

CONFIRMED MINUTES

OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL HELD IN THE COUNCIL CHAMBERS

ON MONDAY 6 NOVEMBER 2006 AT 7:07 PM

NATIONAL ANTHEM

The meeting opened with the National Anthem.

STATEMENT OF RECOGNITION

His Worship the Mayor, Councillor Pat Sheehy AM, read a statement of recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage.

PRAYER

The Council Prayer was read by the Rev Neil Checkley.

PRESENT

His Worship the Mayor Councillor Pat Sheehy AM, Councillors Jim Aitken OAM, Kaylene Allison, David Bradbury (arrived at 7:34 pm), Lexie Cettolin, Kevin Crameri OAM, Greg Davies, Mark Davies, Ross Fowler, Jackie Greenow, Karen McKeown, Garry Rumble, Steve Simat (arrived at 7:28 pm), and John Thain.

APOLOGIES

1142 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Kevin Crameri OAM that apologies be accepted for Councillors David Bradbury, Susan Page and Steve Simat.

CONFIRMATION OF MINUTES - Ordinary Meeting - 23 October 2006

1143 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Lexie Cettolin that the minutes of the Ordinary Meeting of 23 October 2006 be confirmed.

DECLARATIONS OF INTEREST

There were no declarations of interest.

SUSPENSION OF STANDING ORDERS

1144 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Jim Aitken OAM that Standing Orders be suspended to allow members of the public to address the meeting, the time being 7:10 pm.

Mr Anthony Zammit

Item 7 – Fencing of Darcy Smith Cricket Oval, Emu Plains

Speaking FOR the Recommendation

Mr Zammit was speaking as a representative of the Emu Plains Soccer Club.

Mr Zammit thanked Council for its community consultation process, engaging residents and representatives of user groups in discussions, concerning the proposal to construct a perimeter fence around the Darcy Smith Cricket Oval at Emu Plains, with the final decision being that a vehicular barrier be provided around the entire park.

RESUMPTION OF STANDING ORDERS

1145 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Lexie Cettolin Standing Orders be resumed, the time being 7:14 pm.

REPORTS OF COMMITTEES

1 Report and Recommendations of the Penrith Valley Community Safety Partnership Meeting held on 27 September 2006

1146 RESOLVED on the MOTION of Councillor Garry Rumble seconded Councillor Karen McKeown that the recommendations contained in the Report and Recommendations of the Penrith Valley Community Safety Partnership meeting held on 27 September, 2006 be adopted.

MASTER PROGRAM REPORTS

THE CITY IN ITS BROADER CONTEXT

Councillor Karen McKeown left the meeting, the time being 7:15 pm.

Councillor Karen McKeown returned to the meeting, the time being 7:16 pm.

1 Queen Street Extension

1147 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jackie Greenow

That:

1. The information contained in the report on Queen Street Extension be received.
2. A memo reply be provided to all Councillors regarding any pre-lodgement proposals received for development applications for the Queen Street area.

THE CITY AS A SOCIAL PLACE

Councillor Kevin Cramer OAM left the meeting, the time being 7:17 pm.

- 8 Variation of Restrictive Covenant applying to Lot 814 DP 106832 (No. 54-57) Belleview Avenue, Mount Vernon. Applicant: Mr R. Mattiuzzo c/o Douglas Design; Owner: Josephine Mattiuzzo and Robert Mattiuzzo**

DA06/0775

1148 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Karen McKeown

That:

1. The information contained in the report on Variation of Restrictive Covenant applying to Lot 814 DP 106832 (No. 54-57) Bellevue Avenue, Mount Vernon be received
2. The terms of clause (b) of Restrictive Covenant fourthly referred to in the 88B Instrument attached to Lot 814, DP 1068323, be varied as follows as it applies to Lot 814 only:
 - (b) All development erected on the subject lot will be in accordance with the proposed building platform indicated on the Survey Plan Prepared by Britten and Associates Pty Ltd, Drawing Number 11906/2, dated August 2006
3. The Common Seal of Penrith City Council be affixed to the necessary documentation
4. Development Application No 06/0775 for the construction of a dwelling, in-ground swimming pool, pavilion, shed and entry gates, and the installation of an on site sewerage management system, be approved subject to the proposed conditions of Development Consent as follows:

