



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 12 August 2014

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING

Minutes: 12 August 2014

MINUTES

– **WELCOME**

Prayer
Acknowledgement of Indigenous Heritage

– **APOLOGIES AND LEAVE OF ABSENCE**

– **DECLARATION OF INTERESTS**

– **SECTION 1 - Confirmation of Minutes**

– **ACKNOWLEDGEMENT OF OFFICIAL VISITORS TO THE COUNCIL**

Introduction of Sister City Exchange Students and Presentation of Certificates

– **SECTION 2 - Mayoral Minutes**

– **EXCEPTION REPORT - Adoption of Items Not Identified for Discussion and Decision**

– **SECTION 3 - Reports for Determination**

Planning Decisions

General Manager

City Planning

Infrastructure Services

Support Services

– **SECTION 4 - Reports of Committees**

– **SECTION 5 - Notices of Motion**

– **QUESTIONS FOR NEXT MEETING**

– **REPORTS TO BE DISCUSSED IN CONFIDENTIAL SESSION**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 12 August 2014, commencing at 6:32pm.

Reverend Greg Peisley of St James Anglican Church, Pitt Town, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

SYMPATHY

The Mayor expressed his sympathy to former Councillor Di Finch and her family following a recent serious car accident and wished Di a speedy recovery.

ATTENDANCE

PRESENT: Councillor K Ford, Mayor and Councillors B Calvert, P Conolly, M Lyons-Buckett, W Mackay, C Paine, B Porter, J Reardon and L Williams.

ALSO PRESENT: General Manager - Peter Jackson, Acting Director City Planning – Shari Hussein, Director Infrastructure Services - Jeff Organ, Director Support Services - Laurie Mifsud, Executive Manager - Community Partnerships - Joseph Litwin, Manager Corporate Services and Governance - Abbey Rouse and Administrative Support Coordinator - Natasha Martin.

APOLOGIES

Apologies for absence were received from Councillors M Creed, P Rasmussen and T Tree.

231 RESOLUTION:

RESOLVED on the motion of Councillor Reardon and seconded by Councillor Porter that the apologies be accepted and that leave of absence from the meeting be granted.

SECTION 1: Confirmation of Minutes

232 RESOLUTION:

RESOLVED on the motion of Councillor Reardon and seconded by Councillor Porter that the Minutes of the Ordinary Meeting held on the 29 July 2014, be confirmed.

INTRODUCTION OF SISTER EXCHANGE STUDENTS AND PRESENTATION OF CERTIFICATES

Ms Tina Tallack from the Sister City Association introduced the delegates from both the Hawkesbury and Council's two sister cities who are participating in the current Sister City Exchange. Certificates were presented to the Sister City Exchange Students by the Mayor.

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MATTER OF URGENCY

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

That the Council consider, as a Matter of Urgency, a Motion.

Councillor Conolly declared a pecuniary conflict of interest in this matter as the matter relates to allegations against Mr Bart Bassett, MP who is seeking preselection for the State seat of Riverstone, which is currently held by Councillor Conolly's father, Mr Kevin Conolly, MP. He left the Chamber and did not take part in voting or discussion on the matter.

The Motion was lost on the casting vote of the Mayor.

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SECTION 3 - Reports for Determination

GENERAL MANAGER

Item: 141 **GM - Business Groups - Request for Contribution towards Christmas Lights Events (94012, 73824)**

Previous Item: 421, Ordinary (30 November 2010)
 243, Ordinary (8 November 2011)
 286, Ordinary (9 October 2012)
 68, Ordinary (12 March 2013)
 324 Ordinary (24 September 2013)
 139, Ordinary (8 April 2014)

MOTION:

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

Refer to RESOLUTION

233 RESOLUTION:

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

That Council:

1. Allocate its available Christmas Lights funding to the projects presented by the Richmond Mainstreet Inc., Kurrajong Community Forum, Windsor Business Group and Hawkesbury City Chamber of Commerce in the amounts of \$3,000, \$1,500, \$1,500 and \$1,500, respectively, to support Christmas Lights displays and associated activities for Christmas 2014 in town centres, subject to the business groups providing details on the proposed expenditure of any allocated funds to the satisfaction of the General Manager.
2. Retain \$500 of the available Christmas Lights funding to be used towards prizes for competitions undertaken by the groups to encourage businesses to participate in the Christmas lights activities.
3. Approve the execution of the Council's standard Sponsorship Agreement for projects.
4. Liaise with the business groups in regard to part (1), to ascertain how the groups will progress their overall Christmas lights activities.

