



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 11 May 2010

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING

MINUTES: 11 May 2010

MINUTES

- **WELCOME / EXPLANATIONS / PRAYER**
- **APOLOGIES**
- **DECLARATION OF INTERESTS**
- **SECTION 1 - Confirmation of Minutes**
- **AGENDA ITEMS SUBJECT TO PUBLIC ADDRESS**
- **SECTION 2 - Mayoral Minutes**
- **QUESTIONS WITH NOTICE**
- **SECTION 3 - Notices of Motion**
- **EXCEPTION REPORT - Adoption of Items Not Identified for Discussion and Decision**
- **SECTION 4 - Reports for Determination**

General Manager

City Planning

Infrastructure Services

Support Services

- **SECTION 5 - Reports of Committees**
- **QUESTIONS WITHOUT NOTICE**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on Tuesday, 11 May 2010, commencing at 6.32pm.

Rev Greg Peisley of the Pitt Town Anglican Community Church, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

ATTENDANCE

PRESENT: Councillor B Bassett, Mayor, Councillor K Conolly, Deputy Mayor and Councillors B Calvert, W Mackay, C Paine, B Porter, P Rasmussen, J Reardon, T Tree, W Whelan and L Williams.

ALSO PRESENT: General Manager - Peter Jackson, Director City Planning - Matt Owens, Director Infrastructure Services - Chris Daley, Director Support Services - Laurie Mifsud, Manager Corporate Services and Governance - Fausto Sut, Executive Manager - Community Partnerships - Joseph Litwin and Administrative Support Team Leader - Amy Dutch.

Councillor Williams left the meeting at 10.10pm.

SECTION 1: Confirmation of Minutes

130 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Paine that the Minutes of the Ordinary Meeting held on the 13 April 2010, be confirmed.

131 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Calvert that the Minutes of the Extraordinary Meeting held on the 20 April 2010, be confirmed.

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SECTION 2 - Mayoral Minutes

132 RESOLUTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Reardon that standing orders be suspended to allow the Mayoral Minute to be discussed.

MM - Passing of Councillor (Dr) Rex Stubbs OAM - (79351)

MOTION:

RESOLVED on the motion of the Mayor, Councillor Bassett.

Refer to RESOLUTION

133 RESOLUTION:

RESOLVED on the motion of the Mayor, Councillor Bassett.

That:

1. Council, following the adoption of this recommendation, observe a minutes silence in recognition of the passing of former Councillor (Dr) Rex Stubbs OAM.
2. Council place on record its sincere and deepest regret and sense of loss to both the Council and the community on the passing of Councillor (Dr) Rex Stubbs OAM on Saturday, 24 April 2010 and convey its condolences to Linda, Alicia and Phillip Stubbs, his mother Nancy and the extended family.
3. A report be prepared in consultation with the immediate family of former Councillor (Dr) Rex Stubbs OAM and submitted to Council regarding the procedures and/or processes required to name the open space garden area on the George Street frontage of the Deerubbin Centre and to establish an annual art prize or scholarship in honour of former Councillor (Dr) Rex Stubbs OAM and to recognise his support of and dedication to the Hawkesbury and its community.

A minutes silence in recognition of the passing of former Councillor (Dr) Rex Stubbs OAM was observed.

134 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Paine that standing orders be resumed.

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SECTION 4 - Reports for Determination

GENERAL MANAGER

Item: 83 **GM - Co-Generation Plant - (79351, 95495)**

Previous Item: 53, Ordinary (30 March 2010)
 24, Ordinary (23 February 2010)
 10, Ordinary (2 February 2010)
 184, Ordinary (8 September 2009)
 32, Ordinary (26 February 2008)

Ms Mary Buckett, respondent, addressed Council.

MOTION:

A MOTION was moved by Councillor Paine, seconded by Councillor Reardon.

That the information regarding Council's Co-Generation Plant be received.

The motion was lost.

FORESHADOWED MOTION:

A FORESHADOWED motion was moved by Councillor Porter, seconded by Councillor Williams.

