



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 30 March 2021
location: council chambers
time: 6:30 p.m.

ORDINARY MEETING**Table of Contents**

Minutes: 30 March 2021

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE
	ATTENDANCE	3
	APOLOGIES AND LEAVE OF ABSENCE	3
	DECLARATIONS OF INTEREST	3
	SECTION 1 - Confirmation of Minutes	4
	CONDOLENCES	4
	SECTION 2 – Mayoral Minutes	5
Item: 066	MM1 - Additional River Height Gauges - (125610, 79351)	5
Item: 067	MM2 - Rural Boundary Clearing Code - (125610, 79351)	6
	SECTION 3 – Reports for Determination	7
	GENERAL MANAGER	7
Item: 051	GM - Draft Communication and Engagement Strategy - (79351)	7
Item: 052	GM - 2020/2021 Events Sponsorship Program - Round 2 - (79351)	8
	CITY PLANNING	9
Item: 053	CP - Proposed exhibition of the Draft Hawkesbury City Council Business Recovery Plan - (95498, 124414, 147666)	9
Item: 054	CP - Net Zero Emissions and Water Efficiency Strategy - (95498, 124414)	10
Item: 055	CP - Rural Lands Strategy - (95498, 124414)	11
Item: 056	CP - Re-appointment of Hawkesbury Local Planning Panel Members - (95498)	12
	INFRASTRUCTURE SERVICES	13
Item: 057	IS - Commonwealth Local Roads and Community Infrastructure Program Extension (Phase 2) - (95495, 79344)	13
Item: 058	IS - Windsor Bridge Replacement Project - Bridge Demolition and Thompson Square Precinct Works - (95495)	15
Item: 059	IS - Draft Colbee Park Plan of Management and Masterplan - (95495, 79354)	16
Item: 060	IS - Pitt Town Roadworks and Funding - (95495, 96332)	17

ORDINARY MEETING

Table of Contents

Minutes: 30 March 2021

SUPPORT SERVICES	18
Item: 061 SS - Investment Report - February 2021 - (96332, 95496)	18
Item: 062 SS - Draft Procurement Policy - (96332, 95496)	19
Item: 063 SS - Council Resolution Summary - July 2020 to December 2020 - (95496)	20
SECTION 4 – Reports of Committees	21
Item: 064 ROC - Local Traffic Committee - 8 March 2021 - (80245, 95495)	21
CONFIDENTIAL REPORTS	22
Item: 065 SS - Contract for the Management and Operation of the Oasis Aquatic and Leisure Centre - (95496, 34584)	23

ORDINARY MEETING

Minutes: 30 March 2021

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 30 March 2021, commencing at 6:32pm.

Welcome

The Mayor, Councillor Patrick Conolly acknowledged the Indigenous Heritage.

The Acting General Manager addressed the Council meeting, mentioning:

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

ATTENDANCE

PRESENT: Councillor Patrick Conolly, Mayor, Councillor Mary Lyons-Buckett, Deputy Mayor and Councillors Barry Calvert, Amanda Kotlash, Peter Reynolds, Sarah Richards, John Ross, Tiffany Tree, Danielle Wheeler and Nathan Zamprognio.

ALSO PRESENT: Acting General Manager - Laurie Mifsud, Director City Planning - Linda Perrine, Director Infrastructure Services - Jeff Organ, Acting Director Support Services - Emma Galea, Manager Strategic Planning - Andrew Kearns, Manager City Design and Economic Development - Amanda Kearney, Manager Corporate Communication - Suzanne Stuart, Manager Corporate Services and Governance - Charles McElroy and Administrative Support Coordinator - Tracey Easterbrook.

APOLOGIES AND LEAVE OF ABSENCE

The Mayor, Councillor Patrick Conolly, advised that two requests for leave of absence from Council were received from Councillor Emma-Jane Garrow and Councillor Paul Rasmussen for the Council Meeting on 30 March 2021.

74 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett and seconded by Councillor Kotlash that the leave of absence be granted for Councillor Garrow and Councillor Rasmussen for the Council Meeting on 30 March 2021.

DECLARATIONS OF INTEREST

Councillor Reynolds declared an interest on Item 058.

Acknowledgement of Official Visitors to the Council

There were no official visitors to Council.

ADJOURNMENT OF MEETING

The Mayor adjourned the meeting at 9:13pm for a short break. The meeting resumed at 9:24pm.

