



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 27 May 2014
location: council chambers
time: 6:30 p.m.

ORDINARY MEETING

Minutes: 27 May 2014

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE
ATTENDANCE		3
APOLOGIES		3
SECTION 1: Confirmation of Minutes		3
SECTION 3 - Reports for Determination		4
PLANNING DECISIONS		4
Item: 89	CP - Request to Waive Section 94A Development Contributions - DA0517/13 for a Disability Service Centre at 46 Bourke Street, Richmond (Pound Paddock) - (95498)	4
GENERAL MANAGER		5
Item: 90	GM - Economic and Social Benefits and Costs of Events in the Hawkesbury - (79351)	5
Item: 91	GM - Question of Establishment of Wards, Number of Councillors and Popularly Elected Mayor for Hawkesbury Local Government Area - (79351)	6
SUPPORT SERVICES		7
Item: 92	SS - Monthly Investments Report - April 2014 - (96332, 95496)	7
Item: 93	SS - March 2014 Quarterly Budget Review Statement - (95496, 124715)	7
Item: 94	SS - Review of Council's Draft Investment Policy and Appointment of Investment Advisor - (96332, 95496)	8
SECTION 4 - Reports of Committees		9
ROC	Local Traffic Committee - 12 May 2014 - (80245)	9
QUESTIONS FOR NEXT MEETING		10
	Councillor Questions from Previous Meetings and Responses - (79351)	10
QUESTIONS FOR NEXT MEETING		11
CONFIDENTIAL REPORTS		12
Item: 95	SS - Property Matter - Lease to Amy Mary Platt - Shop 3 McGraths Hill Shopping Centre - (112106, 95496, 125184) CONFIDENTIAL	13
Item: 96	SS - Property Matter - Urban City Consulting Pty Ltd - Lease of Johnson Wing Building, 1 Christie Street, Windsor (Part of Lot 50, Deposited Plan 1035291) - (95496, 112106, 85782) CONFIDENTIAL	14

ORDINARY MEETING

Minutes: 27 May 2014

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 27 May 2014, commencing at 6:32pm.

Father Arthur Cook of St Matthews Catholic Church, Windsor, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

ATTENDANCE

PRESENT: Councillor K Ford, Mayor, and Councillors B Calvert, P Conolly, M Creed, M Lyons-Buckett, 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 P Rasmussen and T Tree.

149 RESOLUTION:

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

SECTION 1: Confirmation of Minutes

150 RESOLUTION:

RESOLVED on the motion of Councillor Reardon and seconded by Councillor Conolly that the Minutes of the Ordinary Meeting held on the 13 May 2014, be confirmed.

ORDINARY MEETING

Minutes: 27 May 2014

SECTION 3 - Reports for Determination

PLANNING DECISIONS

Item: 89 **CP - Request to Waive Section 94A Development Contributions - DA0517/13 for a Disability Service Centre at 46 Bourke Street, Richmond (Pound Paddock) - (95498)**

Councillor Conolly declared a pecuniary interest in this matter as he is an employee of the company that conducted the audit for North West Disability Service and was also a member of the audit team. He left the Chamber and did not take part in voting or discussion on the matter.

Mr James Patterson addressed Council, speaking against the item.

MOTION:

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

Refer to RESOLUTION

151 RESOLUTION:

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

That a response be forwarded to North West Disability Services Inc. advising that their request to waive Section 94 contributions associated with DA0517/13 cannot be supported.

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 Creed	
Councillor Ford	
Councillor Lyons-Buckett	
Councillor Paine	
Councillor Porter	
Councillor Reardon	
Councillor Williams	

Councillor Conolly was not in the Chamber when the vote was taken.

Councillors Mackay, Rasmussen and Tree were absent from the meeting.

ORDINARY MEETING

Minutes: 27 May 2014

GENERAL MANAGER

Item: 90 **GM - Economic and Social Benefits and Costs of Events in the Hawkesbury - (79351)**

Previous Item: NM1, Ordinary (12 November 2013)

Mr John Cupit and Mr David Hope addressed Council, speaking for the item.

MOTION:

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

Refer to RESOLUTION

152 RESOLUTION:

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

That:

1. The information be received and noted.
2. The mechanisms for support and facilitation for events in the Hawkesbury, as outlined in the report for implementation throughout the 2014/2015 financial year be endorsed by Council.
3. A report be brought back to Council about the feasibility of Hawkesbury City Council establishing a Councillor Sponsorship/Discretionary Fund, using other Councils such as Blue Mountains City Council as an example.

ORDINARY MEETING

Minutes: 27 May 2014

Item: 91 **GM - Question of Establishment of Wards, Number of Councillors and Popularly Elected Mayor for Hawkesbury Local Government Area - (79351)**

Previous Item: 33, Ordinary (1 November 2005)
 1, Ordinary (28 February 2006)
 166, Ordinary (26 July 2011)
 MM, Ordinary (25 February 2014)

Ms Kim Smith and Ms Danielle Wheeler addressed Council, speaking against the item.

A **MOTION** was moved by Councillor Williams, seconded by Councillor Creed.

That the information be received and it also be noted that for the purposes of Section 224(2) of the Local Government Act 1993 Council has now undertaken the required review of the number of Councillors that presently exist for the Hawkesbury Local Government Area prior to the 2016 Local Government Elections.

