



# ORDINARY MEETING

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Date of meeting: 12 December 2023  
Location: Council Chambers  
Time: 6:30 PM

MINUTES



**ORDINARY MEETING**

**Minutes: 12 December 2023**

**Table of Contents**

**1. PROCEDURAL MATTERS ..... 5**

**2. CONFIRMATION OF MINUTES ..... 6**

**3. CONDOLENCES ..... 7**

**4. REPORTS FOR DETERMINATION ..... 8**

    4.1. PLANNING DECISIONS..... 8

        4.1.1. CP - Planning Proposal - LEP001/21 - 745 Old Pitt Town Road, Oakville - (95498, 124414) ..... 8

        4.1.2. CP - Planning Proposal - LEP005/23 Redbank, North Richmond - (95498, 124414) ..... 9

    4.2. GENERAL MANAGER..... 10

        4.2.1. GM - Draft Media Policy - (79351, 15988) ..... 10

        4.2.2. GM - Ordinary Council Meetings 2024 - (79351) ..... 14

    4.3. CITY PLANNING ..... 15

        4.3.1. CP - Koala Plan of Management Mapping - (95498, 124414) ..... 15

        4.3.2. CP - Draft Disability Inclusion Action Plan 2023-2026 - (95498, 96328) ..... 16

    4.4. CORPORATE SERVICES ..... 17

        4.4.1. CS - Investment Report - October 2023 - (95496, 96332) ..... 17

        4.4.2. CS - Disclosure of Pecuniary Interests and Other Matters Returns - (95496) ..... 18

**5. REPORTS OF COMMITTEES..... 19**

    5.1.1. ROC - Local Traffic Committee - 13 November 2023 - (95495, 80245)..... 19

**6. NOTICES OF MOTION..... 20**

    6.1.1. NM1 - Councillor Input on Planning Panel Matters - (138884)..... 20

    6.1.2. NM2 – Youth Summit - (138884)..... 21

    6.1.3. NM3 - Enhancing the Arts in the Hawkesbury Working Group - (125612)..... 23

**7. QUESTIONS FOR NEXT MEETING ..... 24**

    7.1.1 Responses to Councillor Questions Taken on Notice at the Council Meeting 21 November 2023..... 24

**8. CONFIDENTIAL REPORTS..... 25**

    Item: 8.4.1IS - General Waste Processing Proposal - Waste Management Facility - (95495, 159578) ..... 25

**ORDINARY MEETING**

**Minutes: 12 December 2023**

8.4. INFRASTRUCTURE SERVICES..... 26

8.4.1.IS - General Waste Processing Proposal - Waste Management Facility - (95495, 159578)  
..... 26

## ORDINARY MEETING

Minutes: 12 December 2023

### 1. PROCEDURAL MATTERS

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 12 December 2023, commencing at 6:31pm.

#### Welcome

The Mayor, Councillor Sarah McMahon acknowledged the Indigenous Heritage.

The General Manager addressed the Council meeting, mentioning:

- Emergency Procedures
- Recording of the Council Meeting
- Statement regarding people addressing the Meeting
- Mobile phones

#### ATTENDANCE

Present at Council Chambers: Councillor Sarah McMahon, Mayor, Councillor Barry Calvert, Deputy Mayor and Councillors Patrick Conolly, Shane Djuric, Eddie Dogramaci, Amanda Kotlash, Mary Lyons-Buckett, Jill Reardon, Paul Veigel, Danielle Wheeler and Nathan Zamprogno.

By Audio-Visual Link: Councillor Les Sheather.

**ALSO PRESENT:** General Manager - Elizabeth Richardson, Acting Director City Planning - Meagan Ang, Director Infrastructure Services - Will Barton, Director Corporate Services - Laurie Mifsud, Manager Corporate Communication - Suzanne Stuart, Acting Manager Strategic Planning – Jack Kensey, Manager Community Planning and Partnerships – Elizabeth Murphy, Acting Manager Governance - Shyamali Senevirathna and Council Committee Officer - Amy Birks.

#### APOLOGIES AND LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK

There were no apologies or leave of absences received from Councillors.