Standard Conditions

- 4.1 A008 – Works to BCA requirements
- A009 – Residential Works DCP
- A019 – Occupation Certificate
- D001 – Sedimentation and Erosion Controls
- D009 – Covering Waste Storage area
- E001 – BCA compliance
- E005 – Smoke Alarms
- F010 – Septic distance from house
- F014 – Aerated Irrigation
- F015 – Aerated Service contract
- H001 – Stamped plans and erection of site notice
- H011 – Engineering plans and specifications
- H013 – Further details of building components
- H014 – Slab design
- H015 – Termite protection
- H036 – Rainwater tank
- H037 – Safe supply from catchment
- H038 – Connection of rainwater tank supply

- H039 – Rainwater tank pumps
- H041 – Hours of work
- H034 – Bushfire roof sarking
- I003 – Roads Act approval
- J001 – Excavated material removal
- J002 – Fencing when water in pool
- J004 – Pool fence residential
- J009 – Backyard pool safety package
- J010 – Pool board/sign
- K017 – Stormwater and sewerage plan
- L001 – General landscaping
- L008 – Tree preservation order
- Q001 – Notice of commencement and appointment of PCA

Special Conditions

- 4.2 The development must be implemented substantially in accordance with the plans numbered 1399-06, 1 to 4, drawn by Douglas Design and dated 7th March 2006, the application form, the BASIX Certificate, and any supporting information received with the application, except as may be amended in red on the attached plans and by the following conditions

The on-site sewage management system shall be installed and implemented in accordance with the recommendations of The Onsite Wastewater Management Report prepared by EnviroTech, dated 7th May 2006. **An operational licence for the system is to be sought from and issued by Penrith City Council before** the on-site sewerage management system is commissioned/can be used, and an Occupation Certificate can be issued for the development

- 4.3 All boundary fences are to be low profile, open style and rural in character in accordance with the City of Penrith Rural Development Control Plan 1991
- 4.4 The shed shall not be used under any circumstances for any commercial, industrial or habitable residential activity
- 4.5 Prior to the issue of a Construction Certificate for the development, the variation of the Restriction on the Use of land numbered 4(b) in DP 1068323, shall be registered with the Land and Property Information division of the Department of Lands

The variation to the covenant shall be in the terms approved by resolution of Penrith City Council

- 4.6 Cut and fill operations on the property are only permitted in conjunction with the building works and shall be strictly limited in depth and extent to that detailed on the approved plans and specifications

Before any fill material is imported to site, a validation certificate issued by an appropriately qualified person is to be provided to the Principal Certifying Authority. The validation certificate must demonstrate that the fill material is free from contaminants and weeds, that it is suitable for its intended purpose and land use, and that it will not pose an unacceptable risk to human health or the environment

If Penrith City Council is not the Principal Certifying Authority, a copy of the validation certificate is to be submitted to Council for their reference

{Note: Penrith Contaminated Land Development Control Plan defines an appropriately qualified person as “a person who, in the opinion of Council, has a demonstrated experience, or access to experience in hydrology, environmental chemistry, soil science, eco-toxicology, sampling and analytical procedures, risk evaluation and remediation technologies. In addition, the person will be required to have appropriate professional indemnity and public risk insurance.”}

- 4.7 All house sewer and plumbing work shall be carried out in accordance with Sydney Water's requirements or the Local Government (Water, Sewerage and Drainage) Regulation 1993
- a) Penrith City Council is both the consent authority and certifying authority for the installation of the On Site Sewage Management System (OSSM), otherwise known as a septic tank system. It is your responsibility to contact Council's Building Approvals and Environment Protection Department to organise all inspections required for the installation of the system. In this regard, the following will require inspection:
- All internal and external drainage lines and septic tanks before they are backfilled/covered
 - On completion of the system's installation and prior to its commissioning, ensuring compliance with those conditions specific to the installation of the system

A copy of the satisfactory inspection reports carried out by Council shall be submitted to the Principal Certifying Authority if Council is not the Principal Certifying Authority

- i. The septic tank, drainage lines and effluent disposal area shall not be altered without the prior approval of Council. In addition, the septic tank shall not be buried or covered
- ii. There shall be no effluent runoff from the subject property to adjoining premises, public places or reserves
- iii. There shall be available all year round, adequate water supply

that is available to the property

- 4.8 The disposal area shall have a minimum area of 1044m² and shall be prepared in accordance with the “Environmental and Health Protection Guidelines On Site Sewage Management for Single Households” and AS1547:2000

