

BLUE MOUNTAINS CITY COUNCIL  
MINUTES OF ORDINARY MEETING OF COUNCIL

30 April 2019

INDEX

<b>Minute</b>	<b>File No.</b>	<b>SUBJECT</b>	<b>Page</b>
99		PROCEDURAL - PROCEDURAL MOTION .....	3
		APOLOGIES .....	4
100		CONFIRMATION OF MINUTES.....	4
		DECLARATIONS OF INTEREST – ORDINARY MEETING .....	4
101		PROCEDURAL - PROCEDURAL MOTION .....	4
102	19/77797	MAYORAL REFERENCE GROUP - QUALITY OF LIFE .....	5
103	19/86777	WESTERN SYDNEY AIRPORT - FEDERAL ELECTION COMMUNICATIONS.....	5
104	19/87094	ACTIVATION OF LAPSTONE HILL TUNNEL .....	6
105	19/92877	CONDOLENCES TO SRI LANKA .....	6
106	19/78572	MONTHLY PROGRESS REPORT ON IMPROVEMENT PLANS ADOPTED IN RESPONSE TO INVESTIGATION REPORTS .....	7
107	19/64992	PUBLIC EXHIBITION OF DRAFT DELIVERY PROGRAM 2017- 2021 AND OPERATIONAL PLAN 2019-2020 .....	8
108	19/68542	AUSTRALIAN DISASTER RESILIENCE CONFERENCE 2019 .....	8
109	19/76841	RENEWABLES ROAD TRIP .....	9
110	19/77874	PERFORMANCE OF INVESTMENTS FOR MARCH 2019 .....	9
111	19/80346	CROWN LANDS REVIEW .....	10
112	19/89319	COMMUNITY ASSISTANCE DONATIONS RECOMMENDATION BY COUNCILLOR.....	11
113	19/62754	SUPPLY AND DELIVERY OF ONE REAR LOADER GARBAGE COMPACTOR.....	11
114	19/66515	DRAFT WEED MANAGEMENT STRATEGIC PLAN 2019.....	12
116	19/70078	COMMUNITY INVOLVEMENT IN HERITAGE - REVIEW UPDATE.	12
118	19/37872	EXPRESSION OF INTEREST - ESTABLISHMENT OF A PANEL FOR SURVEYING CONSULTANCY SERVICES .....	13
119	19/11983	TENDER REPORT - SECURITY UPGRADE AT ECHO POINT PRECINCT.....	13
120	19/14636	MERITS OF ESTABLISHING A WOMENS ADVISORY COMMITTEE .....	14
121	19/56262	FEE WAIVER, REFUNDS AND REDUCTIONS UNDER THE LOCAL GOVERNMENT ACT - TOWN CENTRE MARKETS .....	15
122	19/62622	REVIEW OF COMMUNITY ACCESS BUS SERVICE AND COUNCIL FINANCIAL SUPPORT .....	15
123	19/63837	MEMORANDUM OF UNDERSTANDING WITH BLUE MOUNTAINS CROQUET CLUB.....	16
124	19/68848	VARIATIONS/EXCEPTIONS TO DEVELOPMENT STANDARDS ...	17
125	19/74008	SUBMISSION ON CHARACTER OVERLAY DISCUSSION PAPER	17
126	19/73173	KERB & GUTTERING AT GLEN STREET, GLENBROOK.....	18
127	19/75885	FOOTPATH ALONG THE RESIDENTIAL PORTION OF MITCHELL'S PASS AT BLAXLAND.....	18
128	19/79293	MAINTENANCE AND REPAIR TO THE VALLEY ROAD, VALLEY HEIGHTS .....	19
129	19/82103	PARKING AT SPRINGWOOD AVENUE BETWEEN HOMEDALE STREET AND RAYMOND ROAD, SPRINGWOOD .....	19
130	19/88972	CALL FOR SUPPORT FOR THE AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (ALGA) NATIONAL CAMPAIGN 'A FAIRER SHARE' .....	20
131	19/82476	PRECIS OF SELECTED CORRESPONDENCE .....	21

INDEX Contd

<b>Minute</b>	<b>File No.</b>	<b>SUBJECT</b>	<b>Page</b>
132		PROCEDURAL - MATTER OF URGENCY .....	21
133	19/68066	KATOOBMA HIGH SCHOOL PEDESTRIAN REFUGE .....	22
134	19/73073	KATOOMBA GOLF COURSE .....	22
135		PROCEDURAL – QUESTION THAT MEETING CLOSE.....	23

Minutes of the Ordinary Meeting of Council of the City of Blue Mountains, held in the Chambers on Tuesday, 30 April 2019, commencing at 7.30pm.

