



# Hawkesbury City Council

## ordinary meeting minutes

date of meeting: 26 March 2019

location: council chambers

time: 6:30 p.m.



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**ORDINARY MEETING**

**Minutes:** 26 March 2019

## ORDINARY MEETING

Minutes: 26 March 2019

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on Tuesday, 26 March 2019, commencing at 6.32pm.

### Welcome

The Mayor, Councillor Barry Calvert 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:** Councillor Barry Calvert, Mayor, Councillor Mary Lyons-Buckett, Deputy Mayor and Councillors Patrick Conolly, Emma-Jane Garrow, Amanda Kotlash, Peter Reynolds, Sarah Richards, John Ross, Danielle Wheeler and Nathan Zamprogno.

**ALSO PRESENT:** General Manager - Peter Conroy, Director City Planning - Linda Perrine, Director Infrastructure Services - Jeff Organ, Director Support Services - Laurie Mifsud, Executive Manager - Community Partnerships - Joseph Litwin, Manager Corporate Communication - Suzanne Stuart, Manager Corporate Services and Governance - Michael Wearne and Administrative Support Coordinator - Tracey Easterbrook.

### APOLOGIES AND LEAVE OF ABSENCE

The General Manager advised that a leave of absence from Council was received from Councillor Tree for the period from 25 March 2019 to 9 April 2019, inclusive.

### 54 RESOLUTION:

RESOLVED on the motion of Councillor Richards and seconded by Councillor Zamprogno.

That leave of absence be granted to Councillor Tree from Monday, 25 March 2019 to Tuesday, 9 April 2019 inclusive, including the Council meetings on 26 March, 8 April and 9 April 2019.

Councillor Ross arrived at the meeting at 6.37pm.

### DECLARATIONS OF INTEREST

There were no Declarations of Interest made.

### Acknowledgement of Official Visitors to the Council

The Mayor acknowledges and welcomes official visitors to the Council.

**ORDINARY MEETING**

**Minutes:** 26 March 2019

**SECTION 1 - Confirmation of Minutes**

**55 RESOLUTION:**

RESOLVED on the motion of Councillor Zamprogno and seconded by Councillor Kotlash that the Minutes of the Ordinary Meeting held on Tuesday, 12 March 2019, be confirmed.

## ORDINARY MEETING

Minutes: 26 March 2019

### SECTION 3 – Reports for Determination

#### CITY PLANNING

**Item: 048**                    **CP - Western Parkland City Liveability Program Funding Agreement - (95498, 124414, 140984)**

**Previous Item:**            GM - Western Sydney City Deal - (79351)

**Directorate:**              City Planning

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#### **MOTION:**

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

*Refer to RESOLUTION*

#### **56 RESOLUTION:**

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

That authority be granted for the Western Parkland City Liveability Program Funding Agreement, and any documentation associated with this matter to be executed under the Seal of Council.

#### SUPPORT SERVICES

**Item: 049**                    **SS - Monthly Investments Report - February 2019 - (95496, 96332)**

**Previous Item:**            150, Ordinary (26 June 2018)

**Directorate:**              Support Services

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#### **MOTION:**

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

*Refer to RESOLUTION*

#### **57 RESOLUTION:**

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

That the Monthly Investments Report for February 2019 be received and noted.

## ORDINARY MEETING

Minutes: 26 March 2019

### SECTION 4 – Reports of Committees

**Item: 050**                      **ROC - Floodplain Risk Management Advisory Committee - 14 February 2019 - (86589, 124414)**

**Directorate:**                City Planning

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#### **MOTION:**

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

#### ***Refer to RESOLUTION***

#### **58 RESOLUTION:**

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

That:

1. The Minutes of the Floodplain Risk Management Advisory Committee Meeting held on 14 February 2019 be received and noted.
2. In relation to Item 2 of the Minutes, Council endorse the recommendation of the Floodplain Risk Management Advisory Committee, namely that Council:  
  
