



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 08 December 2015

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING

Minutes: 08 December 2015

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**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 8 December 2015, commencing at 6:34pm.

The Mayor, Councillor Kim Ford 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 P Conolly, M Creed, M Lyons-Buckett, C Paine, B Porter, P Rasmussen, J Reardon, T Tree and L Williams.

ALSO PRESENT: General Manager - Peter Jackson, Director City Planning - Matt Owens, Director Infrastructure Services - Jeff Organ, Director Support Services - Laurie Mifsud, Executive Manager - Community Partnerships - Joseph Litwin, Development Services Manager - Cristie Evenhuis, Chief Financial Officer – Emma Galea, Manager Corporate Services and Governance - Ian Roberts, Administrative Support Coordinator - Natasha Martin and Administrative Support Officer - Traecy Kelly.

APOLOGIES

An apology for absence was received from Councillor Calvert.

351 RESOLUTION:

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

Councillor Mackay arrived at the meeting at 6:35pm.

Councillor Conolly left Chambers at 9:02pm and returned to Chambers at 9:04pm.

Councillor Williams left the meeting at 9:45pm.

SECTION 1 - Confirmation of Minutes

352 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Conolly that the Minutes of the Ordinary Meeting held on the 24 November 2015, be confirmed.

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SECTION 2 - Mayoral Minutes

MM1 NSW Government's Fit For The Future Program - (79351, 79353, 120428)

MOTION:

RESOLVED on the motion of Councillor Ford.

Refer to RESOLUTION

353 RESOLUTION:

RESOLVED on the motion of Councillor Ford.

That:

1. Council write to the Premier of NSW, the Minister for Local Government and the Member for Hawkesbury, reiterating that Council should continue to remain as a stand-alone local government entity, and advise of the content of the Mayoral Minute, and Attachment 1, providing comments on The Hills Shire Council's report to its meeting on 10 November 2015.
2. A delegation from Council, consisting of the Mayor, two Councillors and the General Manager, seek an urgent meeting with the Premier of NSW, the Minister for Local Government and the Member for Hawkesbury to advise of Council's position as outlined in Part 1 above.
3. Council reiterate to the Premier of NSW, the Minister for Local Government and the Member for Hawkesbury, its proposed actions as detailed in Part 2 of its Resolution number 293 from the Ordinary Meeting of 27 October 2015.

A Motion was moved by Councillor Rasmussen, seconded by Councillor Williams that standing orders be suspended in order to allow the community to speak to the item.

The Motion was lost.

MM2 Pitt Town Stormwater Management Strategy - Report Regarding Implementation - (79351, 79353, 120428)

MOTION:

RESOLVED on the motion of Councillor Ford.

Refer to RESOLUTION

354 RESOLUTION:

RESOLVED on the motion of Councillor Ford.

That a report be submitted to Council in order to provide an update on issues regarding the implementation of the Stormwater Management Strategy for the Pitt Town Development Area, including the status of any potential land acquisitions for this purpose.

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SECTION 3 - Reports for Determination

PLANNING DECISIONS

Item: 210 CP - DA0062/14 - 110 and 112 Bathurst Street, Pitt Town - Lot 1 and 2 DP 1061612 - Two storey addition to an existing church hall, new car parking area, landscaping, sports fields and associated works - (95498, 129777, 8623)

Mr Peter Ryan, Mr Brett Connor and Ms Sandra Connor addressed Council, speaking for the recommendation.

Mr Greg Peisley addressed Council, speaking against the recommendation.

A MOTION was moved by Councillor Creed, seconded by Councillor Rasmussen.

That Development Application DA0062/14 for a two storey addition to an existing church hall, new car parking areas, recreation fields and associated works at St James Anglican Church at 110 and 112 Bathurst Street, Pitt Town (Lot 1 and 2 in DP 1061612), be refused for the following reasons:

1. The proposed development does not satisfy Sydney Regional Environmental Plan No. 20 – Hawkesbury-Nepean River in that it is inconsistent with the following specific planning policies and recommended strategies of this plan:
 - a) Environmentally Sensitive Areas/Water Quality – in that the proposal has not provided adequate information demonstrating that water leaving the site would be of a suitable quality so as maintain ecosystem diversity within Pitt Town Lagoon.
 - b) Water Quantity – in that the proposal has not demonstrated that the volume of water leaving the site would not have an adverse impact upon Pitt Town Lagoon.
 - c) Cultural Heritage – in that the design of the proposed hall building and car parking areas would detract from the heritage significance of adjacent heritage items.
 - d) Riverine Scenic Quality – in that the proposal would have an unacceptable impact given the siting, setback, orientation, size, bulk and scale on the existing ridgeline and adjacent lowlands.
2. The proposed development is inconsistent with the stated objectives of the R2 Low Density Residential zone in Hawkesbury Local Environmental Plan 2012 in that:
 - a) the proposal does not protect the character of traditional residential development and streetscapes; and
 - b) the proposal does not satisfy the requirement whereby development for purposes other than for residential purposes may be carried out if it is compatible with the character of the living area and has a domestic scale.

