



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 23 February 2010

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING
MINUTES: 23 February 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, 23 February 2010, commencing at 6.31pm.

Chaplain Cheryle Symons of the Hawkesbury City Salvation Army, 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, R Stubbs, T Tree, W Whelan and L Williams.

ALSO PRESENT: General Manager - Peter Jackson, Director City Planning - Matt Owens, Acting Director Infrastructure Services - Richard Vaby, 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 Rasmussen arrived at the meeting at 6.33pm.

Councillor Williams arrived at the meeting at 6.35pm.

Councillor Tree arrived at the meeting at 6.42pm.

Councillor Tree left the meeting at 10.35pm.

SECTION 1: Confirmation of Minutes

34 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Reardon that the Minutes of the Ordinary Meeting held on the 2 February 2010, be confirmed.

SECTION 3 - Notices of Motion

NM1 - Possible provision of Skate Park in Glossodia - (80104, 95495)

Mr Michael Hawkins and Mr Sam Hastings, proponents, addressed Council.

MOTION:

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

Refer to RESOLUTION

35 RESOLUTION:

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

That a report be submitted to Council regarding the possibility a skate park being provided in the Glossodia area with such report also detailing the costs that would be involved and potentially suitable locations for the facility.

SECTION 4 - Reports for Determination

GENERAL MANAGER

Item: 22 GM - Defence White Paper 2009 and the Hawkesbury Area - (79351)

MOTION:

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

Refer to RESOLUTION

36 RESOLUTION:

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

That:

1. The information concerning the Defence White Paper 2009 be received.
2. Council continue to advocate its position on RAAF Base Richmond when ever the opportunity arises and be part of any invited process/ committees to remind the Government of the impact of its decisions on local communities.

Item: 23 GM - Aviation White Paper 2009 and the Hawkesbury Area - (79351)

MOTION:

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

Refer to RESOLUTION

37 RESOLUTION:

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

That:

1. The information concerning the Aviation White Paper 2009 be received.
2. Council continue to advocate its position on RAAF Base Richmond when ever the opportunity arises and be part of any invited process/committees to remind the Government of the impact of its decisions on local communities.
3. Council request the Federal and State Governments to include mandatory positions on the Sydney Aviation Strategic Plan Steering Committee for local government to provide local input to ensure the

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plan's process is integrated and to include Hawkesbury City Council on the Committee as a key stakeholder who can contribute local planning, investment and economic development advice.

Item: 24 GM - Co-Generation Plant - (79351, 95495)

Previous Item: 10, Ordinary (2 February 2010)
 184, Ordinary (8 September 2009)
 32, Ordinary (26 February 2008)

Mr Doug Bathersby, proponent, addressed Council.

MOTION:

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

Refer to RESOLUTION

38 RESOLUTION:

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

That:

1. Council provide a detailed schedule of all costs associated with the purchase, installation and maintenance of the Co-Generation plant to date.
2. This information is to be provided to a meeting of Council in March 2010.

Item: 25 GM - Local Government Managers Australia - National Congress & Business Expo - (79351, 80532)

MOTION:

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

Refer to RESOLUTION

39 RESOLUTION:

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

That the attendance of nominated Councillors, and staff members as considered appropriate by the General Manager, at the 2010 LGMA National Congress & Business Expo at an approximate cost of \$2,900.00 per delegate be approved.

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40 RESOLUTION:

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

That Councillors Bassett, Mackay, Paine, Porter, Tree and Williams attend the 2010 LGMA National Congress & Business Expo, as nominated representatives of Council.

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CITY PLANNING

Item: 26 CP - Development Application - Wholesale Produce Store - 88 Whitmore Road, Maraylya - Conversion of three existing poultry sheds for use as a produce store - (DA0451/09, 29595, 29596, 95498)

Ms Robyn Arney and Mr Clifford Palmer, respondents, addressed Council.

