



Hawkesbury City Council

extraordinary
meeting
minutes

date of meeting: 13 June 2018

location: council chambers

time: 6:30 p.m.

EXTRAORDINARY MEETING

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Minutes of the Extraordinary Meeting held at the Council Chambers, Windsor, on 13 June 2018, commencing at 6:33pm.

Welcome

The General Manager will address the Council meeting, mentioning:

- Acknowledgement of Indigenous Heritage
- Emergency Procedures
- Recording of the Council Meeting
- Statement regarding people addressing the Meeting
- Mobile phones.

ATTENDANCE

PRESENT: Councillor M Lyons-Buckett, Mayor, Councillor B Calvert, Deputy Mayor and Councillors P Conolly, E-J Garrow, A Kotlash, P Rasmussen, P Reynolds, S Richards, J Ross, T Tree, D Wheeler and N Zamprognó.

ALSO PRESENT: General Manager – Peter Conroy, Director Infrastructure Services – Jeff Organ, Director Support Services - Laurie Mifsud, Acting Director City Planning – Andrew Kearns, Executive Manager - Community Partnerships – Joseph Litwin, Chief Financial Officer – Emma Galea, Deputy Chief Financial Officer – Vanessa Browning, Manager Corporate Communication – Suzanne Stuart, Manager Corporate Services and Governance – Michael Wearne and Acting Administrative Support Coordinator – Jodie Tillinghast.

Councillor Tree left the meeting at 9:55pm.

APOLOGIES AND LEAVE OF ABSENCE

No apologies were received

DECLARATIONS OF INTEREST

Councillor Garrow declared an interest on Item 144.

ACKNOWLEDGEMENT OF OFFICIAL VISITORS TO THE COUNCIL

There were no official visitors to the Council.

VIDEO PRESENTATION – CONNECTING OUR COMMUNITY

185 RESOLUTION:

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

That a video produced by Council staff showcasing the projects, works and achievements of Council in the 2017/2018 financial year be shown to those present in the Chamber in light of Council considering the the 2018/2019 Operational Plan.

The video was played at this point in the meeting.

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SECTION 2 – Reports for Determination

GENERAL MANAGER

Item: 143 **GM - Adoption of Operational Plan 2018/2019, and Making and Levying of Rates and Fixing of Charges for the Period 1 July 2018 to 30 June 2019 - (79351, 95496, 96332, 107)**

Directorate: General Manager

Ms Gae Kelly addressed Council speaking for the recommendation.

MOTION:

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

Refer to RESOLUTION

An AMENDMENT was moved by Councillor Conolly, seconded by Councillor Richards.

That:

1. Consideration of the Draft Operational Plan 2018/2019 be deferred to incorporate a 50% base rate for the Residential Category and to enable Council staff to formulate the necessary base rate for all Rating Categories.
2. The above changes be considered at an Extraordinary Council Meeting to be held before 30 June 2018.
3. Officers:
 - a) Investigate and report back to Council as soon as possible, options for :
 - (i) Reviewing the priority for up-grading Mitchell Drive, Glossodia and undertaking the works sooner than currently proposed
 - (ii) Identifying potential funding options for upgrading Mitchell Drive, Glossodia.
 - (iii) Reviewing the priorities for sealing unsealed roads especially in the Bilpin and Yarramundi areas.
 - b) Notify affected residents of the Council Resolution.

The Amendment was lost.

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

That the Motion be voted on in seriatim.

The Motion was lost.

During debate on the matter, the Mayor requested that Councillor Tree apologise for her comments directed at the Chair. Councillor Tree refused to apologise.

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As Councillor Tree did not apologise, the Mayor adjourned the meeting at 7:27pm. At 7:34pm, the Mayor recommenced the meeting and further sought an apology from Councillor Tree. Councillor Tree apologised for her Act of Disorder.

186 RESOLUTION:

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

That:

1. The report regarding Draft Operational Plan 2018/2019 be noted.
2. Officers:
 - c) Investigate and report back to Council as soon as possible, options for :
 - (i) Reviewing the priority for up-grading Mitchell Drive, Glossodia and undertaking the works sooner than currently proposed
 - (ii) Identifying potential funding options for upgrading Mitchell Drive, Glossodia.
 - (iii) Reviewing the priorities for sealing unsealed roads especially in the Bilpin and Yarramundi areas.
 - d) Notify affected residents of the Council Resolution.
3. The Draft Operational Plan 2018/2019 including the fees and charges, as placed on public exhibition, be adopted incorporating the amendments as outlined in the report including the rates in the dollar for 2018/2019 to incorporate valuation changes up to the final Rating Resolution.
4. Council Make and Levy the following Rates and Fix the following Charges for the 2018/2019 financial period in accordance with Section 535 of the Local Government Act 1993 (Land Values used for calculation of rates have a Base Date of 1 July 2016):

