

Date of meeting: 28 May 2024 Location: Council Chambers Time: 6:30 PM

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1. WELCOME

Meeting Date: 28 May 2024

1. WELCOME

Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 28 May 2024, commencing at 6:31pm.

a) Acknowledgement of Indigenous Heritage

The Mayor, Councillor Sarah McMahon acknowledged the Indigenous Heritage.

b) General Manager's Matters for Mention

The General Manager addressed the Council meeting, mentioning:

- Emergency Procedures
- Recording of the Council Meeting
- Statement regarding people addressing the Meeting
- Mobile phones

2. ACKNOWLEDGEMENT OF OFFICIAL VISITORS TO THE COUNCIL

There were no official visitors to Council.

3. APOLOGIES AND LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

Meeting Date: 28 May 2024

3. APOLOGIES AND LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

Attendance

PRESENT: Councillor Sarah McMahon, Mayor, Councillor Barry Calvert, Deputy Mayor and Councillors Patrick Conolly, Shane Djuric, Amanda Kotlash, Mary Lyons-Buckett, Jill Reardon, Les Sheather, Paul Veigel, Danielle Wheeler and Nathan Zamprogno.

ALSO PRESENT: General Manager – Elizabeth Richardson, Director Corporate Services - Laurie Mifsud, Director Infrastructure Services - Will Barton, Manager Governance and Risk - Patricia Krzeminski, Manager Communications and Events - Suzanne Stuart, Manager Resource Recovery - Samuel Swain, Acting Manager Strategic Planning - Jack Kensey, Administrative Support Coordinator - Melissa Ryan.

Councillor Eddie Dogramaci was absent from the Council Meeting.

The Mayor, Councillor Sarah McMahon advised that they General Manager received from Councillor Wheeler, a written request to attend tonight's Ordinary Meeting by audio-visual link as she was unable to attend the meeting in person.

85 RESOLUTION:

RESOLVED on the motion of Councillor Reardon, seconded by Councillor Conolly that approval be granted to Councillor Wheeler, to attend the Ordinary Council Meeting on 28 May 2024 by audio-visual link as she is unable to attend the meeting in person.

ORDINARY MEETING 4. DECLARATIONS OF INTERESTS

Meeting Date: 28 May 2024

4. DECLARATIONS OF INTERESTS

Councillor McMahon declared interests in Items 10.5.2. and 11.1.3.

Councillor Sheather declared an interest in Item 11.1.3.

Councillor Wheeler declared interests in Items 10.3.1. and 10.5.2.

This is page 7 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

5. CONFIRMATION OF MINUTES

Meeting Date: 28 May 2024

5. CONFIRMATION OF MINUTES

86 **RESOLUTION**:

RESOLVED on the motion of Councillor Reardon, seconded by Councillor Veigel that the minutes of the Ordinary Meeting held on 14 May 2024, be confirmed.

This is page 8 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

ORDINARY MEETING 6. AGENDA ITEMS SUBJECT TO PUBLIC ADDRESS

Meeting Date: 28 May 2024

6. AGENDA ITEMS SUBJECT TO PUBLIC ADDRESS

The following items were subject to public address:

- Item 10.2.1. GM The Parks Governance Review and Operating Model (79351)
- Item 10.5.1. IS Food Organics Garden Organics (FOGO) Transition Plan (95495)

This is page 9 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

7. CONDOLENCES

Meeting Date: 28 May 2024

7. CONDOLENCES

Nil reports.

8. MAYORAL MINUTES

Nil reports

This is page 10 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

9. EXCEPTION REPORTS – ADOPTION OF ITEMS NOT IDENTIFIED FOR DISCUSSION AND DECISION

Meeting Date: 28 May 2024

9. EXCEPTION REPORTS – ADOPTION OF ITEMS NOT IDENTIFIED FOR DISCUSSION AND DECISION

MOTION:

MOVED on the motion of Councillor Conolly, seconded by Councillor Kotlash.

Refer to RESOLUTION

87 **RESOLUTION:**

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

That the following items are dealt with by exception:

- Item 10.4.1.
- Item 11.1.2.

For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Councillor Dogramaci.

ADJOURNMENT OF MEETING

At 8:24pm the Mayor adjourned the meeting for a short break.

RESUMPTION OF MEETING

The meeting resumed at 8:35pm.

10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

10. REPORTS FOR DETERMINATION

10.1. PLANNING DECISIONS

Nil reports.

This is page 12 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

10.2. GENERAL MANAGER

10.2.1. GM – The Parks Governance Review and Operating Model - (79351)

Directorate: General Manager

Mr Charles Casuscelli addressed Council, speaking for the recommendation.