\* \* \* \* \*

There were present:

The Mayor (Councillor Greenhill) in the Chair, and Councillors Brown, Christie, Fell, Foenander, Hollywood, McGregor, Myles, Schreiber, Van der Kley.

\* \* \* \* \*

In attendance:

General Manager; A/Director Service Delivery; A/Director City & Community Outcomes; A/Director Development & Customer Services; A/Group Manager, People & Systems, A/Group Manager Integrated Planning and Finance; Executive Officer; Chief Safety Officer; Manager Environmental Sustainability; Manager Development & Planning Services; Manager Infrastructure & Strategic Assets; Blue Mountains Cultural Centre Director; Program Leader Corporate Communications & Marketing; Coordinator Corporate Marketing; Meeting & Councillor Support Officer; Environmental Ranger; Environmental Ranger.

\* \* \* \* \*

Prayer/Reflection:

The Prayer/Reflection was read by the Mayor, as was the acknowledgement of the traditional owners, the Darug and Gundungurra people.

\* \* \* \* \*

MINUTE NO. 99

**Procedural – Leave of Absence**

A MOTION was MOVED by Councillors Van der Kley and Christie:

**That the Council grants a Leave of Absence for Councillors Hoare and Bowling for this Ordinary Meeting of the Council.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Christie	
	Fell	
	Myles	
	Hollywood	
	Van der Kley	
	McGregor	
	Brown	
	Foenander	
	Schreiber	

\* \* \* \* \*

**Apologies**

Nil

\* \* \* \* \*

**MINUTE NO. 100**

**Confirmation of Minutes - Ordinary Meeting - 26 March 2019**

A MOTION was MOVED by Councillors Fell and Van der Kley:

**That the Minutes of the Ordinary Meeting of 26 March 2019 be confirmed.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

**Declarations of Interest – Ordinary Meeting, 30 April 2019**

Councillor Brown declared a non-significant, non-pecuniary interest with respect to Item 8:

“I am declaring that I am a member of the Bendigo Bank board, and I would like to speak about the investment policy and will be remaining in the Chamber for the debate and the vote.”

\* \* \* \* \*

**MINUTE NO. 101**

**Procedural - Procedural Motion**

A MOTION was MOVED by Councillors Van der Kley and Fell:

**That the Council acknowledges Adrienne Murphy for her service to Blue Mountains City Council.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	

Christie  
Fell  
Myles  
Hollywood  
Van der Kley  
McGregor  
Brown  
Foenander  
Schreiber

\* \* \* \* \*

MINUTE NO. 102

**MM1. 19/77797. Mayoral Reference Group - Quality of Life**

A MOTION was MOVED by Councillors Greenhill and Van der Kley:

1. That the Council endorses amendments to the Terms of Reference for the Western Sydney Airport Mayoral Reference Group to allow it to consider environmental and liveability impacts from the raising of the Warragamba Dam wall; and
2. That in anticipation of the Council's endorsement of these changes to Reference Group, the Council delegates the authority to the Mayor and Deputy Mayor to undertake the Expression of Interest and selection process for two community appointments.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being:

<b>For</b>		<b>Against</b>	
Councillors	Greenhill	Councillors	Christie
	Fell		Schreiber
	Myles		
	Hollywood		
	Van der Kley		
	McGregor		
	Brown		
	Foenander		

\* \* \* \* \*

MINUTE NO. 103

**MM2. 19/86777. Western Sydney Airport - Federal Election Communications**

A MOTION was MOVED by Councillors Greenhill and Van der Kley:

**That the Council writes to all candidates for the Division of Macquarie, highlighting the need for the elected representatives to be held accountable to the community, concerning the environmental and social impacts of the Western Sydney Airport.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being:

<b>For</b>		<b>Against</b>	
Councillors	Greenhill	Councillors	Christie
	Fell		Schreiber

Myles  
Hollywood  
Van der Kley  
McGregor  
Brown  
Foenander

\* \* \* \* \*

MINUTE NO. 104

**MM3. 19/87094. Activation of Lapstone Hill Tunnel**

A MOTION was MOVED by Councillors Greenhill and Christie:

**That the Council writes to the Hon Melinda Pavey, MP, Minister for Water, Property and Housing, asking her to consider investing in the rehabilitation and restoration of the Lapstone Hill Tunnel so that it can be considered for activation and public use, in accordance with the Eastern Scenic Escarpment Master Plan.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 105

**MM4. 19/92877. Condolences to Sri Lanka**

A MOTION was MOVED by Councillors Greenhill and Foenander:

- 1. That the Council endorses this Mayoral Minute to pay tribute to the families of the victims of the terrorist attacks in Colombo, Negombo and Batticaloa, and the Sri Lankan community, on behalf of the City of Blue Mountains; and**
- 2. That the Council endorses the actions taken by the Council in response to the Sri Lankan tragedy as detailed in the report.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	

Hollywood  
 Van der Kley  
 McGregor  
 Brown  
 Foenander  
 Schreiber

\* \* \* \* \*

MINUTE NO. 106

**4. 19/78572. Monthly Progress Report on Improvement Plans Adopted in Response to Investigation Reports**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council notes the ongoing progress being made by the organisation to improve its governance and systems to ensure safety is at the centre of the Council's operations and culture;
2. That the Council notes and endorses the progress made by the organisation against the Council's adopted Consolidated Improvement Plan for Asbestos Management (at Enclosure 1);
3. That, as part of its governance arrangements for the PIO, the Council receives the management report prepared by Centium into "High level PIO Improvement Plan Compliance – April 2019", which is provided at Attachment 1, noting that a copy of the management report be provided to the Minister for Local Government;
4. That the Council delegates to the General Manager (or her nominee) authority to continue to update the progress reporting in Recommendation 3 up to and including 30 April 2019 for the purpose of ensuring compliance review for the upcoming month is based on all available information at the time of the review;
5. That the Council endorses this report as fulfilling the requirement under the PIO (Action Item 2.c.) that the General Manager report in writing to each monthly meeting of the Council on progress against the Council's adopted Improvement Plans; and
6. That the Council notes that the General Manager will continue to provide monthly reports of progress against the Improvement Plans actions as required by the PIO until all actions of the Improvement Plans are completed to the satisfaction of the Council.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 107**5. 19/64992. Public Exhibition of Draft Delivery Program 2017-2021 and Operational Plan 2019-2020**

A MOTION was MOVED by Councillors Schreiber and Hollywood:

1. That the Council, with compliments to officers that prepared the report, endorses the draft update to the Delivery Program 2017-2021 and Draft Operational Plan 2019-2020 and accompanying Draft Fees and Charges 2019-2020 for placement on public exhibition for a period of 28 days from 2 May to 29 May 2019; and
2. That the Council receives a report in June 2019 on the outcomes of the exhibition and any recommended changes to the documents prior to their adoption.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Schreiber	

With Councillor Foender out of the chamber

\* \* \* \* \*

MINUTE NO. 108**6. 19/68542. Australian Disaster Resilience Conference 2019**

A MOTION was MOVED by Councillors Van der Kley and Fell:

1. That the Council notes this report;
2. That the Council nominates Councillor Foender as its representative to attend the 2019 Australian Disaster Resilience Conference on 28-29 August 2019 in Melbourne; and
3. That the Council notes, in line with the requirements of the Councillor Facilities and Expenses Policy, the Councillor nominated to attend the conference is required to provide a report to Council about the conference within three (3) months of the date of the conference, that being, the 26 November 2019 Ordinary Council Meeting.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	



