



Hawkesbury City Council

ordinary meeting business paper minutes

date of meeting: 10 August 2004

location: council chambers

time: 7.00 p.m.

ORDINARY MEETING
MINUTES: 10 August 2004

MINUTES

- **PRAYER**
- **APOLOGIES**
- **SECTION 1 - Confirmation of Minutes**
- **SECTION 2 - Notices of Motion**
- **SECTION 3 - Report of the General Purpose Committee**
 - Environment*
 - Infrastructure*
 - Organisation and Resources*
- **SECTION 4 - Reports for Determination**
- **SECTION 5 - Reports for Information**
- **SECTION 6 - Reports of Committees**
- **QUESTIONS WITHOUT NOTICE**
- **QUESTIONS FROM THE GALLERY**

ORDINARY MEETING MINUTES: 10 August 2004
--

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE
	SECTION 3 - Report of the General Purpose Committee	8
	ENVIRONMENT	8
Item: 35	ENV A - Security Fence - Wilberforce Cemetery, Lot 7016 DP 1032360 and Crown Land Property Bounded by Copeland, Duke, Clergy and Unnamed Road, Wilberforce NSW 2756 - (107, 79354, 87514)	8
Item: 36	ENV A - Proposed Tourist Facility - No 73 Ghost Hill Road, Bilpin, DA157/02 - (17809, 17810, 85977)	9
Item: 37	ENV B - Spraying of Herbicide in the Hawkesbury River - (79348, 12212)	16
Item: 38	ENV B - Allegations Made by Animal Activists Regarding Hawkesbury City Animal Shelter - (39906, 79347)	17
	INFRASTRUCTURE	18
Item: 31	INF B - Governor Phillip Reserve - Upper Hawkesbury Power Boat Club - Exclusive Use - (73829)	18
Item: 32	INF B - Windsor Flood Evacuation Route - Day/Mileham Streets Intersection - (79338)	19
Item: 33	INF B - 296 George Street, Windsor - Pine Warehouse - (79338)	20
Item: 34	INF B - Raising Tanker Hydrant Filling Points - (79338)	21
	SUPPLEMENTARY	21
Item: 35	INF B - Council Communications Tower - Warks Hill Road, Kurrajong Heights - (79338, 79607, 73881)	21
Item: 36	INF B - Water Ski Racing NSW - Lower Portland Ferry Closure - (79338)	22
	ORGANISATION AND RESOURCES	23
Item: 40	ORG A - Monthly Financial Report - June 2004 - (107)	23
Item: 41	ORG B - Community Donations Program - Round 1 2004/2005 - (79356)	23
Item: 42	ORG B - Future Operation of the Hawkesbury Cultural Precinct - (79342)	24
Item: 43	ORG B - Code of Meeting Practice - (107, 79341)	25
	SECTION 4 - Reports for Determination	27
Item: 88	ENV B - Hawkesbury City Waste Management Facility Software Tender - (79348, 80237, 90345)	27

ORDINARY MEETING MINUTES: 10 August 2004
--

ITEM	SUBJECT	PAGE
Item: 89	ENV B - Legislative Changes for Certain Buildings and Development Fees - (79347, 79349)	27
Item: 90	INF B - Construction Of Hawkesbury Waste Depot Gatehouse Building, The Driftway South Windsor (79340, 79348, 74248)	28
Item: 91	INF B - Construction Of Hawkesbury Waste Depot Roadworks, The Driftway South Windsor - (79340, 79348, 81203)	29
Item: 92	INF B - Plan of Road Widening - Johnston Street, Windsor - (8736)	29
Item: 93	INF B - Alteration and Additions to Change Room Amenities Terrace Road, North Richmond - (79340)	30
Item: 94	ORG A - Banking Contract - (79349)	30
Item: 95	ORG B - Webbs Creek Road, Webbs Creek - (79342)	31
Item: 96	ORG B - Acceptance of Funding Grant: WSROC Agriculture Heritage Initiative - (79342)	31
Item: 97	ORG B - Unsuccessful Building Grant for New Library - (79342)	32
Item: 98	ORG B - Arthritis Foundation Bike Ride Event - Trike Around Australia - (79356)	32
Item: 99	RES B - Networking Strategy - Welcoming New Businesses - (91811)	33
	CONFIDENTIAL	33
Item: 100	Confidential Report - ORG A - Legal Services - (79351, 107) CONFIDENTIAL	33
Item: 101	ORG B - Electoral District Commissioners - Proposed Alterations of Electoral Districts - (107, 79337)	34
	SECTION 6 - Reports of Committees	35
	ROC - Floodplain Management Committee Meeting - 10 May 2004 - (86589)	35
	ROC - Heritage Advisory Committee - 10 June 2004 - (80242)	35
	ROC - Floodplain Management Committee Meeting - 7 June 2004 - (86589)	35
	ROC - Local Traffic Committee - 21 July 2004 (80245)	35
	QUESTIONS WITHOUT NOTICE	36

ORDINARY MEETING
MINUTES: 10 August 2004

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on Tuesday, 10 August 2004, commencing at 7:04pm.

ATTENDANCE

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

APOLOGIES

An apology for absence was received from Councillors Cllr Devine.

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Bassett that the apology be accepted.

Wing Commander Andrew Knight, Richmond RAAF Base and Rev. Morris McNamara, representing the Hawkesbury Minister's Association, gave opening prayers at the commencement of the meeting.

302 RESOLUTION:

RESOLVED on the motion of Councillor Finch seconded Councillor Rasmussen that standing orders be suspended to allow Mrs Jean Peare, President of the Hawkesbury Sister City Association to introduce the 2004 exchange students to Council.

303 RESOLUTION:

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

CONFIRMATION OF MINUTES

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Books that the Minutes of the Ordinary Meeting held on the 13 July 2004, be confirmed with the deletion of the following on page 56 under Resolution 280:

"Councillor Paine declared an interest in this item point as she lives next door to the property"

ORDINARY MEETING
MINUTES: 10 August 2004

SECTION 3 - Report of the General Purpose Committee

ENVIRONMENT

Item: 35 **ENV A - Security Fence - Wilberforce Cemetery, Lot 7016 DP 1032360 and Crown Land Property Bounded by Copeland, Duke, Clergy and Unnamed Road, Wilberforce NSW 2756 - (107, 79354, 87514)**

Previous Item: 13, Ordinary (9 March 2004)

Mrs Jill Vincent, Mr Don Poull and Mrs Mavis Cobcraft, proponents, addressed the Committee

Ms Renee Darlington, respondent, addressed the Committee

COMMITTEE RECOMMENDATION:

A MOTION was moved by Councillor Rasmussen, seconded by Councillor Porter.

