



Hawkesbury City Council

ordinary meeting business paper minutes

date of meeting: 13 May 2003

location: Council Chambers

time: 7:00pm

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Minutes of the Meeting of the Council of the City of Hawkesbury held at the Council Chambers, Windsor, on 13 May 2003, commencing at 7.00pm.

PRESENT: Councillor R P Stubbs, Mayor and Councillor K F Conolly, P F Davies, D Finch, G J Gilling, C A Paine, P R Rasmussen, L C Sheather and C J Woods.

Pastor Carl Moses, President Hawkesbury Ministers Association, gave the opening prayer at the commencement of the meeting.

This item was dealt with in conjunction with Item 81, Leave of Absence, Supplementary reports.

An apology for absence was received from Councillors L Allan, B J Calvert and L A Williams.

- 177 RESOLVED on the motion of Councillor Finch and seconded by Councillor Rasmussen that the apology be accepted.

SECTION 1 - CONFIRMATION OF MINUTES

- 178 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Finch that the minutes of the Ordinary Meeting held on 8 April 20003, which have been circulated amongst members of the Council, be confirmed.

Mayoral Minute

Hawkesbury District Sports Medal and Hawkesbury District Community Medal

- 179 RESOLVED on the motion of Councillor Stubbs and seconded by Councillor Sheather

That Council supports the concept of a Hawkesbury District Sports Medal and Hawkesbury District Community Medal, for outstanding contributions, and that further discussions occur with appropriate organisations to implement the proposal.

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SECTION 2 - NOTICES OF MOTION

Notices of Motion

112 Horans Lane, Kurrajong (DP 1015916)

- 180 RESOLVED on the motion of Councillor Rasmussen Seconded by Councillor Sheather

That a report be prepared for the General Purpose Committee meeting in August regarding the property at 112 Horans Lane, Kurrajong (DP 1015916) as to whether or not there exists a zone boundary anomaly, created as a result of the 1989 rezoning.

SECTION 3 - REPORT OF THE GENERAL PURPOSE COMMITTEE

Site Inspection - Pitt Town Investigation

- 181 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That a site inspection of the land within the investigation area be carried out.

Environment

26: Proposed Aviary, Lot 32, DP 253767, No. 4 Kirra Place, Wilberforce (DA 1582/02/EVD/END29NAX.V04)

- 182 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That this matter be deferred for a period of one month to allow respondents the opportunity to address Council.

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27: Heritage Week 2003 (GH020/003/EVD/END29NBX.V02)

183 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That:

1. The information about Heritage Week 2003 be noted.
2. The heritage and historical organisations and heritage item owners involved in Heritage Week 2003 activities be thanked for their involvement.

28: Linking Richmond Project - Urban Improvement Program Community Partnership Grant (79347/EVD/END29NBX.V05)

184 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That Council nominate Councillor Allan to be a member of the linking Richmond Project Team.

29: Response to Question Without Notice from Councillor Finch Regarding Euthanasia of Animals at the Animal Shelter (107/EVD/END29NCX.V01)

185 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the information be received.

30: Status of Current Planning Projects (79347/EVD/END29NCX.V06)

Councillor Sheather declared an interest as he has undertaken work for Hawkesbury Valley Holden

186 RESOLVED on the motion of Councillor Conolly seconded by Councillor Gilling

That the report, including the additional information, be received.

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Infrastructure

13: Prohibiting Consumption of Alcohol in Public Parks
(37880/13813/28935/ENG/IND29NBX.E02)

187 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That:

1. The consumption of alcohol be prohibited at both the Regional Skate Park at Clarendon and Wilberforce Park at Wilberforce, in accordance with Section 632 of the Local Government Act.
2. The consumption of alcohol between the hours of 7:00pm and 7:00am be prohibited at Peel Park at North Richmond, in accordance with Section 632 of the Local Government Act.
3. Appropriate signage be erected at the locations affected.

Organisation and Resources

32: Monthly Financial Report - March 2003 (GF011/005/FNC/OGD29NAX.F06)

188 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the information be received.

33: Leave of Absence (80109/CSV/OGD29NAX.C08)

189 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That leave of absence be granted to Councillor Joan Woods for the General Purpose Committee meeting 29 April 2003.

