

**CONFIRMED MINUTES**  
**OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL HELD IN THE**  
**COUNCIL CHAMBERS**

**ON MONDAY 19 SEPTEMBER 2005 AT 7:04PM**

**NATIONAL ANTHEM AND PRAYER**

The meeting opened with the National Anthem and Prayer read by the Reverend Neil Checkley.

**STATEMENT OF RECOGNITION**

Her Worship the Mayor, Councillor Jackie Greenow read a statement of recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage.

**PRESENT**

Her Worship the Mayor Councillor Jackie Greenow, Councillors Kaylene Allison, David Bradbury (arrived at 7:49PM), Lexie Cettolin, Kevin Cramer OAM (arrived at 7:09PM), Greg Davies, Mark Davies, Ross Fowler, Karen McKeown, Susan Page, Pat Sheehy AM, and John Thain.

**APOLOGIES**

There were no apologies.

**LEAVE OF ABSENCE**

Leave of Absence was previously granted to Councillor Jim Aitken for the period 16 August to 29 September 2005 inclusive.

Leave of Absence was previously granted to Councillor Steve Simat for the period 22 August to 25 October 2005 inclusive.

Leave of Absence was previously granted to Councillor Garry Rumble for the period 12 September to 24 September 2005 inclusive.

**CONFIRMATION OF MINUTES**

**Ordinary Meeting - 5 September 2005**

447 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler the minutes of the Ordinary Meeting of 5 September 2005 be confirmed.

**DECLARATIONS OF INTEREST**

Councillor Greg Davies declared a pecuniary interest in Item 12, Sponsorship of the 2006 Western Sydney Industry Awards, as he is an employee of the Minister for Western Sydney, and indicated that he would leave the meeting when the item was debated and voted on.

Councillor Kaylene Allison declared a pecuniary interest in Item 14, Update on Australian Technical College submission to the Commonwealth, as she is employed by the Catholic Education Office, which led the consortium that was successful in the bid for a technical college in Western Sydney, and indicated that she would leave the meeting when the item was debated and voted on.

**SUSPENSION OF STANDING ORDERS**

448 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor John Thain that Standing Orders be suspended to allow members of the public to address the meeting, the time being 7:08PM.

**Ms Mary Vella** representing Keep Our Property Private Incorporated (KOPP Inc) addressed the Meeting on Item 1 - Public Exhibition of State Government Plans for the Proposed North West and South West Growth Centres, and spoke against the State Government's plans. Ms Vella congratulated the State Government for its recognition of the need for long term planning for infrastructure growth and Sydney's growing population, but she believed that the current plans were misguided. She said that she supported Council's request that the Department of Infrastructure Planning and Natural Resources (DIPNR) (now Department of Planning – DOP) review the proposed strategy. Ms Vella said that there had been inadequate public consultation and that labelling of areas as "green zones" had caused upheaval and people had seen the value of their land fall as a result. She said that KOPP had held recent meetings where 450 people had attended to make their opposition to the proposed green zones known, and that other areas, such as the ADI site and the Air Services land, existed that could provide a green corridor without affecting hundreds of landowners.

**Mr Geoff Brown** of Cranebrook addressed the Meeting on Item 1 - Public Exhibition of State Government Plans for the Proposed North West and South West Growth Centres and spoke against the recommendation. He said that the anti green zone activists were well organised and that the State Government was in for a fight if they pursue their proposed strategy. Mr Brown said that it was hypocritical to designate the land of thousands of landholders as green zones and prohibit development there when there were more than 400 hectares of land at the ADI site and the Air Services land at Cranebrook, owned by the Government and a few developers, that were being given the green light for development. Mr Brown said that the establishment of viable and effective green corridors were still possible and that there was still an opportunity to get the right policy in place, and he urged Council to work with concerned groups to lobby the State Government on the issue and achieve better planning outcomes.

**Mr James Clarke** of Berkshire Park representing Keep Our Property Private Incorporated (KOPP Inc) addressed the Meeting on Item 1 - Public Exhibition of State Government Plans for the Proposed North West and South West Growth Centres and spoke against the recommendation. Mr Clarke said that he was extremely concerned by the damage that people have done and are continuing to do to the natural environment, particularly regarding deforestation and global warming, and was dismayed by the focus of Government and business on short term economic goals and their apparent disregard for environmentally sustainable practices.