That:

The application 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. The development shall comply with the provisions of the Building Code of Australia at all times.
3. The development shall comply with the Environmental Planning and Assessment Act, 1979 at all times.

Prior to Commencement of Works

4. 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 Regulations.

During Construction

5. 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.

ORDINARY MEETING
MINUTES: 10 August 2004

6. 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.
7. The fence is to be located to provide a minimum of 2 (two) metre setback from grave sites and vaults to allow access around the sites and vaults.

A FORESHADOWED motion was moved by Councillor Bassett seconded Councillor Conolly.

Refer to RESOLUTION

The motion was lost.

The foreshadowed motion then became the motion which was put and carried.

304 RESOLUTION:

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

That:

1. That the existing lighting be improved.
2. The matter be deferred pending a report on issues raised by NSW Heritage.
3. Council Officers investigate the use of video surveillance.
4. The matter be reported to the next Ordinary meeting of Council.

**Item: 36 ENV A - Proposed Tourist Facility - No 73 Ghost Hill Road, Bilpin,
DA157/02 - (17809, 17810, 85977)**

Mr Brian Jukes and Mr Charles Vandervord, proponents, addressed the Committee

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

305 RESOLUTION:

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

ORDINARY MEETING
MINUTES: 10 August 2004

That the application for 3 (three) tourist cabins 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 approved use shall not commence until all conditions of this Development Consent have been complied with.
4. The development shall comply with the provisions of the Building Code of Australia at all times.
5. The development shall comply with the Environmental Planning and Assessment Act, 1979 at all times.
6. The accredited certifier shall provide copies of all Part 4 certificates issued under the Environmental Planning and Assessment Act, 1979 relevant to this development to Hawkesbury City Council within 7 (seven) days of issuing the certificate. A registration fee applies.
7. Details of the proposed hot water system demonstrating that the appliance has a minimum energy rating of 3.5 stars is to be submitted to the principal certifying authority.
8. An occupation certificate is to be obtained on completion of all works and prior to commencement of the approved use. The occupation certificate will not be issued if any conditions of this consent are outstanding.
9. The wind classification for the site has been assessed as minimum W41N, this classification should be referred to your glazing supplier, frame manufacturer and building contractor to enable the appropriate glazing, bracing and tie down to be designed.
10. All solid fuel heaters installed must comply with the requirements of the Clean air Domestic Solid Fuel Heaters Regulation.
11. The effluent disposal system is to be in accordance with the system recommended in the report prepared by Blue Mountains Geological and Environmental Services P/L, Ref 011207, dated December 2001.

Prior to Issue of Construction Certificate

12. Provide all necessary details demonstrating compliance with AS 3959 (Construction of Buildings in Bush Fire Prone Areas) to the principal certifying authority.

ORDINARY MEETING
MINUTES: 10 August 2004

13. Submission of details for the external finishes/colours to be provided to Hawkesbury City Council for approval.
14. Construction of civil works including road, drainage, access, or sewer works are not to commence until three (3) copies of the plans and specifications of the proposed works are submitted to and approved by the Director Asset Services and Recreation or an accredited certifier.
15. The submission of engineering designs and calculations covering all works required by this consent.
16. The submission of a satisfactory soil and water management plan (SWMP) prepared in accordance with the State Government guidelines titled "Managing Urban Stormwater: Soils and Construction (1988)".
17. Water quality control measures to be incorporated to ensure runoff from the site will not detrimentally affect the existing watercourse. A suitable report is to be submitted prepared by a suitably qualified person.
18. Estimation of peak flows by a suitably qualified person is to be undertaken to determine the 1 in 100 year average recurrence interval storm flow through the existing watercourse.
19. Survey, hydrological, hydraulic and structural details from a suitably qualified person for the watercourse crossing to be provided.
20. A Sewer Management Facility System application shall be submitted to and approved by Council.
21. Submission of a traffic management plan for Ghost Hill Road to address but not limited to:
 - (a) Safety of the public;
 - (b) Need to regulate drivers action by signage.

Prior to Works Commencing

22. Separate certified structural engineer's details of all structural concrete and steelwork shall be lodged with the principal certifying authority for approval.
23. The proposed development falls outside the scope of the Timber Framing Code AS1684, details shall be prepared by a Practising Structural Engineer for the frame, roof, bracing and tie down requirements and submitted for approval.
24. Sanitary accommodation shall be provided for workmen throughout the course of the building operations in accordance with the Local Government Act 1993 and the Environmental Planning and Assessment Act.
25. 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.

ORDINARY MEETING
MINUTES: 10 August 2004

26. 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.
27. 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.
28. Site meeting being arranged with Council officers, Rural Fire Services, contractor and applicant to identify and mark the vegetation to be removed and retained within the approved Asset Protection zones.

During Construction

29. 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.
30. 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.
31. Only the vegetation marked as being removed from the on site meeting is to be removed, other vegetation will require separate approval from Hawkesbury City Council.
32. An automatic fire detection and alarm system shall be installed within the building in accordance with Part 3.7.2 of the BCA for class 1A and 1B dwellings and F2.2a of the BCA for Class 2, 3, 4, 5, 6, 7, 8 9a and 9b. Alarms and Detectors shall be installed by a licensed electrician and multiple alarms shall be interconnected, a certificate of the installation shall be provided prior to occupation of the building; (Note: refer to approved plans, for location marked in red ink).
33. Inspections shall be carried out and compliance certificates issued by Council or an appropriately accredited person for the following components of construction:
 - (a) erosion controls, site works and site set out;
 - (b) piers;
 - (c) steel reinforcement;

ORDINARY MEETING
MINUTES: 10 August 2004

- (d) framework, after the installation of all plumbing, drainage and electrical fixtures, and after the external cladding and roof covering has been fixed and prior to fixing of internal linings and insulation;
 - (e) wet area flashing, after the installation of any bath and shower fixtures;
 - (f) internal drainage lines prior to covering;
 - (g) external drainage lines, prior to backfilling; and
 - (h) on completion of the structure.
34. All roof water shall be drained to the water storage vessels.
35. The construction of vehicular access around the site and a vehicular crossing from the edge of bitumen in Ghost Hill Road, in accordance with the approved plans, together with any works to make this effective.
36. All access roads proposed to take 2 (two) way traffic are to be a minimum of 4.5 (four point five) metres, finished with 150mm (one hundred and fifty millimetre) of crushed rock pavement. The maximum grade is to be 16% (sixteen percent). The maximum grade may be increased to 20% (twenty percent) if the pavement is finished with a 2 (two) coat flush seal, or 25% (twenty five percent) if constructed with 150mm (one hundred and fifty millimetres) thick reinforced concrete. Passing Bays are to be provided at maximum 100m (one hundred metre) intervals or more frequently where safety conditions dictate.
37. Any carparking areas associated with the proposed cabins are to be constructed with a minimum 150mm (one hundred and fifty millimetre) crushed rock pavement.
38. A concrete causeway and a low flow stormwater pipeline is to be constructed over the existing watercourse to allow access to Cabin 3.