A MOTION was moved by Councillor Calvert, seconded by Councillor Kotlash.

That Council:

- 1. Receive and note the report on the governance model for 'The Parks', the strategic alliance of the eight Councils of the Western Parkland City led by the Mayors, and the need to update the governance model to increase effectiveness.
- 2. Proposes to the other Parkland Councils that there is merit in a merger with WSROC rather than duplicating resources.
- 3. Endorses the inclusion of other strategic bodies such as the Western Sydney Health Alliance and the Western Sydney Planning Partnership into the merger.
- 4. Further recommends that if the merger proceeds then the new body be renamed in such a way to reflect the nature and location of its membership.

ORDINARY MEETING 10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

AN AMENDMENT was moved by Councillor Wheeler, seconded by Councillor Lyons-Buckett.

That Council:

- 1. Receive and note the report on the governance model for 'The Parks', the strategic alliance of the eight Councils of the Western Parkland City led by the Mayors, and the need to update the governance model to increase effectiveness.
- 2. Note that this updated governance model retains the autonomy of all member Councils and brings with it no additional financial costs on members.
- 3. Endorse:
 - a) That the existing governance model for The Parks be updated to a Section 358 entity under the Local Government Act 1993 constituted as an incorporated association under the Associations Incorporation Act 2020 with primary responsibility for conducting research and gathering evidence to advocate effectively for the residents, businesses and visitors of the Western Parkland City and implement programs and initiatives that bring regional benefits.
 - b) The Constitution, attached as Attachment 3 to the report, as the Constitution for this organisation, to be known as the 'The Parks' Councils Organisation.
- 4. Subject to Ministerial consent, authorises the Mayor and General Manager to work with the other Councils' Mayors and General Managers to establish the entity as per Section 358 of the Local Government Act 1993 and the Office of Local Government's Guidelines for the Formation of Corporations and Entities (Section 358).
- 5. Contact Western Parkland Councils to explore merging The Parks with WSROC and other strategic bodies.

For the Amendment:	Councillors McMahon, Djuric, Lyons-Buckett, Reardon, Sheather, Veigel and Wheeler.
Against the Amendment:	Councillors Calvert, Conolly, Kotlash and Zamprogno.
Absent:	Councillor Dogramaci.

The Amendment was carried.

ORDINARY MEETING 10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

MOTION:

MOVED on the motion of Councillor Calvert, seconded by Councillor Kotlash.

Refer to RESOLUTION

88 **RESOLUTION**:

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

That Council:

- 1. Receive and note the report on the governance model for 'The Parks', the strategic alliance of the eight Councils of the Western Parkland City led by the Mayors, and the need to update the governance model to increase effectiveness.
- 2. Note that this updated governance model retains the autonomy of all member Councils and brings with it no additional financial costs on members.
- 3. Endorse:
 - a) That the existing governance model for The Parks be updated to a Section 358 entity under the Local Government Act 1993 constituted as an incorporated association under the Associations Incorporation Act 2020 with primary responsibility for conducting research and gathering evidence to advocate effectively for the residents, businesses and visitors of the Western Parkland City and implement programs and initiatives that bring regional benefits.
 - b) The Constitution, attached as Attachment 3 to the report, as the Constitution for this organisation, to be known as the 'The Parks' Councils Organisation.
- 4. Subject to Ministerial consent, authorises the Mayor and General Manager to work with the other Councils' Mayors and General Managers to establish the entity as per Section 358 of the Local Government Act 1993 and the Office of Local Government's Guidelines for the Formation of Corporations and Entities (Section 358).
- 5. Contact Western Parkland Councils to explore merging The Parks with WSROC and other strategic bodies.

For the Motion:	Councillors McMahon, Calvert, Djuric, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.
Against the Motion:	Councillors Conolly and Kotlash.
Absent:	Councillor Dogramaci.

10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

10.3. CITY PLANNING

10.3.1. CP - Draft Hawkesbury Social Infrastructure Assessment and Strategy 2024-2034 - (95498)

Directorate: City Planning

Councillor Wheeler declared a less than significant non-pecuniary interest as her husband is employed by Hawkesbury City Council at one of the facilities discussed, being Hawkesbury Library Service. Councillor Wheeler remained in the Chamber and participated in discussion and voting on the matter.

MOTION:

MOVED on the motion of Councillor Reardon, seconded by Councillor Veigel.