ORDINARY MEETING

Minutes: 30 March 2021

SECTION 1 - Confirmation of Minutes

75 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett and seconded by Councillor Kotlash that the Minutes of the Ordinary Meeting on 9 March 2021, be confirmed.

CONDOLENCES

The Mayor, Councillor Patrick Conolly acknowledged the passing of John Miller. Mr Miller made a huge contribution to the Hawkesbury over his lifetime. He was a member of many local boards and committees over a long time. He was always committed to advancing the interests of the Hawkesbury, and had a deep appreciation and interest in local history. He wrote a number of books and papers about Hawkesbury local history. His experience as a farmer impacted by floods sparked a lifetime long passion for flood mitigation. John made an extraordinary contribution to the Hawkesbury community. A minutes silence was observed in memory of Mr Miller.

ORDINARY MEETING

Minutes: 30 March 2021

SECTION 2 – Mayoral Minutes

Item: 066

MM1 - Additional River Height Gauges - (125610, 79351)

MOTION:

RESOLVED on the motion by the Mayor, Councillors Conolly.

Refer to RESOLUTION

76 RESOLUTION:

RESOLVED on the motion by the Mayor, Councillors Conolly.

That:

1. Council call for the Bureau of Meteorology to install reliable river height gauges at:
 - Macdonald River upstream of St Albans and other relevant places
 - Colo River upstream of the Colo River Bridge
 - South Creek within the Hawkesbury Local Government Area
 - Hawkesbury Nepean River at Yarramundi.
2. The Disaster and Emergency Committee provide advice to Council by 4 May 2021 regarding:
 - The key learnings from the 2021 Floods
 - The scale of the damage to Council's assets and sources of recovery funding
 - An update on the progress of our review of Council's policies, plans and procedures for disaster and emergency responses, as resolved on 18 February 2020.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 067 **MM2 - Rural Boundary Clearing Code - (125610, 79351)**

MOTION:

RESOLVED on the motion by the Mayor, Councillor Conolly.

Refer to RESOLUTION

77 RESOLUTION:

RESOLVED on the motion by the Mayor, Councillor Conolly.

That Council call for the release of the Draft Rural Boundary Clearing Code associated with the Amendment of Rural Fires Act 1997 (Assented to 25 November 2020) so that Council and the community can understand the proposed provisions and its implications, and provide informed comment before finalisation and adoption of the Code by the relevant Ministers.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Tree and Zamprogno.

Against the Motion: Councillors Ross and Wheeler.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

SECTION 3 – Reports for Determination

GENERAL MANAGER

Item: 051 **GM - Draft Communication and Engagement Strategy - (79351)**

Directorate: General Manager

MOTION:

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

Refer to RESOLUTION

78 RESOLUTION:

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

That:

1. Council endorse the Draft Communication and Engagement Strategy attached as Attachment 1 to this report.
2. The Draft Communication and Engagement Strategy be placed on public exhibition for a period of 28 days following a thorough review and proofread.
3. At the expiration of the public notification period outlined in part 2 above, the following action be taken:
 - a) Should any submissions be received regarding the Draft Communication and Engagement Strategy, a further report be submitted to Council, or
 - b) Should no submissions be received, Council adopt the Communication and Engagement Strategy attached in Attachment 1 to this report.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 052 **GM - 2020/2021 Events Sponsorship Program - Round 2 - (79351)**

Previous Item: 156, Ordinary (25 August 2020)

Directorate: General Manager

MOTION:

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

Refer to RESOLUTION

79 RESOLUTION:

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

That Council:

1. Under the 2020/2021 Event Sponsorship Program, agree to support the following organisations and individuals at the following levels recommended in Table 1 and Attachment 1 of this report.

1.	Light Up Windsor	\$5,000
2.	Hawkesbury Aboriginal Reconciliation Golf Day 2021	\$2,500
3.	Taste of Hawkesbury	\$3,300
4.	Lost Trades Fair	\$3,300
5.	Retro Vintage and Steampunk Festival	\$2,721
6.	Dinner by the River	\$3,300

2. Approve the execution of Council's standard Sponsorship Agreement for the applications numbered 1 to 6 as identified in Table 1 and Attachment 1 of this report.
3. Require all event organisers to prepare a COVID Safe Plan for sponsored events.
4. Note the updated information regarding Round 1 of the 2020/2021 Event Sponsorship Program.
5. Approve the funds distributed for the 2021 Pitt Town Anzac Day Ceremony be used towards the 2022 Pitt Town Anzac Day Ceremony.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

