



Hawkesbury City Council

ordinary meeting minutes

date of meeting: 28 August 2007

location: council chambers

time: 5:00 p.m.

ORDINARY MEETING

MINUTES: 28 August 2007

MINUTES

- **WELCOME / EXPLANATIONS / PRAYER**
- **APOLOGIES**
- **DECLARATION OF INTERESTS**
- **SECTION 1 - Confirmation of Minutes**
- **MINUTES 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**

Acting 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, 28 August 2007, commencing at 5:04pm.

Pastor Mark Chappel of the Hawkesbury Valley Baptist Church, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

ATTENDANCE

PRESENT: Councillor R Stubbs, Mayor, Councillor B Bassett, Deputy Mayor and Councillors T Books, B Calvert, K Conolly, T Devine, D Finch, C Paine, B Porter, P Rasmussen, N Wearne and L Williams

ALSO PRESENT: Acting General Manager - Peter Jackson, Director City Planning - Matt Owens, Director Infrastructure Services - Chris Daley, Acting Director Support Services - Laurie Mifsud, Administrative Support Team Leader - Kylie Wade-Ferrell and Word Processing Operator - Amy Dutch.

Councillor Williams left the meeting at 8:15pm.

SECTION 1: Confirmation of Minutes

276 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Porter that the Minutes of the Ordinary Meeting held on the 14 August 2007, be confirmed.

277 RESOLUTION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Calvert that standing orders be suspended to introduce Mr Kevin Jones, Local Controller for the Hawkesbury SES who then introduced the Hawkesbury SES Team Members who represented the Sydney Western Region at the NSW State Disaster Rescue Competition on 25 and 26 August 2007.

278 RESOLUTION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Rasmussen that standing orders be resumed.

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SECTION 3 - Notices of Motion

NM1 - Use of Windsor Bridge by B Double Trucks - (90477, 80741, 107)

MOTION:

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

Refer to RESOLUTION

279 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Books

That:

1. The Roads and Traffic Authority be requested to provide an urgent structural and safety report on Windsor Bridge and justification regarding use of the bridge by B Double trucks which cross into the oncoming traffic lane when negotiating the Bridge and the results of the Roads and Traffic Authority's B Double Assessment be made public when provided.
2. Council invite the State and Federal Road Ministers to inspect the Bridge and observe traffic flows on and off the Bridge.
3. The Mayor approach Mr John Aquilina, Member for Riverstone, as soon as possible and ask that he lead a delegation to the Minister for Roads on this issue.

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SECTION 4 - Reports for Determination

ACTING GENERAL MANAGER

**Item: 163 AGM - Australian Public Sector Anti-Corruption Conference, 23-26 October 2007
in Sydney - (79351)**

MOTION:

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

Refer to RESOLUTION

280 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch

That:

1. Attendance by nominated Councillors, and staff members as considered appropriate by the Acting General Manager, at the Australian Public Sector Anti-Corruption (APSAC) Conference 2007 to be held 23-26 October 2007 in Sydney at a cost of approximately \$1,700.00 plus travel expenses per delegate be approved.
2. Councillor Rasmussen be nominated to attend the Australian Public Sector Anti-Corruption (APSAC) Conference 2007 to be held 23-26 October 2007 in Sydney.

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CITY PLANNING

Item: 164 **CP - Support of Camden Council's request for a Motion at the LGA Annual Conference re Licensing of AWTs Service Agents - (95494, 96330, 79348)**

Previous Item: 216, Ordinary (12 September 2006)

Mr Frank Scharfe, proponent, addressed Council.

MOTION:

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

Refer to RESOLUTION

281 RESOLUTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Rasmussen

That:

1. Council support the Motion put forward by Camden Council at the 2007 Local Government Association Annual Conference:

"That the Association call on the NSW State Government to introduce a system of licensing of all service agents of on-site sewage management systems (including but not limited to Aerated Wastewater Treatment Systems and Greywater Treatment Systems) by the Department of Fair Trading."