Prior to Issue of Occupation Certificate

39. Compliance with all conditions of this development consent.
40. Written clearance from Integral Energy shall be submitted to the Principal Certifying Authority.
41. Cabins to be connected to the approved and fully installed sewerage management facility.

Use of Site

42. 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.
43. The development shall be limited to the area shown on the submitted plans.
44. The subject development, including landscaping, is to be maintained in a clean and tidy manner.

ORDINARY MEETING
MINUTES: 10 August 2004

45. Any external lighting shall be directed in such a manner so that no nuisance is caused to adjoining properties.
46. The bushfire asset protection zones required by this consent shall be maintained at all times.
47. All waste materials shall be regularly removed from the property.
48. The cabins shall be used for short term tourist accommodation only.
49. The effluent disposal system is to be monitored as outlined in the report prepared by Blue Mountains Geological and Environmental Services P/L, Ref 011207, dated December 2001.

Advisory

50. The applicant shall make themselves aware of the Discrimination Against People with Disabilities Act (DDA) and assess their responsibilities and liabilities with regards to the provision of access for all people.

Conditions of Department Infrastructure and Natural Resources

51. These General Terms of Approval are only applicable for the works granted on this site, in this consent and are to be carried out in accordance with the plans presented to the Department of Infrastructure Planning and Natural Resources (DIPNR).
52. These General Terms of Approval are granted for a period equivalent to the consent. If the works are incomplete after this period, a renewal application needs to be made no less than 1 (one) month in advance of the expiry date.
53. All works proposed must be designed, constructed and operated so they minimise sedimentation, erosion and scour of the banks or bed of the watercourse/foreshore and adverse impacts on aquatic and riparian environments.
54. Erosion and sediment control measure are required to be implemented prior to any works commencing at the site and maintained, for as long as necessary after the completion of works, to prevent sediment and dirty water entering the watercourse/foreshore environment. These control measures are to be in accordance with the requirements of the Consent Authorities and best management practices as outlined in the NSW Department of Housings' "Managing Urban Stormwater: Soils and Construction" (1988) manual (the "Blue Book").
55. This Permit is issued for works on FREEHOLD land only. This Permit is null and void for any works on Crown Land.
56. Rehabilitation of the area in accordance with the Permit Conditions or any direction from DIPNR is the responsibility of the Permit holder and the owner or occupier of the land.
57. Work as executed survey plans of a professional standard and including information required by DIPNR shall be provided to DIPNR upon request.

ORDINARY MEETING
MINUTES: 10 August 2004

58. If, in the opinion of a DIPNR officer, any activity is being carried out in such a manner that it may damage or adversely affect the stream or foreshore environment, then all work shall cease immediately upon oral or written direction of such an officer.
59. If these Permit Conditions are breached the Permit holder shall immediately restore the site in accordance with these Conditions and any other necessary remedial actions as directed by DIPNR. If any breach of the Permit Conditions requires a site inspection by DIPNR, then the permit holder shall pay a fee prescribed by DIPNR for this inspection and all subsequent breach inspections.

Location of the Works

60. The location, nature and extent of works shall not be any closer to the tributary of Hungerfords Creek than that described on the submitted Site Plan by Monaghan Surveyors Pty Ltd, Ref no. 02247-5 (RFS), dated 17 December 2003.

Riparian Zone

61. A riparian zone at least 5 (five) metres wide measured horizontally and at right angles to the flow from the top of both banks, consisting of local native plant species, shall be protected and maintained along the watercourse.
62. The construction technique adopted to construct the dwelling is to ensure that disturbance to soil and vegetation on protected land and within the identified riparian zone is kept to an absolute minimum.

Site Rehabilitation

63. Site rehabilitation must protect any remnant local native riparian vegetation at the Site and restore any riparian zones disturbed or otherwise affected by the work to a state that is reasonably representative of the natural ecotone of the protected waters system, in accordance with the endorsed plans and these conditions.
64. Riparian zones so protected and /or restored must be made up of a diverse range of native tree, shrub, groundcover and grass species local to the areas, planted at appropriate densities to achieve an effective and full riparian vegetation structure.
65. Rehabilitated areas must be maintained to ensure successful native plant establishment. Maintenance must include any watering, weed control, replacement of plant losses, disease and insect control, mulching etc, necessary for successful plant establishment.

NSW Rural Fire Service

66. Property access roads are to comply with Section 4.3.2 of Planning and Bushfire Protection 2001. This clause shall only apply to property access roads associated with the development.

ORDINARY MEETING
MINUTES: 10 August 2004

67. A tank with a capacity of 10,000 (ten thousand) litres for exclusive use for fire fighting purposes shall be provided for each cabin. A 65 (sixty five) millimetre storz fitting and ball gate valve shall be installed in the tank.
68. The Inner Protection Area (IPA) only shall be provided to the development as shown on plan number 02247-5 (RFS) D plan dated 31/5/04 except where modified by the following conditions.
- a) Cabin number 1 (one) and 2 (two) shall be provided with a 75 (seventy five) metre IPA to the east.
 - b) Cabin 3 (three) shall be relocated a minimum of 20 (twenty) metres from the riparian buffer identified on the plans.
69. Construction should comply with AS3959-1999 level 3 'Construction of Buildings in bushfire prone areas'.
70. The strip of vegetation to be retained along the fence line between the western neighbour and the proposed development, and the dense tree fern stand shall be managed as an 'Outer Protection Area' (OPA) as outlined within Section 4.2.2 in Planning for Bushfire Protection 2001. It is considered that the retention of trees associated with these areas is acceptable, however, under scrubbing shall be carried to reduce the fuel loadings within the OPA.
71. The proposed septic system shall be individual to each of the three (3) cabins and shall be a two-stage unit where the second stage (liquid) effluent shall be pumped out to the nominated disposal area in the clear paddock. The pump shall be set to operate when the fluid level in the second stage reaches eighty percent (80%). It is proposed to provide for a visual alarm at the owner's/manager's residence (permanently occupied) at a level above eighty percent (80%) in order to provide an appropriate level of safety for any failure of the system.