Refer to RESOLUTION

89 RESOLUTION:

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

That:

- 1. Council endorse the Draft Social Infrastructure Assessment and Strategy 2024-2034 included as Attachment 1 to this report, for the purpose of public exhibition for a period of at least 28 days.
- 2. Councillors provide feedback on the Draft Social Infrastructure Assessment and Strategy 2024-2034, within two weeks from 28 May 2024 before proceeding to public exhibition.
- 3. The matter be reported back to Council following the public exhibition period, including any submissions that are received and Council Officer responses to these submissions.
- For the Motion:Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett,
Reardon, Sheather, Veigel, Wheeler and Zamprogno.
- Against the Motion: Nil.

Absent:	Councillor Dogramaci.
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10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

10.3.2. CP - Hawkesbury Floodplain Drainage Review - (95498)

Directorate: City Planning

A MOTION was moved by Councillor Sheather, seconded by Councillor Reardon.

That Council:

- 1. Note the Hawkesbury Floodplain Drainage Review Study.
- 2. Note that a further report will be provided to Council that will include the projected costs and process for undertaking maintenance works on the drainage systems, including options for progressing works on the drainage systems that run through both private and public land.

AN AMENDMENT was moved by Councillor Wheeler, seconded by Councillor Lyons-Buckett.

That Council:

- 1. Note the Hawkesbury Floodplain Drainage Review Study.
- 2. Note that a further report will be provided to Council that will include the projected costs and process for undertaking maintenance works on the drainage systems, including options for progressing works on the drainage systems that run through both private and public land.
- 3. Concurrently approach the University of Western Sydney and Hawkesbury River County Council regarding how the drainage works effect the health of the wetlands.

For the Amendment:	Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Wheeler and Zamprogno.
Against the Amendment:	Councillors Sheather and Veigel.
Absent:	Councillor Dogramaci.

The Amendment was carried.

ORDINARY MEETING 10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

MOTION:

MOVED on the motion of Councillor Sheather, seconded by Councillor Reardon.

Refer to RESOLUTION

90 RESOLUTION:

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

That Council:

- 1. Note the Hawkesbury Floodplain Drainage Review Study.
- 2. Note that a further report will be provided to Council that will include the projected costs and process for undertaking maintenance works on the drainage systems, including options for progressing works on the drainage systems that run through both private and public land.
- 3. Concurrently approach the University of Western Sydney and Hawkesbury River County Council regarding how the drainage works effect the health of the wetlands.
- For the Motion:Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett,
Reardon, Sheather, Veigel, Wheeler and Zamprogno.
- Against the Motion: Nil.

Absent: Councillor Dogramaci.

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10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

10.4. CORPORATE SERVICES

10.4.1. CS - Disclosure of Interests in Written Return - (95496)

Directorate: Corporate Services

MOTION:

MOVED on the motion of Councillor Conolly, seconded by Councillor Kotlash.

Refer to RESOLUTION

91 **RESOLUTION**:

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

That Council note that the Disclosure of Interests in Written Return, lodged with the General Manager, has been tabled.

For the Motion:	Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.
Against the Motion:	Nil.
Absent:	Councillor Dogramaci.

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10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

10.5. INFRASTRUCTURE SERVICES

10.5.1. IS - Food Organics Garden Organics (FOGO) Transition Plan - (95495)

Previous Item: 216, Ordinary (13 December 2022)

Directorate: Infrastructure Services

Mr Bill Sneddon addressed Council, speaking for the recommendation in the business paper.

MOTION:

MOVED on the motion of Councillor Kotlash, seconded by Councillor Reardon.

Refer to RESOLUTION

92 RESOLUTION:

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

That Council:

- 1. Receive and note the report on the Food Organics Garden Organics (FOGO) Transition Plan;
- Endorse the Food Organics Garden Organics (FOGO) Transition Plan, including the commencement of the proposed Food Organics Garden Organics (FOGO) service from 1 July 2027, attached as Attachment 1 to this report.
- For the Motion:Councillors McMahon, Calvert, Djuric, Kotlash, Lyons-Buckett, Reardon,
Sheather, Veigel, Wheeler and Zamprogno.Against the Motion:Councillor Conolly.

Absent: Councillor Dogramaci.

10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

10.5.2. IS - Quarter 3 - 2023/2024 Capital Projects Report - (95495)

Previous Item: 4.5.3, Ordinary (13 February 2024)

Directorate: Infrastructure Services

Councillor McMahon declared a less than significant non-pecuniary interest as her son plays for the Hawks at Turnbull Oval; she is a member of the Hawkesbury Communications Brigade at the Hawkesbury Fire Control Centre; and the Kurmond-Kurrajong Cycleway runs past land where a relative is involved in a project. Councillor McMahon remained in the Chamber and participated in discussion and voting on the matter.

