



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 13 May 2014

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING
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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 13 May 2014, commencing at 6:30pm.

Pastor Peter Goldstein of the Midway Community Church, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

ATTENDANCE

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

ALSO PRESENT: General Manager - Peter Jackson, Director City Planning - Matt Owens, Director Infrastructure Services - Jeff Organ, Director Support Services - Laurie Mifsud, Executive Manager - Community Partnerships - Joseph Litwin, Manager Corporate Services and Governance - Abbey Rouse and Acting Administrative Support Coordinator - Kylie Wade-Ferrell.

APOLOGIES

An apology for absence was received from Councillor P Rasmussen.

136 RESOLUTION:

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

Councillor Williams arrived at the meeting at 6:32pm.

Councillor Mackay arrived at the meeting at 6:46pm.

SECTION 1: Confirmation of Minutes

137 RESOLUTION:

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

SECTION 3 - Reports for Determination

PLANNING DECISIONS

Item: 85 **CP - Development Application - DA0509/13 - Lot 1 DP 1070626 - 2369 Bells Line of Road, Bilpin - Additions and Alterations to existing apple grading shed and change of use to Restaurant and Bar - (95498, 128424)**

Mr Sean Prendergast addressed Council, speaking for the item.

MOTION:

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

Refer to RESOLUTION

138 RESOLUTION:

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

That development application DA0509/13 at Lot 1 DP 1070626, 2369 Bells Line of Road, Bilpin for alterations and additions to the existing apple grading shed; change of use to a food and drink premises (café and restaurant) and business identification signage be approved, subject to the imposition of the following recommended conditions of consent:

General Conditions

1. The development shall take place generally 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 building shall not be used or occupied prior to the issue of an Occupation Certificate.
4. Off-street car parking spaces, together with access driveways and turning areas, shall be constructed, paved, line marked, signposted and maintained, as shown on the approved plan.
5. Vehicle entrances and exits shall be clearly signposted, including street number, and visible from both the street and site at all times.
6. Comply with the acoustic report by Day Design report number 5187-1-1R dated 7 April 2014, including all recommendations.
7. Comply with the NSW Office of Liquor, Gaming and Racing noise criterion including;
 - The LA10 noise level emitted from the licensed premises shall not exceed the noise level in any Octave Band Centre Frequency (31.5 Hz – 8 kHz inclusive) by more than 5 dB between 7am and 12 midnight at the boundary of any affected residence.

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- The noise from the premises shall not be audible within any habitable room in any residential premises between the hours of 12 midnight and 7am.
8. Any activity carried out in accordance with this approval shall not give rise to air pollution (including odour), offensive noise or pollution of land and/or water as defined by the Protection of the Environment Operations Act 1997.

Prior to Issue of Construction Certificate

9. Pursuant to section 80A(1) of the Environmental Planning and Assessment Act 1979 and Hawkesbury City Council's Section 94A Development Contributions Plan 2006 (as amended from time to time), a contribution of \$2,500.00 shall be paid to Hawkesbury City Council.

The amount to be paid is to be adjusted at the time of the actual payment, in accordance with the provisions of Hawkesbury City Council's Section 94A Development Contributions Plan 2006 (as amended from time to time).

The contribution is to be paid prior to the issue of the construction certificate and copies of receipts(s) confirming that the contribution has been fully paid are to be provided to the certifying authority.

10. The building must comply with the requirements of the Access to premises standard 2010, Part D3 and F2.4 of the BCA and AS1428.1. Details showing compliance shall be provided to the Certifying Authority prior to the issuing of the Construction Certificate.
11. The building shall be upgraded to include the following essential fire safety measures: Automatic fire detection and alarm system, Emergency lighting, Exit signs including directional exit signs, Fire doors, Lightweight construction- fire rating of electrical switchboards. The measures shall be shown/ noted on the CC plans.
12. The development must comply with the recommendations listed in section 9 'Recommendations' of the Bushfire Hazard Assessment Report prepared by Building code and bushfire hazard solutions dated 12 September 2013. The recommendations must be shown on the Construction Certificate plans.
13. An Environmental Management and Rehabilitation Plan for the development site shall be prepared by an appropriately qualified person. The Plan shall address (without being limited to) the clearing of vegetation, lopping and removal of trees, earthworks, erosion control, site rehabilitation and landscaping.
- All site works shall be carried out in accordance with the Plan. Implementation of the Plan shall be supervised by an appropriately qualified person.
14. Construction of the road widening and access are not to commence until three copies of the plans and specifications of the proposed works are submitted to and approved by the Director of City Planning.
15. Under the provisions of the Roads Act 1993, Council as the Roads Authority works is to approve works within the Kurt Road, road reserve
16. Payment of a Construction certificate checking fee of \$849.95 and a Compliance Certificate inspection fee of \$1,706.93 when submitting Civil Engineering Plans for approval. This amount is valid until 30 June 2014.