MOTION:

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

Refer to RESOLUTION

41 RESOLUTION:

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

That development application DA0451/09 at Lot 410 DP 862539, 88 Whitmore Road, Maraylya for Wholesale produce store - conversion of three existing poultry sheds be refused for the following reasons:

1. The development application does not demonstrate that the produce store proposal in conjunction with the existing poultry operations will not unreasonably impact on adjoining properties.
2. The proposed development is likely to have an adverse impact on the amenity of residents in the immediate locality.
3. The development application contains insufficient information to carry out a proper assessment of the likely impacts of the proposed development in terms of Section 79C of the Environmental Planning and Assessment Act, 1979. In particular, there is insufficient information in respect of noise, dust, odour, vermin control, traffic generation and the cumulative impacts of the development operating in conjunction with the poultry farm.

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	
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Stubbs	

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For the Motion	Against the Motion
Councillor Tree	
Councillor Whelan	
Councillor Williams	

Item: 27 **CP - Modification to Development Consent - Shed greater than 170m2, Lot 1 DP 733243, 457 East Kurrajong Road, East Kurrajong - (MA1305/01B, 17250, 17251, 95498)**

Previous Item: 256, Ordinary (27 November 2007)

Ms Melissa Hromek, proponent, addressed Council.
Ms Tanya Clifton, Mr Doug Clifton and Mr Trevor Cork, respondents, addressed Council.

MOTION:

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

Refer to RESOLUTION

42 RESOLUTION:

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

That the application to amend the development consent for the erection of a shed at Lot 1 DP 733243, 457 East Kurrajong Road, East Kurrajong be refused for the following reasons:

1. The proposed modification will have an adverse impact on the neighbouring property in terms of amenity and privacy.
2. The proposed modification will have an unacceptable impact on the visual quality on the area.
3. The proposed modification is inconsistent with the aims and objectives of the Hawkesbury Development Control Plan.
4. The proposed modification does not comply with the requirements of the Hawkesbury Development Control Plan, in particular Part D Chapter 8 - Rural Sheds.
5. The proposed modification is inconsistent with Hawkesbury LEP 1989 in relation to objectives (c) and (f) of the Rural Living Zone.
6. The proposed modification is inconsistent with objective 4 of the RU4 zone in Draft Hawkesbury LEP 2009.
7. The proposed modification is not substantially the same development as that approved.
8. The proposed modification seeks approval for the disregard of consent conditions issued by Council and so is not in the public interest.

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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 Bassett	Nil
Councillor Calvert	
Councillor Conolly	
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Stubbs	
Councillor Tree	
Councillor Whelan	
Councillor Williams	

Item: 28 **CP - Strategic Planning - Community Survey 2009 - (95498)**

MOTION:

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

Refer to RESOLUTION

43 RESOLUTION:

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

That:

1. The information be received.
2. Council display the results of the Community Survey 2009 on Council's website.
3. A Resident's Panel be established to assist in areas that need further community input as identified in the Community Strategic Plan or other proposals of Council's general operations.

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Item: 29 **CP - Councillor Representation on the Board of Peppercorn Services Inc - (95498, 78340)**

Previous Item: 193, Special (18 September 2007)
 242, Ordinary (13 November 2007)
 273, Ordinary (27 November 2007)

MOTION:

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

Refer to RESOLUTION

44 RESOLUTION:

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

That Council write to the Board of Peppercorn Services Inc. to advise of its decision to seek the reinstatement of the provision for the Councillor representative to sit on the Board of PSI as a Director with voting rights and to request that the Board amend the Constitution of PSI to facilitate this request.

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Item: 30 **CP - Hawkesbury Youth Summit 2009 - (96328, 95498)**

Previous Items: 233, Ordinary (10 November 2009)
 212, Ordinary (21 October 2008)
 NM1, Ordinary (8 April 2008)

Ms Kelsie Wakeham, Ms Madelyn Hawken and Ms Katie Greentree, proponents, addressed Council.

MOTION:

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

Refer to RESOLUTION

45 RESOLUTION:

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

That Council:

1. Invite a delegation of young people, supported by youth workers, to present the outcomes and recommendations of the Youth Summit to a Councillor Briefing Session to be held as soon as possible.
2. Receive the Hawkesbury Youth Summit Executive Summary Report - "*Young People and Council Heading in the Same Direction*" - and deal with the financial aspects of the Report as a submission made by the youth summit participants on behalf of the young people of the Hawkesbury to be considered in conjunction with Council's determination of its draft 2010/2011 Management Plan and Financial Estimates and support other components of the recommendations.