Councillor Wheeler declared a less than significant non-pecuniary interest as she is a member of the Hawkesbury Communications Brigade and her son is a member of the Wilberforce Brigade of the Rural Fire Service. Councillor Wheeler remained in the Chamber and participated in discussion and voting on the matter.

MOTION:

MOVED on the motion of Councillor Conolly, seconded by Councillor Veigel.

Refer to RESOLUTION

93 RESOLUTION:

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

That Council:

- 1. Receive and note the Quarter 3 2023/2024 Capital Projects Report,
- 2. Receive and endorse the Draft Communication and Engagement Plans for the North Richmond Community Precinct and Redevelopment of Richmond Swimming Centre projects attached as Attachment 3 to this report.
- For the Motion:Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett,
Reardon, Sheather, Veigel, Wheeler and Zamprogno.
- Against the Motion: Nil.
- Absent: Councillor Dogramaci.

ORDINARY MEETING 10. REPORTS FOR DETERMINATION

Meeting Date: 28 May 2024

LATE SUPPLEMENTARY

10.5.3. IS - Lower Portland Ferry - Transfer to Transport for NSW - (95495)

Previous Item: 15.4.1, Ordinary (28 May 2024)

Directorate: Infrastructure Services

MOTION:

MOVED on the motion of Councillor Sheather, seconded by Councillor Kotlash.

Refer to RESOLUTION

94 **RESOLUTION**:

RESOLVED on the motion of Councillor Sheather, seconded by Councillor Kotlash.

1. That Council receive and note the report on the transfer of the Lower Portland Ferry to Transport for NSW.

For the Motion:	Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.
Against the Motion:	Nil.
Absent:	Councillor Dogramaci.

ORDINARY MEETING 11. RECEIPT OF MINUTES OF OTHER COMMITTEES

Meeting Date: 28 May 2024

11. RECEIPT OF MINUTES OF OTHER COMMITTEES

11.1.1. ROC - Audit, Risk and Improvement Committee - 22 March 2024 - (158054, 95196)

Directorate: Corporate Services

MOTION:

MOVED on the motion of Councillor Conolly, seconded by Councillor Veigel.

Refer to RESOLUTION

95 RESOLUTION:

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

That Council receive and note the Minutes of the Audit, Risk and Improvement Committee Meeting held on 22 March 2024.

For the Motion:	Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.
Against the Motion:	Nil.
Absent:	Councillor Dogramaci.

11. RECEIPT OF MINUTES OF OTHER COMMITTEES

Meeting Date: 28 May 2024

11.1.2. ROC - Disaster and Emergency Committee - 26 March 2024 - (151940)

Directorate: Infrastructure Services

MOTION:

MOVED on the motion of Councillor Conolly, seconded by Councillor Kotlash.

Refer to RESOLUTION

96 **RESOLUTION**:

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

That Council adopt the recommendations contained in the Minutes of the Disaster and Emergency Committee meeting held on 26 March 2024.

For the Motion:	Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.
Against the Motion:	Nil.

Absent: Councillor Dogramaci.

This is page 24 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

11. RECEIPT OF MINUTES OF OTHER COMMITTEES

Meeting Date: 28 May 2024

11.1.3. ROC – Local Traffic Committee – 8 April 2024 – (95495, 80245)

Directorate: Infrastructure Services

Councillor McMahon declared a pecuniary interest as she is a Board Member of Windsor RSL. Councillor McMahon left the Chamber and did not participate in the discussion or voting on the matter.

Councillor Sheather declared a pecuniary interest as he is a Director of Windsor RSL. Councillor Sheather left the Chamber and did not participate in the discussion or voting on the matter.

In the absence of the Mayor, Councillor McMahon, the Deputy Mayor, Councillor Calvert in accordance with Section 369 (1) of the Local Government Act 1993, acted as Chairperson for this Item.

MOTION:

MOVED on the motion of Councillor Conolly, seconded by Councillor Kotlash.

Refer to RESOLUTION

97 RESOLUTION:

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

That the Council adopt the recommendations contained in the minutes of the Hawkesbury City Council Local Traffic Committee meeting held on 8 April 2024.

For the Motion:	Councillors Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Veigel, Wheeler and Zamprogno.
Against the Motion:	Nil.

Absent: Councillors McMahon, Dogramaci and Sheather.

The Mayor, Councillor McMahon resumed the Chair.