Prior to the issue of the Occupation Certificate and the issue of an operational licence for the OSSM system by Penrith City Council, the effluent disposal area shall be:

- Prepared/ landscaped in accordance with the stamped - approved plans

All stormwater and seepage shall be diverted away from the disposal area by using an agricultural drain or earthen bund and dish drain

- 4.9 **Prior to the commencement of construction works:**

- (a) Toilet facilities at or in the vicinity of the work site shall be provided at the rate of one toilet for every 20 persons or part of 20 persons employed at the site. Each toilet provided must be:
- A standard flushing toilet connected to a public sewer, or
 - If that is not practicable, an accredited sewage management facility approved by the council, or
 - Alternatively, any other sewage management facility approved by council

- 4.10 The following matters are ancillary aspects of the development under Section 80A (2) of the Environmental Planning and Assessment Act, 1979. Appeal provisions will apply to the submission requirements regarding ancillary aspects of the development (see Sections 80A(3) and 97 of the Act)

- (a) External materials are to be earthy tones and match or complement the buildings natural setting. Details on achieving this requirement, including a schedule of external colours and finishes shall be submitted to Council for consideration and approval prior to the issue of a Construction Certificate

- 4.11 The recommended construction details to reduce aircraft noise intrusion to meet indoor design sound levels, as detailed in the report prepared by Acoustic Logic Consultancy and dated 12th May 2006 are to be undertaken during construction. As the recommended construction details are carried out and on completion of the development, a qualified acoustic consultant shall certify that the development has been constructed to meet the indoor design sound levels in accordance with the approved acoustic report

- 4.12 The swimming pool is to be fitted with filtration equipment which does not require a backwash facility

- 4.13 Roof and surface water shall be disposed of in accordance with the

approved drainage design. Overflow from the existing in-ground rainwater tank is to be disposed of into the street gutter

- 4.14 The existing trees to the perimeter of the property, other than those nominated on the site plan to be relocated, shall be retained and duly protected during the construction of the development. Tree protection measures shall be installed before any works can commence on site including the clearing of site vegetation
- 4.15 An Occupation Certificate is to be obtained from the Principal Certifying Authority on completion of all works and prior to the occupation of the dwelling. The commitments listed in the BASIX Certificate are to be completed prior to the issue of the Occupation Certificate

The Certificate shall not be issued if any conditions of this consent, but not the conditions relating to the operation of the development, are outstanding. This includes submitting the following documentation to the Principal Certifying Authority:

- (a) Written documentation or Compliance Certificate from Penrith City Council certifying to the satisfactory completion of works approved under the Roads Act 1993
- (b) Written documentation or certification attesting to the satisfactory installation of, and the Licence to Operate the on site sewage management system issued by Penrith City Council
- (c) Certification from a qualified acoustic consultant certifying that the development has been constructed in accordance with the approved acoustic report/to meet the indoor design sound levels in accordance with the approved acoustic report

A copy of the Occupation Certificate and all necessary documentation supporting the issue of the Certificate is to be submitted to Penrith City Council, if Council is not the Principal Certifying Authority. In the event that a Compliance Certificate was issued by the Principal Certifying Authority certifying compliance that all conditions of the development consent required to be met has in fact been met as well as any documentation stated above, shall be submitted to Penrith City Council if Council is not the Principal Certifying Authority.

Councillor Kevin Cramer OAM returned to the meeting, the time being 7:18 pm.

2 Victoria Street Community Cottage - Annual General Meeting

1149 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Jackie Greenow

That:

1. Council, under Section 355 of the Local Government Act 1993, endorse the following persons to comprise the Management Committee for the Victoria Street Community Cottage at Werrington:

Len Willis - President
Angie Green - Secretary
Betty Schneider - Treasurer
Betty Warren - Booking Officer

Committee Members: Barbara Read, Alison Stevens, Lauren Meredith, Carmen Boserio, Hans Schneider, Desmond Lucas, Christine McKinnon, Margaret Breust, Amanda Jacobson, Jacqueline Holmes, Maureen Romanowski, Olive Magdi, Sue Tipton, Noel Borland, Ron Tipton, Imelda Penny, Margaret Borland, Leonie Hannah, Avis Oakes, Jenny Green, Kimberley Culley, Jackie Van Dyk.