2. The motion outlined in part 1 of the above resolution be forwarded to WSROC requesting their support for the motion.

Item: 165 **CP - Development Application for Colour Bond Fence and Retaining Wall - 20 William Cox Drive, Richmond NSW 2753 - (DA0197/07, 78735, 100500, 96329, 95498)**

Previous Item: RM, Ordinary (14 August 2007)
144, Ordinary (31 July 2007)

Councillor Devine declared an interest in this matter as he owns a property adjoining the subject premises. He left the meeting and did not take part in voting or discussion on the matter.

Ms Michele Christiansen, proponent, addressed Council.

MOTION:

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

Refer to RESOLUTION

282 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Williams

That Development Application No. DA0197/07 for a retaining wall and fence be approved subject to the following conditions:

General

1. The development shall take place in accordance with the stamped plans, specifications and accompanying documentation submitted with the application except as modified by these further conditions.
2. No excavation, site works or building works shall be commenced prior to the issue of an appropriate Construction Certificate.
3. The development shall comply with the provisions of the Building Code of Australia at all times.
4. The development shall comply with the Environmental Planning and Assessment Act, 1979 at all times.
5. Any part of the fence between the Grand Flaneur Drive property boundary and the alignment of the existing building is to be no higher than 1500 mm above the existing internal ground level or the top of the existing retaining wall, whichever is the lower, and is to be set back a minimum of 0.8m from the property boundary. This setback area is to be landscaped with appropriate native species.

Prior To Commencement of Works

6. Submit to Council a statutory declaration that the work has been completed to the manufactures specifications.
7. The fence shall be set out by a Registered Surveyor. The Survey Certificate of the fence showing the position of the fence under construction and in compliance with the approved plans shall be lodged with the principal certifying authority. Any easements must be shown on the Survey Certificate.
8. At least two days prior to commencement of works, notice is to be given to Hawkesbury City Council, in accordance with the Environmental Planning and Assessment Regulation.
9. Toilet facilities (to the satisfaction of Council) shall be provided for workmen throughout the course of building operations. Such facility shall be located wholly within the property boundary.
10. The approved plans must be submitted to a Sydney Water Quick Check agent or customer Centre to determine whether the development will affect Sydney Water's sewer and water mains, stormwater drains and/or easements, and if further requirements need to be met. Plans will be appropriately stamped. For quick Check agent details, please refer to the web site www.sydneywater.com.au, see Building Developing and Plumbing then Quick Check or telephone 13 20 92.
11. The consent authority or a private accredited certifier must either:

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- Ensure that Quick Check agent/Sydney Water has appropriate stamped the plans before the issue of any Construction Certificate; or
- If there is a combine Development/Construction Certificate application or Complying Development, include the above condition as one to be met prior to works commencing on site.

During Construction

12. All necessary works being carried out to ensure that any natural water flow from adjoining properties is not impeded or diverted.
13. Site and building works (including the delivery of materials to and from the property) shall be carried out only on Monday to Friday between 7:00am - 6:00pm and on Saturdays between 8am – 4pm.
14. The site shall be kept clean and tidy during the construction period and all unused building materials and rubbish shall be removed from the site upon completion of the project. The following restrictions apply during construction:
 - (a) Stockpiles of topsoil, sand, aggregate, spoil or other material shall be stored clear of any drainage path or easement, natural watercourse, footpath, kerb or road surface and shall have measures in place to prevent the movement of such material off site.
 - (b) Building operations such as brick cutting, washing tools, concreting and bricklaying shall be undertaken only within the site.
 - (c) Builders waste must not be burnt or buried on site. All waste (including felled trees) must be contained and removed to a Waste Disposal Depot.
15. Mandatory inspections shall be carried out and Compliance Certificates issued only by Council or an accredited certifier for the following components or construction:

Note: Structural Engineer's Certificates, Drainage Diagrams and Wet Area Installation Certificates are NOT acceptable unless they are from an accredited person.