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INFRASTRUCTURE SERVICES

Item: 31 **IS - Exclusive Use of Governor Phillip Reserve - Upper Hawkesbury Power Boat Club - (79354, 73829)**

MOTION:

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

Refer to RESOLUTION

46 RESOLUTION:

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

That:

1. That approval be granted to the Upper Hawkesbury Power Boat Club for "Exclusive Use" of Governor Phillip Reserve for the Bridge to Bridge Power Boat Classic and Circuit Boat Racing to be held on 1 and 2 May 2010, with alternate dates of 15 and 16 May 2010. The event is subject to the following conditions:
 - a. Prior to dates of exclusive use a letter box drop be undertaken by the applicant to all affected residents in proximity to the event with that letter advising full details of the function;
 - b. The Reserve is to be left clean and tidy with the organisation being responsible for collection and disposal of all waste; the applicant is to lodge with Council a damage bond of \$800.00* in relation to each date, which is refundable less any costs incurred by Council, administrative or otherwise, to clean or restore the area;
 - c. The applicant paying to Council such fees as may be applicable at the time for exclusive use of the Reserve being \$1.50* per person or \$895.00* per day (whichever is the greater);
 - d. A fee of \$63.00* is payable for the cleaning of the toilets prior to the exclusive use;
(*The above fees/amounts apply to the 2009/2010 financial year only; these fees/amounts are subject to change in subsequent financial years, as determined by Council.)
 - e. A copy of a Public Liability Policy for \$10,000,000 and indemnifying Hawkesbury City Council is to be submitted prior to the first event; in the event of renewal of that policy occurring at some time during the course of the 2010 racing Calendar, a Certificate of Currency is to be submitted within one week of renewal - this Public Liability Policy is to cover all events conducted as part of the applicant's 2010 Racing Calendar.
 - f. Any building, vehicle or stall that is preparing food for public consumption is to comply with Council's "Food Safety Guidelines for Charities and Community Organisations" brochure; this information and any related food/public health information can be obtained by contacting Council's Environmental Health Officer.
 - g. If required, the applicant obtaining all necessary permits/approvals in relation to amusement devices/rides and liaising with Integral Energy regarding the supply of power and their proximity to power supply lines.

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- h. If required, the applicant to obtain an appropriate licence from the Licensing Branch of the NSW Police Service for the sale of alcoholic beverages at the proposed event.
- i. The applicant is to notify details of the 2010 Racing Calendar to the Hawkesbury Local Area Command at Windsor Police Station. Phone: 4560 6999.
- j. The applicant obtaining an appropriate licence from NSW Maritime Authority regarding the conduct of the 2010 Racing Calendar.
- k. The event manager/applicant must undertake a Risk Assessment of the event to be conducted including pre-event preparations. This assessment must identify potential hazards and the procedures that need to be implemented to eliminate or control those hazards. The event manager/applicant is responsible for ensuring that procedures are followed and that they comply with the requirements of the Occupational Health and Safety Regulations 2001.
- l. The Upper Hawkesbury Power Boat Club is to comply with Council's current policy in regard to noise levels, as listed below.

No competing vessel shall be permitted to emit noise in excess of:

- i. Club Days - 105dB(A) for more than 40 minutes per day;
 - ii. NSW State Titles - 105dB(A);
 - iii. Bridge to Bridge Boat Race - 105dB(A);
 - iv. Unlimited Boat Race (Blown Boats) - 115dB(A). In 2010 this event is to be held on the afternoon of Saturday 1st May 2010, instead of directly after the Bridge to Bridge Boat Race;
 - v. Noise Test - (prior to the Two Day Spectacular) - 115dB(A) for more than 15 minutes in total through the day;
 - vi. Two Day Spectacular - 115dB(A) for more than 10 minutes in total per day.
2. A Traffic Management Plan to be submitted for approval as part of the Special Event Application.

SUPPORT SERVICES

Item: 32 **SS - December 2009 Quarterly Review - 2009/2010 Management Plan - (96332, 95496)**

Previous Item: 109, Extraordinary (16 June 2009)

MOTION:

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

Refer to RESOLUTION

47 RESOLUTION:

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

That the:

1. Information contained in the report on the 2009/2010 Management Plan – December 2009 Quarterly Review be received.
2. Quarterly Review of the 2009/2010 Management Plan and Financial Statement for the period ending 31st December 2009 be adopted.