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17. A Traffic Guidance Scheme prepared in accordance with AS1742-3 2002 by an appropriately qualified person shall be submitted to Council. Where the works affect Roads and Traffic Authority controlled roads, the traffic guidance scheme is to be approved by the Roads and Traffic Authority before submission to Council.
18. Hawkesbury City Council is the sewer authority for this development. As this development involves alteration/additions to the existing Septic/Sewer System, a payment of the prescribed inspection fee for internal/external sewer/septic works is required to be paid prior to the issue of the Construction Certificate.
19. Payment of Long Services Levy prior to the release of the Construction Certificate.

Prior to Commencement of Works

20. All traffic management devices shall be installed and maintained in accordance with the approved traffic management plan.
21. Erosion and sediment control devices are to be installed and maintained at all times during site works and construction. The enclosed warning sign shall be affixed to the sediment fence/erosion control device.
22. The applicant shall advise Council of the name, address and contact number of the principal certifier, in accordance with Section 81A 2(b) of the Environmental Planning and Assessment Act, 1979.
23. 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.
24. Off-street car parking spaces, together with access driveways and turning areas, shall be constructed, sealed, line marked, signposted and maintained, as shown on the approved plan.
25. Disabled parking shall be provided in accordance with AS2890.6, 2009.
26. A copy of receipt of payment of Long Service Levy shall be provided to the Principal Certifying Authority prior to any works commencing on site. Payments can be made at Long Service Corporation offices or most Councils.
27. A sign displaying the following information is to be erected adjacent to each access point and to be easily seen from the public road. The sign is to be maintained for the duration of works:
 - a) Unauthorised access to the site is prohibited.
 - b) The owner of the site.
 - c) The person/company carrying out the site works and telephone number (including 24 hour 7 days emergency numbers).
 - d) The name and contact number of the Principal Certifying Authority.

During Construction

28. All civil construction works required by this consent shall be in accordance with Hawkesbury Development Control Plan appendix E Civil Works Specification.
29. Inspections shall be carried out and compliance certificates issued by Council for the components of construction detailed in Hawkesbury Development Control Plan Appendix E Civil Works Specification, Part II, Table 1.1.

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30. The construction of sealed road widening in Kurts Road to provide for a minimum 6.1m pavement from the intersection with Bells Line of Road to the proposed entrance driveway. Construction is to be in accordance with Hawkesbury DCP Appendix "E", "Civil Works Specification" requirements for rural roads.
31. A bitumen sealed or concrete piped rural footway crossing, minimum six metres wide, with a minimum 10.5 metre splay shall be constructed to the development in accordance with the Hawkesbury DCP Appendix "E", "Civil Works Specification".
32. Site and building works (including the delivery of materials to and from the property) shall be carried out only on Monday to Friday between 7am - 6pm and on Saturdays between 8am - 4pm.
33. 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.

Prior to Issue of the Occupation Certificate

34. A works as executed plan shall be submitted to Council on completion of works.
35. An Application to Install a Sewage Management Facility must be lodged and approved for the new system for the Proposed Restaurant with Hawkesbury City Council prior to any works being commenced in relation to the sewage management facility.
36. The Commercial Aerated Wastewater Treatment System and the land application (disposal) area shall be installed and commissioned in accordance with the report "Effluent Disposal Feasibility Study for the Proposed Restaurant for 2369 Bells Line of Road, Bilpin, Barker Ryan Stewart, dated August 2013.
37. All food premises are to comply with AS4674-2004-Design, construction and fit-out of food premises and Hawkesbury City Council's Food Premises Fit Out Code, including Food Safety Supervisor requirements.
38. Ceilings throughout the premises in food preparation areas (kitchen, bar and any other preparation area) are to be solid and are to comply with section 4.0 of Hawkesbury City Council's Food Premises Fit Out Code. "Drop in" ceiling panels are not permitted over food preparation or food storage areas.
39. All walls, floors, benches, shelves, chairs, fittings and the like are to be constructed with materials that are smooth, durable, impervious to moisture, and capable of being easily cleaned with a disinfectant. Fittings and equipment should be constructed so as not to harbour food, insects or vermin.
40. The floors are to be covered with a durable, non-toxic, impervious surface, graded to trapped floor waste outlets (where necessary), and connected to an approved drainage installation. The floor covering is to be free of protrusions or gaps.