Residential Category

In accordance with Section 535 of the Local Government Act 1993, an Ordinary rate named Residential in accordance with Section 543 (1), of zero point one nine zero one eight six (0.190186) cents in the valuation dollar be levied on all properties categorised as Residential in accordance with Section 516. These properties will be subject to an ad valorem rate and a base amount of \$365.00. The levying of the base amount from the Residential Category will generate 29.56% of the notional yield applicable to the Residential Category.

Farmland Category

In accordance with Section 535 of the Local Government Act 1993, an Ordinary rate named Farmland in accordance with Section 543 (1), of zero point one seven one one six seven (0.171167) cents in the valuation dollar be levied on all properties categorised as Farmland in accordance with Section 515. These properties will be subject to an ad valorem rate and a base amount of \$365.00. The levying of the base amount from the Farmland Category will generate 14.34% of the notional yield applicable to the Farmland Category.

Business Category

In accordance with Section 535 of the Local Government Act 1993, an Ordinary rate named Business Area 1 in accordance with Section 543 (1), of zero point three eight zero three seven two (0.380372) cents in the valuation dollar be levied on all properties in the Business sub-category Business Area 1 in accordance with Section 518. These properties will be subject to an ad valorem rate and a base amount of \$365.00. The levying of the base amount from the

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Business Area 1 sub-category will generate 14.48% of the notional yield applicable to the Business Area 1 sub - category.

In accordance with Section 535 of the Local Government Act 1993, an Ordinary rate named Business Area 2 in accordance with Section 543 (1), of zero point three eight zero three seven two (0.380372) cents in the valuation dollar be levied on all properties in the Business sub-category Business Area 2 in accordance with Section 518. These properties will be subject to an ad valorem rate and a base amount of \$365.00. The levying of the base amount from the Business Area 2 sub-category will generate 15.86% of the notional yield applicable to the Business Area 2 sub-category.

In accordance with Section 535 of the Local Government Act 1993, an Ordinary rate named Business Area Other in accordance with Section 543 (1), of zero point three eight zero three seven two (0.380372) cents in the valuation dollar be levied on all properties in the Business sub-category Business Area Other in accordance with Section 518. These properties will be subject to an ad valorem rate and a base amount of \$365.00. The levying of the base amount from the Business Area Other sub-category will generate 12.58% of the notional yield applicable to the Business Area Other sub-category.

Domestic Waste Management Service

For 2018/2019, in accordance with Section 496 of the Local Government Act 1993:

- A "Weekly Domestic (Inc. Green) Waste Mgt Charge 240L" annual charge of \$623.91 be made for a 240 litre bin, for each weekly domestic waste service to an occupied property which is categorised as Residential or Farmland, and for which a weekly domestic waste service, including a green waste service, is available. This charge includes a weekly pickup for garbage, a fortnightly pickup for recycling, a fortnightly pick up for green waste and one kerbside pickup for the financial year.
- A "Weekly Domestic Waste Mgt Charge 240L" annual charge of \$545.78 be made for a 240 litre bin, for each weekly domestic waste service to an occupied property which is categorised as Residential or Farmland, and for which a weekly domestic waste service, is available. This charge includes a weekly pickup for garbage, a fortnightly pickup for recycling, and one kerbside pickup for the financial year.
- A "Weekly Domestic (Inc. Green) Waste Mgt Charge 140L" annual charge of \$423.37 be made for a 140 litre bin for each weekly domestic waste service to an occupied property which is categorised as Residential or Farmland, and for which a weekly domestic waste service, including a green waste service, is available. This charge includes a weekly pickup for garbage, a fortnightly pickup for recycling, a fortnightly pick up for green waste and one kerbside pickup for the financial year.
- A "Weekly Domestic Waste Mgt Charge 140L" annual charge of \$345.24 be made for a 140 litre bin for each weekly domestic waste service to an occupied property which is categorised as Residential or Farmland, and for which a weekly domestic waste service is available. This charge includes a weekly pickup for garbage, a fortnightly pickup for recycling and one kerbside pickup for the financial year.
- A "Fortnightly Domestic Waste Mgt Charge 240L" annual charge of \$345.24 be made for a 240 litre bin, for each fortnightly domestic waste service to an occupied property which is categorised as Residential or Farmland, and for which a fortnightly domestic waste service, is available. This charge includes a fortnightly pickup for garbage, a fortnightly pickup for recycling and one kerbside pickup for the financial year.