Refer to RESOLUTION

135 RESOLUTION:

RESOLVED on the FORESHADOWED motion of Councillor Porter, seconded by Councillor Williams.

That Council stop operating the diesel generator within the Plant Room for a period of up to 12 months pending the proposed business plan and a report showing the cost comparison between bringing in electricity and the cost of running the Co-Generation Plant being submitted to Council.

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CITY PLANNING

Item: 84 CP - Development Application - 10 Bed Extension to Existing Nursing Home - Lot 100 DP793048 and Lot 5 DP596107, 116 March Street, Richmond - (DA0781/09, 91720, 3996, 95498)

Ms Maria Passafaro, proponent, addressed Council.

MOTION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Mackay.

Refer to RESOLUTION

136 RESOLUTION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Mackay.

That:

1. Council enter into legal arrangements with the developer in order to formalise the use of 20 parking spaces on Council owned land located on Lot 101 DP793048, Lot 2 DP 575929, Lot 6 DP560899, Lot 4 DP561147 and Lot 2 DP560898 at No.114, 110, 110A, 110B and 110C March Street, Richmond.
2. Development application DA0781/09 at Lot 100 DP 793048, 116 March Street, Richmond NSW 2753 for a ten bed extension to the existing nursing home be approved subject to the following conditions:

General Conditions

1. The development shall take place in accordance with the stamped plans, specifications and accompanying documentation submitted with the application except as modified by these further conditions.
2. No excavation, site works or building works shall be commenced prior to the issue of an appropriate Construction Certificate.
3. The approved use shall not commence until all conditions of this Development Consent have been complied with.
4. The extension shall not be used or occupied prior to the issue of an Occupation Certificate.
5. The development shall comply with the provisions of the Building Code of Australia at all times.
6. Occupation of the accommodation in this development is restricted to those people identified within Clause 18 (1) - Restrictions on occupation of seniors housing allowed under this Chapter of State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004.

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Prior To Issue Of Construction Certificate

7. Pursuant to section 80A(1) of the Environmental Planning and Assessment Act 1979 and Hawkesbury City Council's Section 94A Development Contributions Plan 2006 (as amended from time to time), a contribution of \$13,880.00 shall be paid to Hawkesbury City Council.

The amount to be paid is to be adjusted at the time of the actual payment, in accordance with the provisions of Hawkesbury City Council's Section 94A Development Contributions Plan 2006 (as amended from time to time).

The contribution is to be paid prior to the issue of the construction certificate and copies of receipts(s) confirming that the contribution has been fully paid are to be provided to the Principal Certifying Authority.

8. A report is to be prepared by an appropriately qualified Acoustic Engineer with the Construction Certificate, certifying that noise levels within the proposed building will not exceed the requirements contained in AS2021-2000 Acoustics - Aircraft Noise Intrusion: Building Siting and Construction having regard to aircraft noise as the site is situated in the 20 - 25 ANEF Contour and satisfy the NSW Environment Protection Authority's guidelines "Environmental Criteria for Road Traffic Noise".

This report is to recommend appropriate materials to be utilized within the building so as to ensure that the acceptable internal noise level criteria are provided.

9. The location of the proposed and existing essential services to the new and existing building shall be provided to the Principle Certifying Authority for assessment and approval.

Prior To Commencement Of Works

10. Erosion and sediment control devices are to be installed and maintained at all times during site works and construction. The enclosed warning sign shall be affixed to the sediment fence/erosion control device.
11. The building shall be set out by a Registered Surveyor. The Survey Certificate of the building showing the position of the external walls under construction and in compliance with the approved plans shall be lodged with the principal certifying authority. Any easements must be shown on the Survey Certificate.
12. A certificate issued by an approved insurer under Part 6 of the Home Building Act 1989 shall be supplied to the principal certifying authority prior to commencement of works.
13. A copy of receipt of payment of Long Service Levy shall be provided to the Principal Certifying Authority prior to any works commencing on site. Payments can be made at Long Service Corporation offices or most Councils.
14. At least two days prior to commencement of works, notice is to be given to Hawkesbury City Council, in accordance with the Environmental Planning and Assessment Regulation.
15. Toilet facilities (to the satisfaction of Council) shall be provided for workmen throughout the course of building operations. Such facility shall be located wholly within the property boundary.
16. A sign displaying the following information is to be erected adjacent to each access point and to be easily seen from the public road. The sign is to be maintained for the duration of works:
 - (a) Unauthorised access to the site is prohibited.
 - (b) The owner of the site.