Myles  
Hollywood  
Van der Kley  
McGregor  
Brown  
Schreiber

With Councillor Foenander out of the chamber

\* \* \* \* \*

MINUTE NO. 109

**7. 19/76841. Renewables Road Trip**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council notes this report;
2. That the Council notes that Cr Hoare is member of the Cities Power Partnership which is organising and funding its members to participate in a Renewables Road Trip on 1-3 May 2019 in Adelaide, South Australia;
3. That the Council endorses Councillor Brent Hoare to attend the Cities Power Partnership Renewables Road Trip, as a Councillor Representative, at no cost to Council, and with all costs covered by Cr Hoare's membership with Cities Power Partnership, except the Sydney / Adelaide return airfare which Councillor Hoare will fund himself; and
4. That the Council notes, in line with the requirements of the Councillor Facilities and Expenses Policy, Councillor Hoare will provide a report to Council about the Renewables Road Trip conference within three (3) months of the date of the conference, that being, at the 27 August 2019 Ordinary Council Meeting.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 110

**8. 19/77874. Performance of Investments for March 2019**

A MOTION was MOVED by Councillors Van der Kley and Schreiber:

**That the Council notes the performance of invested monies for March 2019, including:**

- **That as at 31 March 2019 funds held in investments total \$27 million; and**
- **The enclosed certificate of the Responsible Accounting Officer.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Schreiber	

With Councillor Foenander out of the chamber

\* \* \* \* \*

#### MINUTE NO. 111

#### **9. 19/80346. Crown Lands Review**

A MOTION was MOVED by Councillors Hollywood and Van der Kley:

- 1. That the Council notes the program of work for local councils associated with the Crown Lands Management Act 2016;**
- 2. That the Council notes the progressive transfer of responsibility for the management of Crown Lands from the NSW Government to local councils under the new legislation involves “a significant volume of work for all councils”, including Blue Mountains City Council, and this work must to be completed by 30 June 2021; and**
- 3. That the Council writes to the President of the Local Government NSW Linda Scott to seek LGNSW’s support in making representations to the NSW Government to fully fund of the costs associated with the transfer of Crown Lands to Local Councils, including the cost of developing and implementing Plans of Management for Crown Land Reserves within each Local Government Area (LGA).**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	Christie
Fell	Schreiber
Hollywood	
Van der Kley	
McGregor	
Brown	

With Councillor Foenander and Myles out of the chamber

\* \* \* \* \*

MINUTE NO. 112**10. 19/89319. Community Assistance Donations Recommendation by Councillor**

A MOTION was MOVED by Councillors Fell and Van der Kley:

**That the Council endorses the following community assistance donations from the Councillor funds:**

<b>Organisation</b>	<b>Amount</b>
<b>Blue Mountains Union and Community Council</b>	<b>\$250.00</b>
<b>Blue Mountains Food Services</b>	<b>\$400.00</b>
<b>Mid Mountains Netball Club</b>	<b>\$100.00</b>
<b>Wentworth Falls Chambers of Commence</b>	<b>\$150.00</b>

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 113**11. 19/62754. Supply and Delivery of One Rear Loader Garbage Compactor**

A MOTION was MOVED by Councillors Fell and Van der Kley:

- 1. That the Council accepts the tender submitted by Garwood International for 1 x Hino 500 Series FE 1426 Cab Chassis fitted with Garwood Powerpact 11m3 rear loading compaction body at a total cost of \$213,725.45 excluding GST; and**
- 2. That the Council notes that the replaced Parks waste vehicle be disposed of by public auction.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 114**12. 19/66515. Draft Weed Management Strategic Plan 2019**

A MOTION was MOVED by Councillors Schreiber and McGregor:

1. That the Council endorses the draft Weed Management Strategic Plan 2019 for placement on public exhibition for a period of 28 days from 2 May to 29 May 2019;
2. That the Council receives a further report following public exhibition; and
3. That the Council, as recommended at an earlier Council meeting, receives a report to investigate the use of drones to control the illegal dumping of asbestos, building material, household rubbish, the control of weeds, and photographs of vegetation, also to help in finding lost bush hikers and to assist in bush fire control.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	Brown
Christie	
Fell	
Hollywood	
Van der Kley	
McGregor	
Schreiber	