2. Council delegate care, control and management of Victoria Street Community Cottage, under Section 377 of the Local Government Act 1993, to the Committee referred to in recommendation 1. above.

3 Formula 1 Superboat Series

1150 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Karen McKeown

That:

1. The information contained in the report on Formula 1 Superboat Series be received.
2. The Australian Formula One Superboat Series Inc be advised that Council is prepared to provide \$7,000 sponsorship for the event, as well as \$3,000, being \$1,000 each from North, South and East Ward voted works for:
 - Temporary fencing
 - Security
 - Portable toilets.
3. Council's support for the event is subject to the following conditions:
 - The provision of suitably qualified event crowd control personnel to patrol the riverbank;
 - The helicopter landing area is to be suitably fenced to ensure protection of persons in the area and is located a minimum of 40 metres from the riverbank;
 - Submission of evidence of the required approvals from NSW Maritime;
 - Payment of a refundable restoration bond (in the amount of \$1,000), and submission of evidence of Public Liability Insurance.
4. Consideration be given to increasing funding in the event management budget, to support this event in future years.
5. Council make representations to the Department of Sport and Recreation and the Premier's Department seeking support for this event to be held each year at the Sydney International Regatta Centre.
6. The event organisers be requested to submit a business plan, including a budget for the event, to Council.

Councillor Steve Simat arrived at the meeting, the time being 7:28 pm.

4 Options for designating Open Space, Parks and Ovals in Glenmore Park as Alcohol Free Zones

1151 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Jim Aitken OAM

That:

1. The information contained in the report on Options for designating Open Space, Parks and Ovals in Glenmore Park as Alcohol Free Zones be received.
2. Section 632 of the Local Government Act 1993 - Acting Contrary to Notices, be implemented to prohibit the consumption or possession of alcohol in locations across the City where it is determined that there is a need for such action.

Councillor David Bradbury arrived at the meeting, the time being 7:34 pm.

5 Penrith Valley Community Safety Partnership - Application for membership

A MOTION was MOVED by Councillor Jim Aitken OAM seconded Councillor Garry Rumble

That:

1. The information contained in the report on Penrith Valley Community Safety Partnership - Application for membership be received.
2. The Glenmore Park Action Group and the Penrith Youth Interagency be approved as members of the Penrith Valley Community Safety Partnership.
3. Council write to local State Member for Penrith raising concern at the government's inability to reduce the level of antisocial behaviour and malicious damage to property in the local area.

1152 An AMENDMENT was MOVED by Councillor Greg Davies seconded Councillor Kaylene Allison:

That:

1. The information contained in the report on Penrith Valley Community Safety Partnership - Application for membership be received.
2. The Glenmore Park Action Group and the Penrith Youth Interagency be approved as members of the Penrith Valley Community Safety Partnership.

On being PUT to the meeting, the AMENDMENT was CARRIED and on becoming the MOTION was also CARRIED.

6 Secure Taxi Rank for Penrith Railway Station

1153 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Steve Simat

That:

1. The information contained in the report on Secure Taxi Rank for Penrith Railway Station be received.
2. Council lend its support to the trial through the distribution of material to promote patronage of the Secure Taxi Rank.

7 Fencing of Darcy Smith Cricket Oval, Emu Plains

1154 RESOLVED on the MOTION of Councillor Garry Rumble seconded Councillor Jim Aitken OAM

That:

1. The information contained in the report on Fencing of Darcy Smith Cricket Oval, Emu Plains be received.
2. The proposal to construct a picket fence around Darcy Smith Cricket Oval not be approved.
3. The provision of the perimeter fence/bollards estimated at \$15,000 proceed, with funds advanced from the Open Space Action Plan, assuming that the Plan is adopted in its current form.