**Mr Jason Guest** of Glenmore Park Youth Services addressed the Meeting on Item 6 - Glenmore Park Skate Facility and spoke in favour of the recommendation. Mr Guest said that young people in Glenmore Park need a purpose built facility that is safe for skating, bike riding and scooters. He said that at least 50 young people under 18 had attended each of the two skate park consultation sessions, and that skate related activities are extremely popular among young people in the area. Mr Guest said that the proposed location of the skate park in Ched Towns Reserve will give young people the chance to enjoy the amenities such as shops water, toilets and transport, and that it was a fantastic opportunity for young people to be included in the life of the town centre.

**RESUMPTION OF STANDING ORDERS**

449 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Ross Fowler that Standing Orders be resumed, the time being 7:34PM.

## **MAYORAL MINUTE**

Her Worship the Mayor, Councillor Jackie Greenow, read a Mayoral Minute congratulating the Deputy Mayor, Councillor John Thain on his recent election as the Deputy Chairperson of the Hawkesbury River County Council.

## **REPORTS OF COMMITTEES**

### **1 Report and Recommendations of the Policy Review Committee 22 August 2005**

450 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Mark Davies that the report and recommendations of the Policy Review Committee of 22 August 2005 be received.

### **2 Report and Recommendations of the Policy Review Committee 12 September 2005**

451 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Karen McKeown that the report and recommendations of the Policy Review Committee of 12 September 2005 be received.

### **3 Report and Recommendations of the Local Traffic Committee 5 September 2005**

452 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Karen McKeown that the report and recommendations of the Local Traffic Committee of 5 September 2005 be received.

## **PLAQUE FROM PENRITH DISTRICT NETBALL ASSOCIATION**

Her Worship the Mayor, Councillor Jackie Greenow, informed the meeting that Council had received a plaque from the Penrith District Netball Association in gratitude for Council's support over the 2005 season. The Association has 370 teams and plays 180 games each Saturday from April until September, with a membership of 3,500 seniors and juniors.

## **MASTER PROGRAM REPORTS**

### **THE CITY IN ITS BROADER CONTEXT**

#### **1 Public Exhibition of State Government Plans for the Proposed North West and South West Growth Centres 4140/1; 4123/1**

453 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler  
That:

1. The information contained in the report on Public Exhibition of State Government Plans for the Proposed North West and South West Growth Centres be received.
2. Council make a formal submission to the Department of Planning on the Government's Growth Centre proposals based on the commentary and requests outlined in this Report and a copy also be forwarded to the Minister for Planning.
3. Council express to the Department of Planning its disappointment at the lack of consultation and provision of information to the local community on the proposals.

4. The Minister for Planning be requested to remove the proposed Landscape and Rural Lifestyle Area designation as it affects Penrith City.
5. The Minister for Planning be requested to provide Council the opportunity of membership of both Growth Centre Executive Committees.
6. Council urge the Department of Planning to develop a Western Sydney Employment Strategy which seeks to integrate both the emerging business and job creation strategies for the Growth Centres and the M7 Westlink with existing and emerging employment strategies required across the region.
7. Council forward copies of its submission to the Local State Members, WSROC and the other Growth Centre Local Councils seeking their support for the requests made to the State Government
8. Council write to land owners in Berkshire Park and Llandilo affected by the proposed Landscape and Rural Lifestyle Area designation advising them of Council's position.

#### **THE CITY AS A SOCIAL PLACE**

#### **4 Submission to NSW Ministry of the Arts - Funding for Cultural Development**

1034/1

454 RESOLVED on the MOTION of Councillor Susan Page seconded Councillor Kevin Crameri

That:

1. The information contained in the report on Submission to NSW Ministry of the Arts - Funding for Cultural Development be received.
2. Council endorse a Submission to the NSW Ministry for funding for Cultural Development.

#### **7 Extensions & Alterations to Grays Lane Children's Centre, Cranebrook - Tender No 02-05/06**

455 RESOLVED on the MOTION of Councillor Susan Page seconded Councillor Kevin Crameri

That:

1. The information contained in the report on Extensions & Alterations to Grays Lane Children's Centre, Cranebrook - Tender No 02-05/06 be received
2. Council accepts the tender of Caliber Contracting in the amount of \$328,640

#### **8 Glenmore Park Release Area Section 94 Development Contributions Plan Review**

4122/22

456 RESOLVED on the MOTION of Councillor Susan Page seconded Councillor Kevin Crameri

That:

1. The information contained in the report on Glenmore Park Release Area Section 94 Development Contributions Plan Review be received
2. Council endorse the expenditure of Section 94 funds as outlined in the report.

