

BLUE MOUNTAINS CITY COUNCIL

MINUTES OF ORDINARY MEETING OF COUNCIL

26 September 2023

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Minutes of the Ordinary Meeting of Council of the City of Blue Mountains, held in the Chambers on Tuesday, 26 September 2023, commencing at 7.30pm.

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There were present:

Mayor Greenhill in the Chair, with Councillors Fell, Hoare, Hollywood, Myles, Redshaw, Sage, Schreiber, van Opdorp, West.

There was present (via remote technology):

Councillor Fisher.

\* \* \* \* \*

In attendance:

Chief Executive Officer; Director Strategy and Corporate Services; Director Environment and Planning Services; A/Director Cultural and Community Services; A/Director Infrastructure & Project Delivery Services; Executive Business Manager, Manager Communications and Customer Experience; Civic Service Program Lead, Meeting & Councillor Support Officer; Senior Environmental Ranger; Environmental Ranger, IT Support Officer

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Reflection:

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

\* \* \* \* \*

Apologies

Nil

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MINUTE NO. 184

**Confirmation of Minutes - Ordinary Meeting - 29 August 2023**

A MOTION was MOVED by Councillors Fell and Hollywood:

**That the Minutes of the Ordinary Meeting of 29 August 2023 be confirmed.**

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Fell	
	Myles	
	Hollywood	
	Hoare	
	Schreiber	
	West	
	van Opdorp	
	Sage	

Redshaw  
Fisher

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**Declarations of Interest – Ordinary Meeting, 26 September 2023**

Nil

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MINUTE NO. 185

**Mayoral - Matter of Urgency - Loss of temporary accommodation in the Upper Blue Mountains:**

A MOTION was MOVED by Councillors Greenhill and Hollywood:

1. That the Council notes the single biggest cause of homelessness is domestic and family violence which in 2020 – 2021 caused 116,200 people across Australia to access specialist homelessness support services;
2. That the Council notes with the current lack of affordable rental accommodation in the Blue Mountains, women and children escaping domestic and family violence require access to temporary accommodation services in their area to ensure that children can continue at school, families can continue to access services and maintain connections with their support networks;
3. That the Council notes that The G’Day Motel, Great Western Highway, Katoomba, for many years has been the main provider of temporary accommodation (TA) in the Upper Blue Mountains. The Motel was recently sold and the new owners have advised that they will no longer provide TA to those at risk of homelessness;
4. The Council resolves to write to Trish Doyle MP, Member for Blue Mountains, seeking her urgent assistance to advocate to the NSW Minister for Housing regarding current and future provision of TA in the Upper Blue Mountains; and
5. The Mayor acknowledges the role of the Mayoral Advisory Committee on Domestic and Family Violence for their ongoing advocacy and advice.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 186**Mayoral - Matter of Urgency - Extension of Transition Period for Paid Parking**

A MOTION was MOVED by Councillors Greenhil and Hollywood:

1. That the Council notes that the pay parking permit registration for Blue Mountains residents has progressed well with 32,000 vehicles now holding a permit but there is the possibility that some residents will still not have registered by the 3-month grace period that expires at the end of September, 2023;
2. That additional communications be issued to residents requesting they register to avoid the situation of Blue Mountains residents being fined for parking in pay parking zones;
3. That the grace period for residents to register be extended by 2 months to Friday, 1 December 2023; and
4. That the Council notes that illegal parking, including exceeding regulated time limits, will continue to incur fines.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 187**1. 23/176530. Update – State Significant Development – Wildlife & Tourism Development, Wentworth Falls**

A MOTION was MOVED by Councillors Greenhill and Hollywood:

1. That the Council notes that the Planning Secretary's Environmental Assessment Requirements (SEARs) for the proposed Wildlife and Tourism Development at Wentworth Falls have expired;
2. That the Council notes that if the proponent wishes to again pursue a State Significant Development pathway, a new request for SEARs would be required;
3. That the Council not proceed with the public meeting required by resolution 6 [Minute 51] made at its meeting of 26 April 2023, given such a meeting now has no purpose;

4. That Council reconsiders a meeting should the proponent seek a new State Significant Development pathway; and
5. That Council reiterates its opposition to the proposal and its determination to continue any practical steps that may be required to convince relevant State authorities that it should never proceed.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 188

**2. 23/158942. Election of the Mayor 2023-2024**

A MOTION was MOVED by Councillors Greenhill and Hollywood:

1. That the Council elects the Mayor for a term of one (1) year in accordance with the Local Government Act 1993 and Schedule 7, Local Government (General) Regulation 2021, noting that next Local Government Election takes place on 14 September 2024;
2. That the Council resolves on the method of voting, being;
  - a. Open ballot, by way of a show of hands.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
West	
van Opdorp	
Redshaw	
Fisher	

Councillors Sage and Schreiber were not in the chambers for the motion.