Where used, floor tiles are to be epoxy grouted.

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41. All wall/floor junctions in the food preparation and storage area(s), including any prefabricated low temperature room wall and floor, shall be coved according to Hawkesbury City Council's Food Premises Fit Out Code. The coving is to be a minimum radius of 25mm using a smooth impervious material of a light colour. Where walls and floors are tiled, the coving is to be of a tile type. "Stick on" coving is not permitted. Feather edge skirting is not permitted.
42. Any additional internal walls should be durable and of solid construction with no internal cavities. The wall should be sealed to the floor, and should comply with Hawkesbury City Council's Food Premises Fit Out Code, and the Building Code of Australia.
43. The premises is to be fitted with adequate hand washing facilities for the preparation of food (needed in the bar and kitchen). Handwashing basins are required in addition to other basins and sinks in any toilet, AND in any food preparation area. Where separate additional food preparation areas are provided, an additional hand washing basin is needed. Handwashing basins are required;
 - a) to be fitted with hand's free taps such as knee or foot operated devices;
 - b) with hot and cold running potable water;
 - c) with a common spout delivering water of at least 400 centigrade.
 - d) to be easily accessible at all times.
44. A slop sink should be installed so that mop water does not contaminate the kitchen sinks. Mop water and water used for washing garbage receptacles must not be disposed of using a storm water drainage inlet.
45. The exhaust hood, filters and flue are to be installed and maintained as per Australian Standard AS 1668. The system should be adequate so that a smoke or odour emission nuisance does not occur as a result of the development.
46. Ovens and flues are to be installed and maintained as per the manufacturers' recommendations and in such a manner as to minimise potential impacts from odour and/or emissions. They should be fuelled and operated so that an odour or smoke emission nuisance does not occur.
47. An appropriate temperature gauge is to be provided externally to each low temperature room, refrigerated display unit, and refrigeration device.
48. All panels of the low temperature room are to be neatly cut and finished smooth to eliminate any cracks, crevices, or imperfections which may provide access for food, vermin or insects.
49. Storage racks for the low temperature room shall be constructed of pipe, angle iron, "T" iron, channel iron, flat metal or other approved materials. The material should be galvanised and/or adequately treated to prevent corrosion.

Use of the Development

50. All sewage management facilities on site must be operated in accordance with the relevant operating specifications and procedures for the component facilities, and so as to allow disposal of treated sewage in an environmentally safe and sanitary manner (Local Government [General] Regulation 2005).
51. Operating hours shall be limited to 11am to 10pm Mondays to Sunday and public holidays. Service deliveries to and from the site shall be limited to 10am and 3pm Monday to Friday.
52. The development shall be conducted in such a manner that the LA(eq) noise levels, measured at any point in accordance with the NSW EPA's Industrial Noise Policy (2000), do not exceed 5dB(A) LA(eq) above background noise levels with respect to noise amenity of residential dwellings.
53. The subject development, including landscaping, is to be maintained in a clean and tidy manner.

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54. 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.
55. All work and the storage of goods, materials and waste shall be confined within the building or approved storage areas at all times.
56. All waste generated on the site is to be stored, handled and disposed of in such a manner as to not create air pollution (including odour), offensive noise or pollution of land and/or water as defined by the Protection of the Environment Operations Act 1997.
57. In accordance with the requirements of Part 5.7 Protection of the Environment Operations Act 1997, Council is to be informed of any pollution incident that occurs in the course of carrying out the approved activity where material harm to the environment is caused or threatened.
58. Suitable pest management strategies are to be incorporated into the food premises with particular focus on entry points including entry door, loading dock entry, exit into outdoor dining area and windows to prevent the entry and harbourage of pests. Food preparation and storage areas are to be adequately protected from flies, insects, and vermin. Windows are to be screened, and doorways are to be provided with self-closing doors. External doors are to be provided with self-closing screen doors.
59. No food preparation is to occur outside the kitchen and bar area unless the area complies with the above food premises fit out codes.
60. Any area used for storage of food or food appliances/equipment is to comply with the relevant section of Hawkesbury City Council's Food Premises Fit Out Code including Section 7.0 - Storerooms.
61. All premises offering food, packaged or otherwise, are to be registered with Council and have inspections conducted by Council's officers as necessary/required. These premises are required to comply with the Food Act 2003, associated Regulations, and the Food Safety Standards 3.2.2 and 3.2.3. These are available on line at www.foodstandards.gov.au.
62. All waste materials are to be stored adequately, away from food areas, and disposed of at regular intervals to the satisfaction of the Manager Regulatory Services.
63. All packaged foods prepared for presentation at a different premises, are to be packed and labelled in compliance with the current Food Standards Code. Hawkesbury City Councils' environmental health officers can assist with this requirement.
64. All food and food handling equipment is to be stored at least 300mm clear of the floor on an approved shelf or appliance. No food is to be stored on the floor in a low temperature room or freezer.
65. Provide toilet and washing facilities in accordance with part F2 of the Building Code of Australia relevant to class 3 to 9 buildings.
66. A portable thermometer accurate to -1°C is to be available at the premises at all times for the purposes of checking cold and hot foods for compliance temperatures.
67. Materials and equipment for cleaning are to be stored in a place physically separated from any food storage, display, or preparation area. Separate cleaning equipment is required for cleaning of toilets.
68. A separate area should be made available for the purposes of storing personal items. A locker or cupboard is to be provided away from any food preparation or storage area.
69. Refrigerators and frozen food cabinets should be installed so as to comply with Hawkesbury City Council's Food Premises Fit Out Code.