CITY PLANNING

Item: 053 **CP - Proposed exhibition of the Draft Hawkesbury City Council Business Recovery Plan - (95498, 124414, 147666)**

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

80 RESOLUTION:

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

That:

1. Council approve public exhibition of the Draft Hawkesbury City Council Business Recovery Plan for a period of 28 days.
2. At the expiration of the public notification period, the following action should be taken:
 - a) Should any submissions be received regarding the proposed Draft Hawkesbury City Council Business Recovery Plan, a further report be submitted to Council, or
 - b) Should no submissions be received, Council adopt the Hawkesbury City Council Business Recovery Plan as shown in Attachment 1 to this report.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 054 **CP - Net Zero Emissions and Water Efficiency Strategy - (95498, 124414)**

Previous Item: 245, Ordinary (8 December 2020)

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

81 RESOLUTION:

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

That Council:

1. Receive the outcome of the public exhibition of the Draft Net Zero Emissions and Water Efficiency Strategy.
2. Adopt the Net Zero Emissions and Water Efficiency Strategy, attached as Attachment 3 to this report.
3. Send a copy of the Net Zero Emissions and Water Efficiency Strategy to WSROC.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 055 **CP - Rural Lands Strategy - (95498, 124414)**

Previous Item: 248, Ordinary (8 December 2020)

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

82 RESOLUTION:

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

That Council:

1. Receive the outcome of the public exhibition of the Draft Rural Lands Strategy.
2. Adopt the Rural Lands Strategy, attached as Attachment 3 to this report.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 056 **CP - Re-appointment of Hawkesbury Local Planning Panel Members - (95498)**

Previous Item: 034, Ordinary (13 February 2018)
 060, Ordinary (27 February 2018)

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

83 RESOLUTION:

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

That Council:

1. Reappoint the Chair and alternate Chairs of the Hawkesbury Local Planning Panel until 30 June 2021.
2. Reappoint the pool of expert members of the Hawkesbury Local Planning Panel until 30 June 2021.
3. Reappoint the pool of community members of the Hawkesbury Local Planning Panel until 30 June 2021.
4. Advise the Department of Planning, Industry and Environment of the reappointment of the chair, and reappointment of the expert and community member pools of the Hawkesbury Local Planning Panel until 30 June 2021.
5. Advise the Chair, the alternate Chairs and the members of the expert and community member pools of the Hawkesbury Local Planning Panel of their reappointment until 30 June 2021.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

INFRASTRUCTURE SERVICES

Item: 057 **IS - Commonwealth Local Roads and Community Infrastructure Program Extension (Phase 2) - (95495, 79344)**

Previous Item: 151, Ordinary (11 August 2020)

Directorate: Infrastructure Services

Mr Peter Ryan addressed Council, speaking for the recommendation in the business paper.

MOTION:

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

Refer to RESOLUTION

84 RESOLUTION:

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

That Council:

1. Allocate funding of \$1.55m to road rehabilitation projects as outlined in the following table:

Location	Description	Amount
Mileham Street, South Windsor	Rehabilitate 150m section south of Ham Street.	\$140,000
Kurmond Road, Wilberforce	Balance of funds required to complete rehabilitation between Blacktown and Lock Roads.	\$175,000
Grose Vale Road, North Richmond	Rehabilitate Pecks Road intersection.	\$30,000
Industry Road, Mulgrave	Mill and fill between Park Road and Groves Avenue.	\$430,000
Terrace Road, North Richmond	Rehabilitate approaches to Redbank Creek bridge.	\$350,000
Mill Road, Kurrajong	Rehabilitate 150m section north of Little Wheeny Creek.	\$105,000
Wire Lane, North Richmond	Rehabilitate section south of Kurmond Road.	\$180,000
Sanctuary Drive, Windsor Downs	Rehabilitate failing sections generally between Richmond Road and Willeroo Drive.	\$140,000
Total		\$1,550,000