Item: 37 **ENV B - Spraying of Herbicide in the Hawkesbury River - (79348, 12212)**

Previous Item: 87, Ordinary (13 July 2004)

Mr Ken Archer and Mr Roger Tofalin gave a presentation to the Committee
Mr Neville Diamond, Ms Marie Noble, Mr Gary Howard and Mr Gary Adams respondents, addressed the Committee

Councillor Calvert left the Council Chambers prior to voting taking place as he arrived at the meeting mid Item.

ORDINARY MEETING
MINUTES: 10 August 2004

297 RESOLUTION:

RESOLVED on the motion moved by Councillor Books, seconded by Councillor Devine

That Council, exercising its delegation as a Committee of the Whole, resolve:

1. The Hawkesbury City Council support the Hawkesbury River County Council in its decision to alleviate the weed problem in the Hawkesbury River.
2. Council urgently convene a public 'River Summit' with the appropriate Government Agencies, to seek solutions to correct the River's problems.
3. Council seek urgent confirmation from the Minister of Local Government and Minister for Primary Industries, being the Ministers responsible for the Hawkesbury River County Council that they agree and are responsible for the strategies adopted to clear *Salvinia* from the Hawkesbury Nepean River.

Item: 38 ENV B - Allegations Made by Animal Activists Regarding Hawkesbury City Animal Shelter - (39906, 79347)

Ms Jenny Wall, proponent, addressed the Committee

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

306 RESOLUTION:

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

That:

1. The information be received.
2. That the proposed changes to the opening hours of the Animal Shelter be adopted by Council.
3. That Council adopt the proposal to increase the advertising of animals available at the animal shelter through its web site and via local press on a weekly basis.

ORDINARY MEETING
MINUTES: 10 August 2004

INFRASTRUCTURE

Item: 31 INF B - Governor Phillip Reserve - Upper Hawkesbury Power Boat Club - Exclusive Use - (73829)

298 RESOLUTION:

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

That Council exercising its delegation as a Committee of the Whole resolve that approval be granted to the Upper Hawkesbury Power Boat Club for exclusive use of Governor Phillip Reserve on 7 and 8 August 2004, subject to the following conditions:

1. The applicant undertaking a letter drop to all affected residents in proximity to the event, with that letter advising full details of the event.
2. The applicant paying the exclusive use contribution rate and the toilet cleaning charge fee for exclusive use events applying at the time of the event.
3. The reserve being left clean and tidy with the applicant being responsible for the disposal of all waste from the reserve.
4. The applicant obtaining appropriate licences from the Waterways Authority regarding conduct of this event.
5. If required, the applicant to obtain appropriate licence from the Licensing Branch of the NSW Police Service for the sale of alcoholic beverages at the proposed event.
6. The applicant obtaining all necessary permits/approvals in relation to amusement devices rides.
7. The applicant contacting Council's Environment Health Officer with regard to the sale of hot foods.
8. The applicant to liaise with Integral Energy regarding the supply of power to devices/rides and their proximity to power supply lines.
9. The applicant lodge a damage bond in the amount applying at the time of the event.
10. The applicant submitting a copy of its Public Liability Policy in an amount of not less than \$10,000,000 (ten million dollars), with Council's interest noted on the policy.
11. The applicant making appropriate arrangements regarding access by affected residents and their visitors, as well as emergency vehicles.

ORDINARY MEETING
MINUTES: 10 August 2004

12. The applicant obtaining NSW Police Service approval for conduct of this event and appropriate traffic control arrangements being made by the event organiser and the NSW Police Service to control traffic travelling to the event.
13. The event organiser should carry out an overall risk assessment to identify and assess the potential risks to spectators and participants during the event and is to design and implement a risk elimination or reduction plan in accordance with the Occupational Health & Safety Regulation 2000 as detailed by the Department of Tourism, Sport & Recreation.

**Item: 32 INF B - Windsor Flood Evacuation Route - Day/Mileham Streets
Intersection - (79338)**

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION 1

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION 2

307 RESOLUTION 1:

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

That Option 2 – Shift Day Street East, in relation to the intersection of Mileham and Day Streets to facilitate the construction of the flood evacuation route be supported.

308 RESOLUTION 2:

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

That Council write to the Minister requesting that the Flood Evacuation Route be opened as a 3 (three) lane road with tidal flow lane changing and the construction timetable be moved forward.

ORDINARY MEETING
MINUTES: 10 August 2004

Item: 33 INF B - 296 George Street, Windsor - Pine Warehouse - (79338)

299 RESOLUTION 1:

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Finch that Council, exercising its delegation as a Committee of the Whole, resolve

That Council resolve to spend no further money on refurbishing the building

300 RESOLUTION 2:

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Bassett that Council, exercising its delegation as a Committee of the Whole, resolve

That a further report be provided to Council on future options for the site after being referred to the Commercial Response Unit.

RECOMMENDATION:

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

Refer to RESOLUTION 3

309 RESOLUTION 3:

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

That:

1. The building at 296 George Street be demolished, the proposed access roadway to the site be re-located to a position adjacent to the northern boundary and landscaping be undertaken to enhance the area.
2. Any boundary adjustments necessary to give effect to (1) above be undertaken as soon as possible and that such changes also provide for a right of carriageway over Council's access road to improve commercial viability of site and rear access to an underground car park if needed.
3. A car parking credit of 18 (eighteen) spaces be allocated to the adjusted site, based upon a site area of 560m² (five hundred and sixty square metres) and the current building use.
4. Notification be given to the residential tenants of the intention to terminate the tenancies.

ORDINARY MEETING
MINUTES: 10 August 2004

5. \$50,000 (fifty thousand dollars) estimated to undertake the work be provided from re-prioritisation of the building capital works program.
6. The site be appropriately identified for redevelopment.
7. Expressions of interest be sought as soon as practicable and when the General Manager determines such action to be appropriate and in Council's best financial interest.