ORDINARY MEETING

Minutes: 12 August 2014

INFRASTRUCTURE SERVICES

Item: 142 **IS - Exclusive Use of Governor Phillip Reserve - The Hawkesbury 120 Ski Race Classic 2014 - (95495, 79354, 92138)**

MOTION:

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

Refer to RESOLUTION

234 RESOLUTION:

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

That:

1. Approval be granted to Ski Racing NSW Inc for "exclusive use" of Governor Phillip Reserve for the 2014 Hawkesbury 120 Ski Race Classic to be held on Saturday, 30 and Sunday, 31 August 2014.
2. The approval be subject to the following conditions/documents:
 - a) Council's General Park Conditions.
 - b) Council's Fees and Charges.
 - c) The Windsor Foreshore Plan of Management.
 - d) The Governor Phillip Exclusive Use Policy.
 - e) The Governor Phillip Noise Policy.
 - f) A Traffic Management Plan which has been approved as part of the Special Event Application.
3. As the applicant has not advised alternative dates in the event of inclement weather, the General Manager be given authority to negotiate exclusive use on an alternate date, if required by the applicant.
4. The General Manager be granted delegated authority to approve the recommendations of the Local Traffic Committee meeting of 11 August 2014 in regard to approval of the 2014 Hawkesbury 120 Ski Race Classic.

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SUPPORT SERVICES

Item: 143 **SS - Tinging Youth Centre - Eagle Arts and Vocational College - Consent to Licence Agreement - (96328, 32444, 95496)**

MOTION:

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

Refer to RESOLUTION

235 RESOLUTION:

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

That Council:

1. Approve the proposal from Bligh Park Community Services Inc. to enter into a licence agreement with Eagle Arts and Vocational College for the purpose of enabling the College to establish and operate an accredited learning and vocational training program from the Tinging Youth Centre.
2. Advise the Inspector, School Registration and Accreditation at the Board of Studies, Teaching and Educational Studies NSW of its decision to approve the use of the Tinging Youth Centre as an alternate education facility.

ORDINARY MEETING

Questions for Next Meeting

QUESTIONS FOR NEXT MEETING

Councillor Questions from Previous Meetings and Responses - (79351)

Responses to Questions in relation to previous Questions for Next Meeting were provided and discussed.

ORDINARY MEETING**Questions for Next Meeting****Questions for Next Meeting**

#	Councillor	Question	Response
1	Conolly	Enquired if the sign at the traffic island on George Street, Windsor (near Rifle Range Road) could be replaced as it has been knocked over.	The Director Infrastructure Services
2	Williams	Expressed his congratulations to Mr Organ on the regrading of Packer Road, Blaxlands Ridge.	The Director Infrastructure Services
3	Paine	Enquired if Council's Heritage Advisor could contact Ms Gaye Parmenter regarding correspondence in relation to the Australiana Pioneer Village.	The Director City Planning
4	Paine	Enquired if Council could write to Mr Kevin Conolly, MP, thanking him for help that he has afforded the Hawkesbury community over the past 3½ years.	The General Manager
5	Paine	Enquired if a request to have a traffic calming device installed on Grose Vale Road (near Grose Vale Public School), could road be brought to the attention of the Local Traffic Committee.	The Director Infrastructure Services
6	Paine	Enquired if communication with Ms Betts of Yarramundi regarding damage caused by garbage trucks could be made.	The Director City Planning

CONFIDENTIAL REPORTS

236 RESOLUTION:

RESOLVED on the motion of Councillor Reardon, 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: 144 SS - Property Matter - Assignment of Lease from H & H Hotel Group Pty Limited to WFC Investments Pty Ltd - Windsor Function Centre, Corner Dight and Macquarie Streets, Windsor - (112106, 115255, 33132, 95496)