- (a) on completion of the works;

Use of the Development

16. Any external lighting shall be directed in such a manner so that no nuisance is caused to adjoining properties or to drivers on surrounding streets.
17. The proposed development is not to cause stormwater to be concentrated or discharged onto another property. In this regard, the subsurface drain currently ending at the northern property boundary is to be redirected to discharge to an existing approved stormwater drain.

Advisory Notes

*** The applicant is advised to consult with:

- (a) Sydney Water Corporation Limited
- (b) Integral Energy
- (c) Natural Gas Company
- (d) a local telecommunications carrier

regarding their requirements for the provision of services to the development and the location of existing services that may be affected by proposed works, either on site or on the adjacent public roads.

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- *** Should any aboriginal site or relic be disturbed or uncovered during the construction of this development, all work should cease and the National Parks and Wildlife Service consulted. Any person who knowingly disturbs an aboriginal site or relic is liable to prosecution under the National Parks and Wildlife Act 1974.
- *** The applicant shall make themselves aware of any User Restriction, Easements and Covenants to this property and shall comply with the requirements of any Section 88B Instrument relevant to the property in order to prevent the possibility of legal proceedings against them.
- *** The applicant is advised of their responsibilities, under the various provisions of the Dividing Fences Act 1991.

Councillors Books and Porter requested that their names be recorded as having voted against the motion.

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INFRASTRUCTURE SERVICES

Item: 166 IS - Removal of Telstra Payphones within the Hawkesbury - (95495, 105667)

Mr Frank Scharfe and Ms Kim Smith, proponents, addressed Council.

MOTION:

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

Refer to RESOLUTION

283 RESOLUTION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Williams

That Council not support the removal of any payphones located in the Hawkesbury Local Government Area.

Item: 167 IS - Lower MacDonald Rural Fire Brigade - Webbs Creek Substation - (73593, 79016, 95495)

MOTION:

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

Refer to RESOLUTION

284 RESOLUTION:

RESOLVED on the motion of Councillor Wearne, seconded by Councillor Rasmussen

That the request of the Lower MacDonald Rural Fire Brigade to construct a substation on the road reserve at the intersection of St Albans and Chaseling Roads be supported in principle.

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SUPPORT SERVICES

Item: 168 SS - Exemption from Rating - 187H Upper Colo Rd, Wheeny Creek - (95496)

Councillor Conolly declared an interest in this matter as his brother is a member of the Marist Brothers Order. He left the meeting and did not take part in voting or discussion on the matter.

MOTION:

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

Refer to RESOLUTION

285 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Wearne

That:

1. The Trustees of the Marist Brothers be granted exemption from rating from 1 July 2007 for the property known as 187H Upper Colo Road, Wheeny Creek.
2. An amount of \$440.48 be written off in respect of rates for the period 1 July 2007 to 30 June 2008.

Item: 169 SS - June 2007 Quarterly Review - 2006-2007 Management Plan - (96332, 95496)

MOTION:

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

Refer to RESOLUTION

286 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Wearne

That the:

1. Information contained in the report on the 2006-2007 Management Plan – June 2007 Quarter Review be received.
2. Quarterly Review of the 2006-2007 Management Plan and Financial Statement for the period ending 30 June 2007 be adopted.

Item: 170 SS - Monthly Investments Report - July 2007 - (96332, 95496)

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MOTION:

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

Refer to RESOLUTION

287 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Wearne

That the information be received and noted.

Item: 171 SS - Pecuniary Interest Returns - (79337, 95496)

MOTION:

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

Refer to RESOLUTION

288 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Wearne

That the information be received and noted.

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Item: 172 SS - Policy for Payment of Expenses and Provision of Facilities to Councillors - Review - (95496)

Previous Item: 7, Ordinary (30 January 2007)

MOTION:

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

Refer to RESOLUTION

289 RESOLUTION:

RESOLVED on the motion of Councillor Porter, seconded by Councillor Wearne

That the minor amendments as outlined in the report to the Policy for Payment of Expenses and Provision of Facilities to Councillors be made and the updated Policy be placed on public exhibition for a period of 28 days.