Item: 34 INF B - Raising Tanker Hydrant Filling Points - (79338)

Previous Item: 44, Ordinary (9 December 2003)

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

310 RESOLUTION:

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

That a letter be forwarded to Sydney Water requesting the raising of the connecting valve and hydrant at:

- Wire Lane, Freemans Reach;
- Bathurst Street, Pitt Town; and
- Corner of Buckingham Street and Cattai Road, Pitt Town.

SUPPLEMENTARY

Item: 35 INF B - Council Communications Tower - Warks Hill Road, Kurrajong Heights - (79338, 79607, 73881)

COMMITTEE RECOMMENDATION:

RESOLVED on the motion moved by Councillor Paine, seconded by Councillor Williams.

Refer to RESOLUTION

ORDINARY MEETING
MINUTES: 10 August 2004

311 RESOLUTION:

RESOLVED on the motion moved by Councillor Paine, seconded by Councillor Williams.

That Council hold a public meeting with residents of Warks Hill Road, Kurrajong as soon as possible.

Item: 36 INF B - Water Ski Racing NSW - Lower Portland Ferry Closure - (79338)

Mr John Nolan, proponent, addressed the Committee

301 RESOLUTION:

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

That Council exercising its delegation as Committee of the Whole support the closure of the Lower Portland Ferry between 10:30am and 12:30pm on Sunday, 8 August 2004 subject to compliance with the following conditions:

1. The applicant submitting a copy of a public liability policy for \$10,000,000 (ten million dollars) and indemnifying Hawkesbury City Council prior to the event.
2. The applicant obtaining appropriate licences from the Waterways Authority regarding conduct of this event.
3. Advertising of the proposed suspension of service of Lower Portland Ferry being undertaken at the expense of the organisation in newspapers circulating in the area of the service 2 (two) weeks prior to the event, such notice is to be incorporated in the news section of those newspapers and to be approximately 1/8th page size.
4. Signs be erected at the Association's cost in locations as required by the Director Asset Services & Recreation and at a size indicated by him, on all roads leading to the ferry, as well as on each ferry for at least 2 (two) weeks prior to the event.
5. Safety precautions are to be placed at the Lower Portland Ferry such as to include a boat and crew upstream and downstream from the ferry with suitable equipment to indicate to competitors that a ferry may be operating and with communication between those boats and the ferry vessel, such procedures are to be implemented to the satisfaction of the Waterways Authority and the Director Asset Services & Recreation.

ORDINARY MEETING
MINUTES: 10 August 2004

ORGANISATION AND RESOURCES

Item: 40 ORG A - Monthly Financial Report - June 2004 - (107)

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

312 RESOLUTION:

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

That the information be received.

Item: 41 ORG B - Community Donations Program - Round 1 2004/2005 - (79356)

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

313 RESOLUTION:

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

That:

- A. As part of Round 1 (one) of Community Donations 2004/2005, a total of \$3,254.50 (three thousand, two hundred and fifty four dollars and fifty cents) be paid as donations as follows:
1. Colo Wilderness Children's Services receive \$899.00 (eight hundred and ninety nine dollars) for a trampoline cover and sandpit.
 2. Hawkesbury Complex Needs Day Centre receive \$405.90 (four hundred and five dollars and ninety cents) for the use of Windsor Function Centre for their client's Christmas function.

ORDINARY MEETING
MINUTES: 10 August 2004

3. Life Education NSW receive \$1,200.00 (one thousand and two hundred dollars) to fund 6 (six) months towing of their mobile classroom to schools within the Hawkesbury.
 4. Hawkesbury Care Inc receive \$750.00 (seven hundred and fifty dollars) for their Regeneration Program.
- B. That Kurrajong Heights Uniting Church by referred to other more appropriate funding sources.

Item: 42 ORG B - Future Operation of the Hawkesbury Cultural Precinct - (79342)

Previous Item: 24, Ordinary (8 June 2004)

Professor Ian Jack, Mr Michael Gennings, Ms Lyn Mantell and Ms Vivienne Pearson, addressed the Committee

A site inspection was carried out at 4:00pm. Councillors present at the inspection were Councillor R Stubbs, Mayor and Councillors B Bassett, T Books, B Calvert, T Devine, D Finch, C Paine, B Porter and N Wearne.

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

314 RESOLUTION:

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

That Council in principal agree to adopt the revised MoU for the Hawkesbury Cultural Precinct with a further report for ratification to be provided at the General Purpose Committee Meeting to be held on 24 August 2004.

ORDINARY MEETING
MINUTES: 10 August 2004

Item: 43 ORG B - Code of Meeting Practice - (107, 79341)

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

An AMENDMENT was moved by Councillor Williams, seconded by Councillor Calvert.

That:

The revised Code of Meeting Practice be placed on public exhibition for a period of 28 (twenty eight) days, with submissions to be received up to 42 (forty two) days from the date of exhibition with the following changes:

1. In point 2.2.3, Notices of Motion, change from 7 (seven) working days to 7 (seven) days.
2. In point 2.3.3, Notices of Rescission, the following text replaces the previous draft:

A notice of motion to rescind a resolution of Council must be signed by 3 councillors if less than 3 months has elapsed since the resolution was passed. If the notice of motion to rescind a resolution is received by the General Manager by 5pm on the day following the day the meeting of Council started, the resolution will not be carried into effect until the motion of rescission has been dealt with. No consents relating to applications determined at a meeting of Council will be issued before 5pm on the day following the day the meeting of Council started.

3. In point 2.3.5 change notification from Thursday to 3 (three) working days.
4. In point 2.3.6, a broader group of ministers be allowed to give the prayer at the beginning of the meetings.
5. In point 3.3.8, part 1, a caution be placed in the front of all business papers and the caution be read out by the Mayor at the beginning of each meeting.

The amendment was lost.

The motion was put and carried

315 RESOLUTION:

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

ORDINARY MEETING
MINUTES: 10 August 2004

That:

The revised Code of Meeting Practice be placed on public exhibition for a period of 28 (twenty eight) days, with submissions to be received up to 42 (forty two) days from the date of exhibition with the following changes:

1. In point 2.2.3, Notices of Motion, change from 7 (seven) working days to 7 (seven) days.
2. In point 2.3.3, Notices of Rescission, the following text replaces the previous draft:

A notice of motion to rescind a resolution of Council must be signed by 3 councillors if less than 3 months has elapsed since the resolution was passed. If the notice of motion to rescind a resolution is received by the General Manager by 5pm on the day following the day the meeting of Council started, the resolution will not be carried into effect until the motion of rescission has been dealt with. No consents relating to applications determined at a meeting of Council will be issued before 5pm on the day following the day the meeting of Council started.

