Council, speaking for the recommendation.

Mr David Hopping Mr Brian McCabe and Ms Gillian Jessup addressed Council, speaking against the recommendation.

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

That 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 item:

RM1 **DA0642/15 - 1029 St Albans Road, Lower Macdonald - (105109, 125610, 138879, 138884)**

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(g) of the Local Government Act, 1993 as it relates to legal advice concerning 1029 St Albans Road, Lower Macdonald 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.

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

Mr Glen Falson requested that RM2 and RM3 be heard before the continuation of RM1.

MOTION:

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

Refer to RESOLUTION

41 RESOLUTION:

That standing orders be suspended to allow RM1 to be moved and heard after RM3.

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RM2 Planning Proposal to Amend the Hawkesbury Local Environment Plan 2012 - 42 Bells Lane, Kurmond - (105109, 138881, 138879, 138884)

Mr Glen Falson and Ms Alison Amor addressed Council, speaking for the recommendation.

Mr Michael Want addressed, Council speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

42 RESOLUTION:

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

That the resolution from the Council Ordinary Meeting of 31 January 2017 in relation to Item 5 concerning CP - Planning Proposal to Amend the Hawkesbury Local Environment Plan 2012 - 42 Bells Lane, Kurmond be rescinded.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

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

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MOTION:

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

Refer to RESOLUTION

43 RESOLUTION:

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

That Council defer the matter in relation to the Planning Proposal to amend the Hawkesbury Local Environment Plan 2012 relating to 42 Bells Lane, Kurmond, pending completion of studies which will determine the total lot yield in Kurmond-Kurrajong Investigation Area and a report explaining the impact of that yield on relevant infrastructure be considered by Council and the adoption of a long term policy for development in the locality.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

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

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RM3 Planning Proposal to Amend the Hawkesbury Local Environment Plan 2012 - 98 Bells Lane, Kurmond - (105109, 138881, 138879, 138884)

Mr Glen Falson addressed Council, speaking for the recommendation.

MOTION:

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

Refer to RESOLUTION

44 RESOLUTION:

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

That the resolution from the Council Ordinary Meeting of 31 January 2017 in relation to Item 6 concerning CP - Planning Proposal to Amend the Hawkesbury Local Environment Plan 2012 - 98 Bells Lane, Kurmond be rescinded.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

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

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MOTION:

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

Refer to RESOLUTION

45 RESOLUTION:

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

That Council defer the matter in relation to the Planning Proposal to amend the Hawkesbury Local Environment Plan 2012 relating to 98 Bells Lane, Kurmond, pending completion of studies which will determine the total lot yield in Kurmond-Kurrajong Investigation Area and a report explaining the impact of that yield on relevant infrastructure be considered by Council and the adoption of a long term policy for development in the locality.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

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

Standing orders were resumed.

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RM1 DA0642/15 - 1029 St Albans Road, Lower Macdonald - (105109, 125610, 138879, 138884)

MOTION:

RESOLVED on the motion by Councillor Conolly, seconded by Councillor Richards.

Refer to RESOLUTION

46 RESOLUTION:

RESOLVED on the motion by Councillor Conolly, seconded by Councillor Richards.

That 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 item:

RM1 DA0642/15 - 1029 St Albans Road, Lower Macdonald - (105109, 125610, 138879, 138884)

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(g) of the Local Government Act, 1993 as it relates to legal advice concerning 1029 St Albans Road, Lower Macdonald 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.

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

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

47 RESOLUTION:

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

There was no motion in relation to RM1.

There being no motion moved or seconded, the Mayor, Councillor Lyons-Buckett, ruled that the listed Rescission Motion had lapsed.

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QUESTIONS FOR NEXT MEETING

Councillor Questions from Previous Meetings and Responses - (79351)