**10 Development Application 04/1886 Proposed Multi-unit Housing  
Development comprising 6 Attic Style Villas at Lot 1 & 2 DP 35970 (No. 19 -  
21) Chapel Street, St Marys. Applicant: Pearson Holdings Pty Ltd; Owner:  
Pearson Holdings Pty Ltd DA04/1886**

457 RESOLVED on the MOTION of Councillor Susan Page seconded Councillor Kevin Cramer  
That:

1. The information contained in the report on Development Application 04/1886 Proposed Multi-unit Housing Development comprising 6 Attic Style Villas at Lot 1 & 2 DP 35970 (No. 19 - 21) Chapel Street, St Marys be received
2. Development Application 04/1886 Proposed Multi-unit Housing Development comprising 6 Attic Style Villas at Lot 1 & 2 DP 35970 (No. 19 - 21) Chapel Street, St Marys be approved, subject to the following conditions:

**Standard Conditions**

- 2.1 A001, A011, A014, A008, A009, A039, A042, A19F, B001, B002, B003, B004, B005, B006, B007, D001, D007, D009, D010, E001, E005, G003, G004, H005 – amended Landscape Plan, H01F, H041, H022, H026, H028, H033, H013, I003, K001, K002, K003, K016, K019, K025, L001, L008, N001 – S94 Cultural \$722, N002 – S94 Footpath \$554, N003 – S94 Library \$2008, N004 – S94 Open Space \$5930, P002, Q001, Q005

**Special Conditions**

- 2.2 All carparking and manoeuvring must be in accordance with AS 2890 and Council's requirement. Full details must be submitted with the Construction Certificate
- 2.3 All single garages and visitor spaces must be a minimum 3.2m wide internal and all double garages 5.8m wide internal. Full details must be provided with the construction certificate
3. Those persons who made submissions be informed of Council's decision.

**2 Penrith Swimming Centre Upgrade 2981/13**

458 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler  
That:

1. The information contained in the report on Penrith Swimming Centre Upgrade be received
2. A Councillor Working Party be formed to progress the redevelopment of the Penrith Swimming Centre
3. Council nominate Councillors Susan Page, Karen McKeown and Lexie Cettolin as representatives on the Penrith Swimming Centre Upgrade Working Party
4. The Terms of Reference be:

*“To develop and recommend to Council a strategy for the redevelopment of the*

*Penrith Swimming Centre and to oversee the implementation of that strategy”.*

**3 Grant Application - 2005/06 WSAAS Funding Round 1040/32**

459 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler  
That:

1. The information contained in the report on Grant Application - 2005/06 WSAAS Funding Round be received
2. Council endorse the submission of the Northern Rural Areas Community Development Project for funding under the 2005/06 WSAAS funding round.

**5 Proposed Skate Park at Mark Leece Oval - St Clair 3036/7**

460 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Ross Fowler  
That:

1. The report advising Council of the unsuccessful funding application to the NSW Department of Tourism, Sport and Recreation for the East Ward Skate Park Project be received.
2. A review be undertaken in consultation with all stakeholders for the delivery of a Skate Park in East Ward that meets the recreational and social needs of young people in the area within the available funds.
3. Council support the construction of such a Skate Park in East Ward and that a report detailing possible funding sources be presented to Council for consideration.

**6 Glenmore Park Skate Facility 2056/2**

461 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Susan Page  
That:

1. The report on the outcomes of the additional consultation process regarding the development of a Skate Park in Glenmore Park in the North Western corner of Ched Towns Reserve be received
2. Council endorse the North Western corner of Ched Towns Reserve as the site for the Skate Park in Glenmore Park
3. Council thank the responsible officers for their work on this project to date, particularly for the excellent consultation process that was undertaken.

Councillor David Bradbury arrived at the meeting, the time being 7:49PM.