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- 70. Non-commercial refrigeration is not permitted in new food premises.
- 71. Potentially hazardous foods should be stored below 5°C, or above 60°C at all times in accordance with The Food Act 2003.

Advisory Notes

- *** The installed sewerage management system will be the subject of an approval to operate a system of sewage management in accordance with the provisions of Subdivision 6 & 7 of Division 4 of Part 2 of the Local Government (General) Regulation 2005 and for this purpose will be subject to inspection at annual frequency by Council's Environmental Health Officer or at such other frequency as may be determined according to the future operation or risk of the system.
- *** The sewerage management system may require compliance with the annual Prevention Notice issued by Hawkesbury City Council under Section 96 of the Protection of the Environment Operations Act 1997 which will stipulate particular recording and monitoring requirements.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

For the Motion	Against the Motion
Councillor Calvert	NIL
Councillor Conolly	
Councillor Creed	
Councillor Ford	
Councillor Lyons-Buckett	
Councillor Paine	
Councillor Porter	
Councillor Reardon	
Councillor Tree	
Councillor Williams	

Councillor Mackay and Rasmussen were absent from the meeting.

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GENERAL MANAGER

Item: 86 **GM - Sister City Program Policy - Student Exchange Donation, Kyotabma and Temple City 2014 - (79351, 73610, 100474, 83530)**

Previous Item: Item 55, Ordinary (8 May, 2012)
 Item 94, Ordinary (28 May, 2013)

MOTION:

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

Refer to RESOLUTION

139 RESOLUTION:

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

That:

1. Under the provisions of Section 356 of the Local Government Act 1993, and in accordance with Council's Sister City Program Policy, Council donate \$500 to each of the following students participating in the 2014 student exchange program visit to Kyotamba and Temple City being:
 - a) Mr A. Hoffman
 - b) Ms T. Koski
 - c) Mr C. Price
 - d) Ms J. Shur
 - e) Ms S. Stever
 - f) Mr L. Wellings
 - g) Ms B. Brown
 - h) Ms S. Hanckel
 - i) Ms I. Newton
 - j) Ms Y. Okumura-Jones
 - k) Ms R. Vielhauer
 - l) Mr L. Werner

2. The Hawkesbury Sister City Association be requested to address issues surrounding the 2011 disasters in Japan with parents and guardians of students travelling to Kyotamba utilising Federal Government travel advice.

CITY PLANNING

Item: 87 **CP - Hawkesbury-Nepean Flood Mitigation - (95498)**

Previous Item: Resolution 94, Ordinary (25 March 2014)

Mr Ian Johnston and Mr Leslie Sheather addressed Council, speaking for the item.

MOTION:

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

Refer to RESOLUTION

140 RESOLUTION:

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

That Council:

1. Note the progress of the Hawkesbury-Nepean Valley Flood Management Review and continue to work with the relevant State Agencies to progress that Review.
2. Continue work on dredging investigations as previously resolved and not pursue additional regional mitigation works until the completion of the Review and the recommendations from that Review are finalised.
3. Commence the implementation of the adopted local flood risk mitigation actions in Table 9.1 of the Hawkesbury Floodplain Risk Management Study and Plan adopted by Council on 11 December 2012.
4. Note Council's resolution of 11 December 2012, adopting the Hawkesbury Floodplain Risk Management Study and Plan, did not adopt the suggested changes to the Planning Instruments in relation to flood controls nor amend the building height floor level controls for flood prone land which remain at the relevant 1 in 100 year flood level.