ORDINARY MEETING**Minutes: 30 March 2021**

2. Allocate funding of \$694,000 toward the footpaving projects identified in the following table:

Location	Description	Amount
Old Hawkesbury Road, McGraths Hill	Andrew Thompson Drive to Plimsoll Street	\$4,000
Plimsoll Street, McGraths Hill	Old Hawkesbury Road to Wolseley Road	\$45,000
Wolseley Road, McGraths Hill	Plimsoll Street to Pitt Town Road	\$35,000
Pitt Town Road, McGraths Hill	Ivy Avenue to Windsor Road	\$145,000
McGrath Road, McGraths Hill	Andrew Thompson Drive to Old Hawkesbury Road	\$75,000
Ivy Avenue, McGraths Hill	Pitt Town Road to T-intersection	\$30,000
Macquarie Street, Windsor	West side between Brabyn Street and Hawkesbury Valley Way	\$35,000
Kurmond Road, Kurmond	West side from Kurmond Public School to existing path in front of new subdivision	\$22,000
Bells Line of Road, Kurrajong Hills	Douglas Road to Warks Hill Road	\$24,000
Walker Street, South Windsor	Argyle Street to Ham Street	\$105,000
Ham Street, South Windsor	Stewart Street to Walker Street	\$43,000
Hawkesbury Street, Pitt Town	Johnston Street to Hall Street	\$50,000
Argyle Street, South Windsor	Mileham Street to Fairey Road	\$81,000
Total		\$694,000

3. Allocate \$250,000 from the Local Roads Community and Infrastructure Program toward construction of Stage 1 of Brennans Dam Road and Old Stock Route Road as detailed in the report.
4. Between now and 31 May 2021, develop an additional list of priority road projects should additional funding become available.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Richards, Tree, Wheeler and Zamprogno.

Against the Motion: Councillors Reynolds and Ross.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 058 **IS - Windsor Bridge Replacement Project - Bridge Demolition and Thompson Square Precinct Works - (95495)**

Directorate: Infrastructure Services

Councillor Reynolds declared a pecuniary interest in this matter as his home is located within the precinct being discussed. He left the Chamber and did not take part in voting or discussion on the matter.

A written submission by Ms Patricia Schwartz against the recommendation in the business paper was read by the Mayor, Councillor Conolly.

MOTION:

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

Refer to RESOLUTION

85 RESOLUTION:

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

That this matter be deferred to the next Council Meeting, so that there can be an inspection of the artefacts and the site to assess the impact of flooding.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow, Rasmussen and Reynolds.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 059 **IS - Draft Colbee Park Plan of Management and Masterplan - (95495, 79354)**

Previous Item: 170, Ordinary (8 September 2020)

Directorate: Infrastructure Services

MOTION:

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

Refer to RESOLUTION

86 RESOLUTION:

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

That:

1. Council publicly exhibit the Draft Colbee Park Plan of Management, including Masterplan, allowing the community a minimum of 42 days to provide comment on the Plan.
2. The matter be reported back to Council following the public exhibition period.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 060 **IS - Pitt Town Roadworks and Funding - (95495, 96332)**

Previous Item: 234, Ordinary (24 November 2020)

Directorate: Infrastructure Services

Mr Peter Ryan addressed Council, speaking for the recommendation in the business paper.

MOTION:

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

Refer to RESOLUTION

87 RESOLUTION:

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

That Council:

1. Allocate funding of \$5.4m from the Section 7.11 Pitt Town Roadworks Reserve to fund works at the following locations, in accordance with the Section 7.11 Pitt Town Contributions Plan:
 - Johnston Street – Bathurst Street to Hawkesbury Street
 - Hawkesbury Street – Johnston Street to Hall Street
 - Hall Street – Bathurst Street to Hawkesbury Street
 - Bathurst Street – Johnston Street to Hall Street.
2. Note that the works outlined in part 1 do not complete all the kerb and gutter works listed in the Section 7.11 Pitt Town Contributions Plan.
3. Receive and note the information provided regarding the use of the Section 7.11 Pitt Town Reserves to date.
4. Reallocate \$2.3M from the Multi-year Reserve to Section 7.11 Pitt Town Reserves to fully repay the amount borrowed in 2014/2015 to fund land acquisition.
5. Receive and note the information provided regarding grants applications for infrastructure at Pitt Town.
6. Note alterations to the report to reflect the correct description of the Hall Street Works and correction on Page 99 of the report to reflect the amount for Planning Studies of \$0.021m.
7. Receive and note the information provided regarding involvement of the NSW State Government in Developer Contributions, and the Deed entered into between the NSW State Government and the Developer in regard to the Pitt Town development.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Tree, Wheeler and Zamprogno.