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- A "Fortnightly Domestic Waste Mgt Charge 140L" annual charge of \$242.42 be made for a 140 litre bin for each fortnightly domestic waste service to an occupied property which is categorised as Residential or Farmland, and for which a fortnightly domestic waste service, is available. This charge includes a fortnightly pickup for garbage, a fortnightly pickup for recycling and one kerbside pickup for the financial year.
- A "Weekly Domestic Waste Service Availability" annual charge of \$157.76 be made for parcels of land where a weekly domestic waste service is available but the service is not utilised.
- A "Fortnightly Domestic Waste Service Availability" annual charge of \$78.87 be made for parcels of land where a fortnightly domestic waste service is available but the service is not utilised.

Pensioner Rebate

In accordance with Section 575 of the Local Government Act 1993 where a property is owned and occupied by eligible pensioner(s), a rebate amounting to 50% (fifty percent) of the combined rates and domestic waste service charges up to a maximum of \$250.00 (two hundred and fifty dollars) in annual concession will be granted for 2018/2019.

Business Waste Management Service

For 2018/2019, in accordance with Section 501 of the Local Government Act 1993 a Waste Management Service annual charge of \$765.70 be made for a 240 litre bin, and an annual charge of \$468.57 be made for a 140 litre bin for each weekly waste service to a property which is categorised as Business and for which a weekly waste service is utilised.

Sewerage Service

For 2018/2019, in accordance with Section 501 of the Local Government Act 1993, the following range of annual charges be made for the provision of sewerage services.

- | | |
|---|-------------|
| • Connected Residential Properties | \$816.08 |
| • Unconnected Residential Properties | \$543.44 |
| • Unconnected Business Properties | \$547.60 |
| • Business - Category 1 (<1,000 litres per day) | \$949.90 |
| • Business - Category 2 (1,001 - 5,000 litres per day) | \$4,762.81 |
| • Business - Category 3 (5,001 - 10,000 litres per day) | \$9,487.76 |
| • Business - Category 4 (10,001 - 20,000 litres per day) | \$18,917.58 |
| • Business - Category 5 (>20,000 litres per day) | \$18,917.58 |
| • Additionally, a trade waste volume charge of \$3.06 per kilolitre be charged to Category 5 properties for each kilolitre in excess of 20,000. | |

Pensioner Rebate

Where a residential property receiving this service is owned by pensioner(s) eligible for an Ordinary Rate pensioner rebate, then a rebate amounting to \$408.04 be granted to the owner(s) in annual concession for 2018/2019.

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Stormwater Management Service Charge

For 2018/2019, in accordance with Section 496A of the Local Government Act 1993, the following annual charges be made for stormwater management services:

- Stormwater Management Service – Residential \$25.00
- Stormwater Management Service - Residential Strata \$12.50
- Stormwater Management Service - Business \$25.00 per 350m² or part thereof, up to a maximum of \$1,500.00.
- Stormwater Management Service - Business Strata - Pro-rata of business charge, based on land valuation apportionment.

Sullage Pump-Out Services

For 2018/2019:

- In accordance with Section 501 of the Local Government Act 1993, a Sullage Pump-out Service annual charge of \$2,174.68 will be made for the provision of a fortnightly sullage pump-out service to residential properties.
- In accordance with Section 501 of the Local Government Act 1993, a Sullage Pump-out Service annual charge of \$4,349.36 will be made for the provision of a weekly sullage pump-out service to residential properties.
- Where a property receiving a sullage pump-out service is owned by pensioner(s) eligible for an Ordinary Rate pensioner rebate, and the property is occupied solely by the eligible pensioner(s), in accordance with Section 577 of the Local Government Act 1993 a rebate amounting to 50% of the applicable charge be granted to the owner(s) in annual concession for 2018/2019.
- In accordance with Section 502 of the Local Government Act 1993, additional pump-outs can be requested at a cost of \$139.35 per extra service.
- In accordance with Section 502 of the Local Government Act 1993, emergency after hours pump-outs be charged at \$174.97 per service.
- In accordance with Section 502 of the Local Government Act 1993, that a charge of \$23.95 be made for each 1,000 (one thousand) litres of effluent pumped out from commercial and industrial properties for services being conducted on request.

Interest Charges

In accordance with Section 566 (3) of the Local Government Act 1993, the interest rate charged on overdue rates and charges for 2018/2019 by Council be set at the maximum permitted by the Minister for Local Government. For the 2018/2019 rating year, this will be 7.5%.