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- (c) The person/company carrying out the site works and telephone number (including 24 hour 7 days emergency numbers).
 - (d) The name and contact number of the Principal Certifying Authority.
17. A qualified Structural Engineer's design for all reinforced concrete and structural steel shall be provided to the Principal Certifying Authority prior to any works commencing on site.
18. The approved plans must be submitted to a Sydney Water Quick Check agent or customer Centre to determine whether the development will affect Sydney Water's sewer and water mains, stormwater drains and/or easements, and if further requirements need to be met. Plans will be appropriately stamped. For quick Check agent details, please refer to the web site www.sydneywater.com.au, see Building Developing and Plumbing then Quick Check or telephone 13 20 92.

The consent authority or a private accredited certifier must either:

- Ensure that Quick Check agent/Sydney Water has appropriately stamped the plans before the issue of any Construction Certificate; or
- If there is a combine Development/Construction Certificate application or Complying Development, include the above condition as one to be met prior to works commencing on site.

During Construction

19. Dust control measures, eg vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface and airborne movement of sediment blown from exposed areas.
20. Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.
21. All necessary works being carried out to ensure that any natural water flow from adjoining properties is not impeded or diverted.
22. All natural and subsurface water-flow shall not be re-directed or concentrated to adjoining properties. Water flows shall follow the original flow direction without increased velocity.
23. External colours and material of the new work are to match the existing.
24. Site and building works (including the delivery of materials to and from the property) shall be carried out only on Monday to Friday between 7am – 6pm and on Saturdays between 8am – 4pm.
25. During the demolition and construction period, the person responsible for the site is to retain records of waste disposal (waste receipts or dockets, recycling processor receipts etc.) in a Waste Data File. The Waste Data File must be provided to Council officers on request to demonstrate that the approved Waste Management Plan is being implemented.
26. The site shall be kept clean and tidy during the construction period and all unused building materials and rubbish shall be removed from the site upon completion of the project. The following restrictions apply during construction:
- (a) Stockpiles of topsoil, sand, aggregate, spoil or other material shall be stored clear of any drainage path or easement, natural watercourse, footpath, kerb or road surface and shall have measures in place to prevent the movement of such material off site.

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- (b) Building operations such as brick cutting, washing tools, concreting and bricklaying shall be undertaken only within the site.
 - (c) Builders waste must not be burnt or buried on site. All waste (including felled trees) must be contained and removed to a Waste Disposal Depot.
27. Erosion and sediment control devices are to be installed and maintained until the site is fully stabilised in accordance with the approved plan and Hawkesbury Development Control Plan chapter on Soil Erosion and Sedimentation.
28. Mandatory inspections shall be carried out and Compliance Certificates issued only by Council or an accredited certifier for the following components of construction:

Note: Structural Engineer's Certificates, Drainage Diagrams and Wet Area Installation Certificates are NOT acceptable unless they are from an accredited person.