Against the Motion: Councillor Ross.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

SUPPORT SERVICES

Item: 061 **SS - Investment Report - February 2021 - (96332, 95496)**

Previous Item: 150, Ordinary (10 March 2020)

Directorate: Support Services

MOTION:

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

Refer to RESOLUTION

88 RESOLUTION:

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

That the Monthly Investments Report for February 2021 be received and noted.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 062 **SS - Draft Procurement Policy - (96332, 95496)**

Directorate: Support Services

MOTION:

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

Refer to RESOLUTION

89 RESOLUTION:

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

That:

1. Council endorse the Draft Procurement Policy attached as Attachment 1 to this report.
2. The Draft Procurement Policy be placed on public exhibition for a period of 28 days.
3. The matter be reported back to Council following the public exhibition period.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 063 **SS - Council Resolution Summary - July 2020 to December 2020 - (95496)**

Previous Item: 088, Ordinary (12 May 2020)
 190, Ordinary (29 October 2019)
 040, Ordinary (12 March 2019)
 213, Ordinary (28 August 2018)
 NM2, Ordinary (24 June 2014)

Directorate: Support Services

MOTION:

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

Refer to RESOLUTION

90 RESOLUTION:

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

That:

1. The Council Resolution Summary for 1 July 2020 to 31 December 2020 and those resolutions outstanding from previous summaries, be received and noted.
2. A further Councillor Briefing Session be held to work through the outstanding Council resolutions.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

SECTION 4 – Reports of Committees

Item: 064 **ROC - Local Traffic Committee - 8 March 2021 - (80245, 95495)**

Directorate: Infrastructure Services

MOTION:

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

Refer to RESOLUTION

91 RESOLUTION:

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

That Council receive and note the Minutes of the Local Traffic Committee Meeting held on 8 March 2021.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillors Garrow and Rasmussen.

ORDINARY MEETING

Minutes: 30 March 2021

CONFIDENTIAL REPORTS

92 RESOLUTION:

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

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: 065 SS - Contract for the Management and Operation of the Oasis Aquatic and Leisure Centre - (95496, 34584)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it relates to details concerning the management of a Council facility 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.

Members of the public did not provide reasons as to why Council should not go into closed Council to deal with these confidential matters.

Accordingly, the meeting went into closed session.

93 RESOLUTION:

RESOLVED on the motion of Councillor Richards, seconded by Councillor Calvert that open meeting be resumed.

ORDINARY MEETING

Minutes: 30 March 2021

Item: 065 **SS - Contract for the Management and Operation of the Oasis Aquatic and Leisure Centre - (95496, 34584)**

Previous Item: 124, Ordinary (30 June 2020)

Directorate: Support Services

MOTION:

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

Refer to RESOLUTION

94 RESOLUTION:

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

That:

1. In accordance with the provisions of Section 55(3)(i) of the Local Government Act 1993, Council does not call Tenders for the management and operation of the Oasis Aquatic and Leisure Centre upon the expiry of the initial contract term on 30 June 2021, on the basis of extenuating circumstances for the following reasons:
 - a) As a result of COVID-19, the proposed extension as outlined in Part 2 is necessary to allow Council to:
 - i. have certainty with respect to service rates until this difficult time passes; and
 - ii. ensure it obtains the best "value" outcome in the circumstances (which it would otherwise not be able to do if it were to go to tender now).
 - b) Council can ensure it has this certainty through YMCA NSW, given YMCA NSW has managed the Oasis Aquatic and Leisure Centre for a number of years charging a reasonable service rate to Council.
 - c) The proposed extension as outlined in Part 2 is not for a lengthy period of time which will allow Council to test the market for the provision of the relevant services within a relatively short space of time.
 - d) Based upon the recent tender undertaken by Council for the services, Council does not believe that a satisfactory result would be achieved by calling for Tenders for the proposed extension as outlined in Part 2 in the current climate.
2. Council extend the current contract with YMCA NSW for the management and operation of the Oasis Aquatic and Leisure Centre for a further 12 months commencing 1 July 2021, as outlined in the report.
3. The General Manager be given delegated authority to execute any documentation associated with final agreement between Council and YMCA NSW.
4. Council authorise the affixing of the Seal of Council to any documentation in regard to this matter, if necessary.

ORDINARY MEETING

Minutes: 30 March 2021

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Kotlash, Reynolds, Richards, Tree, Wheeler and Zamprogno.

Against the Motion: Councillor Ross.

Absent: Councillors Garrow and Rasmussen.

The meeting terminated at 10:41pm.

Submitted to and confirmed at the Ordinary meeting held on 20 April 2021.

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Mayor