**9 Penrith Football Stadium Redevelopment 3070/13**

462 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Mark Davies  
That:

1. The information contained in the report on Penrith Football Stadium Redevelopment be received

2. Council endorse the scope of work and details to be included in the formal Development Application (as outlined in this report) and subject to the approval from the Department of Lands, no objection be raised by Council to the submission of that application.
3. Council agree that the Stage 1 improvements project, for which the Federal Government Grant of \$10 million applies shall comprise:
  - i. new Stadium playing surface
  - ii. retention/refurbishment of the existing western grandstand
  - iii. additions to the existing western grandstand to include:
    - multi-purpose corporate area/facilities
    - media facilities
    - administration area shell (no fit-out)
    - player amenities
  - iv. upgraded Stadium field lighting
  - v. additional 2,500 seats in front of the expanded western grandstand
  - vi. new ticketing office/entry in the north western corner of the Stadium
  - vii. a tidy up of the area under the western grandstand and adjacent forecourt.
4. Subject to the approval of the Department of Lands, no objection be raised by Council to the commencement of work on the playing field improvements, in advance of the major redevelopment works.
5. The Common Seal of Penrith City Council be affixed to the Deed of Agreement outlined in this report.

## **THE CITY AS AN ECONOMY**

### **11 Western Sydney High Schools engineering report writing Skills Competition Project**

463 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Pat Sheehy  
That:

1. Information contained in the report on Western Sydney High Schools engineering report writing Skills Competition Project be received
2. Council approve a sponsorship of \$1,000 for the Western Sydney High Schools engineering report writing skills competition.

Having previously declared a pecuniary interest in Item 12, Sponsorship of the 2006 Western Sydney Industry Awards, Councillor Greg Davies left the meeting and took no part in the debate or voting on this item, the time being 7:51PM.

**12 Sponsorship of the 2006 Western Sydney Industry Awards 1128/39**

464 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler  
That:

1. The information contained in the report on Sponsorship of the 2006 Western Sydney Industry Awards be received
2. Council approve the sponsorship of the 2006 Western Sydney Industry Awards to the value of \$8,000.

Councillor Greg Davies returned to the meeting, the time being 7:53PM.

**13 Discovering Penrith - Investors Forum 26 August 2005 1133/66**

465 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler that the information contained in the report on Discovering Penrith - Investors Forum 26 August 2005 be received.

Having previously declared a pecuniary interest in Item 14, Update on Australian Technical College submission to the Commonwealth, Councillor Kaylene Allison left the meeting and took no part in the debate or voting on this item, the time being 7:53PM.

**14 Update on Australian Technical College submission to the Commonwealth 1026/24**

466 RESOLVED on the MOTION of Councillor David Bradbury seconded Councillor Pat Sheehy  
That:

1. The information contained in the report on Update on Australian Technical College submission to the Commonwealth be received
2. Council write to the Minister for Vocational and Technical Education requesting that a second Western Sydney Australian Technical College be funded, so that the residents of the Greater Metropolitan Sydney Area be provided with similar access under the program as residents of other parts of the country
3. A further report be brought to Council outlining the opportunities for Council to ensure that residents of the Penrith Community be able to access training and vocational services under the scheme.

Councillor Kaylene Allison returned to the meeting, the time being 7:57PM.

**21 Effect of Changes in the NRMA Motor Vehicle Insurance Smash Repair System**

Councillor Kevin Cramer left the meeting the time being 8:05PM.

Councillor Kevin Cramer returned to the meeting the time being 8:11PM.

467 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor John Thain that

1. The information contained in the report on the Effect of Changes in the NRMA Motor Vehicle Insurance Smash Repair System be received
2. Council write to Westpool requesting that the interests of the local economy be



taken into account when they are considering tenders for the next insurance contract

3. Council write to the Motor Traders Association to express its concern on the effect that the changes in the NRMA motor vehicle insurance smash repair system will have on the economy of the Penrith Local Government Area
4. Council write to the Minister for Fair Trading to request advice as to whether the changes proposed for the NRMA motor vehicle insurance smash repair system are in breach of trade practices legislation.

## **THE CITY SUPPORTED BY INFRASTRUCTURE**

### **16 2006/2007 RTA Funding Submission for Blackspot & Urban Amenity Improvements Programme (Local Roads)**

**6041/12**

468 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Susan Page

That:

1. The information contained in the report on 2006/2007 RTA Funding Submission for Blackspot & Urban Amenity Improvements Programme (Local Roads), be received
2. Council's Asset Manager submit the above listed projects to the Roads and Traffic Authority for funding consideration under the 2006/2007 RTA Blackspot and Urban Amenity Improvements Programme (Local Roads).
3. Council seek support from the Local Members of the State Parliament to lobby the Minister for Roads for the projects submitted by Council.