Item: 173 SS - Rural Fire Service - Service Level Agreement - (95496, 79016)

Mr Brian McKinlay and Mr Frank Scharfe, proponents, addressed Council.

MOTION:

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

Refer to RESOLUTION

290 RESOLUTION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Rasmussen

That:

1. Council agree to the termination date of the current Service Level Agreement between the NSW Rural Fire Service and Council being extended until 30 September 2007; and
2. The NSW Rural Fire Service be advised accordingly.

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CONFIDENTIAL REPORTS

291 RESOLUTION:

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

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

292 RESOLUTION:

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

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: 174 SS - Fishfood Holdings Pty Limited - Proposed Assignment of Lease from Australian Cuisine Pty Limited and Proposed New Lease of 246 Windsor Road, Vineyard

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government act, 1993 as it relates to details concerning:

- (c) 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.
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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**Item: 174 SS - Fishfood Holdings Pty Limited - Proposed Assignment of Lease from
Australian Cuisine Pty Limited and Proposed New Lease of 246 Windsor Road,
Vineyard - (105560, 95006, 27230, 95496) CONFIDENTIAL**

MOTION:

The Acting General Manager advised, whilst in closed session, the item was withdrawn by Management and will be reported to the next Ordinary Meeting to be held on 11 September 2007.

293 RESOLUTION:

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

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SUPPLEMENTARY REPORTS

SECTION 2 - Mayoral Minutes

MM1 - Former "Pine Warehouse" 296 George Street, Windsor - (79353)

Mr Doug Bathersby, proponent, addressed Council.

MOTION:

RESOLVED on the motion of Councillor Stubbs, Mayor.

Refer to RESOLUTION

294 RESOLUTION:

RESOLVED on the motion of Councillor Stubbs, Mayor.

That any action taken in relation to the possible future development of the site referred to as the "Former Pine Warehouse", 296 George Street, Windsor take into account the relationship of the proposal to the Deerubbin Centre, the constraints of the site and the economic viability of the proposal and provision for appropriate public open space. It is noted that possible options for the future could include an extension of the Library/Gallery building or a joint venture development with surrounding sites or a piazza.

MM2 - Announcement by Prime Minister of "A Hawkesbury Nepean River Recovery Proposal" - (79353)

MOTION:

RESOLVED on the motion of Councillor Stubbs, Mayor.

Refer to RESOLUTION

295 RESOLUTION:

RESOLVED on the motion of Councillor Stubbs, Mayor.

That Council:

1. Congratulate the Prime Minister and the Minister for the Environment on their announcement of the "Hawkesbury Nepean River Recovery Proposal" and indicate that Council fully supports such proposal in view of the importance of improvements to water quality in the Hawkesbury/Nepean River and looks forward to working with the National Water Commission and other stakeholders.
2. Request the State Government to fully support the proposal and to work in unison with the Federal Government and other stakeholders in order to fully realise the potential benefits of the proposal.

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3. Advise the National Water Commission that Council is fully prepared to assist and co-operate in appropriate stakeholder meetings, etc, in order to assist in the development and implementation of the proposal.
4. Thank Ms Louise Markus, Member of Greenway and Mr Kerry Bartlett, Member for Macquarie for their support and representations that they have provided in this matter.

LATE SUPPLEMENTARY REPORTS

MM3 - Congratulations to Hawkesbury State Emergency Service (SES) following State Disaster Rescue Competition - (79353, 20239)

MOTION:

RESOLVED on the motion of Councillor Stubbs, Mayor.

Refer to RESOLUTION

296 RESOLUTION:

RESOLVED on the motion of Councillor Stubbs, Mayor.

That the Mayoral Minute regarding the success of the Hawkesbury SES Team at the NSW State Disaster Rescue Competition be received and that a formal letter of congratulations be forwarded to the SES Team Controller, Mr Kevin Jones.