3. In point 2.3.5 change notification from Thursday to 3 (three) working days.
4. In point 2.3.6, a broader group of ministers be allowed to give the prayer at the beginning of the meetings.
5. In point 3.3.8, part 1, the following text replaces the previous draft:

All proponents and respondents wishing to speak must make application on the relevant form prior to the commencement of the meeting. The application form will include a detailed explanation of the provisions of this code relating to maintaining order at meetings. The application form will include an undertaking, to be signed by the person wishing to speak, to comply with these provisions and to refrain from any insult, allegation or personal reflection against any person, present or not, during the course of their address to Council and any answers they give to questions from councillors.

Persons intending to apply for approval to address Council must contact the Council by telephone, email, facsimile or in person to indicate their intention prior to 3pm on the day of the meeting to enable appropriate scheduling of items. Where possible persons wishing to address Council are requested to lodge their completed application form with the General Manager by this time.

ORDINARY MEETING
MINUTES: 10 August 2004

SECTION 4 - Reports for Determination

Item: 88 **ENV B - Hawkesbury City Waste Management Facility Software Tender - (79348, 80237, 90345)**

Previous Item: 78, Ordinary (13 July 2004)
 67, Ordinary (14 October 2003)

RECOMMENDATION:

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

Refer to RESOLUTION

316 RESOLUTION:

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

That the Tender of Tipsite Pty Ltd of Unit 1, 14 Sheridan Close, Milperra for the supply and installation of software to be used in conjunction with the 2 (two) weighbridges and gatehouse for the sum of \$70,005.00 (seventy thousand and five dollars) excluding GST, be accepted and the necessary documents be executed under the Seal of Council.

Item: 89 **ENV B - Legislative Changes for Certain Buildings and Development Fees - (79347, 79349)**

RECOMMENDATION:

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

Refer to RESOLUTION

317 RESOLUTION:

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

That public notice be given in accordance with Section 705 of the Local Government Act 1993 for a period of 28 (twenty eight) days of the new fees listed in the table with submissions to be considered by Council.

ORDINARY MEETING
MINUTES: 10 August 2004

Fee Description	New Maximum Fee
Branch: Building & Development	
PART E: CUSTOMER SERVICES	
1.2 S149D Building Certificates	
(a) Class 1 (fee per dwelling) & Class 10 Buildings	\$210.00
(b) Additional Inspections	\$75.00
(c) Class 2-9 Buildings	
- Not Exceeding 200 sq metres	\$210.00
- Exceeding 200sq metres	\$210.00
	Plus
	42¢/m2
	over 200m2
Exceeding 2,000sq metres	\$966.00
	Plus
	6.3¢/m2 over 2,000m2
1.5 Registration of Privately Issued	
Certificates (incl. Construction, Compliance,	\$30.00
Occupation & Fire Safety Certificates	Per certificate

Item: 90 **INF B - Construction Of Hawkesbury Waste Depot Gatehouse Building, The Driftway South Windsor (79340, 79348, 74248)**

Previous Item: 67, GPC (30 September 2003)
67, Ordinary (14 October 2003)

RECOMMENDATION:

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

Refer to RESOLUTION

318 RESOLUTION:

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

That the tender of Zadro Constructions Pty Ltd of Suite 4, 16 Rob Place Vineyard, NSW 2756 for the construction of Hawkesbury Waste Depot Gatehouse building, The Driftway South Windsor for the sum of \$128,340.00 (one hundred and twenty eight thousand, three hundred and forty dollars) (excluding GST), be accepted and the necessary documents be executed under Seal of Council.

ORDINARY MEETING
MINUTES: 10 August 2004

Item: 91 **INF B - Construction Of Hawkesbury Waste Depot Roadworks, The Driftway South Windsor - (79340, 79348, 81203)**

Previous Item: 67, GPC (30 September 2003)
 67, Ordinary (14 October 2003)

RECOMMENDATION:

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

Refer to RESOLUTION

319 RESOLUTION:

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

That the tender of DMH Civil Engineering Pty Ltd of Suite 2, 16 Rob Place Vineyard, NSW 2756 for the construction of Hawkesbury Waste Depot Roadworks, The Driftway South Windsor for the sum of \$416,020.80 (four hundred and sixteen thousand and twenty dollars and eighty cents) (excluding GST), be accepted and the necessary documents be executed under Seal of Council.

Item: 92 **INF B - Plan of Road Widening - Johnston Street, Windsor - (8736)**

Previous Item: 45, Ordinary (8 June 2004)

RECOMMENDATION:

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

Refer to RESOLUTION

320 RESOLUTION:

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

That the Common Seal of Council be affixed to the Plan of Road Widening within Lot 1 in DP586790 and part of land in Crown Land plan 5651-3000 and creation of easement.

ORDINARY MEETING
MINUTES: 10 August 2004

Item: 93 INF B - Alteration and Additions to Change Room Amenities Terrace Road, North Richmond - (79340)

RECOMMENDATION:

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

Refer to RESOLUTION

321 RESOLUTION:

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

That the tender of C.B.S. Refurbishments, 125 Devonshire Street, Surry Hills NSW 2010 for the alterations and additions to North Richmond Park Change Rooms/Amenities at Terrace Road North Richmond for the sum of \$139,669.18 (one hundred and thirty nine thousand, six hundred and sixty nine dollars and eighteen cents) excluding GST, be accepted and the necessary documents be executed under Seal of Council.

Item: 94 ORG A - Banking Contract - (79349)

RECOMMENDATION:

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

Refer to RESOLUTION

322 RESOLUTION:

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

That:

1. It is recommended that the proposed fee structure from the Commonwealth Bank be accepted until 30 June 2005.
2. That tenders for Banking Services be invited to take effect from 1 July 2005.

ORDINARY MEETING
MINUTES: 10 August 2004

Item: 95 ORG B - Webbs Creek Road, Webbs Creek - (79342)

RECOMMENDATION:

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

Refer to RESOLUTION

323 RESOLUTION:

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

That the matter be deferred to the next General Purpose Committee Meeting.