### **15 Provision of Motor Vehicles**

**38/138**

469 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor John Thain

That:

1. The information contained in the report on Provision of Motor Vehicles, be received
2. No tenders be accepted for the reasons detailed in the report
3. The Motor Vehicle fleet be replaced utilising State Government Contract Pricing and Auction for purchase and disposal.
4. A further report be brought to Council detailing the cost/benefit analysis of using gas powered cars in Council's fleet.

## **LEADERSHIP AND ORGANISATION**

### **19 GST Compliance Certificate**

**6035/12**

470 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Ross Fowler

That:

1. The information contained in the report on GST Compliance Certificate be received
2. The certificate be signed by the Mayor, the Deputy Mayor, the General Manager and The Chief Financial Officer.

**20 Summary of Investments & Banking 3 August 2005 to 30 August 2005. 6031/4**

471 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Ross Fowler

That:

1. The information contained in the report on Summary of Investments & Banking 3 August 2005 to 30 August 2005 be received
2. The Certificate of the Responsible Accounting Officer, Statement of General Fund Bank Balances as at 30 August 2005 and the Summary of Investments for the period 3 August 2005 to 30 August 2005 be noted and accepted
3. The graphical investment analysis as at 30 August 2005 be noted.

**17 City Operations Directorate Report to end of August 2005 153/2**

472 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor David Bradbury that the information contained in the report on City Operations Directorate Report to end of August 2005, be received.

**18 Council Property No. 62 Great Western Highway, Kingswood 304824 Pt.11**

473 RESOLVED on the MOTION of Councillor David Bradbury seconded Councillor Susan Page

That:

1. The information contained in the report on Council Property No. 62 Great Western Highway, Kingswood be received
2. Council commence the design proposal to improve the drainage system within the Cosgrove Crescent area
3. A further report be presented to Council on the status of the drainage issues in the catchment surrounding the medium density proposal prior to the matter going back to public meetings or consultation.

**QUESTIONS WITHOUT NOTICE**

**QWN 1 Llandilo Water**

Councillor Kevin Crameri requested a memo providing more information on the upgrading of the Llandilo water supply.

**QWN 2 Item for Committee of the Whole**

Councillor Kevin Crameri referred a personnel matter to the Committee of the Whole as it concerned particular individuals and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

**QWN 3 Donation to Penrith Community Aid Service Inc**

Councillor Kevin Crameri requested that Council make a donation of \$400 from North Ward voted works to the Penrith Community Aid Service to cover the cost of hiring Castlereagh Hall for a fundraising evening.

Councillor Ross Fowler declared a non-pecuniary interest as he is the honorary auditor of the Penrith Community Aid Service and he reserved his right to speak and vote on the matter.

474 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Pat Sheehy that the matter be brought forward and dealt with as a matter of urgency.

Her Worship the Mayor, Councillor Jackie Greenow ruled that the matter was urgent and should be dealt with at the meeting.

475 RESOLVED on the MOTION of Councillor Kevin Crameri seconded Councillor Pat Sheehy that Council donate an amount equal to the cost of hiring Castlereagh Hall for a fundraising evening from North Ward voted works to the Penrith Community Aid Service.

#### **QWN 4 Request for Leave of Absence**

Councillor Ross Fowler requested Leave of Absence for the period 2 October to 13 October 2005 inclusive to attend to Council business overseas involving Westpool.

476 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Greg Davies that the matter be brought forward and dealt with as a matter of urgency.

Her Worship the Mayor, Councillor Jackie Greenow ruled that the matter was urgent and should be dealt with at the meeting.

477 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Greg Davies that Leave of Absence be granted to Councillor Ross Fowler for the period 2 October to 13 October 2005 inclusive.

#### **QWN 5 Request that DA 03 2954 & CC03/0897 be brought to Council for Determination**

Councillor Ross Fowler requested that the Development Application for 145-175 Fairlight Rd Mulgoa be reported to Council for determination.

#### **QWN 6 Raised Thresholds in High Street**

Councillor David Bradbury requested a memo on the liability issues regarding the raised thresholds in High Street and whether they should be marked pedestrian crossing.

#### **QWN 7 Dangerous Driving Issues**

Councillor David Bradbury requested that enquiries be made with Mr Kevin Manning of Colyton regarding problems he is experiencing with dangerous drivers in the vicinity of Kipling and Shepherd Streets in Colyton. Councillor Bradbury requested that he be advised of the outcome.