Nominations were received for the position of Mayor as follows:

<b>Nominee</b>	<b>Mover</b>	<b>Seconder</b>
Mark Greenhill	Romola Hollywood	Claire West

The Returning Officer announced that one nomination had been submitted for the position of Mayor, that being for Councillor Mark Greenhill. The Returning Officer called for further nominations. No further nominations were received. This being the case, she proceeded to declare **Councillor Greenhill elected unopposed as Mayor for the ensuing Mayoral period.**

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MINUTE NO. 189

**3. 23/158946. Election of the Deputy Mayor 2023-2024**

A MOTION was MOVED by Councillors Greenhill and Hollywood:

- 1. That the Council elects a Deputy Mayor in accordance with the Local Government Act 1993 and Schedule 7, Local Government (General) Regulation 2021 and for a term consistent with the term of the Mayor, noting that the next Local Government Election will be held on 14 September 2024; and**
- 2. That the Council endorses the method of voting to be the same as that used in the election of the Mayor.**

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
West	
van Opdorp	
Redshaw	
Fisher	

Councillors Sage and Schreiber were not in the chambers for the motion.

Nominations were received for the position of Deputy Mayor as follows:

<b>Nominee</b>	<b>Mover</b>	<b>Seconder</b>
Romola Hollywood	Mark Greenhill	Claire West

The Returning Officer announced that one nomination had been submitted for the position of Deputy Mayor, that being for Councillor Romola Hollywood. The Returning Officer called for further nominations. No further nominations were received. This being the case, she proceeded to declare **Councillor Hollywood elected unopposed as Deputy Mayor for the ensuing Mayoral period.**

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MINUTE NO. 190**4. 23/159044. Election of an Alternate Deputy Mayor 2023-2024**

A MOTION was MOVED by Councillors Greenhill and Hollywood:

1. **That the Council elects two Alternate Deputy Mayors in accordance with the Local Government Act 1993 and Schedule 7, Local Government (General) Regulation 2021 (and shall be known as Alternate Deputy Mayor) and for a term consistent with the term of the Mayor and Deputy Mayor, noting that the next Local Government Election will be held on 14 September 2024; and**
2. **That the Council endorses the method of voting to be the same as that used in the election of the Mayor and the Deputy Mayor.**

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
West	
van Opdorp	
Redshaw	
Fisher	

Councillors Sage and Schreiber were not in the chambers for the motion.

Nominations were received for the two positions of Alternative Mayor as follows:

<b>Nominee</b>	<b>Mover</b>	<b>Seconder</b>
Sarah Redshaw	Mark Greenhill	Brent Hoare

<b>Nominee</b>	<b>Mover</b>	<b>Seconder</b>
Daniel Myles	Mark Greenhill	Mick Fell

The Returning Officer announced that two nominations had been submitted for the position of Alternative Deputy Mayor, that being for Councillor Sarah Redshaw and Daniel Myles. The Returning Officer called for further nominations. No further nominations were received. This being the case, she proceeded to declare **Councillor Redshaw and Councillor Myles elected unopposed for the two positions as Alternative Deputy Mayor for the ensuing Mayoral period.**

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MINUTE NO. 191**5. 23/182258. Amendments to the 2023-24 Asset Works Program**

A MOTION was MOVED by Councillors Fell and West:

**That the Council endorses the additional Asset Works Program projects and the adjustments to project budgets as detailed in this report (to be included in the November Quarter 1 budget review report).**

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill Fell Myles Hollywood Hoare Schreiber West van Opdorp Sage Redshaw Fisher	Councillors

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MINUTE NO. 192

**6. 23/184622. Community Assistance Donations Recommendation by Councillor**

A MOTION was MOVED by Councillors Fell and West:

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

<b>Organisation</b>	<b>Amount</b>
<b>Belong Blue Mountains</b>	<b>\$500.00</b>

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill Fell Myles Hollywood Hoare Schreiber West van Opdorp Sage Redshaw Fisher	Councillors

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MINUTE NO. 193**7. 23/185675. Performance of Invested Monies August 2023**

A MOTION was MOVED by Councillors Fell and West:

**That the Council notes the performance of invested monies for August 2023 including:**

- **That as at 31 August 2023 funds held in investments totalled \$50.5 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	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 194**8. 23/167856. Aboriginal Advisory Council Membership**

A MOTION was MOVED by Councillors Fell and West:

- 1. That the Council receives this report and notes the passing of the Aboriginal Advisory Council member who was the designated Gundungurra representative;**
- 2. That the Council notes that David King is now a Gundungurra elder with the title of Uncle David King;**
- 3. That the Council endorses Uncle David King as the new designated Gundungurra representative for the Aboriginal Advisory Council;**
- 4. That the Council endorses an increase in Aboriginal Advisory Council membership to 9 (nine) members;**
- 5. That the Council endorses Aunty Elly Chatfield and Debbie Smith as general Aboriginal Advisory Council members conditional on their acceptance; and**
- 6. That the Council endorses the updated Aboriginal Advisory Council Terms of Reference.**

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill Fell Myles Hollywood Hoare Schreiber West van Opdorp Sage Redshaw Fisher	Councillors

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MINUTE NO. 195

**9. 22/267749. Blaxland Master Plan – Public Exhibition**

A MOTION was MOVED by Councillors Greenhill and Fisher:

1. That the Council endorses the updated Blaxland Master Plan 2023 (Enclosure 1) for community engagement for a period of four weeks, which will include the provision of a postcard mailout to all households with a 2774 postcode;
2. That the Council notes that the updated Blaxland Master Plan 2023 (Enclosure 1) proposes the inclusion of an incentives clause within Local Environmental Plan 2015 for select parts of the Blaxland Town Centre;
3. That the Council notes that the updated Blaxland Master Plan 2023 (Enclosure 1) proposes a Public Domain Plan be prepared for future public exhibition, which will include a review of street planting, particularly the proposed replacement of Canary Island Date Palms along the Great Western Highway with alternative street trees;
4. That the Council delegates the authority to the Chief Executive Officer (or her delegate) to make minor amendments that may arise before community engagement, subject to such amendments maintaining the policy intent and strategic direction expressed in the draft documents; and
5. That the Council receives a report following the community engagement, with recommendations on adoption of the updated Blaxland Master Plan 2023 and the preparation of an associated Planning Proposal.

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill Fell Myles Hollywood Hoare Schreiber West	Councillors

van Opdorp  
Sage  
Redshaw  
Fisher

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MINUTE NO. 196

**10. 23/150911. Response to Notice of Motion to Investigate Park opportunities in East Blaxland**

A MOTION was MOVED by Councillors Fell and West:

1. That the Council notes the outcomes of this report;
2. That the Council notes Thomas Park in East Blaxland will be subject to an upgrade as part of the successful WestInvest Neighbourhood Park Program; and
3. That the Council writes to East Blaxland Public School to see if they would be willing to participate in the Share Our Space program.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 197

**11. 23/185265. Mandatory Pool Fence Inspection Fees**

A MOTION was MOVED by Councillors Greenhill and Fisher:

1. That the Council receives and notes this report;
2. That the Council does not absorb fees related to the mandatory pool fence inspection program; and
3. That Council notes existing Policy allows for a level of discretion, both in terms of fees and timeframes for rectification of non-compliance, which can be applied when dealing with vulnerable persons or genuine financial hardship.

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill Fell Myles Hollywood Hoare Schreiber West van Opdorp Sage Redshaw Fisher	Councillors

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MINUTE NO. 198

**12. 23/42281. Arts and Cultural Services annual committee reports**

A MOTION was MOVED by Councillors Fell and West:

**That the Council notes the annual reports for the following committees:**

- **Braemar Management Committee;**
- **Blue Mountains City of the Arts Trust Advisory Committee; and**
- **The City Art Committee.**

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill Fell Myles Hollywood Hoare Schreiber West van Opdorp Sage Redshaw Fisher	Councillors

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MINUTE NO. 199

**13. 23/36114. Confidential Business Paper - Road Reserve - Murri St Katoomba**

A MOTION was MOVED by Councillors Fell and West:

1. **That Item 13 in the Confidential Business Paper be deferred for consideration until all other business of this meeting has been concluded.**
2. **That the Council close part of the Council Meeting for consideration of Item 13**

in the Confidential Business Paper 'Road Reserve - Murri St Katoomba' pursuant to the provisions of Section 10A(2)(a) of the Local Government Act 1993, as the report contains, and discussion is likely to involve:

(a) personnel matters concerning particular individuals (other than councillors).