The Mayor, Councillor Sarah McMahon advised that the General Manager received from Councillor Sheather, a written request to attend tonight's Ordinary Meeting by audio-visual link as he was unable to attend the meeting in person.

#### 217 RESOLUTION:

RESOLVED on the motion of Councillor Reardon, seconded by Councillor Veigel that approval be granted to Councillor Sheather, to attend the Ordinary Council Meeting on 12 December 2023 by audio-visual link as he is unable to attend the meeting in person.

The Mayor, Councillor McMahon left the meeting at 8:14pm.

#### DECLARATIONS OF INTEREST

There were no declarations of interests made.

#### Acknowledgement of Official Visitors to the Council

There were no official visitors to Council.

**ORDINARY MEETING**

**Minutes:** 12 December 2023

**2. CONFIRMATION OF MINUTES**

**218 RESOLUTION:**

RESOLVED on the motion of Councillor Kotlash, seconded by Councillor Reardon that the minutes of the Ordinary Meeting held on 21 November 2023, be confirmed with the following amendment:

- Item 4.1.1 – Councillor McMahon declared a pecuniary interest in this matter as the owner is related to her partner.

A PROCEDURAL MOTION was moved by Councillor Veigel, seconded by Councillor Lyons-Buckett that a Condolence be moved.

The Procedural Motion was carried.

**ORDINARY MEETING**

**Minutes:** 12 December 2023

**3. CONDOLENCES**

The Mayor, Councillor McMahon, and Councillor Zamprogno extended condolences to the family, friends and colleagues of Michael Kidd, a member of the NSW Fire and Rescue, who lost his life in a house fire at Grose Vale and paid respects to his service to our community.

Council observed a moment of silence in honour of his memory.

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**4. REPORTS FOR DETERMINATION**

**4.1. PLANNING DECISIONS**

**4.1.1. CP - Planning Proposal - LEP001/21 - 745 Old Pitt Town Road, Oakville - (95498, 124414)**

**Directorate:** City Planning

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The Mayor, Councillor McMahon advised that the Planning Proposal - LEP001/21 – 745 Old Pitt Town Road, Oakville has been withdrawn by the Applicant.

**MOTION:**

RESOLVED on the motion of Councillor Kotlash, seconded by Councillor Wheeler.

***Refer to RESOLUTION***

**219 RESOLUTION:**

RESOLVED on the motion of Councillor Kotlash, seconded by Councillor Wheeler.

That as Planning Proposal - LEP001/21 – 745 Old Pitt Town Road, Oakville has been withdrawn, Council not consider this matter.

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:** Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Nil.



**ORDINARY MEETING**

**Minutes: 12 December 2023**

**4.1.2. CP - Planning Proposal - LEP005/23 Redbank, North Richmond - (95498, 124414)**

**Directorate:** City Planning

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**MOTION:**

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

*Refer to RESOLUTION*

**220 RESOLUTION:**

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

That:

1. Support the Planning Proposal LEP005/23 for Redbank, North Richmond with the following amendment:-
  - Proceed with RE2 Private Recreation zoning for rezoning the land north of the seniors' living development.
2. Council forward the Planning Proposal LEP005/23 to the Department of Planning and Environment for a Gateway Determination.

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:** Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Reardon, Sheather, Veigel and Zamprogno.

**Against the Motion:** Councillors Lyons-Buckett and Wheeler.

**Absent:** Nil.

## ORDINARY MEETING

Minutes: 12 December 2023

### 4.2. GENERAL MANAGER

#### 4.2.1. GM - Draft Media Policy - (79351, 15988)

**Previous Item:** 4.2.2, Ordinary (11 July 2023)

**Directorate:** General Manager

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

That Council adopt the Media Policy, attached as Attachment 1 to this report.

AN AMENDMENT was moved by Councillor Zamprogno, seconded by Councillor Djuric.

That Council adopt the Media Policy, attached as Attachment 1 to this report with the following amendments:

#### 1. Section 15: Definitions:

That the definition for Media Organisation be:

A media organisation is a person or entity, which works in an organised fashion, to at all times produce and publish accurate, balanced and fair news information for the benefit of the entire community. This can include, but is not limited to, newspapers, magazines, internet publishers, radio, and television broadcasters.