- (a) Piers;
 - (b) Internal stormwater lines prior to covering;
 - (c) Steel reinforcement prior to pouring concrete;
 - (d) External stormwater lines, prior to backfilling;
 - (e) Framework, after installation of all plumbing, drainage and electrical fixtures, and after the external cladding and roof covering has been fixed prior to fixing of internal linings and insulation;
 - (f) Wet area flashing, after the installation of bath and shower fixtures;
 - (g) Prior to occupation of the building;
 - (h) On completion of the works.
29. All materials and components used in the building shall comply with the early fire hazard indices stipulated in Specification C1.10 of the BCA. A separate schedule detailing such materials and their respective indices and approved in writing prior to the acquisition, installation or fitting of such materials.
30. Portable fire extinguisher/s containing an extinguishing agent suitable for the risk being protected shall be installed in accordance with AS 2444 E1.6.
31. All civil construction works required by this consent shall be in accordance with Hawkesbury Development Control Plan appendix E Civil Works Specification.
32. Appropriate legal arrangements are to be made for the provision of common drainage and the disposal of storm water from the site.
33. The existing adjacent carpark at the north east of the nursing home shall be upgraded to provide 24 off-street carparking spaces.

The works shall include provision for two (2) disabled parking spaces, line marking and vehicle wheel stops. Access manoeuvring and turning areas are to comply with the requirements of AS2890.1:2004.

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Prior To Issue of Interim Occupation Certificate

34. Prior to the issue of the Interim Occupation Certificate submission of evidence, to the Principle Certifying Authority, that legal arrangements have been made between Hawkesbury City Council and the owners of 116 March Street, Richmond in respect to the continued use of 20 carparking spaces located on adjoining Council owned Land at Lot 101 DP793048, Lot 2 DP 575929, Lot 6 DP560899, Lot 4 DP561147 and Lot 2 DP560898 at 114, 110, 110A, 110B and 110C March Street, Richmond.
35. A Fire Safety Certificate shall be issued addressing the requirements of the Fire Safety Schedule.
36. A Certificate from a telecommunications carrier confirming that provision has been made for services to the development shall be submitted to the Principal Certifying Authority.
37. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained from Sydney Water Corporation.

Application must be made through an authorised Water Servicing Coordinator. Please refer to the Building Developing and Plumbing section of the web site www.sydneywater.com.au then refer to "Water Servicing Coordinator" under "Developing Your Land" or telephone 13 20 92 for assistance.

Following application a "Notice of Requirements" will advise of water and sewer infrastructure to be built and charges to be paid. Please make early contact with the Coordinator, since building of water/sewer infrastructure can be time consuming and may impact on other services and building, driveway or landscape design.

38. Written clearance from Integral Energy shall be submitted to the Principal Certifying Authority.
39. A 'Restriction as to User' against the title of the property, in accordance with section 88E of the Conveyancing Act 1919, limiting accommodation to those people identified within Clause 18 (1) - Restrictions on occupation of seniors housing allowed under this Chapter of State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004, is to be registered. Evidence of this registration is to be submitted to the Principle Certifying Authority prior to the issue of any Occupation Certificate.

Prior To Issue Of Final Occupation Certificate

40. Compliance with all conditions of this consent.
41. A Surveyor's Certificate stating that all existing buildings on the lots are contained within the subject property shall be submitted to Hawkesbury City Council.

Use Of The Development

42. No internal or external alterations shall be carried out without prior approval of Council.
43. All waste materials shall be regularly removed from the property.
44. The subject development, including landscaping, is to be maintained in a clean and tidy manner.
45. No advertising signs or structures shall be erected, displayed or affixed on any building or land without prior approval.
46. No advertising signs or structures shall be displayed on the footpaths, pedestrian ways, roadways or on any land other than the approved development site.

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47. All fire safety equipment and fixtures shall be regularly serviced and maintained. The owner or their agent shall certify annually that each of the fire safety measures specified in this statement has:
- (a) been assessed by a properly qualified person, and
 - (b) found, when it was assessed, to be capable of performing to at least the standard required by the current Fire Safety Schedule for the building for which the certificate is issued.

Advisory Notes

*** The applicant shall make themselves aware of the Discrimination Against People with Disabilities Act (DDA) and assess their responsibilities and liabilities with regards to the provision of access for all people.