Item: 33 **SS - Monthly Investments Report - January 2010 - (96332, 95496)**

Previous Item: 17, Ordinary (3 February 2009)

MOTION:

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

Refer to RESOLUTION

48 RESOLUTION:

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

That the information be received and noted.

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Item: 34 **SS - Consultants Utilised by Council - 1 July to 31 December 2009 - (95496, 96332, 79337)**

Previous Item: 187, Ordinary (14 June 2005)

MOTION:

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

Refer to RESOLUTION

49 RESOLUTION:

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

That the information concerning consultancies utilised by Council during the period July to December 2009 be received.

Item: 35 **SS - Payments to Hawkesbury Sports Council Inc - (107, 96332, 95496, 73611)**

MOTION:

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

Refer to RESOLUTION

50 RESOLUTION:

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

That the information be received.

ORDINARY MEETING

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Item: 36 **SS - Local Government and Shires Association of NSW - Request for Financial Assistance With Legal Costs - Murray Shire Council - (95496, 79337, 112608, 90703)**

MOTION:

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

Refer to RESOLUTION

51 RESOLUTION:

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

That Council contribute the amount of \$314.46 as outlined in the letter dated 20 January 2010 from the Local Government and Shires Association of NSW, towards the legal costs incurred by Murray Shire Council, in its pursuit of legal action related to an appeal in the Land and Environment Court of KSK Developments vs Murray Shire Council.

Item: 37 **SS - Government Information (Public Access) Act - (79337, 95496)**

MOTION:

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

Refer to RESOLUTION

52 RESOLUTION:

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

That the report be received and noted.

CONFIDENTIAL REPORTS

53 RESOLUTION:

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

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

54 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, 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: 38 GM - Go-Generation Plant - (79351, 95495) Confidential

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(g) of the Local Government Act, 1993 as it relates to legal advice concerning matters relating to the Co-Generation Plant and the information is regarded as advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and, therefore, if considered in an open meeting, would, on balance, be contrary to the public interest.*

Item: 39 GM - Macquarie Street Properties Project - Progress Report - (79351)

*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 details concerning the sale of property by the 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: and*
 - *Section 10A(2)(d) of the Local Government Act, 1993 as it relates to the information associated with the property development and investment structure for council property 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.

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55 RESOLUTION:

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

GENERAL MANAGER

Item: 38 GM - Co-Generation Plant - (79351, 95495) CONFIDENTIAL

Previous Item: 10, Ordinary (2 February 2010)
 184, Ordinary (8 September 2009)
 32, Ordinary (26 February 2008)

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

56 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. The information in connection with part 4 of Council's resolution of 8 September 2009 in connection with the Council's Co-Generation plant be noted.
2. The General Manager, in consultation with Council's solicitors, commence the actions recommended in the letter from Council's solicitors dated 18 January 2010 and progress of the matter be reported to Council as necessary.
3. Council's solicitor be invited to a future Councillor Briefing Session.

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Item: 39 **GM - Macquarie Street Properties Project - Progress Report - (79351)**
CONFIDENTIAL

Previous Item: 246, Ordinary (10 November 2009)
 120, Ordinary (26 April 2005)
 265, Ordinary (24 October 2006)
 110, Ordinary (27 May 2008)

MOTION:

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

Refer to RESOLUTION

57 RESOLUTION:

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

That the:

1. Information concerning the Macquarie Street Properties project be received.
2. Recommendations and associated comments regarding those recommendations as detailed in the report be endorsed by Council.

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SUPPLEMENTARY REPORTS

MAYORAL MINUTE

MM - Number of Police - Hawkesbury Local Area Command - (90479)

MOTION:

RESOLVED on the motion of the Mayor, Councillor Bassett.

Refer to RESOLUTION

58 RESOLUTION:

RESOLVED on the motion of the Mayor, Councillor Bassett.

That Council make representations to its Local State Members of Parliament seeking their assistance in increasing the number of police allocated to the Hawkesbury Local Area Command due to the large geographical area and the diversity of the population within the Command.