Where reasonably practicable, media organisations are required to be members of the Australian Press Council or another peak representative body such as the Local and Independent News Association (LINA). Council understands this may not be possible for smaller organisations, and they may be excused from this requirement.

#### 2. Insertion of a Clause 7.13:

##### **Spending on advertising and publishing public notices**

Where Council spends money on the placement of advertising or the publication of official or public notices in local media, Council will spend that money equally among available local media organisations within the same segment (print, radio, etc), and will not favour one media organisation over another.

Council will have regard to the value proposition offered by each publication or organisation, demonstrated by their rates for advertising, their effective reach, their frequency of publication, and relevant deadlines for publication where time-sensitive information is concerned.

A PROCEDURAL MOTION was moved by Councillor Veigel, seconded by Councillor Reardon that this item be dealt with in seriatim.

The Procedural Motion was carried.

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## ORDINARY MEETING

Minutes: 12 December 2023

AN AMENDMENT was moved by Councillor Zamprogno, seconded by Councillor Djuric.

That Council adopt the Media Policy, attached as Attachment 1 to this report with the following amendment:

1. **Section 15: Definitions:**

That the definition for Media Organisation be:

A media organisation is a person or entity, which works in an organised fashion, to at all times produce and publish accurate, balanced and fair news information for the benefit of the entire community. This can include, but is not limited to, newspapers, magazines, internet publishers, radio, and television broadcasters.

Where reasonably practicable, media organisations are required to be members of the Australian Press Council or another peak representative body such as the Local and Independent News Association (LINA). Council understands this may not be possible for smaller organisations, and they may be excused from this requirement.

**For the Amendment:** Councillors McMahon, Conolly, Dogramaci, Reardon, Sheather, Veigel, and Zamprogno.

**Against the Amendment:** Councillors Calvert, Djuric, Kotlash, Lyons- Buckett and Wheeler

**Absent:** Nil.

The Amendment was carried.

AN AMENDMENT was moved by Councillor Zamprogno, seconded by Councillor Djuric.

That Council adopt the Media Policy, attached as Attachment 1 to this report with the following amendment:

2. Insertion of a Clause 7.13:

**Spending on advertising and publishing public notices**

Where Council spends money on the placement of advertising or the publication of official or public notices in local media, Council will spend that money equally among available local media organisations within the same segment (print, radio, etc), and will not favour one media organisation over another.

Council will have regard to the value proposition offered by each publication or organisation, demonstrated by their rates for advertising, their effective reach, their frequency of publication, and relevant deadlines for publication where time-sensitive information is concerned.

**For the Amendment:** Councillor Zamprogno.

**Against the Amendment:** Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel and Wheeler.

**Absent:** Nil.

The Amendment was lost.

**ORDINARY MEETING**

**Minutes:** 12 December 2023

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

That

1. Council adopt the Media Policy, attached as Attachment 1 to the report with the following amendment:

**Section 15: Definitions:**

That the definition for Media Organisation be:

A media organisation is a person or entity, which works in an organised fashion, to at all times produce and publish accurate, balanced and fair news information for the benefit of the entire community. This can include, but is not limited to, newspapers, magazines, internet publishers, radio, and television broadcasters.

Where reasonably practicable, media organisations are required to be members of the Australian Press Council or another peak representative body such as the Local and Independent News Association (LINA). Council understands this may not be possible for smaller organisations, and they may be excused from this requirement.

2. The adopted Media Policy be referred to a Councillor Workshop by the end of February 2024.

AN AMENDMENT was moved by Councillor Wheeler, seconded Councillor Lyons-Buckett.

That Council adopt the Office of Local Government Model Media Policy and the Draft Hawkesbury Council Media Policy be referred a Councillor Workshop by the end of February 2024.

**For the Amendment:** Councillors Djuric, Dogramaci, Lyons-Buckett, Wheeler and Zamprogno.

**Against the Amendment:** Councillors McMahon, Calvert, Conolly, Kotlash, Reardon, Sheather and Veigel.

**Absent:** Nil.

The Amendment was lost.

