



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 12 July 2016

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING

Minutes: 12 July 2016

MINUTES

– **WELCOME**

Prayer

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**

ORDINARY MEETING

Minutes: 12 July 2016

ORDINARY MEETING

Minutes: 12 July 2016

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE
ATTENDANCE		4
APOLOGY		4
SECTION 1 - Confirmation of Minutes		4
SECTION 3 - Reports for Determination		5
PLANNING DECISIONS		5
Item: 137	CP - Planning Proposal to Amend Hawkesbury Local Environmental Plan 2012 - 175 Blacktown Road, Richmond - (95498, 124414)	5
GENERAL MANAGER		6
Item: 138	GM - Review of Fit for the Future Proposal - (79351)	6
INFRASTRUCTURE SERVICES		7
Item: 139	IS - Great Australian Poker Run Charity Event - (95495, 79354, 137921)	7
Item: 140	IS - Road Naming Proposal Associated with DA0417/11 South Windsor - (95495, 79346)	7
Item: 141	IS - Road Naming Proposal Associated with DA0205/12 Agnes Banks - (95495, 79346)	8
Item: 142	IS - Proposed Temporary Camping at McQuade Park associated with the Sydney Blues and Roots Festival 2016 - (95495, 79354, 114164)	9
SECTION 4 - Reports of Committees		10
ROC	Heritage Advisory Committee - 26 May 2016 - (95498, 80242)	10
SECTION 5 - Notices of Motion		11
NM	Council Withdraw From WSROC - (79351, 105109, 125610)	11
QUESTIONS FOR NEXT MEETING		12
	Councillor Questions from Previous Meetings and Responses - (79351)	12
	Questions for Next Meeting	13
CONFIDENTIAL REPORTS		14
Item: 143	IS - Tender No. 00965 - Tender for Replacement of Sewage Pump Station 'C' and Associated Works, Windsor - (95495, 112179) CONFIDENTIAL	15
Item: 144	IS - Tender No. 00979 - Reconstruction of Failed Sealed Pavement Sections of Crooked Lane, North Richmond and Wallace Road, Vineyard - (95495, 79344) CONFIDENTIAL	15

ORDINARY MEETING

Minutes: 12 July 2016

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 12 July 2016, commencing at 6:34pm.

Reverend Barry Macalister of St John's Anglican Church, Wilberforce, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

ATTENDANCE

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

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, Strategic Planning Manager - Andrew Kearns, Senior Strategic Environmental Planner – Suzanne Stuart, Manager Corporate Services and Governance - Ian Roberts and Administrative Support Coordinator - Natasha Martin.

APOLOGY

An apology for absence was received from Councillor Paine.

209 RESOLUTION:

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

SECTION 1 - Confirmation of Minutes

210 RESOLUTION:

RESOLVED on the motion of Councillor Mackay and seconded by Councillor Porter that the Minutes of the Ordinary Meeting held on the 28 June 2016, be confirmed.

ORDINARY MEETING

Minutes: 12 July 2016

SECTION 3 - Reports for Determination

PLANNING DECISIONS

**Item: 137 CP - Planning Proposal to Amend Hawkesbury Local Environmental Plan 2012
- 175 Blacktown Road, Richmond - (95498, 124414)**

MOTION:

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

Refer to RESOLUTION

211 RESOLUTION:

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

That:

1. Council support the preparation of a planning proposal to permit the proposed recreational facility (outdoor) as an additional use on part of Lot 3, DP 1105163, 175 Blacktown Road, Richmond (the subject site) as detailed in this report, under the provisions of Schedule 1 of the Hawkesbury Local Environmental Plan 2012.
2. The planning proposal be forwarded to the Department of Planning and Environment for a "Gateway" determination.
3. The Department of Planning and Environment be advised that Council wishes to request a Written Authorisation to Exercise Delegation to make the Plan.

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 Creed	
Councillor Ford	
Councillor Lyons-Buckett	
Councillor Mackay	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Tree	
Councillor Williams	

Councillor Paine was absent from the meeting.