*** The applicant is advised to consult with:

- (a) Sydney Water Corporation Limited
- (b) Integral Energy
- (c) Natural Gas Company
- (d) a local telecommunications carrier

regarding their requirements for the provision of services to the development and the location of existing services that may be affected by proposed works, either on site or on the adjacent public roads.

*** The developer is responsible for all costs associated with any alteration, relocation or enlargement to public utilities whether caused directly or indirectly by this proposed subdivision. Such utilities include water, sewerage, drainage, power, communication, footways, kerb and gutter.

*** Should any aboriginal site or relic be disturbed or uncovered during the construction of this development, all work should cease and the National Parks and Wildlife Service consulted. Any person who knowingly disturbs an aboriginal site or relic is liable to prosecution under the National Parks and Wildlife Act 1974.

*** The applicant shall make themselves aware of any User Restriction, Easements and Covenants to this property and shall comply with the requirements of any Section 88B Instrument relevant to the property in order to prevent the possibility of legal proceedings against them.

*** Non-compliance with any condition of this development consent may result in a penalty notice being issued by Council.

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 Bassett	Nil
Councillor Calvert	
Councillor Conolly	

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For the Motion	Against the Motion
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Tree	
Councillor Whelan	
Councillor Williams	

Item: 85 **CP - Packaged Liquor Licence Application - Rachael Marks Unit 21 / 5B Curtis Road, Mulgrave - (95498)**

Previous Item: NM1 - Ordinary (30 June 2009)

Rachael Marks, proponent, addressed Council.

MOTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Mackay.

Refer to RESOLUTION

137 RESOLUTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Mackay.

That a response be provided to the Casino, Liquor and Gaming Control Authority advising that no objection is raised to the issue of a Liquor Licence for the bottle shop premises at Unit 21, Shop 5B Curtis Road, Mulgrave.

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Item: 86 **CP - Hawkesbury Hotel Extended Trading Authorisation - 339 George Street Windsor - (4331, 95498)**

Previous Item: NM1 - Ordinary (30 June 2009)

Garry Medina and Rob Sledge, respondents, addressed Council.

MOTION:

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

Refer to RESOLUTION

138 RESOLUTION:

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

That:

1. A response be provided to the NSW Casino, Liquor and Gaming Control Authority advising that Council does not support the application for extended trading hours past midnight for the Hawkesbury Hotel and that residents' submissions previously received also be forwarded to the Authority.
2. It be noted that Council, in general, does not support the extension of trading hours past midnight and this also be conveyed to the NSW Casino, Liquor and Gaming Control Authority.
3. Council raise with the Hawkesbury Liquor Accord issues regarding lockouts for those premises already operating extended trading hours beyond midnight.

Item: 87 **CP - Management of Community Centres and Halls - Revised Manual - (96328, 95498)**

MOTION:

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

Refer to RESOLUTION

139 RESOLUTION:

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

That Council:

1. Approve the distribution of a draft (revised) *Community Facilities Manual* to community committees who have been delegated responsibility under Section 377 of the Local Government Act, 1993 for the care, control and management of community facilities.

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2. The respective community committees be requested to consider the text of the draft (revised) *Community Facilities Manual* and to provide comments to Council within 28 days. Any comments received to be further reported to Council prior to the formal adoption of the revised manual.
3. Implement the community facilities promotional campaign as outlined in this report.

Item: 88 CP - Final Draft Hawkesbury Mobility Plan - (96328, 98212)

Previous Item: 106, Ordinary (30 May 2006)
275, Ordinary (8 December 2009)

Doug Bathersby and Frank Scharfe, respondents, addressed Council.