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3. The proposed development is inconsistent with stated objectives of the RU2 Rural Landscape zone in Hawkesbury Local Environmental Plan 2012 in that:
 - a) the proposal does not maintain the rural character of the land;
 - b) the proposal has not demonstrated that the development would not have a significant adverse effect on water catchments, including surface and groundwater quality and flows, land surface conditions and important ecosystems such as waterways;
 - c) the proposal has not demonstrated that it retains or enhances existing landscape values;
 - d) the proposal has not satisfactorily preserved the river valley systems, scenic corridors, environmentally sensitive areas and other features of scenic quality; and
 - e) the proposal has not ensured that the development does not detract from the existing rural character.
4. The proposed development is inconsistent with the objectives of Clause 4.3 Height of Buildings in Hawkesbury Local Environmental Plan 2012 in that:
 - a) the proposal has not ensured that the bulk of development is not excessive and relates well to the local context;
 - b) the proposal has not provided a suitable transition in built form between adjoining development; and
 - c) the proposal has not maintained an appropriate height transition between the new building and existing items of heritage significance.
5. The proposed development is inconsistent with the objectives of Clause 5.10 Heritage Conservation in Hawkesbury Local Environmental Plan 2012 in that:
 - a) the proposal has not demonstrated that it has maintained the significance of existing heritage items having regard to their setting and views;
 - b) an archaeological assessment has not been prepared in relation to potential for significant archaeological finds, the impact of the proposed works and conservation measures; and
 - c) the proposal has not been supported by a heritage conservation management plan to ensure the proper future development of the site.
6. The proposed development does not comply with the requirements of the Hawkesbury Development Control Plan 2002, in particular with regard to Car Parking and Access and Heritage Conservation.

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

That:

1. The matter be deferred to a future Council meeting.
2. Staff meet with the applicant to provide guidance and to discuss the matter.

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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 amendment, the results of which were as follows:

For the Amendment	Against the Amendment
Councillor Conolly	Councillor Creed
Councillor Ford	Councillor Rasmussen
Councillor Lyons-Buckett	
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Reardon	
Councillor Tree	
Councillor Williams	

Councillor Calvert was absent from the meeting.

The Amendment was carried and then became the Motion.

MOTION:

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

Refer to RESOLUTION

355 RESOLUTION:

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

That:

1. The matter be deferred to a future Council meeting.
2. Staff meet with the applicant to provide guidance and to discuss the matter.

ORDINARY MEETING

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

Councillor Calvert was absent from the meeting.

ORDINARY MEETING

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Item: 211 CP - DA0631/15 - Jolly Frog Hotel, 25 Bridge Street, Windsor - Demolition - Partial demolition of the building - (95498, 124063, 135589)

Ms Vanessa Benitez and Ms Kim Smith addressed Council, speaking for the recommendation.

Ms Kate Mackaness, Ms Kerrie Wilson and Mr Harry Terry addressed Council, speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

356 RESOLUTION:

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

That the matter 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 Conolly	Councillor Creed
Councillor Lyons-Buckett	Councillor Ford
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Tree	
Councillor Williams	

Councillor Calvert was absent from the meeting.

ORDINARY MEETING

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Item: 212 **CP - DA0228/15 - 1 Reserve Road, Freemans Reach - Lot 24 DP 776850 - Intensive Plant Agriculture - Demolition of Existing Structures, Vegetation Removal, Construction of Dam and Farm Building and Use of Land as Turf Farm - (95498, 30249, 123054)**

Previous Item: 194, Ordinary (24 November 2015)

Mr Garry Adams, Mr Richard Lauder and Ms Vickie Owers addressed Council, speaking for the recommendation.