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**MOTION:**

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

***Refer to RESOLUTION***

**221 RESOLUTION:**

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

That

1. Council adopt the Media Policy, attached as Attachment 1 to the report with the following amendment:

**Section 15: Definitions:**

That the definition for Media Organisation be:

A media organisation is a person or entity, which works in an organised fashion, to at all times produce and publish accurate, balanced and fair news information for the benefit of the entire community. This can include, but is not limited to, newspapers, magazines, internet publishers, radio, and television broadcasters.

Where reasonably practicable, media organisations are required to be members of the Australian Press Council or another peak representative body such as the Local and Independent News Association (LINA). Council understands this may not be possible for smaller organisations, and they may be excused from this requirement.

2. The adopted Media Policy be referred to a Councillor Workshop by the end of February 2024.

**For the Motion:** Councillors McMahon, Calvert, Conolly, Dogramaci, Kotlash, Reardon and Veigel.

**Against the Motion:** Councillors Djuric, Lyons-Buckett, Sheather, Wheeler and Zamprogo.

**Absent:** Nil.

**ORDINARY MEETING**

**Minutes:** 12 December 2023

**4.2.2. GM - Ordinary Council Meetings 2024 - (79351)**

**Previous Item:** 4.2.2, Ordinary (21 November 2023)

**Directorate:** General Manager

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**MOTION:**

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

*Refer to RESOLUTION*

**222 RESOLUTION:**

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

That:

1. Council set dates for the holding of Ordinary Meetings of Council for 2024, as contained in Attachment 1 to this report.
2. Council set Ordinary Meetings for 2024 to commence at 6:30pm and take place in the Council Chambers, or by audio-visual link in accordance with Council's Code of Meeting Practice.
3. Clause 3.16 of Council's Code of Meeting Practice regarding giving notice for the submission of Notices of Motion and Questions With Notice, be amended as follows:

*3.16 A Councillor may give notice of any business they wish to be considered by the Council at its next ordinary meeting by way of a notice of motion. To be included on the agenda of the meeting, the notice of motion must be in writing and must be submitted eight (8) days before the meeting is to be held, or eleven (11) days if the notice is a question under clause 3.19.*

4. Council's amended Draft Code of Meeting Practice be placed on public exhibition for 28 days, with submissions being accepted for 42 days.
5. At the expiration of the public notification period, the following action be taken:
  - a) Should any submissions be received regarding the Draft Code of Meeting Practice, a further report be submitted to Council, or;
  - b) Should no submissions be received, Council adopt the Draft Code of Meeting Practice.

**For the Motion:** Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Nil.

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**ORDINARY MEETING**

**Minutes:** 12 December 2023

**4.3. CITY PLANNING**

**4.3.1. CP - Koala Plan of Management Mapping - (95498, 124414)**

**Previous Item:** 4.3.1, Ordinary (20 June 2023)

**Directorate:** City Planning

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In the absence of the Mayor, Councillor McMahon, the Deputy Mayor, Councillor Calvert in accordance of Section 369 (1) of the Local Government Act 1993, acted as Chairperson.

**MOTION:**

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

***Refer to RESOLUTION***

**223 RESOLUTION:**

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

That Council endorse the new approach to obtaining high quality vegetation mapping for the purpose of a Koala Plan of Management by:

1. Using Council's existing vegetation mapping;
2. Engaging a botanical expert to cross-reference Council's existing mapping with the Plant Community Type mapping available from the Department of Planning and Environment on Bio-Net, and;
3. Conducting botanical ground-truthing surveys to proof mapping and establish high quality accuracy.

**For the Motion:** Councillors Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Councillor McMahon.

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**4.3.2. CP - Draft Disability Inclusion Action Plan 2023-2026 - (95498, 96328)**

**Directorate:** City Planning

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**MOTION:**

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

*Refer to RESOLUTION*

**224 RESOLUTION:**

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

That:

1. The Draft Disability Inclusion Action Plan (DIAP) 2023-2026, attached as Attachment 1 to this report, be placed on public exhibition for a period of 28 days.
2. At the expiration of the public exhibition period, the following action be taken:
  - a) Should any submissions be received regarding the Draft DIAP 2023 -2026, a further report be submitted to Council, or;
  - b) Should no submissions be received, Council adopt the DIAP 2023-2026, as attached as Attachment 1 to this report.