ORDINARY MEETING

Minutes: 12 July 2016

GENERAL MANAGER

Item: 138 **GM - Review of Fit for the Future Proposal - (79351)**

Previous Item: 85, Extraordinary (23 June 2015)
 RM, Ordinary (30 June 2015)
 MM, Ordinary (27 October 2015)
 4, Ordinary (2 February 2016)

Mr Michael Want addressed Council, speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

212 RESOLUTION:

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

That Council:

1. Approve the preparation of a revised FFTF Proposal in line with the proposed amendments as outlined in this report and that the revised FFTF Proposal to be further reported to Council.
2. Endorse the commencement of the "Listening to the Community" comprehensive community engagement strategy, as outlined in this report, which has been developed in response to community expectations for residents to be provided with the opportunity to consult with Council on service levels and the issues and challenges impacting on the future sustainability of the Hawkesbury.

ORDINARY MEETING

Minutes: 12 July 2016

INFRASTRUCTURE SERVICES

Item: 139 **IS - Great Australian Poker Run Charity Event - (95495, 79354, 137921)**

Mr Alex Ross addressed Council, speaking for the recommendation.

MOTION:

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

Refer to RESOLUTION

213 RESOLUTION:

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

That:

1. The Great Australian Poker Run be given approval to use Governor Phillip Reserve for their event on Saturday, 20 August 2016.
2. The approval be subject to the following:
 - a) Council's General Park Conditions
 - b) Council's Fees and Charges
 - c) The Windsor Foreshore Plan of Management
 - d) A Traffic Management Plan having been submitted and approved as part of the Special Event Application
 - e) Council's Policy on Fireworks.

Item: 140 **IS - Road Naming Proposal Associated with DA0417/11 South Windsor - (95495, 79346)**

Previous Item: 84, Ordinary (10 May 2016)

MOTION:

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

Refer to RESOLUTION

214 RESOLUTION:

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

That in accordance with the requirements of the Roads Act, 1993, the name Sawmill Place, South Windsor, in connection with DA0417/11 be adopted for use.

ORDINARY MEETING

Minutes: 12 July 2016

Item: 141 **IS - Road Naming Proposal Associated with DA0205/12 Agnes Banks - (95495, 79346)**

Previous Item: 85, Ordinary (10 May 2016)

Mr Thomas McCue addressed Council, speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

215 RESOLUTION:

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

That:

1. In accordance with the requirements of the Roads Act, 1993, the name McCue Place, Agnes Banks, in connection with DA0205/12, be publically advertised for a period of 28 days seeking, comments and submissions.
2. The matter be reported back to Council following the public exhibition process, with a view to adopting the street name for use.

ORDINARY MEETING

Minutes: 12 July 2016

Item: 142 **IS - Proposed Temporary Camping at McQuade Park associated with the Sydney Blues and Roots Festival 2016 - (95495, 79354, 114164)**

MOTION:

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

Refer to RESOLUTION

216 RESOLUTION:

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

That:

1. Community notification of the proposal to use McQuade Park for event camping in conjunction with the Blues and Roots Festival to be held between Thursday, 27 October 2016 to Monday, 30 October 2016 be carried out in accordance with the Local Government Act 1993.
2. Should no significant adverse submissions be received, approval be granted to hold camping at McQuade Park from Thursday, 27 October 2016 to Monday, 30 October 2016. The approval be subject to the following :
 - Council's general park conditions
 - Council's Fees and Charges
 - The McQuade Park Plan of Management.
3. Should objections be received, the matter be brought back to Council.

ORDINARY MEETING

Minutes: 12 July 2016

SECTION 4 - Reports of Committees

ROC

Heritage Advisory Committee - 26 May 2016 - (95498, 80242)

217 RESOLUTION:

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

That the minutes of the Heritage Advisory Committee held on 26 May 2016 as recorded on pages 51 to 55 of the Ordinary Business Paper be received.

ORDINARY MEETING

Minutes: 12 July 2016

SECTION 5 - Notices of Motion

NM Council Withdraw From WSROC - (79351, 105109, 125610)

Councillor Ford declared a less than significant non-pecuniary conflict of interest in this matter as he is a member of the Board of WSROC and no further action is required.