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

ORDINARY MEETING**Minutes:** 14 February 2017**Questions for Next Meeting**

#	Councillor	Question	Response
1	Richards	Requested on the behalf of the Colo River Valley Tourism Association that the recently reinstated rubbish bins at Colo River Bridge Park, Putty Road and Upper Colo Bridge car park areas be confirmed if they are to remain in place permanently and if they could be emptied weekly rather than fortnightly.	Director Infrastructure Services
2	Richards	Requested information on the applicable rental paid by shop owners at the Council owned Glossodia and Wilberforce shopping centres.	Director Support Services
3	Tree	Enquired as to the provision of increased security measures, such as CCTV being put in place at the rear of the old Richmond Post Office and Richmond OOSH building, to prevent anti-social behaviour and increase safety of children using the nearby park.	Director Infrastructure Services
4	Zamprogno	Requested advice on the level of security in place at the Governor Macquarie statue in McQuade Park, Windsor and to the possible additional security measures that could be in place to the whole of McQuade Park and its associated car park areas.	Director Infrastructure Services
5	Kotlash	Requested that the condition of Crooked Lane, North Richmond be investigated.	Director Infrastructure Services
6	Kotlash	Requested an indication from Sydney Water regarding the number of complaints for the Kurmond-Kurrajong Investigation Area relating to water pressure over past two to three years.	Director City Planning
7	Calvert	Requested an estimate of the cost of constructing a water park in Windsor or Richmond.	Director Infrastructure Services

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#	Councillor	Question	Response
8	Wheeler	Enquired if the bin pick up location for residents on Wheelbarrow Ridge Road could be relocated to Hebron Road, Lower Portland.	Director City Planning
9	Wheeler	Enquired if it is possible to receive an update on soil at the river banks on polo fields in Richmond Lowlands.	Director City Planning
10	Wheeler	Enquired as to the process for targeting noxious weeds and who is responsible for required actions, including the role of the Hawkesbury River County Council, specifically at the ROCLA site on Wilberforce Road and at South Creek, near the Tollhouse.	Director Infrastructure Services
11	Wheeler	Enquired if Council staff have received information relating to an incinerator located at Erskine Park.	Director City Planning
12	Reynolds	Enquired as to why Council did not comment on or make suggestions regarding the interpretation plan associated with the Windsor Bridge Project as requested by the RMS.	Director Infrastructure Services
13	Reynolds	Requested an update on the Glossodia fire shed extension.	Director Infrastructure Services
14	Garrow	Requested that the hedge that is obstructing view on Old Northern Road, Wisemans Ferry be reviewed and attended to.	Director Infrastructure Services
15	Garrow	Requested that the external garden at the Hawkesbury Regional Museum receive maintenance.	Director Infrastructure Services
16	Garrow	Requested that the skate ramp at Woodbury Reserve, Glossodia be maintained to remove the weeds and a possible relocation be investigated.	Director Infrastructure Services
17	Rasmussen	Enquired if it is possible to name car parks and as to the process to do so.	Director Infrastructure Services
18	Rasmussen	Enquired if Council is taking any action to control the weeds growing in the area between Catalina Way and Redbank Creek.	Director Infrastructure Services

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#	Councillor	Question	Response
19	Rasmussen	Enquired if traffic calming devices could be installed in Kingsford Smith Village.	Director Infrastructure Services

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CONFIDENTIAL REPORTS

48 RESOLUTION:

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

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: 28 SS - Property Matter - Lease to Kirsty Robertson trading as KL's Cut Above Hairdressing - Shop 1a, McGraths Hill Shopping Centre - (95496, 112106, 139229, 7032)

*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: 29 SS- Property Matter - Lease to Monaghan and Monaghan-Perez trading as Wilberforce Cellars - Shop 3, Wilberforce Shopping Centre - (130243, 127231, 34779, 95496)

*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.*

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.

49 RESOLUTION:

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

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Item: 28 **SS - Property Matter - Lease to Kirsty Robertson trading as KL's Cut Above Hairdressing - Shop 1a, McGraths Hill Shopping Centre - (95496, 112106, 139229, 7032) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

50 RESOLUTION:

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

That:

1. Council agree to enter into a new lease with Kirsty Robertson, trading as KL's Cut Above Hairdressing, in regard to Shop 1a, McGraths Hill Shopping Centre, in accordance with the proposal outlined in the report.
2. Authority be given for any necessary 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.

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Item: 29 **SS- Property Matter - Lease to Monaghan and Monaghan-Perez trading as Wilberforce Cellars - Shop 3, Wilberforce Shopping Centre - (130243, 127231, 34779, 95496) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

51 RESOLUTION:

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

That:

1. Council agree to enter into a new lease with James Monaghan and Jennifer Monaghan-Perez trading as Wilberforce Cellars, in regard to Shop 3, Wilberforce Shopping Centre, in accordance with the proposal outlined in the report.
2. Authority be given for any necessary 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.

The meeting terminated at 11:19pm.

Submitted to and confirmed at the Ordinary meeting held on 28 February 2017.

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Mayor