11. RECEIPT OF MINUTES OF OTHER COMMITTEES

Meeting Date: 28 May 2024

11.1.4. ROC – Enhancing the Arts in the Hawkesbury Working Group – 23 April 2024 (142963)

Previous Item: 5.1.1., Ordinary (9 April 2024)

Directorate: Corporate Services

MOTION:

MOVED on the motion of Councillor Conolly, seconded by Councillor Lyons-Buckett.

Refer to RESOLUTION

98 RESOLUTION:

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

That Council adopt the recommendations contained in the Minutes of the Enhancing the Arts in the Hawkesbury Working Group meeting held on 23 April 2024.

For the Motion:	Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, Wheeler and Zamprogno.
Against the Motion:	Nil.
Absent:	Councillor Dogramaci.

12. NOTICES OF MOTION

Meeting Date: 28 May 2024

12. NOTICES OF MOTION

Nil reports.

13. QUESTIONS WITH NOTICE

Nil questions.

This is page 27 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

14. RESPONSES TO QUESTIONS WITH NOTICE FROM PREVIOUS MEETING

Meeting Date: 28 May 2024

14. RESPONSES TO QUESTIONS WITH NOTICE FROM PREVIOUS MEETING

14.1.1. Responses to Councillor Questions Taken on Notice at the Council Meeting 9 April 2024

There were no comments or further questions to the Councillor Questions Taken on Notice at the Council Meeting on 9 April 2024.

14.1.2. Responses to Councillor Questions Taken on Notice at the Council Meeting -14 May 2024

There were no comments or further questions to the Councillor Questions Taken on Notice at the Council Meeting on 14 May 2024.

This is page 28 of the Minutes of the ORDINARY MEETING of the HAWKESBURY CITY COUNCIL held in the Council Chambers, on 28 May 2024.

15. CONFIDENTIAL REPORTS

Meeting Date: 28 May 2024

15. CONFIDENTIAL REPORTS

99 RESOLUTION:

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

That 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:

15.4.1. IS – Lower Portland Ferry – Transfer to Transport for NSW – (95495)

REASON FOR CONFIDENTIALITY

This report is **CONFIDENTIAL** in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and the public.

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(d) of the Act as it relates to the procurement of investigative services and the information is regarded as being commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the Council, or reveal a trade secret and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.

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 this matter are to be withheld from the press and public.

15. CONFIDENTIAL REPORTS

Meeting Date: 28 May 2024

15.5.1. Confidential Responses to Councillor Questions Taken on Notice at the Council Meeting - 14 May 2024

REASON FOR CONFIDENTIALITY

This report is **CONFIDENTIAL** in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and the public.

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(d) of the Act as it relates to the procurement of investigative services and the information is regarded as being commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the Council, or reveal a trade secret and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.

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 this matter are to be withheld from the press and public.

100 RESOLUTION:

RESOLVED on the motion of Councillor Sheather, seconded by Councillor Kotlash that open meeting be resumed.

15. CONFIDENTIAL REPORTS

Meeting Date: 28 May 2024

15.4. INFRASTRUCTURE SERVICES

15.4.1. IS – Lower Portland Ferry – Transfer to Transport for NSW – (95495)

Directorate: Infrastructure Service

MOTION:

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

Refer to RESOLUTION

101 **RESOLUTION**:

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

That Council:

- 1. Enter into a contract with Transport for NSW for the transfer (disposal) of the Lower Portland Ferry and associated infrastructure.
- 2. The General Manager be granted delegated authority to execute any documentation associated with the transfer (disposal) of the Lower Portland Ferry and associated infrastructure to Transport for NSW.
- For the Motion: Councillors McMahon, Calvert, Conolly, Djuric, Kotlash, Lyons-Buckett, Reardon, Sheather, Veigel, and Zamprogno.
- Against the Motion: Nil.

Absent: Councillor Dogramaci.

Councillor Wheeler was excluded from the Item due to experiencing technical issues.

15. CONFIDENTIAL REPORTS

Meeting Date: 28 May 2024

15.5. CONFIDENTIAL RESPONSES TO QUESTIONS WITH NOTICE FROM PREVIOUS MEETING

15.5.1. Confidential Responses to Councillor Questions Taken on Notice at the Council Meeting - 14 May 2024

Comments were provided to the Confidential Councillor Question Taken on Notice at the Council Meeting on 14 May 2024.

Meeting terminated at 10:25pm.

Submitted to and confirmed at the Ordinary meeting on 11 June 2024.

..... Mayor



Ordinary Meeting

End of Minutes

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