MOTION:

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

Refer to RESOLUTION

140 RESOLUTION:

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

That Council:

1. Adopt the Draft Hawkesbury Mobility Plan.
2. Endorse the works schedules and priorities within the Plan, subject to the principle of providing paths to one side of each designated street first, on the basis that their implementation will take into account Council's financial capacity having particular regard to the life-cycle costs of any new capital projects and noting that any proposed future works on the City's bicycle and pedestrian networks will be reported to Council in conjunction with the adoption of Council's annual financial estimates.
3. Write to those persons and agencies who have lodged submissions during the public exhibition of the Draft Mobility Plan to thank them for their comments and to advise them of the actions taken in response to these comments.
4. Request that the Hawkesbury Bicycle and Access Mobility Committee review its objectives and membership having regard to the matters raised in this report and that a further report be provided for Council's consideration in relation to the revised objectives and membership of the proposed Hawkesbury Mobility Plan Implementation Committee.
5. Write to the RTA to request that the RTA nominate a representative to sit on the Hawkesbury Mobility Plan Implementation Committee.
6. Forward copies of the Hawkesbury Mobility Plan to the RTA and local state and federal members of parliament seeking their assistance in its implementation and noting the joint-responsibility of all levels of government in working together for the safety and health of residents, pedestrians and cyclists who use the NSW roads network.

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Item: 89 CP - Waste Management Advisory Committee - 28 April 2010 - Draft Strategic Waste Action Plan - (95249, 95498)

Mr Frank Scharfe, proponent, addressed Council.

MOTION:

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

Refer to RESOLUTION

141 RESOLUTION:

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

That Council:

1. Submit the Draft Strategic Waste Action Plan as identified in Appendix 2 - "Employ Waste Education Officer", (Item 2 in Waste Management Advisory Committee Agenda 28 April 2010) to the Department Environment Climate Change and Water by 31 May 2010 for their approval.
2. Apply for funding in the 2010/2011 Waste and Sustainability Improvement Payment Program to employ a Waste Education Officer for a minimum of twelve months as part of the program to implement the selected Actions and Programs. If this funding is not successful alternate funding options to be reported back to Council.
3. Commit to, in the already funded feasibility study, investigating both separated organic kerbside collection service and the different options available for the collection and treatment of municipal waste both supported by an appropriate business plan to achieve the State Governments target of 66% landfill diversion by 2014.
4. Start negotiations with the University of Western Sydney regarding extending Council's existing landfill site and if negotiations are unsuccessful Council examine alternative landfill sites.

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INFRASTRUCTURE SERVICES

Item: 90 **IS - Closed Circuit Television (CCTV) Cameras for Bowen Mountain Park - (95495, 79354)**

Previous Item: 8, Ordinary (2 February 2010)

Colin Chesterman and Frank Scharfe, proponents, addressed Council.

MOTION:

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

Refer to RESOLUTION

142 RESOLUTION:

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

That:

1. Approval be given to the Bowen Mountain Park Committee for the installation of CCTV cameras in Bowen Mountain Park for a trial period of 6 months, at no cost to Council.
2. Should the trial period prove effective, the cameras be reassessed with a view to extending the presence of cameras within the Park for a further 18 months.
3. In the event of the presence of cameras is made permanent, the matter be reviewed on a bi-annual basis.
4. The ongoing maintenance and replacement of the cameras (in the event of vandalism) is the responsibility of the Bowen Mountain Park Committee.

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Item: 91 **IS - Naming of a un-named Road at Pitt Town within proposed subdivision of Lot 4 DP 711815, No.10 Eldon Street, Pitt Town - (95495)**

Previous Item: 7, Ordinary (2 February 2010)

Ms Dianna Miller, respondent, addressed Council.

MOTION:

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

Refer to RESOLUTION

143 RESOLUTION:

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

That the existing un-named road in connection with the proposed subdivision of Lot 4 DP 711815, 10 Eldon Street, Pitt Town be named as Iris Street.

Item: 92 **IS - Provision of a Septic Tank and Collection Well Effluent Removal Service - (95495, 112179)**

Previous Item: 160, Ordinary (14 August 2007)

MOTION:

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

Refer to RESOLUTION

144 RESOLUTION:

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

That:

1. The current contract with Transpacific Industries Group Ltd for the Provision of a Septic Tank and Collection Well Effluent Removal Service be extended until 31 August 2012.
2. The Seal of Council be affixed to any necessary documentation.