**For the Motion:** Councillors Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Councillor McMahon.



**ORDINARY MEETING**

**Minutes:** 12 December 2023

**4.4. CORPORATE SERVICES**

**4.4.1. CS - Investment Report - October 2023 - (95496, 96332)**

**Previous Item:** 4.4.2, Ordinary (20 June 2023)

**Directorate:** Corporate Services

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**MOTION:**

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

*Refer to RESOLUTION*

**225 RESOLUTION:**

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

That the Monthly Investment Report for October 2023 be received and noted.

**For the Motion:** Councillors Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Councillor McMahon.

**ORDINARY MEETING**

**Minutes:** 12 December 2023

**4.4.2. CS - Disclosure of Pecuniary Interests and Other Matters Returns - (95496)**

**Directorate:** Corporate Services

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**MOTION:**

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

*Refer to RESOLUTION*

**226 RESOLUTION:**

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

That Council note that the Disclosures of Pecuniary Interests and Other Matters Returns, lodged with the General Manager, have been tabled.

**For the Motion:** Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Nil.

**ORDINARY MEETING**

**Minutes:** 12 December 2023

**5. REPORTS OF COMMITTEES**

**5.1.1. ROC - Local Traffic Committee - 13 November 2023 - (95495, 80245)**

**Directorate:** Infrastructure Services

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**MOTION:**

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

*Refer to RESOLUTION*

**227 RESOLUTION:**

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

That the Council adopt the recommendations contained in the minutes of the Hawkesbury City Council Local Traffic Committee meeting held on 13 November 2023.

**For the Motion:** Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Nil.

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**6. NOTICES OF MOTION**

**6.1.1. NM1 - Councillor Input on Planning Panel Matters - (138884)**

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**MOTION:**

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

*Refer to RESOLUTION*

**228 RESOLUTION:**

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

That:

1. Council seek to complete any report or agenda it is preparing for an upcoming Planning Panel meeting with enough lead-time that it can be also placed on the agenda of the regularly scheduled Chamber meeting of Council held prior to the meeting of the Planning Panel.
2. Debate on any Planning Panel item at a Council meeting only need occur if a Councillor calls it up.
3. The intent of this lead time is to permit Councillors to offer, where it is desired by the chamber, non-binding resolutions for submission to the Planning Panel which convey the community's sentiments on those issues, just like any other body who are welcome to make submissions.

**For the Motion:** Councillors Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Councillor McMahon.

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**6.1.2. NM2 – Youth Summit - (138884)**

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A MOTION was moved by Councillor Zamprogno, seconded by Councillor Lyons-Buckett.

That:

1. Council hold a Youth Summit in the second half of 2024, and that funding for the holding of the Summit be factored into the 2024/2025 budget.
2. That preparatory to the organisation of the Summit, discussion at a Councillor briefing permits Councillors to advise on community groups that could be invited or issues that could be raised.
3. That Council reaffirms its support to hold such a Youth Summit every two years thereafter.

AN AMENDMENT was moved by Councillor Conolly, seconded by Councillor Kotlash.

That:

1. At the next Councillor Workshop, Councillors discuss the costs and benefits of holding a Youth Summit, the planned Youth Week events and the Student Leadership Program.
2. Council receives a report at the February 2024 Council Meeting to review and confirm our youth engagement strategies and events for 2024 and 2025.

**For the Amendment:** Councillors Conolly, Djuric and Kotlash.

**Against the Amendment:** Councillor Calvert, Dogramaci, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Absent:** Councillor McMahon.

The Amendment was lost.

**ORDINARY MEETING**

**Minutes:** 12 December 2023

**MOTION:**

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

*Refer to RESOLUTION*

**229 RESOLUTION:**

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

That:

1. Council hold a Youth Summit in the second half of 2024, and that funding for the holding of the Summit be factored into the 2024/2025 budget.
2. That preparatory to the organisation of the Summit, discussion at a Councillor briefing permits Councillors to advise on community groups that could be invited or issues that could be raised.
3. That Council reaffirms its support to hold such a Youth Summit every two years thereafter.