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SECTION 5 - Reports of Committees

ROC - Community Planning Advisory Committee Minutes - 19 July 2007 - (96737)

297 RESOLUTION:

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

That the minutes of the Community Planning Advisory Committee held on 19 July 2007 as recorded on pages 53 to 56 of the Ordinary Business Paper be received.

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QUESTIONS WITHOUT NOTICE

1. Councillor Finch enquired about the progress of maintenance and repairs at the Oasis Centre.

The Acting General Manager advised that the issues are currently being pursued.

2. Councillor Books thanked Council Staff for their work cleaning up Church Street.

3. Councillor Calvert referred to correspondence received from the McMahons Park Committee Chairman regarding an alternative construction of the Community Centre and asked about the progress of the matter.

The Director City Planning advised that the Development Application is virtually finalised however Council is currently waiting for a reply from the Department regarding owners consent. Changes submitted by the newer members are currently being discussed.

4. Councillor Calvert enquired about the longevity of the No Stopping Signs on Richmond Road near the RAAF Base.

The Director Infrastructure Services advised that Council has not been officially advised however is under the understanding that they are temporary signs for the APEC Summit.

5. Councillor Calvert referred to the Census figures and enquired if there has ever been a study regarding the effect of the RAAF Base on the areas population.

The Acting General Manager advised that to his knowledge there has not been a study conducted however, Council should be taking this into consideration when looking at the figures.

6. Councillor Paine asked what Council is doing about the large number of flies at The Terrace.

The Director City Planning advised that a number of inspections have been carried out since 29 June 2007 and a baiting program and fly management plan have been put in place. The matter is currently being discussed with the Department of Primary Industries and an inspection is scheduled for the end of this week.

The Director Infrastructure Services advised that this problem has been ongoing for a number of years.

7. Councillor Paine requested she be advised of the amount of money spent with McArthur Management Services over the last three and a half years.

The Acting General Manager advised that the matter will be investigated.

8. Councillor Paine referred to a previous question without notice regarding a parking fine received by Mr Ian Jordan. Mr Jordan has indicated that Council has not responded to correspondence he submitted.

The Acting General Manager advised that a written response was sent to Mr & Mrs Jordan advising that their letter had been forwarded to the Infringement Processing Bureau. All correspondence of this nature is dealt with by the Infringement Processing Bureau and not Council.

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9. Councillor Paine enquired if the movement of the horses owned by the Circus at Clarendon would be restricted by the quarantine due to the horse flu.

The Director City Planning advised that the current quarantine restrictions would apply however, they are regulated by the Federal/State Governments and not by Council.

10. Councillor Williams referred to the No Stopping Signs on Richmond Road near the RAAF Base and asked if residents are still able to park on the grass verge near where the signs are erected, he also enquired if Council is aware of any other impositions on roads in the area.

The Director Infrastructure Services advised that Council is not aware of any other restrictions however, Roads and Traffic Authority has the authority to erect road signage without advising Council. If residents were to park on the grass verge they could receive a fine for parking on the footpath.

11. Councillor Williams referred to roadside advertising signs and asked what control Council has over them.

The Director City Planning advised that mobile signs connected to a parked truck are permitted but once they are unhitched and set up they become an illegal sign. The matter will be investigated.

12. Councillor Williams referred to a letter received from Ms Annette James regarding the removal of a Camphor Laurel Tree in Richmond.

The Director City Planning advised that information concerning the matters would be provided to Councillors.

13. Councillor Williams referred to a letter received from Ms Jacki Griffith regarding the Roberts Creek Road creek crossing and asked that a response be prepared.

The Director Infrastructure Services advised that substantial works will be required and a report will be coming to Council.

14. Councillor Williams referred to an article from The Guardian regarding Kogarah Council's uniform manufacturer and enquired about the Council's uniform manufacturer and asked if they have signed the Home Workers Code of Practice.

The Acting General Manager advised that the matter will be investigated.

15. Councillor Bassett congratulated staff for their work planting new trees along Richmond Road near the RAAF Base.

16. Councillor Bassett enquired if the report on the health of the existing trees along Richmond Road near the RAAF Base due to the drought has been completed.