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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#### MINUTE NO. 200

#### 14. 23/169774. Local Traffic Committee Minutes - 8 August 2023

A MOTION was MOVED by Councillors Fell and West:

1. That the Council receives the minutes for the Local Traffic Committee; and
2. That the Council approves the recommendations from the Local Traffic Committee meeting minutes of 22 June 2023 as follows:
  - a. 2023:43 Scenic World and Cliff Dr Precinct, Katoomba – No Stopping Restrictions
  - b. 2023:44 Waratah Ave, Katoomba – Installation of 'No Parking' Zone
  - c. 2023:45 Neale St at Hindman and Cascade St, Katoomba – Changes to Intersection Signage and Line Marking
  - d. 2023:46 Merriwa St, Katoomba – Installation of a Raised Pedestrian Crossing
  - e. 2023:47 Waratah St & Cascade St, Katoomba – Median Island Stop Treatment (MIST)
  - f. 2023:48 Megalong St, Leura – Replacement of 'No Parking' Zone with 'Loading Zone'
  - g. 2023:49 Hunter Way and Gazania St, Faulconbridge – Installation of 'No Stopping' Signs'
  - h. 2023:50 Grose Rd and Douglas St, Faulconbridge – Installation of 'No Stopping' Signage
  - i. 2023:51 Event Traffic Management: Hounslow Classic Blackheath – 16 to 17 September 2023
  - j. 2023:52 Event Traffic Management: Blackheath Rhododendron Festival – 4 November 2023
  - k. 2023:53 Event Traffic Management: Hazelbrook Family Fun Night – 9 December 2023

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 201

**15. 23/177390. Tender Report - Road reseal AC Overlay Works at Gang Gang Street and Lovel Street, Katoomba**

A MOTION was MOVED by Councillors Fell and West:

1. That the Council notes that one (1) tender submission received for the Road Reseal AC Overlay Works at Gang Gang Street and Lovel Street, Katoomba;
2. That the Council accepts the tender submitted by Optimal Civil Pty Ltd for the sum of \$353,545.50 exclusive of GST; and
3. That the Council delegates the authority to the Chief Executive Officer (or her delegate) to execute and sign documents relating to the contract for the Road Reseal AC Overlay Works at Gang Gang Street and Lovel Street, Katoomba.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 202**16. 23/177682. Parking Precincts Plan - Key Visitation Sites**

The meeting was addressed by: Robin Shreeve, Clancy Matthews and Ivan Jeray

A MOTION was MOVED by Councillors Hollywood and West

1. That the Council notes the submissions received during the public exhibition on the draft Parking Precincts Plan - Key Visitation Sites;
2. That the Council approves two visitation sites, being Wentworth Falls Picnic Area and Conservation Hut, be deferred from the document: Parking Precincts Plan - Key Visitation Sites due to closure and reconstruction of the Wentworth Falls Picnic Area carpark by NSW National Parks and Wildlife Service;
3. That Council brings forward the consultation and implementation of alternate stage 3 sites to replace the deferred South Wentworth Falls sites;
4. That the Council adopts the final Parking Precincts Plan – Key Visitation Sites; as attached to this report;
5. That the Council refers any proposed regulatory changes within the Parking Precincts Plan to the Local Traffic Committee for review, noting each matter will then be referred back to the Council through the minutes of the Local Traffic Committee;
6. That the Council approves of the implementation of pay parking within the Stage 2 sites as detailed within this report.
7. That the Council notes from the reports that ‘the implementation of pay parking to this precinct [Wentworth Falls Lake] will undergo further revision with Council and the community’ and that the Council will ‘monitor capacity and overflow and investigate traffic management tools such as increase permit parking within affected streets with community consultation along Sinclair Crescent.
8. That the Council establishes consultation mechanisms for Wentworth Falls Lake by the end of November 2023 to enable residents and interested community members to understand and make comments on the upcoming delivery of the Master Plan and Parking Precinct Plan for Wentworth Falls Lake, including improved parking arrangements, timing of project work and management of potential overflow parking issues into residential streets. These consultation mechanisms will include:
  - a) a meeting at the Wentworth Falls School of Arts
  - b) an onsite kiosk at Wentworth Falls Lake
  - c) an EOI for an advisory group of key stakeholders including local residents, users groups at the lake and representatives from the local Bushcare group; and
9. That the implementation of the parking precinct plan is updated in consultation with the advisory group to manage existing overflow parking occurring in Sinclair Crescent and that regular monitoring and enforcement takes place, especially on the weekends.