Mr Jevon Sammut and Mr Michael Edwards addressed Council, speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

357 RESOLUTION:

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

That Development Application DA0228/15 at Lot 24 in DP 776850, 1 Reserve Road, Freemans Reach for Intensive plant agriculture – turf farm including removal of native vegetation, demolition of existing structures, construction dam and erection of farm building be refused for the following reasons:

1. The development application contains inadequate information to justify that the site is suitable for the proposed land use in terms of Section 79C of the Environmental Planning and Assessment Act, 1979. In particular, insufficient information has been submitted in respect to satisfactory access to water of suitable quantity, quality and reliability for the proposed activity.
2. The development fails to satisfy the objectives and specific planning policies of Sydney Regional Environmental Plan No 20 – Hawkesbury Nepean River 1997 in that the proposal would have an adverse impact on existing threatened flora and fauna species.
3. The development is inconsistent with the overall aims of Hawkesbury Local Environmental Plan 2012 as the proposal does not promote the orderly and economic development of the land having regard to existing threatened flora and fauna species.
4. The development fails to satisfy the objectives of the RU1 Primary Production zone of Hawkesbury Local Environmental Plan 2012 in that the proposal does not promote the protection of native vegetation by encouraging the development to occur in areas already cleared of vegetation or minimise potential land use conflicts with other uses within the zone.
5. The development is inconsistent with Clause 6.4 – Terrestrial biodiversity of Hawkesbury Local Environmental Plan 2012 in that the proposal would have an adverse impact on existing threatened flora and fauna communities.
6. The development is inconsistent with Clause 6.7 – Essential services of Hawkesbury Local Environmental Plan 2012 in that the application has not been able to demonstrate that a sustainable water supply would be able to be provided to support the proposed use of the land.

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- 7. The development is inconsistent with Hawkesbury Development Control Plan 2002 as the application proposes to locate the farm building in an area of the site that will require clearing of native vegetation.
- 8. The proposal has the potential to have an adverse impact on the amenity of residents in the immediate locality in respect to noise, traffic and visual impacts.
- 9. Approval would not be in the general public interest.

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

Councillor Calvert was absent from the meeting.

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Item: 213 CP - Post Exhibition of Draft Section 94A Contributions Plan 2015 - (124414, 95498)

MOTION:

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

Refer to RESOLUTION

358 RESOLUTION:

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

That the draft Section 94A Contributions Plan 2015 attached to this report be adopted 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 Conolly	Nil
Councillor Creed	
Councillor Ford	
Councillor Lyons-Buckett	
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Tree	
Councillor Williams	

Councillor Calvert was absent from the meeting.

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Item: 214 **CP - Pitt Town Development Area - Draft Indicative Road Layout for "Precinct D" - (95498, 124414)**

Previous Item: 198, Ordinary (24 November 2015)

MOTION:

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

Refer to RESOLUTION

359 RESOLUTION:

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

That the:

1. Indicative Road Layout for Pitt Town Development Area "Precinct D" as attached to this report continue to be used as an Interim Policy of Council.
2. Indicative Road Layout for Pitt Town Development Area "Precinct D" as attached to this report be incorporated into the next available amendment to the Hawkesbury Development Control Plan 2002.

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

Councillor Calvert was absent from the meeting.

Councillor Conolly was not in the Chamber when the vote was taken.

ORDINARY MEETING

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Item: 215 CP - Proposed Amendment to Clause 4.1E Exceptions to Minimum Subdivision Lot Size for Grose Wold of Hawkesbury Local Environment Plan 2012 - (95498, 124414)

Mr Greg Falson addressed Council, speaking for the recommendation.

A MOTION was moved by Councillor Creed, seconded by Councillor Rasmussen.

That:

1. In association with advice from the Department of Planning and Environment, Council staff either:
 - a) Forward a planning proposal to amend Clause 4.1E of Hawkesbury Local Environmental Plan 2012 as intended by this report to the Department of Planning and Environment for a gateway determination, or
 - b) Request the Minister for Planning to amend Clause 4.1E of Hawkesbury Local Environmental Plan 2012 as intended by this report under Section 73A of the Environmental Planning and Assessment Act 1979.
2. The Department of Planning and Environment be advised that, in the case of the proposed amendment being dealt with as a planning proposal, Council requests a Written Authorisation to Exercise Delegation to make the Plan.
3. A savings clause be included to preserve the rights of the two current court matters before Council.

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

That Council adjourn for five minutes.

The meeting adjourned at 9:25pm.

The meeting reconvened at 9:30pm.

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MOTION:

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

Refer to RESOLUTION

360 RESOLUTION:

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

That:

1. In association with advice from the Department of Planning and Environment, Council staff either:
 - a) Forward a planning proposal to amend Clause 4.1E of Hawkesbury Local Environmental Plan 2012 as intended by this report to the Department of Planning and Environment for a gateway determination, or
 - b) Request the Minister for Planning to amend Clause 4.1E of Hawkesbury Local Environmental Plan 2012 as intended by this report under Section 73A of the Environmental Planning and Assessment Act 1979.
2. The Department of Planning and Environment be advised that, in the case of the proposed amendment being dealt with as a planning proposal, Council requests a Written Authorisation to Exercise Delegation to make the Plan.
3. A savings clause be included to preserve the rights of the two current court matters before 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 Conolly	Councillor Ford
Councillor Creed	
Councillor Lyons-Buckett	
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Tree	
Councillor Williams	

Councillor Calvert was absent from the meeting.