The Director Infrastructure Services advised that the matter will be investigated.

17. Councillor Bassett thanked Council Staff for the flowers they sent to the funeral of Mr Graham Harlum.

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18. Councillor Rasmussen requested an update on the sale of Ham Street Hall.

The Acting General Manager advised that there have been no further developments so Council will now be taking action to have the hall demolished and the property sub-divided for sale as two separate lots in accordance with Council's previous resolution.

19. Councillor Rasmussen requested an update on the McKenzie's Creek.

The Director City Planning advised that the Development Application is currently being processed. Council has written to the Department regarding the issues with the creek however a reply has not been received. No further Development Applications have been received from any of the other land owners.

20. Councillor Rasmussen commented that he understood the RAAF Base Richmond was a declared area for APEC as is the CBD and other areas and presumably this is where the signs have come from.

21. Councillor Rasmussen advised that the drop since 1994 at the RAAF base in personnel has dropped from 3,500 to 1,500 and didn't know if this figure was compliant with the Census.

22. Councillor Rasmussen advised that the RAAF Sewerage Works is almost what he believes termed drinkable water/potable water. He commented that 95% of the water is recycled back on the base and advised he knew this because he instigated the system years earlier.

23. Councillor Rasmussen referred to the creek works on Level Crossing Road, Vineyard.

The Director City Planning advised that the matter is currently being investigated.

24. Councillor Rasmussen asked if there are any quarantined equine areas in the Hawkesbury District as a result of the horse flu and the impact on the local industries.

The General Manager advised that the matter will be investigated.

25. Councillor Rasmussen requested an update on the tourism issue.

The Acting General Manager advised that in accordance with Council's resolution the matter will be discussed at the briefing session held on 4 September 2007.

26. Councillor Rasmussen enquired about the stakeholders for the Hawkesbury Nepean Recovery Plan and requested that the local farmers be included as stakeholders.

The Acting General Manager advised that the Council has been liaising with the National Water Commission and are awaiting their advice.

27. Councillor Rasmussen enquired when the flood evacuation route will be opened and why the land owners that had their land resumed have not received payment.

The Director Infrastructure Services advised that opening was scheduled for 9 September, but has been put back until 16 September 2007.

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28. Councillor Rasmussen asked if it was true that President Bush would be using the Flood Evacuation Route.

The Director Infrastructure commented not if it didn't open until 16 September and believed it would be classified information.

29. Councillor Rasmussen asked if we knew why the land owners have had their land resumed haven't been paid yet.

The Acting General Manager advised that payments to land owners is an issue for the State Government and not Council.

30. Councillor Devine asked when the revised Section 94 / 94A Plans will be reported to Council and requested that it be noted that there are community groups relying on the funds from the plans.

The Director City Planning advised that the revisions are still being undertaken.

31. Councillor Devine enquired about the progress of the sale of laneways in Bligh Park.

The Acting Director Support Services advised that the only laneway sale proceeding at this stage in Laneway #26, which was the subject of a report to the previous Council Meeting. Council is currently awaiting a response from the proposed purchaser of Laneway #26, in regard to Council's resolution on 14 August 2007.

32. Councillor Conolly referred to recommendations from the Floodplain Committee that specific matters be referred to Council and requested that they come to Ordinary Meeting held 11 September 2007.

The Director City Planning advised that the matter will be investigated.

33. Councillor Porter enquired about the progress of the Development Application for Mr and Mrs Cook of Overton Road as the submission was originally made in March and they have not received a response.

The Director City Planning advised that the matter will be investigated.

34. Councillor Porter asked when the Windsor Railway Station carpark will be upgraded.

The Director Infrastructure Services advised that Council is awaiting the State Budget as funds are provided to upgrade the carpark and a proposal was discussed with State Rail in late 2006. The matter will be investigated.

The meeting terminated at 8:17pm.

Submitted to and confirmed at the Ordinary meeting held on 11 September 2007.

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Mayor