#### **QWN 8 Impact of Cadders Grove Development in Claremont Meadows**

Councillor David Bradbury requested that Council officers contact Mrs Sylvia Austin in Claremont Meadows regarding the impact of the Cadders Grove Estate Development on the adjoining neighbours. Councillor Bradbury requested that he be advised of the

outcome.

**QWN 9 Community Safety Issue**

Councillor David Bradbury requested that Council's Community Safety staff contact Mr Singh in Claremont Meadows regarding a community safety issue. Councillor Bradbury requested that he be advised of the outcome.

**QWN 10 Penrith Soccer and Use of Cook Park**

Councillor Greg Davies requested an urgent report be brought to Council on what can be done to ensure that Penrith A Grade Soccer Team is able to remain in the competition using Cook Park as their home ground.

**QWN 11 Donation to the Benevolent Society for Carers Day Function**

Her Worship the Mayor, Councillor Jackie Greenow, requested that Council make a donation of \$185.00 to the Benevolent Society to cover the cost of hiring the Quarterdeck Function Room for a Carers Pampering day.

478 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Kevin Cramer that the matter be brought forward and dealt with as a matter of urgency.

Her Worship the Mayor, Councillor Jackie Greenow ruled that the matter was urgent and should be dealt with at the meeting.

479 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Kevin Cramer that Council donate \$185.00 to the Benevolent Society to cover the cost of hiring the Quarterdeck Function Room for a Carers Pampering day.

**COMMITTEE OF THE WHOLE**

RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler that the meeting adjourn to the Committee of the Whole to deal with confidential business, the time being 8:40PM.

**1 Presence of the Public**

CW1 RESOLVED on the motion of Councillor Pat Sheehy seconded Councillor Ross Fowler that the press and public be excluded from Committee of the Whole to deal with the following matters:

*City In Its Environment*

**2 Personal Matter - Demolition of dwelling at 30 Eton Road, Cambridge Park.**

**Owner: G E Stimson**

**256154**

*This item has been referred to Committee of the Whole as the report refers to discussion in relation to the personal hardship of a resident or ratepayer; AND advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in open meeting would be, on balance, contrary to the public interest.*

*City as an Economy*

**3 Commercial Matter- Former Council Chambers Site**

**950/62 Pt.11**

*This item has been referred to Committee of the Whole as the report refers to commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret and discussion of the matter in open meeting would be, on balance, contrary to the public interest.*

**CONFIDENTIAL BUSINESS**

The meeting resumed at 9:33PM and the General Manager reported that the Committee of the Whole met at 8:40PM on Monday 19 September 2005 the following being present:

Her Worship the Mayor Councillor Jackie Greenow, Councillors Kaylene Allison, David Bradbury, Kevin Cramer OAM, Greg Davies, Mark Davies, Ross Fowler, Karen McKeown, Susan Page, Pat Sheehy AM, and John Thain.

and the Committee of the Whole excluded the press and public from the meeting for the reasons set out in CW1 and that the Committee of the Whole submitted the following recommendations to Council.

**2 Personal Matter - Demolition of dwelling at 30 Eton Road, Cambridge Park.**

**Owner: G E Stimson**

**256154**

CW2 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Mark Davies

That:

1. The information contained in the report on Demolition of dwelling at 30 Eton Road, Cambridge Park be received
2. The matter be deferred pending a further report to Council on 10 October 2005.

**3 Commercial Matter- Former Council Chambers Site**

**950/62 Pt.11**

Councillor Greg Davies declared a non-pecuniary interest in Item 3, Commercial Matter- Former Council Chambers Site as he is an employee of the Minister Assisting the Minister for Commerce and he reserved his right to speak and vote on the item.

CW3 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Ross Fowler

That:

1. The information contained in the report on Commercial Matter- Former Council Chambers Site be received
2. Council agree in principle to the sale of part of the former Council Chambers site to the Department of Commerce on the basis of the Council's Legal Officer's comments in the report
3. A further report be presented to Council on the outcome of negotiations for the sale of the site.

**ADOPTION OF COMMITTEE OF THE WHOLE**

480 RESOLVED on the MOTION of Councillor Pat Sheehy seconded Councillor Mark Davies that the recommendation contained in the Committee of the Whole and shown as CW1 to CW3 be adopted.

There being no further business the Chairperson declared the meeting closed the time being 9:33PM.

I certify that these 14 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on Monday 19<sup>th</sup> September 2005.

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Date