*"Endorse the following priority projects for proposed grant applications to the Office of Environment & Heritage Floodplain Management Grants Program 2019-2020:*
  - a) *Flood Risk Management Plans for MacDonald River, Colo River and Webbs Creek Areas.*
  - b) *Overland Flooding in Urban Areas.*
  - c) *Amendment to the Hawkesbury Floodplain Risk Management Plan 2012, pending release of the Hawkesbury-Nepean Regional Flood Study"*
3. In relation to the matter raised in General Business (Richmond Bridge Duplication Project) the Floodplain Risk Management Advisory Committee be advised of the resolution of Council at its Ordinary Meeting on 26 February 2019 following consideration of a Notice of Motion on the subject matter.
4. Council contact Penrith City Council in regard to the availability of their flood planning studies.



**ORDINARY MEETING**

**Minutes:** 26 March 2019

**Item: 051**                      **ROC - Hawkesbury Access and Inclusion Advisory Committee - 28 February 2019 - (124569, 96328)**

**Directorate:**                Support Services

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**MOTION:**

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

***Refer to RESOLUTION***

**59 RESOLUTION:**

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

That:

1. The Minutes of the Hawkesbury Access and Inclusion Advisory Committee Meeting held on 28 February 2019 be received and noted.
2. In relation to Item 2 of the Minutes, Council endorse the recommendation of the Hawkesbury Access and Inclusion Advisory Committee, namely;

*"That Council:*

- a) Adopt the Dementia Working Group as an official sub-committee of Hawkesbury Access and Inclusion Advisory Committee.*
- b) Request the sub-committee develop an action plan for a dementia-friendly community for the consideration of the Committee.*
- c) Ask the sub-committee to work with Dementia Australia to support the rollout of dementia awareness training to community groups*
- d) Requests that Council give consideration to including dementia awareness training in its training schedule for identified key-staff."*

**Item: 052**                      **ROC - Local Traffic Committee - 11 March 2019**

**Directorate:**                Infrastructure Services

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**MOTION:**

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

***Refer to RESOLUTION***

**ORDINARY MEETING**

**Minutes:** 26 March 2019

**60 RESOLUTION:**

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

That the minutes of the Local Traffic Committee held on 11 March 2019 be received and the recommendations therein be adopted and noted.

**ORDINARY MEETING**

**Minutes: 26 March 2019**

**QUESTIONS FOR NEXT MEETING**

**Item: 053                      Councillor Questions from Previous Meetings and Responses - 26 February 2019 - (79351)**

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Questions and Responses in relation to previous Questions for the next Meeting - 26 February 2019 were provided.

**Item: 054                      Councillor Questions from Previous Meetings and Responses - 12 March 2019 - (79351)**

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Questions and Responses in relation to previous Questions for the next Meeting - 12 March 2019 were provided.

**ORDINARY MEETING****Minutes: 26 March 2019****Questions – 26 March 2019**

#	Councillor	Question	Response
1	Zamprogno	Requested an update regarding the removal of seating from Clarendon train station.	The Director Infrastructure Services
2	Zamprogno	Enquired as to whether any response has been received in relation to the Notice of Motion that went to the Ordinary Meeting on 26 June 2018 regarding clarity about development in the North West Growth Precinct Area.	The General Manager
3	Wheeler	Requested if Council could contact the RMS or Georgiou Group to repair a pothole outside the Georgiou Group entrance gate on Wilberforce Road heading into Windsor.	The Director Infrastructure Services
4	Ross	Enquired as to whether heavy vehicles entering the construction site for the inclusive playground in Church Street, South Windsor will impact a drainage line that is located in that area.	The Director Infrastructure Services
5	Ross	Enquired as to whether Council could investigate the top soil debris on Church Street, South Windsor due to the truck movements connected with the construction of the inclusive playground.	The Director Infrastructure Services
6	Ross	Enquired as to the tendering process that was used for the inclusive playground at South Windsor and when will be in the matter will be considered by Council.	The Director Infrastructure Services
7	Ross	Enquired in relation to the Richmond Preschool upgrade/renovations, specifically have the tender documents gone out.	The Director Infrastructure Services