**For the Motion:** Councillors Calvert, Djuric, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Councillor Conolly, Dogramaci and Kotlash.

**Absent:** Councillor McMahon.

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**6.1.3. NM3 - Enhancing the Arts in the Hawkesbury Working Group - (125612)**

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Mr Phillip Routley and Ms Meera Webster addressed Council, speaking for the recommendation in the business paper.

**MOTION:**

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

***Refer to RESOLUTION***

**230 RESOLUTION:**

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

That Council:

1. Re-establish the 'Enhancing the Arts in the Hawkesbury Working Group' (Working Group) with revised objectives and terms of reference.
2. Appoint Councillors Calvert, Conolly, Lyons-Buckett, Wheeler and Zamprogno to the Working Group.
3. For its initial project, the Working Group liaise with State Member for Hawkesbury, Robyn Preston MP, Federal Member for Macquarie Susan Templeman MP, community advocacy group the Hawkesbury Entertainers and Artists Regional Theatre Society (HEARTS), and other interested groups with a view to identifying potential performance space opportunities, and Council's role within the process.
4. Adopt the Terms of Reference attached as Attachment 1 to the report with an amendment to Clause 5 a) (ii) as follows:
  - (ii) Council staff members appointed by the General Manager of Hawkesbury City Council if requested.

**For the Motion:** Councillors McMahon, Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Nil.

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**7. QUESTIONS FOR NEXT MEETING**

**7.1.1 Responses to Councillor Questions Taken on Notice at the Council Meeting  
21 November 2023**

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Further questions and answers and comments to the Questions Taken on Notice at the Council Meeting on 21 November 2023, were provided.



**ORDINARY MEETING**

**Minutes: 12 December 2023**

**8. CONFIDENTIAL REPORTS**

**231 RESOLUTION:**

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

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: 8.4.1 IS - General Waste Processing Proposal - Waste Management Facility - (95495, 159578)**

*This report is CONFIDENTIAL in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and the public.*

*Specifically, the matter is to be dealt with pursuant to Section 10A(2)(c) of the Act as it relates to details concerning tenders for the supply of goods and/or services to Council/ and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or proposes to conduct) business and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.*

*Specifically, the matter is to be dealt with pursuant to Section 10A(2)(d) of the Act as it relates to processing of municipal solid waste 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.

**232 RESOLUTION:**

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

**ORDINARY MEETING**

**Minutes: 12 December 2023**

**8.4. INFRASTRUCTURE SERVICES**

**8.4.1. IS - General Waste Processing Proposal - Waste Management Facility - (95495, 159578)**

**Directorate:** Infrastructure Services

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**MOTION:**

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

***Refer to RESOLUTION***

**233 RESOLUTION:**

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

That:

1. The report regarding the General Waste Processing Proposal be received and noted.
2. Pursuant to the provisions of Section 55(3)(i) of the Local Government Act 1993, Council does not call tenders for the provision of municipal solid waste processing on the basis of extenuating circumstances, given the following reasons:
  - a) A lack of other equivalent municipal solid waste processing solutions resulting in resource recovery;
  - b) It is a trial project for a 12-month period with an optional extension for six months;
  - c) Unavailability of equivalent, viable and competitive tenderers to provide solid waste processing solutions in NSW.
3. Council:
  - a) Proceeds with the development of a Memorandum of Understanding (MoU) with ARC Ento Tech Ltd. for the purpose of trialling alternative municipal solid waste processing, and
  - b) Delegates authority to the General Manager to negotiate and agree upon contract terms and upon such agreement occurring, enter into a twelve-month contract, with a six month option, with ARC Ento Tech Pty Ltd for the provision of municipal solid waste processing.
4. A report be provided to Council on the outcome of the MoU, contract negotiations and any subsequent project details.

**For the Motion:** Councillors Calvert, Conolly, Djuric, Dogramaci, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

**Against the Motion:** Nil.

**Absent:** Councillor McMahon.

**ORDINARY MEETING**  
**Minutes: 12 December 2023**

Meeting terminated at 9.54pm.

Submitted to and confirmed at the Ordinary meeting on 30 January 2024.

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Mayor



# Ordinary Meeting

## End of Minutes

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