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Fell	
	Myles	
	Hollywood	
	Hoare	
	Schreiber	
	West	
	van Opdorp	
	Sage	
	Redshaw	
	Fisher	

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MINUTE NO. 203

**S1. 23/189303. Tender Report - Construction of Blackheath Town Centre Upgrade Works Package 1&2**

A MOTION was MOVED by Councillors Schreiber and van Opdorp:

1. That the Council notes that three tenders were received in response to the Request for Tender for the Construction of Blackheath Town Centre Upgrade Works Package 1&2;
2. That the Council accepts the tender submitted by Optimal Civil Pty Ltd for the Construction of Blackheath Town Centre Upgrade Works Package 1&2 for the sum of \$843,244.30 (including Provisional Sum of \$155,000.00) exclusive of GST; and
3. That the Council delegates the authority to the Chief Executive Officer (or her delegate) to execute and sign documents relating to the contract for the Construction of Blackheath Town Centre Upgrade Works Package 1&2.

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Fell	
	Myles	
	Hollywood	
	Hoare	
	Schreiber	
	West	
	van Opdorp	
	Sage	
	Redshaw	
	Fisher	

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MINUTE NO. 204**17. 23/189304. Tender Report - Construction of Landscape and Facility Upgrade of Neate Park Area, Blackheath**

A MOTION was MOVED by Councillors Fell and West:

1. That the Council notes that three tenders were received in response to the Request for Tender for the Construction of landscape and facility upgrade of Neate Park Area, Blackheath;
2. That the Council accepts the tender submitted by Better View Landscapes Pty Ltd for the Construction of Landscape and Facility Upgrade in Neate Park Area, Blackheath, for the sum of \$ 499,015.86 exclusive of GST; and
3. That the Council delegates the authority to the Chief Executive Officer (or her delegate) to execute and sign documents relating to the contract for the Construction of landscape and facility upgrade of Neate Park Area, Blackheath.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	
Schreiber	
West	
van Opdorp	
Sage	
Redshaw	
Fisher	

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MINUTE NO. 205**18. 23/96330. Hazelbrook Bowling and Sporting Club - Lease**

A MOTION was MOVED by Councillors Fell and West:

1. That the Council gives public notice of its intention to provide Hazelbrook Bowling & Sporting Club Co-operative Limited with a lease for a term of five (5) years with two (2) further options of five (5) years, in accordance with Section 47 of the Local Government Act 1993;
2. That following, the public notification period, if no objections are received, the Council enters into a new lease with Hazelbrook Bowling & Sporting Club Co-operative Limited located at 21A Lester Avenue, Hazelbrook (Part Lot 1 DP 400916, Part Lot 1 DP3332542 and DP 1087251) on the terms and conditions outlined in this report; and
3. That the Council authorises the Chief Executive Officer (or her delegate) to enter into the lease, and authorises the affixing of the Common Seal or execution of all relevant documents relating to this matter under Power of Attorney.

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Fell	
	Myles	
	Hollywood	
	Hoare	
	Schreiber	
	West	
	van Opdorp	
	Sage	
	Redshaw	
	Fisher	

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MINUTE NO. 206

**19. 23/36106. Graffiti Management Alliance**

A MOTION was MOVED by Councillors Fell and West:

1. That Council provides direct financial support to the Graffiti Management Alliance that can provide similar support to the lower, mid and upper mountain teams at a maximum of \$2,000 each per annum;
2. That the Council endorses the establishment of an ongoing budget allocation of \$6,000 per annum, from 2024/24 onwards for core support to the Graffiti Management Alliance, noting that budget will be identified from within existing resources in 2023/24;
3. That Council enters into Memorandum(s) of Understanding with members of the Alliance to monitor these contributions against delivery and effectiveness;
4. That Council writes to the NSW Department of Communities and Justice, with copies to local state and federal members of parliament, seeking the reinstatement of support funding to local Graffiti volunteers; and
5. That Council is updated should State Government grant funding become available again in the future.