SECTION 5 - Reports of Committees

ROC - Local Traffic Committee - 10 February 2010 - (80245)

59 RESOLUTION:

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

That the minutes of the Local Traffic Committee held on 10 February 2010 as recorded on pages 131 to 139 of the Ordinary Business Paper be adopted.

ROC - Hawkesbury Macquarie 2010 Committee Minutes - 11 February 2010 - (114013)

60 RESOLUTION:

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

That the minutes of the Hawkesbury Macquarie 2010 Committee held on 11 February 2010 as recorded on pages 140 to 143 of the Ordinary Business Paper be received.

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#	Councillor	Question	Response
1	Porter	Advised that the Hawkesbury River County Council are planning to send a letter requesting funding to the General Manager and enquired if the matter will be reported to Council.	The General Manager advised that matters relating to the provision of funding to the River County Council would be dealt with as part of the budgetary process.
2	Porter	Enquired if the \$4 million in the waste reserve for rehabilitation of waste facility site is it locked up.	The General Manager advised that under the operation requirements for Waste Management Facilities Council is required to provide for the rehabilitation of the sites. The reserve is based on estimated rehabilitation costs. The level of the current Remediation Reserve is a concern which will need to be addressed by the Waste Committee.
3	Porter	Enquired when the next Waste Committee meeting will be held.	The General Manager advised that a Waste Committee meeting will be held in the near future.
4	Calvert	Referred to his recent discussion with the General Manager regarding the condition of a property in Sunnyside Crescent, North Richmond and enquired about the progress of the matter.	The General Manager advised that he has discussed the matter with Council's Compliance staff who are following the matter up on regular basis and would advise councillors of any progress in the matter.
5	Calvert	Referred to a letter recently received from the management of the Gazette regarding their involvement in this Fridays community rally. He enquired what prompted the Gazette to issue that letter.	The Mayor advised that Councillor Calvert should contact the Gazette directly if he wished to enquire about their reasoning. The General Manager advised that the letter was circulated to Councillors as the Gazette specifically requested he do so and it was a matter which he considered reasonable to do so.
6	Paine	Enquired about the progress of the town house application for the site on Macquarie Street opposite Fitzgerald Street.	The Director City Planning advised that staff are still awaiting receipt of information requested from the applicant.
7	Paine	Referred to the Briefing Session next Tuesday and the invitation for the Bligh Park North Developers and SES to attend. She enquired if Molino Stewart Pty Ltd could be invited to attend.	The Director City Planning advised that he is trying to lock in the attendance of the SES before scheduling the developers and Molino Stewart to attend.

ORDINARY MEETING

MINUTES: 23 February 2010

#	Councillor	Question	Response
8	Williams	Enquired about the turn around time for media enquiries as he has been advised that it can often take three days for a response.	<p>The Mayor advised that he has generally found the turn around to be quite a quick process.</p> <p>The General Manager advised that the odd enquiry may take time to prepare a response for however it is generally a quick turn around.</p>
9	Williams	Enquired if the letter has been sent to the Director General of the Division of Local Government regarding the recent Questions Without Notice resolution and requested a copy of the document.	<p>The Director Support Services advised that the letter has been drafted and will be finalised in the next day or so.</p> <p>A copy of the letter will be provided to Councillor Williams.</p>
10	Williams	Enquired if there are currently any development applications being processed for retention basins in the floodplains.	The Director City Planning advised that there are approximately four applications relating to dams and retention basins being processed at present and all of these applications have been called to Council by Councillor Paine.
11	Williams	Advised that a resident has recently contacted him with concerns regarding a neighbour's bore that is pumping continuously. He enquired if bores are required to be licensed and if there are restrictions on how much people can pump.	The Director City Planning advised that bore pumps are licensed by the State Government and this includes licensing on the amount of water they can pump. Council would only be involved on issues relating to noise created by the pumps.
12	Williams	Advised that the road shoulder has broken up between the Butterfly Farm and Buttsworth Bridge and requested that the RTA be asked to carryout repairs.	The Acting Director Infrastructure Services advised that the matter will be followed up with the RTA.
13	Conolly	Enquired if the Penrith based LGA properties that Council owns next to the Waste Management Facility were purchased from General Funds or the Waste Reserve. He also enquired if the value of those properties is included in the monies available for rehabilitation of the site.	The General Manager advised that the properties were purchased from the Waste Reserve and in determining the rehabilitation process that these would be taken into account.
14	Conolly	Enquired about the progress of the Floodplain Risk Management Committee Technical Working Group regarding the assessment of the Floodplain Risk Management Study tender. He enquired if a meeting of the Committee was required.	The Director City Planning advised that copies of the tenders have been provided to the Working Group members however the majority of them are at the Flood Conference this week.

