



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 27 August 2019

location: council chambers

time: 6:30 p.m.

ORDINARY MEETING

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 27 August 2019, commencing at 6:33pm.

Welcome

The Mayor, Councillor Barry Calvert acknowledged the Indigenous Heritage.

The Acting General Manager addressed the Council meeting, mentioning:

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

ATTENDANCE

PRESENT: Councillor Barry Calvert, Mayor, Councillor Mary Lyons-Buckett, Deputy Mayor and Councillors Patrick Conolly, Emma-Jane Garrow, Sarah Richards, John Ross, Danielle Wheeler and Nathan Zamprogno.

ALSO PRESENT: Acting General Manager – Linda Perrine, Director Infrastructure Services - Jeff Organ, Acting Director Support Services – Emma Galea, Manager Corporate Communication - Suzanne Stuart, Acting Manager Corporate Services and Governance – Linda Hewitt and Administrative Support Coordinator - Tracey Easterbrook.

APOLOGIES AND LEAVE OF ABSENCE

Apologies for absence were received from Councillor Kotlash, Councillor Rasmussen, Councillor Reynolds and Councillor Tree.

190 RESOLUTION:

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

DECLARATIONS OF INTEREST

There were no Declarations of Interest made.

Acknowledgement of Official Visitors to the Council

There were no official visitors to Council.

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SECTION 1 - Confirmation of Minutes

191 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett and seconded by Councillor Garrow that the Minutes of the Ordinary Meeting held on the Tuesday, 13 August 2019, be confirmed.

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SECTION 2 – Mayoral Minutes

Item: 162

MM - Lower Portland Ferry - (79351, 79353)

MOTION:

RESOLVED on the motion of Councillor Calvert.

Refer to RESOLUTION

192 RESOLUTION:

RESOLVED on the motion of Councillor Calvert.

That:

1. Council accept the offer of recurrent funding contribution by the NSW Government, for the operation of The Lower Portland Ferry.
2. The Minister for Transport and Roads, Leader of the House the Hon. Andrew Constance MP be thanked for the offer of funding.
3. A further report be prepared and submitted for Council's consideration following consideration of the matter by The Hills Shire Council and formalisation of a funding agreement with Transport for NSW.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Kotlash, Rasmussen, Reynolds and Tree.

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SECTION 3 – Reports for Determination

GENERAL MANAGER

Item: 154 **GM - Regional Strategic Alliance - (79358)**

Directorate: General Manager

MOTION:

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

Refer to RESOLUTION

193 RESOLUTION:

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

1. That the Council notes the resolutions of the Regional Strategic Alliance adopted at its Board meeting held on 7 August 2019 relative to “Item 5: Regional Strategic Alliance Future” that:
 - “1. *In recognising that processes associated with the Western Sydney City Deal have generally overtaken the need for the Regional Strategic Alliance, that the Regional Strategic Alliance Board recommends to the three member Councils that the Regional Strategic Alliance be dissolved within three months of the date of this Board Meeting.*
 2. *That the General Managers of the three Councils work together to confirm arrangements for resolving outstanding administration and financial matters.*
 3. *That recommendations for the dissolution of the Regional Strategic Alliance, including arrangements required to resolve all administrative and financial matters upon the dissolution of the Regional Strategic Alliance, be considered by each member Council at the ordinary meeting of that Council to be held in August or September 2019.*
 4. *That the General Managers work together to identify ongoing projects and activities for continuation, notably in regional tourism, and the mechanisms that will enable this to occur.”*
2. That the Council endorses the dissolution of the Regional Strategic Alliance between Blue Mountains, Penrith and Hawkesbury Councils in accordance with the Regional Strategic Alliance Board Meeting recommendations detailed in Part 1 above and proceeds with withdrawing from the Alliance and working with the other General Managers to resolve all remaining administrative and financial matters.
3. Council continues to work with the other Councils to identify ongoing projects and activities for continuation notably in regional tourism and mechanisms to enable this to occur.
4. A further report regarding regional tourism initiatives and projects be presented to Council in the last quarter of 2019.

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5. Hawkesbury Council requests return of its share of residual funds, which have been paid into the Regional Strategic Alliance.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Kotlash, Rasmussen, Reynolds and Tree.

SUPPORT SERVICES

Item: 155 **SS - Submission to the Local Government Rating System Report issues by the Independent Pricing and Regulatory Tribunal - (95496)**

Previous Item: 221, Ordinary (11 October 2016)
 87, Ordinary (10 May 2016)

Directorate: Support Services

MOTION:

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

Refer to RESOLUTION

194 RESOLUTION:

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

That the Hawkesbury City Council Submission to the Review of the Local Government Rating System – Final Report dated December 2016, attached as Attachment 1 to this report, is submitted to the Office of Local Government. In regard to the main outcomes of the review, the submission states that:

- Council is not in a position to determine whether it supports or not, the mandated use of the Capital Improved Value valuation method to levy local council rates in metropolitan Councils. Further information is required as to the practical implementation of this valuation basis. More information is required in regard to the trigger for supplementary valuations to capture capital improvements and the process that would be implemented to capture those triggers. Further details are also sought in regard to alignment of the Capital Improved Value with the market value for each individual property.
Council does not support a staged introduction of the Capital Improved Value valuation method. It is suggested that the new valuation method is introduced in full, in one year, following an extensive period of community consultation prior to the effective date.
- Council does not support allowing councils' general income to increase as the communities they serve grow, as further clarification in regard to the proposed calculation formula is required.

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- Council supports the replacement of the “centre of population” basis for residential sub-categories, with “town or villages” or residential areas”. This will provide greater flexibility for Councils when setting rates in residential areas.