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SUPPORT SERVICES

Item: 93 SS - Goods and Services Tax Compliance Certificate 2010 - (96332, 95496)

MOTION:

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

Refer to RESOLUTION

145 RESOLUTION:

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

That the Goods and Services Tax Certificate for the period from 1 May 2009 to 30 April 2010 be endorsed in accordance with Department of Local Government Circular 05/06.

Item: 94 SS - Monthly Investments Report - March 2010 - (96332, 95496)

Previous Item: 17, Ordinary (3 February 2009)
 82, Ordinary (28 April 2009)

MOTION:

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

Refer to RESOLUTION

146 RESOLUTION:

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

The report regarding the monthly investments for March 2010 be received and noted.

ORDINARY MEETING

MINUTES: 11 May 2010

Item: 95 **SS - Banking Services - (96332, 95496)**

Previous Item: 50, Ordinary (13 March 2007)

MOTION:

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

Refer to RESOLUTION

147 RESOLUTION:

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

That:

1. Council agree to take up the option for a further term of one year with the Commonwealth Bank of Australia, commencing from 1 July 2010, for the provision of banking services to Council.
2. Authority be given for any documentation in this matter to be executed under the Seal of Council, if necessary.

ORDINARY MEETING

MINUTES: 11 May 2010

CONFIDENTIAL REPORTS

148 RESOLUTION:

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

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

149 RESOLUTION:

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

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: 96 IS - Tender No. 01610 - Construction of a Roundabout at the intersection of George and Drummond Streets, South Windsor - (79344, 95495)

*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: 97 IS - Tender No.01010 - Sewer CCTV Inspections 2010 - (95495, 112179)

*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: 98 SS - Property Matter - Assignment of Lease from Abbas Dirani to Saghir Ahmed Khan and Riffat Khan - Shop 7 Glossodia Shopping Centre, Glossodia - (112106,113751, 33836, 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.

ORDINARY MEETING

MINUTES: 11 May 2010

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.

150 RESOLUTION:

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

ORDINARY MEETING

MINUTES: 11 May 2010

INFRASTRUCTURE SERVICES

Item: 96 **IS - Tender No. 01610 - Construction of A Roundabout At The Intersection of George & Drummond Streets. South Windsor - (79344, 95495)**

MOTION:

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

Refer to RESOLUTION

151 RESOLUTION:

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

That:

1. The tender submitted by Celtic Civil Pty Ltd in the amount of \$235,560.00 for the Construction of a Roundabout at the Intersection of George and Drummond Streets, South Windsor, be accepted.
2. The Seal of Council be affixed to any necessary documentation.

ORDINARY MEETING

MINUTES: 11 May 2010

Item: 97 IS - Tender No.01010 - Sewer CCTV Inspections 2010 - (95495, 112179)

MOTION:

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

Refer to RESOLUTION

152 RESOLUTION:

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

That:

1. The tender submitted by Veolia Water Network Services Pty Ltd in the amount of \$162,737.00 GST exclusive for the Sewer CCTV Inspections 2010 be accepted.
2. The Seal of Council be affixed to any necessary documentation.

ORDINARY MEETING

MINUTES: 11 May 2010

SUPPORT SERVICES

Item: 98 SS - Property Matter - Assignment of Lease from Abbas Dirani to Saghir Ahmed Khan and Riffat Khan - Shop 7 Glossodia Shopping Centre, Glossodia - (112106,113751, 33836, 95496) CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

153 RESOLUTION:

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

That:

1. Council agree to the assignment of the lease of Shop 7 Glossodia Shopping Centre from Abbas Dirani to Saghir Ahmed Khan and Riffat Khan in accordance with the proposal outlined in the report.
2. Authority be given for any documentation in association with this matter to be executed under the Seal of Council.
3. Details of Council's resolution be conveyed to the proposed Assignors and Assignees together the advice that Council is not and will not be bound by the terms of its resolution until such time appropriate legal documentation to put such resolution into effect has been agreed to and excepted by all parties.