Item: 96 ORG B - Acceptance of Funding Grant: WSROC Agriculture Heritage Initiative - (79342)

RECOMMENDATION:

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

Refer to RESOLUTION

324 RESOLUTION:

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

That:

1. Council accept the offer of a grant of \$32,000 (thirty two thousand dollars) made available under the Western Sydney Regional Organisation of Council Agricultural Heritage Initiative as a contribution to the staging of an exhibition entitled *AGRI/CULTURE: Recreating the Living Landscape* to coincide with the opening of the Hawkesbury Regional Gallery in 2005.
2. Cheryle Yin-Lo be appointed as the Exhibition Curator/Project Co-ordinator for the project.

ORDINARY MEETING
MINUTES: 10 August 2004

Item: 97 ORG B - Unsuccessful Building Grant for New Library - (79342)

RECOMMENDATION:

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

Refer to RESOLUTION

325 RESOLUTION:

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

That representations be made to the Hon. Bob Carr, Premier and Minister for the Arts, and local state members, Mr Steven Pringle MP and Mr. Alan Shearan MP, to seek their support to review the decision of the Library Council of New South Wales in relation to Council's application for a capital grant for the new Library.

Item: 98 ORG B - Arthritis Foundation Bike Ride Event - Trike Around Australia - (79356)

Previous Item: 36, Ordinary (13 July 2004)
 4, Ordinary (10 February 2004)

RECOMMENDATION:

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

Refer to RESOLUTION

326 RESOLUTION:

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

That Council provide a donation to the Arthritis Foundation in the total amount of \$1,000.00 (one thousand dollars) consisting of in-kind support i.e. accommodation and meals for the team undertaking the Arthritis Foundation Bike Ride Event Trike Around Australia arrival in Windsor, up to a value of \$350.00 (three hundred and fifty dollars) and a cash donation of the remainder of the amount with funding to be provided from the Donations Budget.

ORDINARY MEETING
MINUTES: 10 August 2004

Item: 99 RES B - Networking Strategy - Welcoming New Businesses - (91811)

RECOMMENDATION:

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

Refer to RESOLUTION

327 RESOLUTION:

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

Council approve up to 3 (three) "Welcome to Hawkesbury" Mayoral Reception evenings per annum for the purpose of welcoming new business operators recently established within the Hawkesbury Local Government Area.

CONFIDENTIAL

Item: 100 Confidential Report - ORG A - Legal Services - (79351, 107)
CONFIDENTIAL

Previous Item: 70, Ordinary (8 June 2004)

RECOMMENDATION:

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

Refer to RESOLUTION 2

328 RESOLUTION 1:

RESOLVED on the motion of Councillor Rasmussen seconded Councillor Wearne that Council be closed.

329 RESOLUTION 2:

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

ORDINARY MEETING
MINUTES: 10 August 2004

The General Manager advised that, whilst in Closed Council, the Committee resolved to expedite tenders for legal services that include the provision of in-house services on a part-time basis.

330 RESOLUTION 3:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Wearne that Open Council be resumed.

SUPPLEMENTARY

Item: 101 ORG B - Electoral District Commissioners - Proposed Alterations of Electoral Districts - (107, 79337)

Previous Item: 190, Ordinary (4 November 2003)

Councillor Conolly declared an interest as he stood for one of the seats.

RECOMMENDATION:

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

Refer to RESOLUTION

331 RESOLUTION:

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

That Council make a further submission to the Electoral District Commissioners in relation to the currently proposed alterations of electoral district boundaries as they affect the Council's area supporting the development of an electoral district, which corresponds with the Council's area, based upon "community of interest" and other related matters, as distinct from the current proposals, which further divide the area over a number of electoral districts.

ORDINARY MEETING
MINUTES: 10 August 2004

SECTION 6 - Reports of Committees

ROC - Floodplain Management Committee Meeting - 10 May 2004 - (86589)

332 RESOLUTION:

RESOLVED on the motion moved by Councillor Conolly, seconded by Councillor Rasmussen.

That the Minutes of the Floodplain Management Committee Meeting held on 10 May 2004 as recorded on pages 59 to 61 be received.

ROC - Heritage Advisory Committee - 10 June 2004 - (80242)

333 RESOLUTION:

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

That the Minutes of the Heritage Advisory Committee Meeting held on 10 June 2004 as recorded on pages 62 to 64 be received.

ROC - Floodplain Management Committee Meeting - 7 June 2004 - (86589)

334 RESOLUTION:

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

That the Minutes of the Floodplain Management Committee Meeting held on 7 June 2004 as recorded on pages 65 to 66 be received.

ROC - Local Traffic Committee - 21 July 2004 (80245)

335 RESOLUTION:

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

That the Minutes of the Local Traffic Committee held on 21 July 2004 as recorded on pages 67 to 92 be adopted.

ORDINARY MEETING
MINUTES: 10 August 2004

QUESTIONS WITHOUT NOTICE

1. Councillor Conolly referred to Council's resolution to sell by auction a number of properties for unpaid rates. He asked if it was appropriate to go ahead with the auction of a particular property at the Terrace, Freeman's Reach as the resident involved has special circumstances and was incapable of handling correspondence sent to him and hence the unpaid rates.

The Director Community and Corporate Services advised that it was appropriate to auction the property. If payment of overdue rates were made the property would be withdrawn from auction.

2. Councillor Conolly was concerned as to the state of the gentleman and whether this was an issue that Council should interest itself in.

The General Manager advised that Council should engage relevant services to assist the gentleman in any event.

3. Councillor Rasmussen referred to a number of e-mailed questions that he was forwarded through and asked if he could get answers to those questions.

The Mayor advised that this would be done.

4. Councillor Rasmussen referred to the Pitt Town Advisory Committee and advised that he was aware correspondence had been sent out to members, but he had not received anything by way of e-mail.

The Director Environment and Development advised that the correspondence was sent via the post to members late last week, not via e-mail and it should have been sent to Councillor Rasmussen as a member of the Committee. He advised that the documents sent were: the Draft Constitution; correspondence to and from Council, Heritage Office and DIPNR about the LEP; and, copy of another draft LEP for information.

5. Councillor Rasmussen advised that he had received some of the correspondence via e-mail from a resident and asked if Council could send out the electronic copies i.e. PDF documents.

The Director Environment and Development advised that the vast majority were electronic, one document was sent out in hardcopy and it has since being made electronic and have sent it out subsequently as some members of the Committee wanted it electronically, but the original mail-out was by post.