Foenander Myles

With Councillor Foenander and Myles out of the chamber

A MOTION was MOVED by Councillors Brown - The motion lapsed for want of a seconder.  
**That the draft weed strategy be deferred for exhibition by one month until information is included about the quantity and types of herbicides used by council annually and the current and proposed techniques to reduce herbicide use, in particular glyphosate-based herbicides, through mechanical and cultural methods and alternative biological products.**

\* \* \* \* \*

MINUTE NO. 115**13. 19/70078. Community Involvement in Heritage - Review Update**

A MOTION was MOVED by Councillors Van der Kley and Hollywood:

1. That the Council notes progress made on the Independent Review of Mechanisms for Community Involvement in Heritage, including consultation with the Blue Mountains Heritage Advisory Committee (BMHAC) and additional consultation scheduled with the Blue Mountains Branch of the National Trust and the Blue Mountains Association of Cultural Heritage Organisations (BMACHO); and
2. That the Council receives the final report and recommendations of the Independent Review of Mechanisms for Community Involvement in Heritage at the Ordinary Council meeting of 25 June 2019, to enable further consultation with the above stakeholders to be undertaken.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Hollywood	
Van der Kley	
McGregor	
Brown	
Schreiber	

With Councillor Foenander, Myles and Christie out of the chamber

\* \* \* \* \*

MINUTE NO. 116

**14. 19/37872. Expression of Interest - Establishment of a Panel for Surveying Consultancy Services**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council notes that it received seventeen (17) Expression of Interest for the establishment of a Panel of Surveying Consultants; and
2. That the Council approves the below panel of Surveying Consultants for a period of three (3) years;
  - ADW Johnson Pty Ltd;
  - Axiom Spatial Pty Ltd;
  - Geolyse Pty Ltd; and
  - RPS Australia East Pty Ltd.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 117

**15. 19/11983. Tender Report - Security Upgrade at Echo Point Precinct**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council, in accordance with clause 178(3)(b) of the Local Government (General) Regulation 2005 declines all tenders received for the Security Upgrade Works at Echo Point, Katoomba;
2. That the Council invites fresh tenders based on different details for the security upgrade works at Echo Point in accordance with Clause 167 of the Local Government (General) Regulation of 2005; and
3. That the Council receives a further report in relation to the tenders for the security upgrade works at Echo Point.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 118

**16. 19/14636. Merits of establishing a women's advisory committee**

A MOTION was MOVED by Councillors Hollywood and Fell:

1. That the Council supports the establishment and operation of an internal Gender Equity Working Party to raise awareness and promote gender equality across the organisation;
2. That the Council develops a Gender Equity Strategy that includes strategies to promote awareness of gender equality and establish work conditions and foster locally based initiatives that support and advance women in both the community and local government;
3. That the Council receives a report on the Gender Equity Strategy in December 2019 and that the development of this strategy focuses on developing local solutions and better outcomes for all women living in our community; and
4. That the development of this strategy involves consultation with Lithgow Council, Ryde Council and Penrith City Council on their models as well as consultation with locally based women's organisations and services in the Blue Mountains.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Hollywood	
Van der Kley	

McGregor  
Brown  
Schreiber

With Councillor Foenander, Myles and Christie out of the chamber

\* \* \* \* \*

MINUTE NO. 119

**17. 19/56262. Fee waiver, refunds and reductions under the local government act - town centre markets**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council establishes a new fee category 'regular town centre markets - Springwood' be created, allowing Council discretion to reduce fees in accordance with Section 610E of the Local Government Act 1993, but with a sunset provision of 30 June 2019;
2. That the Council notes the 'regular town centre markets - Springwood' category be confined to markets held at the Blue Mountains Theatre & Community Hub, Springwood;
3. The Council delegates the authority to the General Manager to reduce fees under the 'regular town centre markets – Springwood' category from February to June 2019; and
4. That the Council notes the addition of a new fee in the 2019/20 Fees and Charges document titled 'Forecourt Package', which specifically relates to commercial users of the forecourt, meeting room 1 and kitchen/dining room at the Blue Mountains Theatre and Community Hub from 1 July 2019 and would apply to markets.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 120