ORDINARY MEETING

MINUTES: 11 May 2010

SECTION 5 - Reports of Committees

ROC - Hawkesbury Macquarie 2010 Committee - 8 April 2010 - (114013, 95498)

154 RESOLUTION:

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

That the minutes of the Hawkesbury Macquarie 2010 Committee meeting held on 8 April 2010 as recorded on pages 127 to 130 of the Ordinary Business Paper be received.

ROC - Local Traffic Committee - 21 April 2010 - (80245, 95495)

155 RESOLUTION:

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

That the minutes of the Local Traffic Committee meeting held on 21 April 2010 as recorded on pages 131 to 156 of the Ordinary Business Paper be adopted.

ROC - Waste Management Advisory Committee Meeting Minutes - 28 April 2010 - (95249, 95498)

156 RESOLUTION:

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

That the minutes of the Waste Management Advisory Committee Meeting held on 28 April 2010 as recorded on pages 157 to 160 of the Ordinary Business Paper be received.

ORDINARY MEETING**MINUTES: 11 May 2010****QUESTIONS WITHOUT NOTICE**

#	Councillor	Question	Response
1	Porter	Requested that the Director Infrastructure Services accompany him on a site inspection to view job sites on Sackville Road.	The Mayor requested Councillor Porter contact the Director Infrastructure Services tomorrow to arrange a time.
2	Calvert	Enquired about the progress of the Wallace Road Load Limit query.	The Director Infrastructure Services advised that a detailed response to the query went out today. He advised that a large amount of research was conducted and no information could be located indicating that there has ever been a load limit on Wallace Road.
3	Calvert	Enquired about the progress of his enquiry regarding the driveway of the Health Farm at Kurrajong Heights being on Crown Land.	The General Manager will investigate the progress of the matter.
4	Paine	Requested that the George Cappa Cycleway sign at Clarendon be repaired.	The Director Infrastructure Services advised that the matter will be investigated with the view to replace the existing posts with steel posts.
5	Paine	Requested that the carpet in the Tebbutt Room be cleaned.	The Director Infrastructure Services advised that this will be investigated.
6	Paine	Enquired about the progress of the Riverview Traffic Study. She asked that the Director City Planning keep her informed of the progress so that she does not continue bring the matter up during questions without notice.	The Director City Planning advised that a letter has been received indicating that the Study will be undertaken as soon as possible. The Director City Planning has responded asking for a more specific timeframe. The Director City Planning advised that he will keep Councillor Paine informed of the progress.
7	Paine	Enquired about the progress of the Macquarie Street units development.	The Director City Planning advised that a concept plan has been received along with a request for a meeting to be held next week.
8	Conolly	Referred to the roadworks on Sackville Road and a complaint received from a member of the public indicating that "the best bit of the road" had been dug up rather than working on other areas needing attention.	The Director Infrastructure Services advised that he too has received similar calls. He advised that a combination of road shoulder sealing works and works on pavement failures that are going to require attention in the near future are being carried out at the same time.

ORDINARY MEETING

MINUTES: 11 May 2010

#	Councillor	Question	Response
9	Rasmussen	Enquired if Council is aware if farmers in the South Creek riparian zone have been notified that there will be a significant reduction of water flow in the creek. He also enquired if Council know what the implications would be for the farmers.	The Mayor advised that Council was not aware of the issue and requested that Councillor Rasmussen, as Chairman of the Irrigators, provide information.
10	Reardon	Requested that community gardens be established around the North Richmond Community Centre and near the Scout Hall.	The Mayor advised that Councillor Reardon would need to submit a Notice of Motion for such a request.
11	Whelan	Advised that he has received a complaint regarding the inadequate line marking at the crossing outside Ebenezer School. Councillor Porter indicated that the markings and signage need to be extended out further in both directions.	The Director Infrastructure Services advised that the matter will be investigated.

The meeting terminated at 10.27pm.

Submitted to and confirmed at the Ordinary meeting held on 25 May 2010.

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Mayor