5. The persons and organisations that made submissions in response to the exhibition of Council's Draft Operational Plan 2018/2019 be advised of Council's decision in this regard and the relevant comments in the report.

Councillor Richards requested that it be recorded that she voted against the motion.

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SUPPORT SERVICES

Item: 144 **SS - Naming of Old Hawkesbury Hospital - 6 Christie Street, Windsor (054496, 112106)**

Previous Item: Item 62, 9 November 2004
Item 62, 8 March 2005
Item 132, 29 May 2018

Division: Support Services

Councillor Garrow declared a less than significant non-pecuniary conflict of interest in this matter as she is employed by a lessee of the subject building and no further action is required.

MOTION:

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

Refer to RESOLUTION

187 RESOLUTION:

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

That:

1. Council name the building located at 6 Christie Street, Windsor as the Old Hawkesbury Hospital.
2. Council develop a Naming Policy for its Roads, Buildings, Parks and Reserves.

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SUPPLEMENTARY REPORTS

Item: 145 **CP - Council Submission in Respect of Proposed NSW State Government Transport Corridors - (95498, 124414)**

Previous Item: 098, Ordinary (8 May 2018)
 128, Ordinary (29 May 2018)

Directorate: City Planning

Ms Marie-Jeanne Bowyer and Ms Virginia Kelleher addressed Council speaking for the recommendation.

Mr Michael Want addressed Council speaking against the recommendation.

MOTION:

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

Refer to RESOLUTION

188 RESOLUTION:

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

1. Council lodge a submission strenuously opposing the proposed Transport for NSW corridors, highlighting:
 - a) The State Government's failure to recognise the need to prioritise immediate local traffic solutions.
 - b) The negative impacts of the proposed corridors on the local community, in particular in relation to their:
 - (i) impacts on the local economy and agricultural productivity.
 - (ii) impacts on the well-being and mental health of residents.
 - (iii) incompatibility with Council's Strategic Directions.
 - c) Council's strenuous opposition to any Bells Line of Road - Castlereagh Corridor and indicating that Council has the following objections to the process which has been associated with the current Corridor:
 - (i) The location of the Bells Line of Road Corridor through highly sensitive areas comprising of hundreds of established properties that are noted for their:
 - Landscape quality.
 - Established and inter connected communities.
 - Agricultural productivity.
 - Heritage and natural environmental qualities.
 - (ii) The design of the Bells Line of Road Corridor as a multi lane motorway terminating at Kurrajong Heights, adjacent to the UNESCO listed World Heritage Blue Mountains, based on minimal projected traffic projections.

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- (iii) The design and location of the Bells Line of Road Corridor without providing any information about freight, trade or transport matters that are critical to determining its future role and function in relation to:
 - Central and Western NSW.
 - Kingsford Smith and Badgerys Creek Airports.
 - The Ports of Newcastle, Botany and Wollongong.
 - (iv) The inadequacy of the community consultation throughout the process and the inappropriate level of confidentiality adopted in relation to the development and release of the proposed Corridor.
 - (v) The lack of detail and information provided to affected land owners regarding their rights and obligations as a result of the proposed Corridor in relation to matters such as the status of recent approvals, future development rights, land locked blocks, insurance matters, compulsory land acquisition, etc.
 - (vi) The lack of detailed investigations and supporting documentation in relation to matters such as flooding and evacuation, potential traffic impacts, potential noise and air pollution impacts on nearby sensitive land including dwellings, schools, wildlife habitat and aboriginal heritage, etc.
 - (vii) The need for the NSW Government to abandon the Bells Line of Road Corridor west of the Hawkesbury River, and genuinely work with the community from “bottom up” and not “top down” to:
 - Document the objectives of future transport needs.
 - Identify transport, social, flood, environmental and other issues that need to be addressed when pursuing short and long term transport plans.
 - Acknowledge the strategic directions of the projected growth within the area as identified in local strategic plans, Greater Sydney Commission and Western City Deal plans and reflect this projected growth in any transport planning.
 - Develop options that respond to the community developed objectives and issues.
 - Engage in broad and inclusive consultation with the community in the identification of any preferred final transport options.
- d) Council's strenuous opposition to any Outer Sydney Freight and Orbital Corridor, and indicating that Council has the following objections to the process which has been associated with the current Corridor:
- (i) The location of the Outer Sydney Freight and Orbital Corridor within highly sensitive areas comprising hundreds of established properties that are also noted for their:
 - Their environmental qualities such as Scheyville National Park and Windsor Downs Nature Reserve.
 - Vineyard Release Area Precinct, which is an area identified for future residential purposes within the North West Growth Centre.
 - The established residential areas of Bligh Park and South Windsor.
 - (ii) The design and location of the Outer Sydney Freight and Orbital Corridor, terminating at Maraylya without providing any information about freight, trade or transport matters that are critical to determining its future role and function in relation to:

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- The Central Coast and the Hunter.
 - Kingsford Smith and Badgerys Creek Airports.
 - The Ports of Newcastle, Botany and Wollongong.
 - Central and Western NSW.
- (iii) The inadequacy of the community consultation throughout the process and the inappropriate level of confidentiality adopted in relation to the development and release of the proposed Corridor.
- (iv) The lack of detail and information provided to affected land owners regarding their rights and obligations as a result of the proposed Corridor in relation to matters such as the status of recent approvals, future development rights, land locked blocks, insurance matters, etc.
- (v) The lack of detailed investigations and supporting documentation in relation to matters such as flooding and evacuation, potential traffic impacts, potential noise and air pollution impacts on nearby sensitive land including dwellings, schools, wildlife habitat and aboriginal heritage, etc.
- (vi) The need for the NSW Government review the current Corridor and in doing so genuinely work with the community from “bottom up” and not “top down” to:
- Document the objectives of future transport needs.
 - Identify transport, social, flood, environmental and other issues that need to be addressed when pursuing short and long term transport plans.
 - Acknowledge the strategic directions of the projected growth within the area as identified in local strategic plans, Greater Sydney Commission and Western City Deal plans and reflect this projected growth in any transport planning.
 - Develop options that respond to the community developed objectives and issues.
 - Engage in broad and inclusive consultation with the community in the identification of any preferred final transport options.
- e) Council's concerns in relation to the North South Passenger Corridor, in particular:
- (i) Its failure to recognise an existing NSW Department of Planning Corridor from Cudgegong Road (South West of Rouse Hill) to Marsden Park - <https://www.planning.nsw.gov.au/Plans-for-your-area/Priority-Growth-Areas-and-Precincts/North-West-Growth-Area/~media/93D18F10B9964D6088DEAEDE943951E0.ashx>.
- Details of this Corridor were published the NSW Department of Planning and Environment in May 2017 and clearly indicate both:
- A future Public Transport Corridor (planning Underway).
 - Future Public Transport Stations at Schofields and Marsden Park.
- (ii) Its failure to provide any firm commitment on the remaining section of North – South Rail between Marsden Park and St Marys. A commitment on the timing of an announcement in relation to the balance of the North – South Passenger Rail link should be given to avoid any ongoing uncertainty.
- (iii) The lack of any reference to the duplication of the Richmond Line between Schofields and Richmond.
- (iv) The need to extend the Richmond Line to the south to Penrith.

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f) Council's concerns in relation to the Western Sydney Freight Line, in particular the lack of information about likely short, medium and long term scenarios for freight and trade related movements to and from the airport to both:

- Metropolitan Sydney.
- The wider region, including Central Western NSW, Newcastle and Wollongong.

This information is required to inform community engagement and ultimately a preferred strategy for the Airport and Western Sydney in the context of broader State primary production, trade, freight and transport considerations.

g) The lack of information that has been provided regarding landscaping, vegetation and canopy cover to be provided in association with the corridors, all of which will contribute to the:

- Visual amenity of the future Western Parkland City, an area that will be characterised by its vegetation.
- The area of vegetation canopy and the resulting local climatic conditions of the future Western Parkland City.

h) The general lack of information about freight, trade and transport matters affecting Western Sydney freight rail corridors that will be critical in determining long term freight and transport connections in relation to:

- Kingsford Smith and Badgerys Creek Airports.
- The Ports of Newcastle, Botany and Wollongong.
- Central and Western NSW.
- The NSW State Rail Network and how it will integrate and compliment the Inland Rail from Melbourne to Brisbane.

2. Copies of the submissions from the following be included in Council's submission regarding the proposed Corridors:

- (i) Kurrajong/Comleroy Historical Society.
- (ii) Hawkesbury Environment Network.
- (iii) Chris Hallam.

3. Councillors provide any amendments to Council's draft submission to the General Manager and authority be delegated to the Mayor and General Manager to finalise and submit Council's submission on the proposed Corridors.

4. Council advise the affected parties of its decision in relation to this matter.

The meeting terminated at 9:56pm.

Submitted to and confirmed at the Ordinary meeting held on 26 June 2018.

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Mayor