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**34: Review of Federally Funded Child Care Programs Including Family Day Care
(80563/CSV/OGD29NBX.C01)**

190 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That:

1. The information be received.
2. A submission be lodged with the Department of Family and Community Services in response to review of funding arrangements for federally funded child care services as canvassed in the 'Child Care Broadband Development Project'. This submission to highlight the potential implications of any reduction in the level of operational subsidy provided to the Hawkesbury Family Day Care Scheme.
3. A copy of the submission to be forwarded to Mr Kerry Bartlett, Federal Member for Macquarie.

35: Families First - 'Strengthening the Connections Between Communities & Families' Project (79771/CSV/OGD29NBX.C02)

191 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That Hawkesbury City Council write to the Department of Community Services to obtain the funding of \$20,000 available under the Strengthening Communities component of the Families First Program on behalf of the South Windsor Families First Reference Group. These funds are to be held by Council and allocated to fund activities in the South Windsor Families First Community Action Plan (as approved by the Reference Group).

**36: Proposed Road Closure - Bellbird Ave, Kurrajong Heights
(P0203/0025/ENG/OGD29NBX.E01)**

192 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

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That:

1. Council support the closure and sale of the unformed portion of road, adjoining 19 Bellbird Avenue, Kurrajong Heights, subject to the following terms and conditions:
 - i. Mr Andrew and Mrs Leeann Beddoes pay Council the sum of \$18,000 (eighteen thousand dollars).
 - ii. The portion of the closed Road is to be consolidated with the applicants existing land.
 - iii. The land to be appropriately rezoned and all associated expenses to be borne by the applicants.
 - iv. A Right of Way, allowing Hawkesbury Rural Fire Service unlimited access to/across the block be included in the Contract for Sale of Land.
 - v. All relevant legal and survey costs to be borne by the applicant.
2. The Seal of Council be affixed to all relevant documents.

37: Seniors Week 2003 (107/CSV/OGD29NCX.C04)

193 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the information be received.

38: Youth Week Program - 'Big Thing 2003' (80241/CSV/OGD29NCX.C03)

194 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the information be received.

**39: Potential for Arts and Economic Development in the Hawkesbury
(80363/CSV/OGD29NCX.C07)**

195 RESOLVED on the motion of Councillor Paine seconded by Councillor Rasmussen

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That:

1. Ms Tiffany Lee-Shoy, Regional Cultural Planning Coordinator from Western Sydney Regional Organisation of Councils (WSROC) and Mr Jeremy Wright, National Partnerships Manager from Australian Business Arts Foundation be thanked for their presentation to Council.
2. The information be received.

40: Appointment of Aboriginal Community Representative to the Hawkesbury Nepean Catchment Management Board (107/CSV/OGD29NCX.C05)

196 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the information be received.

SECTION 4 - REPORTS FOR DETERMINATION

69: Quarterly Review as at 31 March 2003 (107/CSV/ORE13NBX.C09)

197 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the quarterly review of 2002/2003 Management Plan and Financial Statement for the period ending 31 March 2003 be adopted.

70: Payment of External Organisations (GT050/005, GT070/018, GM001/021 Pt 14, GC210/014 Pt 3/CSV/ORE13NBX.C12)

198 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That:

1. The information be received.

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2. The remaining TRAK funds of \$2,200 be allocated to their carriage restoration program.

71: Approved Funding Under the Regional Assistance Program (RAP) for the Hawkesbury Agricultural Retention through Diversification and Clustering (HARtDaC) Project (107/CSV/ORE13NBX.C10)

199 RESOLVED on the motion of Councillor Paine seconded by Councillor Gilling

That:

1. The information be received.
2. The steering committee consisting of HCC's General Manager and a representative from:
 - Department of Transport and Regional Services
 - Hawkesbury City Council / HEDAC
 - Trial Farms - up to two representatives
 - Bilpin Farmers Group - Ms Louise Saaranan
 - NSW Agriculture
 - Greater Western Sydney Economic Development Board
 - Hawkesbury Harvest, and
 - GROW Employment Council
 - Councillor representative, Councillor C Paine

be convened to commence the preparation of tender documents to select the scientific consultant to undertake the project.

72: National Aboriginal and Islander Day of Celebration (NAIDOC) 6 July 2003 - Request for funding and formal recognition (83169/CSV/ORE13NBX.C06)

200 RESOLVED on the motion of Councillor Finch seconded by Councillor Paine

That:

1. The information be received.

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2. Hawkesbury City Council allocate \$3,000 (three thousand dollars) as a contribution to the cost of staging NAIDOC Week Celebrations for 2003.
3. The Aboriginal and Torres Strait Islander Flags be flown at Council Chambers, Friendship Park Clarendon and the Richmond Park Cenotaph during NAIDOC Week.