Councillor Rasmussen asked if there are electronic versions of documents, can Councillors be sent them as well as residents.

ORDINARY MEETING
MINUTES: 10 August 2004

The Director Environment and Development advised that this is normally the case and he would check the mailing list to see why Councillor Rasmussen didn't receive it.

6. Councillor Books asked if there could be a Council briefing session on matters relating to media communications and the provisions of the Code of Conduct.

The General Manager advised that a briefing session on these matters would be organised and a date would be advised.

7. Councillor Williams referred to the resident and his unpaid rates at the Terrace, Freeman's Reach and asked if Council had any checks or balances on these things. He asked if Council could establish a procedure for when Council sends out correspondence and doesn't get a reply.

The Director Community and Corporate Services advised that there had been correspondence between Council and the resident's family. Correspondence between Council and property owners would be provided as a report to Councillors.

8. Councillor Williams asked if more background could be provided to Councillors in relation to the auctioning of properties for unpaid rates so the Councillors have a better understanding of how Council came to the decision to sell.

The General Manager advised that this would be done, but Council will work on these situations prior to coming to the conclusion of selling properties.

9. Councillor Williams advised that he had received a letter from Dianne Lanham from Boundary Road regarding the clearing that went on next door to her, she is asking if the willow trees that are left are going to be mulched in accordance with the condition of consent or has there been a change and the owner going to be burning those trees that have been cleared.

The Director Environment and Development advised that the owner has made an application to change his conditions of consent. Council has opposition from the EPA to the burning and Council doesn't have the Rural Fire Services opinion and has the letter of objection from the neighbour. On those grounds alone, it is hard to justify the variations in conditions of consent. If the application is to be approved, it must be referred to Council for determination, however, if it is to be refused it can be dealt with by the Director.

10. Councillor Williams referred to the PA system and the complaint received at the meeting and asked if Council could get another PA system.

The General Manager advised that there would be a comprehensive report on this matter would be submitted to the next General Purpose Committee Meeting.

ORDINARY MEETING
MINUTES: 10 August 2004

11. Councillor Paine tabled correspondence regarding dog noise in Kurrajong Heights and advised that the resident had sent nine letters to the Council.
12. Councillor Paine tabled correspondence from the owners of the Dinky-Di Pre-school in March Street, Richmond and advised that one of their neighbours had a problem regarding parking out the front causing people not to be able to get out of their driveways.

The Acting Director Assets Services and Recreation advised this would be followed up.

13. Councillor Paine referred to asbestos pipes in the ground in the Pitt Town area and asked what Council's ruling was on broken asbestos pipes with the subdivision that is going to happen in Pitt Town. Will they have to be removed from the ground before the houses are built?

The Director Environment and Development advised that they are dealt with at the time of subdivision application. Every block has to be certified by a GeoTech Engineer to be stable for the purpose of subdivision. If there are pipes with asbestos or otherwise that interfere with house sites, they have to be stabilised either by removal or by some other means.

14. Councillor Paine asked who would be responsible for the removal of asbestos pipes if they had to be removed i.e. for a pool.

The Director Environment and Development advised that every block has to be certified by a GeoTech Engineer to be stable. If the block has room for swimming pool, then the pipes have to be moved, if the block cannot have room for a swimming pool cause the pipes have to stay, then there is an easement over those pipes and you can't build on top of those. The blocks must be suitable for the purpose that it is designed for.

15. Councillor Paine asked if there was going to be a Mayoral Election in September as most Councillors are at conferences or on leave.

The Mayor advised that Councillors would be notified in due course and there had to be a meeting for the election of committees. A date hasn't been set at this stage and it is quite feasible that the meeting would be meeting at the same time as a General Purpose Committee rather than having a Special Meeting.

Councillor Paine asked if Councillors could be advised of the date in the next week or so.

The General Manager advised that this would be done.

16. Councillor Conolly asked if it was correct that committees contain provision to go to seek public expressions for those community representatives on them at September.

ORDINARY MEETING
MINUTES: 10 August 2004

The General Manager advised that Council asked staff to review all committees by September so it would apply to all committees.

17. Councillor Calvert advised that the residents at Kurrajong Heights asked him to thank Council for the mobile Skate Ramp that is now at Power Park.
18. Councillor Calvert tabled correspondence from Alan Shearan saying that he sent a letter to the General Manager about roadside stalls and trucks being set up on the side of the road and asked if the General Manager had received it.
19. Councillor Calvert referred to the many letters he received in relation to the new kerbside bi-annual charge. He advised that several residents said they proposed not to pay the fee and he asked what would happen in this case. Councillor Calvert also advised that other residents said they were not going to pay it because they live in villas or units and asked if these issues had been discussed and asked where Council was up to with them.

The Director Community and Corporate Services advised that the fee is a charge on the land and it is collectable and will need to be dealt with as arrears in rates if residents refuse to pay the fee.

20. Councillor Finch tabled her report from the Sister City Conference and asked if it was possible to have our Sister Cities put on our Council website.

The General Manager advised that this would be done.

21. Councillor Finch tabled correspondence from Mr John Taylor in relation to property auctions.
22. Councillor Finch tabled correspondence from A K Lance of Merit Manufacturing Pty Ltd in relation to DA796/04 subdivision.
23. Councillor Finch tabled correspondence from K M and N L Chew in relation to Kerbside Bi-annual Charges.
24. Councillor Finch tabled correspondence from Natalie Hull of North Richmond Community Centre in relation to upgrading the floor of Chase Perry Hall.
25. Councillor Finch tabled correspondence from Brenda Ireland regarding an application for access across crown land, to provide legal entry/exit from a home property.

ORDINARY MEETING
MINUTES: 10 August 2004

26. Councillor Bassett referred to the previous discussions in relation to unpaid rates and asked what the process was for selecting the agent to conduct the auction.

The Director Community and Corporate Services advised that expressions of interest were placed in the paper and an auctioneer chosen.

27. Councillor Bassett asked what system Council has in place for the checking of maintenance on areas like the carpark at North Richmond Shopping Centre i.e. for the filling of potholes and general maintenance.

The Acting Director Asset Services and Recreation advised that there was no formal system in place for the checking of specific potholes and Council relies upon community advice and staff advice. The Acting Director would take on advice the carpark at North Richmond and would investigate.

The meeting terminated at 11:30pm.

Submitted to and confirmed at the Ordinary meeting of Council held on 14 September 2004.

.....
Mayor