ORDINARY MEETING

MINUTES: 23 February 2010

#	Councillor	Question	Response
15	Rasmussen	<p>Advised that the weed booms in the river upstream from Yarramundi have failed due to recent rain and requested that the installers be asked to look at the anchor points.</p> <p>He also advised that there is often a large build up of weed at the booms and enquired if there are regular inspections and removal of the weed that has built up.</p>	<p>Councillor Porter advised that he has raised this concern with the Hawkesbury River County Council who advised that the booms had been let go. He also advised that he was told the weed will float downstream and be killed by the saltwater.</p> <p>Councillor Porter expressed his concerns regarding the weed that is still on the banks now that the water has gone down.</p>
16	Rasmussen	<p>Enquired if the North Richmond Development Submission has gone to the Department of Planning.</p>	<p>The Director City Planning advised that the submission was sent to the Department of Planning two days after the relevant Council Meeting. The relevant authorities will be meeting next week regarding the matter.</p>
17	Rasmussen	<p>Advised that Yarramundi Lane requires work after the recent rain and requested that the repairs be carried out.</p>	<p>The Acting Director Infrastructure Services advised that the Lane has recently been repaired.</p>
18	Rasmussen	<p>Enquired about the progress of the sale of the Council owned property at Colonial Drive, Bligh Park.</p>	<p>The Director Support Services advised that staff are currently in discussions with Council's Solicitor regarding the documentation associated with the sale.</p> <p>The General Manager advised that it has been quite an involved process to get the matter to a point where the Council was ready to proceed with the sale of the property and the documentation that is being prepared by Council's Solicitor is quite complex.</p>
19	Mackay	<p>Enquired if the development application for the Kurrajong Baptist Church's sign has been processed.</p>	<p>The Director City Planning advised the matter will be investigated.</p>
20	Mackay	<p>Advised that the tree on the footpath outside 3 Cunningham Place, South Windsor is dropping limbs and requested that it be inspected. If there is an issue with the tree he requested that it be removed and a replacement tree be planted.</p>	<p>The Acting Director Infrastructure Services advised that the matter will be investigated.</p>
21	Tree	<p>Thanked the Acting Director Infrastructure Services for the works that were completed on the downpipes on the Grandstand at McQuade Park.</p>	<p>The Mayor acknowledged the request.</p>

ORDINARY MEETING**MINUTES: 23 February 2010**

#	Councillor	Question	Response
22	Tree	Referred to the pot plants outside Magnolia Mall in Richmond and requested they be removed if the tenants are unwilling to plant them out.	The Acting Director Infrastructure Services advised that it is likely the pot plants are on private property. The matter will be investigated.
23	Tree	Requested that the fence behind the grandstand in Richmond Park beside the Before and After School Care Facility in West Market Street be inspected as it is falling down and being vandalised.	The Acting Director Infrastructure Services advised that the matter will be investigated.
24	Reardon	Requested that the overgrowth covering the 60km/ph sign just past intersection of Bells Line of Rd and Old Bells Line of Road be cleared.	The Acting Director Infrastructure Services advised that the matter will be investigated.
25	Reardon	Enquired about the progress of the senior's development at the entrance to Panthers in North Richmond.	The Mayor advised that Council is not aware of anything regarding the site other than the development is not proceeding at this stage.
26	Whelan	Enquired if the request from Ebenezer Bushfire Brigade regarding installation of an information board on Sackville Road has it been processed.	The Acting Director Infrastructure Services advised that the matter will be investigated The General Manager advised that Council had recently received a letter regarding the request and it has been referred to the appropriate officer.

The meeting terminated at 10.51pm.

Submitted to and confirmed at the Ordinary meeting held on 9 March 2010.

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Mayor