Councillor Creed declared a less than significant non-pecuniary conflict of interest in this matter as he is a member of the Board of WSROC and no further action is required.

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

That Council withdraw from WSROC.

An AMENDMENT was moved by Councillor Creed, seconded by Councillor Calvert.

That a report be brought back to Council detailing Council's options in regard to continuing its membership or withdrawing its membership and the applicable financial implications.

The Amendment was carried and became the Motion.

MOTION:

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

Refer to RESOLUTION

218 RESOLUTION:

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

That a report be brought back to Council detailing Council's options in regard to continuing its membership or withdrawing its membership and the applicable financial implications.

ORDINARY MEETING

Minutes: 12 July 2016

QUESTIONS FOR NEXT MEETING

Councillor Questions from Previous Meetings and Responses - (79351)

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

ORDINARY MEETING**Minutes:** 12 July 2016**Questions for Next Meeting**

#	Councillor	Question	Response
1	Calvert	Requested a status update about the Poor Claire Monastery application in Brahma Road, North Richmond due to concerns raised regarding processing times.	Director City Planning
2	Williams	Requested an update on moving the waste bin collection site currently located at Wheelbarrow Ridge Road and Greens Road intersection at Lower Portland to the intersection at Wheelbarrow Ridge Road and Hebron Road intersection.	Director City Planning
3	Lyons-Buckett	Requested a follow-up on the invitation that was sent to the Hon Dominic Perrottet, MP and requested that an invitation be forwarded to the new Member for Macquarie, Susan Templeman to meet with Council, preferably before the end of the current Council term.	Acting General Manager
4	Reardon	Requested an investigation be carried out into the building waste mess at 12 Argyle Street, Windsor.	Director City Planning

ORDINARY MEETING

Minutes: 12 July 2016

CONFIDENTIAL REPORTS

219 RESOLUTION:

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

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: 143 IS - Tender No. 00965 - Tender for Replacement of Sewage Pump Station 'C' and Associated Works, Windsor - (95495, 112179)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act, 1993 as it relates to details concerning tenders for the supply of goods and/or services to Council and the information is regarded as being commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the Council, or reveal a trade secret and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.*

Item: 144 IS - Tender No. 00979 - Reconstruction of Failed Sealed Pavement Sections of Crooked Lane, North Richmond and Wallace Road, Vineyard - (95495, 79344)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act, 1993 as it relates to tender information regarding the reconstruction of failed sealed pavement sections of various roads and the information is regarded as being commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the Council, or reveal a trade secret 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.

220 RESOLUTION:

RESOLVED on the motion of Councillor Mackay, seconded by Councillor Creed that open meeting be resumed.

ORDINARY MEETING

Minutes: 12 July 2016

Item: 143 **IS - Tender No. 00965 - Tender for Replacement of Sewage Pump Station 'C' and Associated Works, Windsor - (95495, 112179) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

221 RESOLUTION:

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

That:

1. The lump sum tender submitted by Precision Civil Infrastructure Pty Ltd for Tender No. 00965 Replacement of Sewage Pump Station 'C' and Associated Works, separable portion A only, in the amount of \$1,602,968.60 (excluding GST) for the replacement of Sewage Pump Station 'C' and Associated Works be accepted.
2. Any necessary documentation be executed under Seal of Council.

Item: 144 **IS - Tender No. 00979 - Reconstruction of Failed Sealed Pavement Sections of Crooked Lane, North Richmond and Wallace Road, Vineyard - (95495, 79344) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

222 RESOLUTION:

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

That:

1. The tender of MJ & MD Skinner Earthmoving Pty Ltd incorporating lump sum component and schedule of rates for provisional quantities for the reconstruction of failed road pavement sections of Crooked Lane, North Richmond and Wallace Road, Vineyard for Tender No. 00979 in the total amount of \$587,658.30 (excluding GST), be accepted.
2. Any required documentation be executed under the Seal of Council.

ORDINARY MEETING

Minutes: 12 July 2016

The meeting terminated at 7:54pm.

Submitted to and confirmed at the Ordinary meeting held on 26 July 2016.

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Mayor