Councillor Williams requested that his name be recorded as having voted against the motion.

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SECTION 4 - Reports of Committees

ROC Audit Committee Minutes - 26 February 2014 - (91369, 95496)

141 RESOLUTION:

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

That the minutes of the Audit Committee held on 26 February 2014 as recorded on pages 47 to 51 of the Ordinary Business Paper be received.

ROC Floodplain Risk Management Advisory Committee - 3 April 2014 - (86589)

142 RESOLUTION:

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

That the minutes of the Floodplain Risk Management Advisory Committee held on 3 April 2014 as recorded on pages 52 to 56 of the Ordinary Business Paper be received.

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SECTION 5 - Notices of Motion

NM1 Recognition of APV and CAWB receiving Heritage Awards - (79351, 80104)

MOTION:

The NOTICE OF MOTION was moved by Councillor Paine, seconded by Councillor Lyons-Buckett.

That Council acknowledge and congratulate both groups, the APV and CAWB, for receiving Heritage Awards from the then Heritage Minister, Ms R Parker.

The Notice of Motion was put and lost.

NM2 Options for the use of the Old Hospital Site - (79351, 80104)

MOTION:

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

Refer to RESOLUTION

143 RESOLUTION:

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

That at the next Councillor Briefing Session, Council discuss the possible options for the use of the Old Hospital Site.

NM3 Feasibility of an additional river crossing in the Hawkesbury LGA - (79351, 125612)

MOTION:

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

Refer to RESOLUTION

144 RESOLUTION:

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

That Council resolve to investigate the feasibility and options of an additional river crossing in the Hawkesbury LGA.

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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.

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#	Councillor	Question	Response
1	Conolly	Enquired as to Council's policy regarding road-side vendors who sell special occasion gifts.	The Director City Planning
2	Reardon	Requested an update on the historic horse trough at North Richmond.	The Director Infrastructure Services
3	Mackay	Submitted a letter from a community member, containing questions regarding a development application (DA0679/13).	The Director City Planning
4	Williams	Enquired if the opening of the outdoor pool at the Oasis Aquatic and Leisure Centre could be extended due to popularity and the current weather patterns.	The Director Support Services
5	Williams	Enquired if the large pile of rubbish on Creek Ridge Road, Glossodia near Godalla Road intersection could be removed.	The Director Infrastructure Services
6	Paine	Requested an update as to state of Windsor Mall, in particular the pavers and how Council intends to fix them.	The Director Infrastructure Services
7	Paine	Enquired if the rubbish bins in St Alban's near the Bent Bridge could be replaced with larger capacity bins.	The Director City Planning
8	Calvert	Enquired if Council could investigate on the veracity of complaints regarding Insurance providers not covering home owners for fire as a result of the 2013 fires.	The Director City Planning

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CONFIDENTIAL REPORTS

145 RESOLUTION:

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

146 RESOLUTION:

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

That:

1. The Council meeting be closed to deal with confidential matters and in accordance with Section 10A of the Local Government Act, 1993, members of the Press and the public be excluded from the Council Chambers during consideration of the following items:

Item: 88 SS - Tender No. 00940 - Management and Operation of the Hawkesbury Leisure Centres - (95496, 73685

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 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.*

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.

147 RESOLUTION:

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

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**Item: 88 SS - Tender No. 00940 - Management and Operation of the Hawkesbury
Leisure Centres - (95496, 73685) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

148 RESOLUTION:

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

That:

1. The tender submitted by YMCA NSW for the management and operation of the Hawkesbury Leisure Centres, being the Oasis Aquatic and Leisure Centre and the Hawkesbury Indoor Stadium, for a five year period, with an option for an additional five years at Council's discretion, be accepted, subject to the consent of the relevant NSW State Minister, as required, being obtained for any new agreement.
2. Authority be given for any documentation relating to this matter to be executed under the Seal of Council.
3. Details of Council's resolution be conveyed to YMCA NSW, together with the advice that Council is not, and will not, be bound by the terms of its resolution, until such time as the consent of the relevant Minister has been obtained, and appropriate legal documentation to put such resolution into effect has been agreed to and executed by all parties.
4. The unsuccessful tenderers be advised of the outcome of this tender process and thanked for their submissions.

The meeting terminated at 8:11pm.

Submitted to and confirmed at the Ordinary Meeting held on 27 May 2014.

.....
Mayor