*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 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: 145 SS - Property Matter - Assignment of Lease from Pirasta Pty Limited to The Trust Company (Australia) Limited - Part of Lot 50 in Deposited Plan 1073306 "Hollands Paddock" - Part of 50 The Terrace, Windsor - (112106, 8736, 123084, 95496)

*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 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: 146 SS - Property Matter - Lease to Blefari Holdings Pty Limited - Shop 6 Glossodia Shopping Village - (112106, 126157, 95496)

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Item: 147 SS - Property Matter - Lease to The Minister for Police and Emergency Services (Fire & Rescue NSW) on Behalf of Her Majesty Queen Elizabeth II - Land adjoining 43 March Street, Richmond - (112106, 82354, 57953, 95496)

*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 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.

237 RESOLUTION:

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

Item: 144 **SS - Property Matter - Assignment of Lease from H & H Hotel Group Pty Limited to WFC Investments Pty Ltd - Windsor Function Centre, Corner Dight and Macquarie Streets, Windsor - (112106, 115255, 33132, 95496)**
CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

238 RESOLUTION:

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

That:

1. Council agree to the assignment of lease of Windsor Function Centre, corner of Macquarie and Dight Streets, Windsor from H & H Hotel Group Pty Limited to WFC Investments Pty Ltd, trading as Windsor Function Centre, as outlined in the report.
2. Authority be given for any documentation in association with this matter to be executed under the Seal of Council.
3. Details of Council's resolution be conveyed to the existing Lessee and the proposed Lessee, 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 resolution into effect has been agreed to and executed by all parties.

ORDINARY MEETING
CONFIDENTIAL REPORTS

Item: 145 **SS - Property Matter - Assignment of Lease from Pirasta Pty Limited to The Trust Company (Australia) Limited - Part of Lot 50 in Deposited Plan 1073306 "Hollands Paddock" - Part of 50 The Terrace, Windsor - (112106, 8736, 123084, 95496) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

239 RESOLUTION:

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

That:

1. Council agree to the assignment of lease of Part of Lot 50 in Deposited Plan 1073306 (Part of "Hollands Paddock"), Part of 50 The Terrace, Windsor from Pirasta Pty Limited to The Trust Company (Australia) Limited as outlined in the report.
2. Authority be given for any documentation in association with this matter to be executed under the Seal of Council.
3. Details of Council's resolution be conveyed to the existing Lessee and the proposed Lessee, 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 resolution into effect has been agreed to and executed by all parties.

ORDINARY MEETING
CONFIDENTIAL REPORTS

Item: 146

**SS - Property Matter - Lease to Blefari Holdings Pty Limited - Shop 6
Glossodia Shopping Village - (112106, 126157, 95496) CONFIDENTIAL**

MOTION:

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Refer to RESOLUTION

240 RESOLUTION:

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

That:

1. Council agree to enter into a new lease with Blefari Holdings Pty Limited in regard to Shop 6 Glossodia Shopping Village, in accordance with the proposal outlined in the report.
2. Authority be given for any 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 Lessee, 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 resolution into effect has been agreed to and executed by all parties.

ORDINARY MEETING
CONFIDENTIAL REPORTS

Item: 147 **SS - Property Matter - Lease to The Minister for Police and Emergency Services (Fire & Rescue NSW) on Behalf of Her Majesty Queen Elizabeth II - Land adjoining 43 March Street, Richmond - (112106, 82354, 57953, 95496)**
CONFIDENTIAL

MOTION:

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

Refer to RESOLUTION

241 RESOLUTION:

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

That:

1. Council agree to enter into a new lease with The Minister for Police and Emergency Services (Fire & Rescue NSW) on Behalf of Her Majesty Queen Elizabeth II in regard to the unformed portion of road adjoining 43 March Street, Richmond, as outlined in the report.
2. Authority be given for any 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 Lessee, 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 resolution into effect has been agreed to and executed by all parties.

The meeting terminated at 7:08pm.

Submitted to and confirmed at the Ordinary Meeting held on 26 August 2014.

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Mayor