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill	Councillors
	Fell	
	Myles	
	Hollywood	
	Hoare	
	Schreiber	
	West	
	van Opdorp	
	Sage	
	Redshaw	
	Fisher	

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MINUTE NO. 207

**20. 23/178131. Fossil Fuel Advertising**

A MOTION was MOVED by Councillors Hoare and Redshaw:

1. That the Council recognises that fossil fuels are the main driver of climate change;
2. That the Council recognises that the marketing of high emissions products, such as petroleum and gas through sponsorships or advertising increases demand and delays behaviour changes in the community that are required to reduce emissions;
3. That the Council writes to the Federal Minister for Communications, The Hon Michelle Rowland MP, to ask the Federal Government to pass national laws that restrict fossil fuel advertising; and
4. That the Council requests that the Chief Executive Officer;
  - a. Decline all future events where the primary objective is to promote fossil fuel use;
  - b. Update the Policy statement in the Community Buildings Policy to prohibit advertisements for fossil fuels on community buildings, during its next review cycle;
  - c. Include a statement in the Community Facility Strategic Action Plan to ban fossil fuel advertising; and
  - d. Review other policies and strategies when they are being renewed or updated to remove support for companies whose main business is the extraction, production or sale of coal, petroleum and gas.

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

<b>For</b>	<b>Against</b>
Councillors Greenhill Fell Hollywood Hoare West van Opdorp Redshaw Fisher	Councillors Myles Sage

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MINUTE NO. 208

**21. 23/178151. Creating all-electric homes and businesses**

A MOTION was MOVED by Councillors Redshaw and Hoare:

1. That the Council notes that Waverley Council recently implemented new planning rules which require electric stoves, cooktops and heaters to be installed in new residential development;

2. That the Council notes that Parramatta Council recently implemented new planning rules that require new developments (both residential and non-residential) in its City Centre to be all-electric, and that this council is currently considering further changes to require all new non-residential buildings to be all-electric;
3. That the Council notes the success of the Waverley Council and Parramatta Council planning changes in positively influencing development outcomes to achieve all-electric, gas-free homes and businesses;
4. That the Council notes that the City of Sydney recently voted to begin the process of changing its planning rules to require new homes and businesses requiring development applications across the city to be all-electric and gas-free;
5. That the Council commits to reviewing its relevant Development Control Plan/s to incorporate new planning provisions which require that all new residential and non-residential development applications across the city be all-electric and gas-free based on the health, economic and environmental benefits that all-electric buildings produce for future occupants; and
6. That the Council receives a report before the end of the 2023/24 financial year, outlining the process and timeframes for council to implement the above all-electric, gas-free provisions via our Development Control Plan/s.

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

<b>For</b>	<b>Against</b>
Councillors	Councillors
Greenhill	Myles
Fell	Sage
Hollywood	
Hoare	
West	
van Opdorp	
Redshaw	
Fisher	

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MINUTE NO. 209

## **22. 23/184624. Précis of Selected Correspondence**

A MOTION was MOVED by Councillors Fell and West:

**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	Councillors
Greenhill	
Fell	
Myles	
Hollywood	
Hoare	

Schreiber  
West  
van Opdorp  
Sage  
Redshaw  
Fisher

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MINUTE NO. 210

**13. 23/36114. Confidential Business Paper - Road Reserve - Murri St Katoomba**

A MOTION was MOVED by Councillors Fell and West:

1. That the Council notes the difficulties caused to residents and services due to the extended closure of the lower section of Murri St, Katoomba;
2. That the Council endorses the undertaking of remediation works of approximately \$119,800 for replacement and relocation of the retaining wall at 23 Murri St; and
3. That the Council notes that replacement and relocation of the retaining wall will enable remediation works for pavement repairs to Murri St under the Disaster Recovery Funding Arrangements as approved by Transport for NSW.

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

<b>For</b>		<b>Against</b>
Councillors	Greenhill Fell Myles Hollywood Hoare Schreiber West van Opdorp Sage Redshaw Fisher	Councillors

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MINUTE NO. 211

**Procedural – Question that Meeting Close**

A MOTION was MOVED by Councillors Fell and Hollywood:

**That as there was no further business before the Ordinary Meeting of Tuesday, 26 September 2023, the meeting closed at 9:33 pm.**

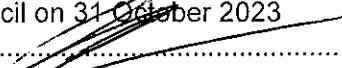
Upon being PUT to the Meeting, the MOTION was CARRIED, the vote being UNANIMOUS:

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

Myles  
Hollywood  
Hoare  
Schreiber  
West  
van Opdorp  
Sage  
Redshaw  
Fisher

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I confirm that these minutes, consisting of this page 22 and the previous 21 pages, were confirmed at the Ordinary Meeting of the Council on 31 October 2023

Chairman: Mayor Mark Greenhill.....

Date.....31/10/23.....