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GENERAL MANAGER

Item: 216 GM - Proposed Western Sydney Airport at Badgerys Creek - Draft EIS and Draft Airport Plan - (79351)

Councillor Creed declared a pecuniary interest in this matter as he works for Senator, the Hon. Marise Payne, Minister for Defence, who is a Senior Minister of the Federal Cabinet who decides matters with regards to this item. He left the Chamber and did not take part in voting or discussion on the matter.

MOTION:

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

Refer to RESOLUTION

361 RESOLUTION:

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

That Council make a submission to the exhibition of the draft Environmental Impact Statement for Western Sydney Airport and the draft Airport Plan for Western Sydney Airport in line with the matters of interests raised in the report.

The Mayor adjourned the meeting for five minutes.

The meeting adjourned at 9:36pm.

The meeting reconvened at 9:43pm.

The Mayor adjourned the meeting for 15 minutes.

The meeting adjourned at 9:44pm.

The meeting reconvened at 9:59pm.

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CITY PLANNING

Item: 217 **CP - Hawkesbury Horizon Project - Progress and Proposed Future Actions - (95498, 124414)**

Previous Item: 243, Ordinary (9 December 2014)
 59, Ordinary (28 April 2015)
 120, Ordinary (28 July 2015)

MOTION:

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

Refer to RESOLUTION

362 RESOLUTION:

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

That:

1. The information on the progress of the Hawkesbury Horizon Initiative be received.
2. The proposed phases for the Hawkesbury Horizon Initiative as outlined in this report be supported.
3. A further progress report be submitted to Council concerning the costs and timing of a prefeasibility assessment for each of Council's preferred or short list of RSIPs.

Item: 218 **CP - Local Heritage Assistance Fund 2015/2016 - Minor Works for Cemetery Monuments - (95498, 124414)**

MOTION:

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

Refer to RESOLUTION

363 RESOLUTION:

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

That:

1. Council approve payments under Section 356 Financial Assistance to the applicants listed, and at the level recommended in Table 1 of this report.
2. The successful applicants for Local Heritage Assistance Fund 2015/2016 be advised accordingly.

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INFRASTRUCTURE SERVICES

Item: 219 **IS - Opening of Windsor Mall - (79351, 95495, 105109, 80104)**

Previous Item: 190, Ordinary (9 September 2008)
 151, Ordinary (12 July 2011)
 NM, Ordinary (26 May 2015)

MOTION:

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

Refer to RESOLUTION

364 RESOLUTION:

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

That the information contained in the report on Windsor Mall be noted.

Item: 220 **IS - Deerubbin Centre Plant - (79351, 95495, 105109, 125612)**

Previous Item: NM1, Ordinary (30 June 2015)

MOTION:

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

Refer to RESOLUTION

365 RESOLUTION:

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

That:

1. The information in this report on the Deerubbin Centre Plant be noted.
2. The generator continue to be operated in maintenance mode to provide for standby power to the whole site.

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Item: 221 **IS - Acquisition and Provision of Lot 1 in DP 1197894 - Blaxlands Ridge Road, Blaxlands Ridge - (95495, 79344, 79346, 14893)**

Previous Item: 11, Ordinary (31 January 2006)
360, Ordinary (28 October 2014)
110, Ordinary (14 July 2015)

MOTION:

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

Refer to RESOLUTION

366 RESOLUTION:

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

That:

1. Council approve the making of an application to the Minister for Local Government and the Governor for approval to amend the Proposed Acquisition Notice previously approved under the land Acquisition (Just Terms Compensation) Act 1991 (NSW) to remove the reference in the Schedule to Lot 1 in DP 1193603.
1. Any documentation regarding this matter be executed under delegated authority and the Seal of Council, if necessary.

Item: 222 **IS - Playgrounds in Bligh Park and Glossodia - (95495, 79354)**

MOTION:

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

Refer to RESOLUTION

367 RESOLUTION:

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

That:

1. Removal of the following playgrounds be undertaken:
 - a) Birk Place Playground – Birk Place, Bligh Park
 - b) Ian Street Playground – Ian Street, Glossodia
 - c) Mitchell Drive Playground – Mitchell Drive, Glossodia.
2. As part of its future Capital Works Program, Council give consideration to the replacement of the playgrounds with equipment which meets Australian Standards.