## ORDINARY MEETING

Minutes: 26 March 2019

### CONFIDENTIAL REPORTS

#### 61 RESOLUTION:

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

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: 055 SS - Easement - 96 Rifle Range Road, Bligh Park and Berger Road Drainage Reserve, 43 Berger Road, South Windsor - (124575, 112106, 94596)**

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it related to (details concerning the purchase an easement through a property owned 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.*

**Item: 056 SS - Lease to Johnny Odesho and William Koro - 37 Macquarie Street, Windsor - (112106, 94596, 141425, 141426)**

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it related to (details concerning the purchase an easement through a property owned 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.*

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.

#### 62 RESOLUTION:

RESOLVED on the motion of Councillor Kotlash, seconded by Councillor Conolly that open meeting be resumed.

## ORDINARY MEETING

Minutes: 26 March 2019

**Item: 055**                      **SS - Easement - 96 Rifle Range Road, Bligh Park and Berger Road Drainage Reserve, 43 Berger Road, South Windsor - (124575, 112106, 95496)**

**Directorate:**                Support Services

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### **MOTION:**

The Director Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Richards, seconded by Councillor Conolly.

### ***Refer to RESOLUTION***

### **63 RESOLUTION:**

The Director Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Richards, seconded by Councillor Conolly.

That:

1. Council publicly exhibit and notify adjoining owners of the proposed easement to Endeavour Energy in regard to the creation of an easement of an area, in the order of 697m2 within 96 Rifle Range Road, Bligh Park (Lot 1251 in DP 800323) and the Berger Road Drainage Reserve, 43 Berger Road, South Windsor (Lot 20 in DP 27136) as shown in Attachment 1 to this report, and compensation in the amount detailed in this report be accepted by Council.
2. At the expiration of the public notification period outlined in Part 1 above, the following action be taken:
  - a) Should any submissions be received regarding the proposed easement with Endeavour Energy, a further report be submitted to Council, or
  - b) Should no submissions be received;
    - (i) Council agree to the proposed easement through 96 Rifle Range Road, Bligh Park (Lot 1251 in DP 800323) and the Berger Road Drainage Reserve, 43 Berger Road, South Windsor (Lot 20 in DP 27136), as outlined in this report.
    - (ii) The applicant ensure that no trees are removed and that the site is restored to its original condition after the works have been completed.
    - (iii) The applicant reimburse Council for all legal costs incurred by Council in relation to the easement.
    - (iv) Authority be given for any plans and other documentation in association with this matter be executed under the Seal of Council.
    - (v) Details of the resolution be conveyed to the applicant together with the advice that Council is not and will not be bound by the terms of its resolution until such time as appropriate documentation to put such resolution into effect has been agreed to and executed by all parties.

**ORDINARY MEETING**

**Minutes:** 26 March 2019

**Item: 056**                      **SS - Lease to Johnny Odesho and William Koro - 37 Macquarie Street, Windsor - (112106, 95496, 141425, 141426)**

**Previous Item:**              66, Ordinary (28 March 2017)

**Directorate:**                Support Services

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**MOTION:**

The Director Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Richards, seconded by Councillor Conolly.

***Refer to RESOLUTION***

**64 RESOLUTION:**

The Director Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Richards, seconded by Councillor Conolly.

That:

1. Council agree to enter into a new lease with Johnny Odesho and William Koro for the property known as 37 Macquarie Street Windsor.
2. Authority be given for the Lease and any other relevant documentation in association with this matter to be executed under the Seal of Council.
3. Details of Council's resolution be conveyed to the proposed Lessees, together with the advice that Council, is not and will not, be bound by the terms of its resolution, until such time as appropriate legal documentation to put such a resolution into effect has been agreed to and executed by all parties.

The meeting terminated at 7.02pm.

Submitted to and confirmed at the Ordinary meeting held on Tuesday, 9 April 2019.

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Mayor