Council supports the principle that there is a limit in regard to the relative rating burden distribution across the determined sub-categories.

- Council does not support the principle of rating exemptions, regardless of whether they are based on land use or ownership.
- Whilst specific comments were not invited in regard to recommendations relating to improve assistance to pensioners, comments in regard to this matter have been included in the general comments part of the feedback form. Council supports the introduction of a rates deferral scheme operated by the State Government as an option to the current \$250 Pensioner Concession.
- Council supports the introduction of more options to set rates within rating categories. Council supports the introduction of an Environmental Land category and the addition of Business sub-categories ‘industrial’ and or ‘commercial’ in addition to centre of activity. Council supports the introduction of a category for vacant land and suggests that the option to sub-categorise land based on geographic location is added, rather than replace the current basis of farming intensity.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Kotlash, Rasmussen, Reynolds and Tree.

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Item: 156 **SS - Monthly Investments Report - July 2019 - (95496)**

Previous Item: 150, Ordinary (26 June 2018)

Division: Support Services

MOTION:

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

Refer to RESOLUTION

195 RESOLUTION:

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

That the Monthly Investments Report for July 2019 be received and noted.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Kotlash, Rasmussen, Reynolds and Tree.

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SECTION 4 – Reports of Committees

Item: 157 **ROC - Infrastructure Committee - 24 July 2019 - (95495, 143704)**

Directorate: Infrastructure Services

MOTION:

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

Refer to RESOLUTION

196 RESOLUTION:

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

That:

1. The Minutes of the Infrastructure Committee meeting held on 24 July 2019 be received and noted.
2. Council Officers develop a draft document based on evidence and data that includes the points shown in the Draft Advocacy Table (as contained in the minutes of the meeting), the document to be circulated to the group as soon as practicable.
3. The Draft Transport Policy be received and noted.
4. The Draft Transport Policy be forwarded to all Councillors for discussion and feedback at a briefing at a time to be determined and advised.
5. The number of Infrastructure Committee meetings is to be increased to address present and emerging issues.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Kotlash, Rasmussen, Reynolds and Tree.

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Item: 158 **ROC - Heritage Advisory Committee - 1 August 2019 - (124414, 80242)**

Directorate: City Planning

MOTION:

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

Refer to RESOLUTION

197 RESOLUTION:

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

That:

1. The Minutes of the Heritage Advisory Committee Meeting held on 1 August 2019 be received and noted.
2. In relation to the item in General Business of the Minutes regarding Brick Barrel Drains in Richmond, Council endorse the recommendations of the Heritage Advisory Committee, namely that:
 - a) Council note the significance of the brick barrel drains in Richmond, and
 - b) Council investigates the location of the drain and it is appropriately mapped.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Kotlash, Rasmussen, Reynolds and Tree.

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Item: 159 **ROC - Local Traffic Committee - 12 August 2019 - (95495, 80245)**

Directorate: Infrastructure Services

MOTION:

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

Refer to RESOLUTION

198 RESOLUTION:

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

That the Minutes of the Local Traffic Committee meeting held on 12 August 2019 be received and noted.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Garrow, Kotlash, Rasmussen, Reynolds and Tree.

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QUESTIONS WITH NOTICE

Item: 160 Councillor Questions with Notice

Response to Councillor Question with Notice listed in the Business Paper of 27 August 2019 were provided and discussed.

In relation to Question 1 of the Business Paper, Councillor Lyons-Buckett, Deputy Mayor sought advice as to whether the publication of a printed brochure for using in outer/remote areas was still being pursued, given the particular circumstances including loss of communications that would be faced by those communities in emergency situations.

The Director of Infrastructure Services advised that, the issue remains open and further opportunities for funding and agency support would continue to be pursued.

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CONFIDENTIAL REPORTS

199 RESOLUTION:

RESOLVED on the motion of Councillor Garrow, seconded by Councillor Richards.

That:

1. The Council meeting be closed to deal with confidential matter 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 item:

Item: 161 IS – Tender No. T00092 – Determination of the Tender for the Overhaul of The Lower Portland Ferry – (95495, 79344, 112333)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(*) of the Local Government Act, 1993 as it relates to details concerning tenders for the supply of goods and/or services to Council and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or proposes to conduct) business and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.*

2. In accordance with the provisions of Section 11(2) & (3) of the Local Government Act, 1993 the reports, correspondence and other relevant documentation relating to these matters be withheld from the Press and public.

The Mayor asked for representation from members of the public as to why Council should not go into closed Council to deal with these confidential matters.

There was no response, therefore, the Press and the public left the Council Chambers.

200 RESOLUTION:

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

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Item: 161 **IS - Tender No. T00092 - Determination of Tender of the Overhaul of The Lower Portland Ferry - (95495, 79344, 112333)**

Directorate: Infrastructure Services

MOTION:

The Acting Director Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Ross.

Refer to RESOLUTION

201 RESOLUTION:

The Acting Director Support Services advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Ross.

That Council adopt the Officer's Confidential Recommendation as outlined in the report relating to the tender for the overhaul of The Lower Portland Ferry and the resolution be made public following acceptance of the tender by The Hills Shire Council.

For the Motion: Councillors Calvert, Lyons-Buckett, Conolly, Garrow, Richards, Ross, Wheeler and Zamprogno.

Against the Motion: NIL.

Absent: Councillors Kotlash, Rasmussen, Reynolds and Tree.

The meeting terminated at 8:25pm.

Submitted to and confirmed at the Ordinary meeting held on 10 September 2019.

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Mayor