73: Replacement of Community and Youth Access Bus (78340/CSV/ORE13NBX.C07)

201 RESOLVED on the motion of Councillor Paine seconded by Councillor Finch

That:

1. The information be received.
2. Council agree to the proposal developed by the Board of Peppercorn Services Inc. to fund the replacement of the Community and Youth Access Bus.
3. Ownership of the new Community and Youth Access Bus be transferred to Peppercorn Services Inc.
4. A service agreement be executed between Council and Peppercorn Services inc to regulate the operation of the Community and Youth Access Bus to ensure that the Access Bus will continue to be made available to community groups and that its operation continues to generate income for vehicle replacement and the provision of subsidised transport through the Hawkesbury Community Transport Fund.

74: Clarendon Skatepark - Completion of Safety Audit (28935/CSV/ORE13NBX.C08)

202 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Woods

That:

1. The information be received.

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Acting General Manager

Mayor

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2. The recommendations of the Clarendon Regional Skatepark Park Safety Audit be referred to the Manager Parks and Recreation and the Manager Community Services for Implementation.
3. Council to call for expressions of interest from nominated individuals and agencies to establish the 'Skatepark and Other Facilities Working Party'.
4. Council nominate a Councillor representative to sit on the Working Party.

Councillor Sheather was nominated as the Councillor representative and accepted the nomination.

**75: Full Depth Asphalt in Old Bells Line of Road, Kurrajong Village
(79338/EVD/ORE13NBX.E05)**

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

That the tender, in the amount of \$274,650 submitted by Nace Civil Engineering Pty Ltd for the reconstruction of a failed section of Old Bells Line of Road, Kurrajong Village in deep lift asphalt, be accepted and be executed under the Seal of Council.

**76: Construction of Kerb and Gutter/Roadworks in Panorama Crescent and
Boomerang Drive, Freemans Reach - Stage 1 (79338/ENG/ORE13NBX.E04)**

204 RESOLVED on the motion of Councillor Paine seconded by Councillor Rasmussen

That the tender in the amount of \$337,287.72 submitted by M G and M D Skinner for the construction of kerb and gutter and associated roadworks in Panorama Crescent and Boomerang Drive, Freemans Reach, be accepted and executed under Council seal.

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SECTION 5 - REPORTS FOR INFORMATION

**77: Reports Requested by Council - Status as at 13 May 2003 (GC280/005
Pt4/GMA/ORE13NCX.G01)**

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

That the information be received.

78: Requested Information - Leisure Co. Australia (81191/CSV/ORE13NCX.C14)

Councillor Finch declared an interest as she owns and operates a swim school

206 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Sheather

That the delegation of Councillor Conolly and the Acting General Manager, Mr Geoff Banting, be extended for a period of one month, to allow further contractual negotiations to be undertaken with Leisure Co. Australia.

79: St Albans Road - Bitumen Sealing (107/ENG/ORE13NCX.E11)

207 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the information be received.

80: McQuade Park Oval Fencing (79338/80104/ENG/ORE13NCX.E13)

208 RESOLVED on the motion of Councillor Paine seconded by Councillor Finch

That the information be received.

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SECTION 6 - REPORTS OF COMMITTEES

Heritage Advisory Committee - 13 February 2003

- 209 RESOLVED on the motion of Councillor Finch and seconded by Councillor Rasmussen that the Minutes of the Heritage Advisory Committee meeting held on 13 February 2003 as recorded on Pages 55 to 58 be received.

Heritage Advisory Committee - 13 March 2003

- 210 RESOLVED on the motion of Councillor Finch and seconded by Councillor Rasmussen that the Minutes of the Heritage Advisory Committee meeting held on 13 March 2003 as recorded on Pages 59 to 64 be received.

Local Traffic Committee - 17 April 2004

- 211 RESOLVED on the motion of Councillor Davies and seconded by Councillor Rasmussen that the Minutes of the Local Traffic Committee meeting held on 17 April 2004 as recorded on Pages 65 to 83 be adopted.

A **motion** was moved by Councillor Sheather seconded by Councillor Gilling

That Item 2.5 in relation to Maraylya and Scheyville Precinct - Speed Review and Item 2.6 in relation to Oakville Precinct - Speed Review, be further reported to Council, prior to any implementation.

The motion was lost.

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Hawkesbury Economic Development Advisory Committee - 17 April 2003

- 212 RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Woods that the Minutes of the Hawkesbury Economic Development Advisory Committee meeting held on 17 April 2003 as recorded on Pages 84 to 89 be received.