**18. 19/62622. Review of Community Access Bus Service and Council Financial Support**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council delegates authority to the General Manager, or her delegate, to sign and enter into a new Agreement with Great Community Transport (GCT) for the provision of booking services, driver management and administration of the Community Access Bus Service;
2. That the Council approves as part of this new Agreement, the negotiation of a fee-for-service paid by Council to GCT for the provision of the above services, that is cost-neutral to the current proportional dispensation between Council and GCT of the income received from bus bookings; and
3. That the Council notes that the new agreement will be reviewed biennially and reported to the Council.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 121

**19. 19/63837. Memorandum of Understanding with Blue Mountains Croquet Club**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council delegates authority to the General Manager to sign the Memorandum of Understanding between Blue Mountains City Council and the Blue Mountains Croquet Club; and
2. That the Council notes that the Blue Mountains Croquet Club, having established a facility at Peter Carroll Field, withdraw their interest in the Elsie Langford Centre (16-18 Railway Parade, Medlow Bath).

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*



MINUTE NO. 122

**20. 19/68848. Variations/Exceptions to Development Standards**

A MOTION was MOVED by Councillors Fell and Van der Kley:

**That the Council notes the report at Attachment 1 which identifies variations to development standards in development applications determined by the Local Planning Panel or determined under delegation.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill Christie Fell Myles Hollywood Van der Kley McGregor Brown Foenander Schreiber	Councillors

\* \* \* \* \*

MINUTE NO. 123

**21. 19/74008. Submission on Character Overlay Discussion Paper**

A MOTION was MOVED by Councillors Brown and Schreiber:

**That the Council endorses the attached submission on the Discussion Paper on Local Character Overlays, for sending to the Department of Planning and Industry, noting that the preferred planning mechanism to address residential character, is a Residential Character zone.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill Christie Fell Hollywood Van der Kley McGregor Brown Schreiber	Councillors

With Councillor Foenander and Myles out of the chamber

\* \* \* \* \*

MINUTE NO. 124**22. 19/73173. Kerb & guttering at Glen Street, Glenbrook**

A MOTION was MOVED by Councillors Greenhill and Christie:

1. That the Council receives a report into options to prioritise Glen Street in Glenbrook for kerbing and guttering based on issues identified including:
  - a) Flooding issues on local properties due to drainage problems caused by soft earth edges;
  - b) Degrading of the streetscape based on soft edges and major local commuter parking in the street;
2. That the report to Council includes a committed date (financial year) for works; and
3. That interim solutions, including tarred rollback, are considered and discussed in the report if the date for kerbing and guttering is more than 12 months from the date of the report to Council.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Hollywood	
Van der Kley	
McGregor	
Brown	
Schreiber	

With Councillor Foenander and Myles out of the chamber

\* \* \* \* \*

MINUTE NO. 125**23. 19/75885. Footpath along the residential portion of Mitchell's Pass at Blaxland**

A MOTION was MOVED by Councillors Greenhill and Christie:

**That the Council receives a report about the appropriate order of priority for a footpath along the residential portion of Mitchell's Pass at Blaxland, and that the report also canvases alternatives.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Schreiber	

With Councillor Foenander out of the chamber

\* \* \* \* \*

MINUTE NO. 126**24. 19/79293. Maintenance and repair to The Valley Road, Valley Heights**

A MOTION was MOVED by Councillors Foenander and Myles:

**That the Council receives a briefing prior to a report regarding the status and condition of the driveway access to 1/20 The Valley Road, Valley Heights for the May meeting and that the report outline repair work that can be carried out within 21 days of receiving the report on 28 May 2019.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 127**25. 19/82103. Parking at Springwood Avenue between Homedale Street and Raymond Road, Springwood**

A MOTION was MOVED by Councillors Foenander and Fell:

- 1. That the Council receives a report following a feasibility study that includes traffic movement numbers and parking demands that currently impact Springwood Avenue between Homedale Street and Raymond Road, and noting that this report should link into the Springwood Masterplan;**
- 2. That, in the preparation of the report, the Council undertakes a community engagement process with the residents of Springwood Avenue following the completion of the feasibility study to discuss parking and traffic flow options; and**
- 3. That the feasibility study and subsequent report includes possible development and its potential contribution to traffic generation, in the feasibility/traffic assessment work.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	