An **AMENDMENT** was moved by Councillor Paine, seconded by Councillor Lyons-Buckett.

That the information be received and that the question of reducing the number of Councillors be the subject of a further report to Council.

The amendment was carried and then became the motion.

MOTION:

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

Refer to RESOLUTION

153 RESOLUTION:

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

That the information be received and that the question of reducing the number of Councillors be the subject of a further report to Council.

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

ORDINARY MEETING

Minutes: 27 May 2014

SUPPORT SERVICES

Item: 92 SS - Monthly Investments Report - April 2014 - (96332, 95496)

MOTION:

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

Refer to RESOLUTION

154 RESOLUTION:

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

The report regarding the monthly investments for April 2014 be received and noted.

Item: 93 SS - March 2014 Quarterly Budget Review Statement - (95496, 124715)

Previous Item: 108, Extraordinary (18 June 2013)

MOTION:

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

Refer to RESOLUTION

155 RESOLUTION:

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

That:

1. The information contained in the report be received.
2. The Quarterly Budget Review Statement – March 2014 be adopted.

ORDINARY MEETING

Minutes: 27 May 2014

Item: 94 **SS - Review of Council's Draft Investment Policy and Appointment of Investment Advisor - (96332, 95496)**

Previous Item: 121, Ordinary (25 June 2013)

MOTION:

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

Refer to RESOLUTION

156 RESOLUTION:

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

That Council:

1. Adopt the Investment Policy attached as Attachment 1 to the report.
2. Appoint Spectra Financial Services Pty Ltd. as its Independent Investment Advisor for the financial year ending 30 June 2015.

ORDINARY MEETING
Reports of Committees

SECTION 4 - Reports of Committees

ROC **Local Traffic Committee - 12 May 2014 - (80245)**

157 RESOLUTION:

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

That the minutes of the Local Traffic Committee held on 12 May 2014 as recorded on pages 45 to 67 of the Ordinary Business Paper be adopted.

ORDINARY MEETING

Questions for Next Meeting

QUESTIONS FOR NEXT MEETING

Councillor Questions from Previous Meetings and Responses - (79351)

There were no Questions in relation to previous Questions for Next Meeting.

ORDINARY MEETING**Questions for Next Meeting****QUESTIONS FOR NEXT MEETING**

#	Councillor	Question	Response
1	Creed	Enquired if residents along Grose Vale Road have been notified of changes to traffic conditions.	The Director of Infrastructure Services
2	Reardon	Requested on behalf of the Friends of Wilberforce Cemetery that the proposed columbarium be designed to enhance the historical significance of the Cemetery and also how many niches will be available.	The Director of Infrastructure Services
3	Williams	Requested an update on the extension of the opening hours of the outdoor pool at the Oasis Aquatic and Leisure Centre.	The Director Support Services
4	Paine	Requested an investigation into the timing of the traffic lights and pedestrian lights on the corner of Ross Street and Macquarie Street, as they are reportedly operating at the same time.	The Director of Infrastructure Services
5	Paine	Enquired if it is possible to have the Kable Street disabled toilets designed in keeping with those within the Hawkesbury Central Library.	The Director of Infrastructure Services
6	Paine	Requested advice regarding an illegal function centre on the Richmond Lowlands.	The Director City Planning
7	Calvert	Requested an update on the progress of the Pitt Town bypass.	The Director of Infrastructure Services
8	Calvert	Enquired if the "Welcome to the Hawkesbury" signs have provision to hang a second sign, similar to the "Welcome to the Blue Mountains" sign and if it doesn't could it be considered in order to advertise events.	The Director of Infrastructure Services

ORDINARY MEETING
CONFIDENTIAL REPORTS

CONFIDENTIAL REPORTS

158 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: 95 SS - Property Matter - Lease to Amy Mary Platt - Shop 3 McGraths Hill Shopping Centre - (112106, 95496, 125184)

*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: 96 SS - Property Matter - Urban City Consulting Pty Ltd - Lease of Johnson Wing Building, 1 Christie Street, Windsor (Part of Lot 50, Deposited Plan 1035291) - (95496, 112106, 85782)

*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.

159 RESOLUTION:

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

ORDINARY MEETING
CONFIDENTIAL REPORTS

Item: 95 **SS - Property Matter - Lease to Amy Mary Platt - Shop 3 McGraths Hill Shopping Centre - (112106, 95496, 125184) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

160 RESOLUTION:

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

That:

1. Council agree to enter into a new lease of Shop 3, McGraths Hill Shopping Centre with Amy Mary Platt trading as "Amy's Beauty Essentials" 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.

ORDINARY MEETING
CONFIDENTIAL REPORTS

Item: 96 **SS - Property Matter - Urban City Consulting Pty Ltd - Lease of Johnson Wing Building, 1 Christie Street, Windsor (Part of Lot 50, Deposited Plan 1035291) - (95496, 112106, 85782) CONFIDENTIAL**

MOTION:

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

Refer to RESOLUTION

161 RESOLUTION:

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

That:

1. Council agree to enter into a new lease of the Johnson Wing Building, 1 Christie Street, Windsor (Part of Lot 50, Deposited Plan 1035291) and associated car parking with Urban City Consulting Pty 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 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 8:07pm.

Submitted to and confirmed at the Ordinary meeting held on 24 June 2014.

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Mayor