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SUPPORT SERVICES

Item: 223 **SS - Community Sponsorship Program 2015/2016 - Round 2 - (96328, 95496)**

Previous Item: 123, Ordinary (28 July 2015)

MOTION:

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

Refer to RESOLUTION

368 RESOLUTION:

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

That Council:

1. Approve payments of Section 356 Financial Assistance to the organisations and individuals listed, and at the level recommended in Table 1 of this report.
2. Approve the execution of Council's standard Sponsorship Agreement for the applications 1, 2, 6, 9, 12, 13 and 14 identified in Table 1 of this report.
3. Authorise staff to advise applicants that any further applications received under the Community Sponsorship Program for 2015/2016, will be carried forward for determination under Round 1 of the 2016/2017 Program, following the adoption of the 2016/2017 Operational Plan.

ORDINARY MEETING

Minutes: 08 December 2015

SECTION 4 - Reports of Committees

ROC Sustainability Advisory Committee - 19 October 2015 - (124414, 126363)

369 RESOLUTION:

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

That the minutes of the Sustainable Advisory Committee held on 19 October 2015 as recorded on pages 149 to 152 of the Ordinary Business Paper be received.

ROC Hawkesbury Access and Inclusion Advisory Committee Minutes - 22 October 2015 - (124569, 96328)

370 RESOLUTION:

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

That the minutes of the Hawkesbury Access and Inclusion Advisory Committee held on 22 October 2015 as recorded on pages 153 to 158 of the Ordinary Business Paper be received.

ROC Human Services Advisory Committee - 5 November 2015 - (95498, 123486, 124414)

371 RESOLUTION:

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

That the minutes of the Human Services Advisory Committee held on 5 November 2015 as recorded on pages 159 to 167 of the Ordinary Business Paper be received.

ORDINARY MEETING

Minutes: 08 December 2015

SECTION 5 - Notices of Motion

NM Notification process for Business Paper items - (79351, 105109, 125610)

MOTION:

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

Refer to RESOLUTION

372 RESOLUTION:

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

That Council consider a report on options to amend the notification procedures for planning matters listed on a Council Business Paper.

ORDINARY MEETING

Minutes: 08 December 2015

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: 08 December 2015****Questions for Next Meeting**

#	Councillor	Question	Response
1	Rasmussen	Requested the number of dwellings constructed since the North Richmond Bridge study on the Richmond/Windsor side of the Hawkesbury River and the potential dwellings expected in the six years to 2021.	Director City Planning
2	Rasmussen	Enquired if there has been a meeting between Council's Director Infrastructure Services and the RMS, since the correspondence received from the RMS dated 26 October 2015.	Director Infrastructure Services
3	Paine	Requested that the steps outside Council offices be cleaned.	Director Infrastructure Services

ORDINARY MEETING

Minutes: 08 December 2015

CONFIDENTIAL REPORTS

373 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: 224 IS - Tender No. 00967 - Reconstruction of Failed Sealed Pavement Sections of King, Terrace, Kurmond, Tizzana and Freemans Reach Roads - (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.*

Item: 225 SS - Property Matter - Lease to WFC Investments Pty Limited - 7 Dight Street, Windsor - (95496, 112106, 33132)

*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.

374 RESOLUTION:

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

ORDINARY MEETING

Minutes: 08 December 2015

Item: 224 **IS - Tender No. 00967 - Reconstruction of Failed Sealed Pavement Sections of King, Terrace, Kurmond, Tizzana and Freemans Reach Roads - (95495, 79344)**
CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

375 RESOLUTION:

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

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 Freemans Reach, Terrace, Kurmond and Tizzana Roads, be accepted.
2. The tender of Rocktown Pty Ltd incorporating lump sum component and schedule of rates for provisional quantities for the reconstruction of failed road pavement section in King Road, be accepted.
3. Any required documentation be executed under the Seal of Council.

ORDINARY MEETING

Minutes: 08 December 2015

Item: 225 SS - Property Matter - Lease to WFC Investments Pty Limited - 7 Dight Street, Windsor - (95496, 112106, 33132) CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

376 RESOLUTION:

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

That:

1. Council agree to enter into a new lease with WFC Investments Pty Limited trading as 'Windsor Function Centre' in regard to the property known as 7 Dight Street, Windsor, 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 Lessee, together with the advice that Council is not and will not be bound by the terms of this 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 10:10pm.

Submitted to and confirmed at the Ordinary meeting held on 2 February 2016.

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Mayor