Myles  
Hollywood  
Van der Kley  
McGregor  
Brown  
Foenander  
Schreiber

\* \* \* \* \*

MINUTE NO. 128

**26. 19/88972. Call for support for the Australian Local Government Association (ALGA) national campaign ‘A Fairer Share’**

A MOTION was MOVED by Councillors Fell and Van der Kley:

1. That the Council notes and acknowledges the importance of federal funding through the Financial Assistance Grants program for the continued delivery of Council services and infrastructure;
2. That the Council notes the Australian Local Government Association (ALGA) national campaign ‘A Fairer Share’ that advocates for more funding for local government communities and includes twelve initiatives to support a strong and sustainable partnership between Commonwealth and Local Government to deliver the infrastructure and services needed; and
3. That the Council writes, under the signature of the Mayor, to all candidates contesting the seat of Macquarie in the 2019 Federal Election:
  - to express its concern about the decline in the value of Financial Assistance Grants funding at the national level from an amount equal to around 1% of Commonwealth Taxation Revenue in 1996 to a current figure of around 0.55%, and to call for commitment to supporting the Australian Local Government Association’s call to restore the national value of Financial Assistance Grants funding to an amount equal to at least 1 % of Commonwealth Taxation revenue and therefore to provide a Fairer Share of Federal funding for our local communities; and
  - to call for commitment to supporting the Australian Local Government Association’s Twelve (12) Federal Government Initiatives.

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Christie	
Fell	
Myles	
Hollywood	
Van der Kley	
McGregor	
Brown	
Foenander	
Schreiber	

\* \* \* \* \*

MINUTE NO. 129

**27. 19/82476. Precis of Selected Correspondence**

A MOTION was MOVED by Councillors Fell and Van der Kley:

**That the Précis of Selected Correspondence be received and appropriate letters forwarded where necessary.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Christie	
	Fell	
	Myles	
	Hollywood	
	Van der Kley	
	McGregor	
	Brown	
	Foenander	
	Schreiber	

\* \* \* \* \*

**Matter of Urgency – Cr Schreiber**

**That the Council now considers a matter arising in relation to Traffic control and Ranger activities at Leura Mall and surrounding areas that has been ruled by the Mayor to be a matter of great urgency.**

MINUTE NO. 130

**Procedural - Matter of Urgency**

A MOTION was MOVED by Councillors Schreiber and Brown:

**That the Council receives a report to the next Ordinary meeting of Council setting out current traffic control, in particular bus and coach activity, and Ranger activities at Leura Mall and surrounding areas.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Christie	
	Fell	
	Myles	
	Hollywood	
	Van der Kley	
	McGregor	
	Brown	
	Foenander	
	Schreiber	

\* \* \* \* \*

MINUTE NO. 131

**28. 19/68066. Katoomba High School Pedestrian Refuge**

A MOTION was MOVED by Councillors Fell and Van der Kley:

**That the Council notes the response provided to the Question Without Notice.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Christie	
	Fell	
	Myles	
	Hollywood	
	Van der Kley	
	McGregor	
	Brown	
	Foenander	
	Schreiber	

\* \* \* \* \*

MINUTE NO. 132

**29. 19/73073. Katoomba Golf Course**

A MOTION was MOVED by Councillors Fell and Van der Kley:

**That the Council notes the response provided to the Questions With Notice.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Christie	
	Fell	
	Myles	
	Hollywood	
	Van der Kley	
	McGregor	
	Brown	
	Foenander	
	Schreiber	

\* \* \* \* \*

MINUTE NO. 133

**Procedural – Question that Meeting Close**

A MOTION was MOVED by Councillors Van der Kley and Fell:

**That as there was no further business before the Ordinary Meeting of Tuesday, 30 April 2019, the meeting closed at 9:13pm.**

Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Christie	
	Fell	
	Myles	
	Hollywood	
	Van der Kley	
	McGregor	
	Brown	
	Foenander	
	Schreiber	

\* \* \* \* \*

I confirm that these minutes, consisting of this page 23 and the previous 22 pages, were confirmed at the Ordinary Meeting of the Council on 28 May 2019.

Chairman: Mayor Mark Greenhill..... Date.....