Hawkesbury Wine, Food & Music Affair - 30 April 2003

- 213 RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Finch that the Minutes of the Hawkesbury Wine, Food & Music Affair meeting held on 30 April 2003 as recorded on Pages 90 to 92 be received.

SUPPLEMENTARY REPORTS

81: Leave of Absence (80095/CSV/ORE13LBX.C15)

This item was dealt with in conjunction with apologies at the commencement of the meeting.

QUESTIONS WITHOUT NOTICE

1. Councillor Finch requested an update on the sale of cars parked on road sides.

 The Director of Environment and Development advised that the matter would be investigated.
2. Councillor Finch requested information on the sale of flowers from roadside sellers.

 The Director of Environment and Development advised the matter would be investigated.
3. Councillor Paine requested clarification of information that Council had received \$60,000.00 for payment of parking infringement notices.

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The Director of Asset Services and Recreation advised that Council were currently receiving \$160,000.00.

4. Councillor Paine tabled correspondence from some residents of The Terrace, Windsor in relation to removal/pruning of a tree at 12 The Terrace, Windsor.

The Acting General Manager advised the matter would be investigated.

5. Councillor Paine enquired about demountable buildings being delivered to Mr Gates property at St Albans and requested additional information in relation to the recent delegated authority approval. Councillor Paine advised that she would be asking further questions on this matter in the future on behalf of the residents of St Albans.

The Director of Environment and Development advised that further information would be provided and confirmed that approval had been granted, under delegated authority, for the construction of one house.

6. Councillor Woods tabled correspondence from McGraths Hill florist on Windsor Road, McGraths Hill in relation to the inclusion of a right hand turning lane into Pepper Tree Centre, to allow access from Windsor Road.

The Director of Asset Services and Recreation advised that he would contact the RTA in relation to this matter and provide a report to Council.

7. Councillor Woods thanked Council for the prompt action in relation to the garden at Thompson Square.

The Mayor acknowledged the comments.

8. Councillor Conolly requested an update on a development application for a Villa Development at Drift Road in Richmond.

The Director of Environment and Development confirmed that negotiations were taking place with the applicant and that the matter would be investigated to confirm whether the application had been withdrawn.

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9. Councillor Rasmussen tabled correspondence, from Mrs Jeanette Edgecomb, which states that confidence and respect in Council is at an all time low due to the recent Pitt Town decision. Councillor Rasmussen requested information as to how Council proposed to address the situation.

The Acting General Manager advised the matter would be investigated.

10. Councillor Rasmussen referred to correspondence in relation to a claim of maladministration against Council staff and enquired as to how Council would respond to this claim.

The Acting General Manager advised that a meeting had taken place with the applicant and the Mayor, wherein the claims were denied.

11. Councillor Rasmussen enquired if the maladministration claim had been withdrawn.

The Acting General Manager advised that the applicant now understood the explanation of Council's administration of the matter. The Acting General Manager advised that he would request a written authority from the applicant expressing the denial of the claims.

12. Councillor Rasmussen requested information in relation to a footpath on Cabbage Tree Road, Grose Vale.

The Director of Asset Services and recreation advised that the area may be too steep to include a footpath and that the matter would be further investigated.

13. Councillor Rasmussen referred to a traffic jam on the corner of Pitt Town Road and Windsor Road, McGraths Hill, during peak hour traffic.

The Director of Asset Services and Recreation advised that Integral Energy had been given road occupancy by the RTA to move power poles for the road widening.

14. Councillor Rasmussen requested an update in relation to Yarramundi Bridge.

The Director of Asset Services and Recreation advised that he had had discussions with the RTA, in relation to the matter, and was informed that the approval was going to a higher level for agreement and would be progressed as soon as possible.

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15. Councillor Sheather requested whether public consultation had been sought in regard to speed limit changes in the Scheyville area.

The Director of Asset Services and Recreation advised that there had been an article in the Gazette explaining the logic behind the change in speed limits.

16. Councillor Gilling enquired whether there was going to be any road work done to Greens or Centenary Road to fix the pot holes.

The Director of Asset Services and Recreation advised that the matter would be investigated.

17. Councillor Paine referred to a request from Oakville House to erect a sign on Windsor Road to advertise the local businesses within that area.

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

The meeting terminated at 9.32pm.

Submitted to and confirmed at the meeting of Council on 10 June 2003.

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Mayor