THE CITY SUPPORTED BY INFRASTRUCTURE

9 Tender 25-05/06 Asphalt Products & Services

1155 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Garry Rumble

That:

1. The information contained in the report on Tender 25-05/06 Asphalt Products & Services be received.
2. The following companies are accepted and placed in order of preference on the panel of approved suppliers for the supply of products and services, as listed, for a period of one (1) year with an option to extend for a further one (1) year, subject to satisfactory performance:

Asphaltic Concrete – Supply and Deliver

- a) FRH Group Pty Ltd
- b) State Asphalt Services Pty Ltd
- c) Works Infrastructure

Asphaltic Concrete – Supply Ex-Bin

- a) Works Infrastructure Pty Ltd (Previously Emoleum)
- b) State Asphalts Pty Ltd
- c) FRH Group Pty Ltd

Sprayed Bituminous Surfacing

- a) Sami Road Services and Pioneer Road Services Pty Ltd

Asphaltic Concrete – Supply and Lay

- a) FRH Group Pty Ltd
- b) Pioneer Road Services Pty Ltd
- c) State Asphalt Services Pty Ltd
- d) Bernipave Pty Ltd

Asphalt Road Restoration

- a) FRH Group Pty Ltd
- b) Pioneer Road Services Pty Ltd
- c) State Asphalt Services Pty Ltd
- d) Bernipave Pty Ltd

Asphalt Pavement Rejuvenation

- a) Australian Pavement Maintenance Services Pty Ltd & Sami Road Services

Stabilisation of Road Pavements

- a) Stabilised Pavements of Australia Pty Ltd

Foamed Bitumen

- a) Stabilised Pavements of Australia Pty Ltd

Asphaltic Concrete Mill and Fill

- a) Pioneer Road Services Pty Ltd
- b) State Asphalt Services Pty Ltd

Road Pavement Crack Sealing

- a) Australian Pavement Maintenance Systems Pty Ltd
- b) Sami Road Services

LEADERSHIP AND ORGANISATION

10 Council Meeting Calendar for 2007

1156 RESOLVED on the MOTION of Councillor Greg Davies seconded Councillor Jim Aitken OAM

That:

1. The information contained in the report on Council Meeting Calendar for 2007 be received.
2. The Draft Meeting Calendar for 2007 be adopted.

11 Council Property - Easement to Drain Water over Lot 3, DP 255380 Nepean Street, Emu Plains. Owner: Penrith Council - Applicant: N.F. Billyard Pty Ltd

1157 RESOLVED on the MOTION of Councillor Jim Aitken OAM seconded Councillor Steve Simat

That:

1. The information contained in the report on Council Property - Easement to Drain Water over Lot 3, DP 255380 Nepean Street, Emu Plains. Owner: Penrith Council - Applicant: N.F. Billyard Pty Ltd be received.
2. Council grant an easement to drain water over Open Space land at Lot 3, DP 255380 Nepean Street, Emu Plains in favour of Lot 2, DP 232928 at No. 38 Gough Street, Emu Plains on the proviso that the Development Application is approved by Council.
3. Payment of compensation by the applicant, in the amount of \$5,000 plus GST, is required for the creation of the easement over Lot 3, DP 255380 Nepean Street, Emu Plains.
4. The applicant be responsible for all survey, legal and registration costs associated with the creation of the easement.
5. The Common Seal of the Council of the City of Penrith be placed on all necessary documentation to effect registration of the easement.

QUESTIONS WITHOUT NOTICE

QWN 1 Local Government Association Conference 2006

Councillor Jackie Greenow congratulated those Councillors who represented Penrith City Council at the 2006 Local Government Association Conference, and noted the success of motions put to the Conference by Penrith City Council and Hawkesbury River County Council.

QWN 2 Saddington Street, St Marys

Councillor Kevin Crameri OAM requested that the western end of Saddington Street, St Marys be checked for pedestrian safety, from overhanging tree branches that prevent walking on the footpath, and that large amounts of rubbish in the area also be removed.

QWN 3 Swanston Street, St Marys

Councillor Kevin Crameri OAM requested a report to Council regarding a development near the Memorial Hall in Swanston Street, St Marys which has resulted in the fencing off of the footpath in this location, and placement of New Jersey barricades, causing a dangerous situation for motorists and pedestrians, the report to address why this would be allowed to occur.

QWN 4 Committee of the Whole

Councillor Kevin Crameri OAM advised that he had a matter of a confidential nature to be considered, and requested that it be considered in Committee of the Whole, after all other business of the Council had been conducted.

QWN 5 Gumbirra Pre-School, St Clair

Councillor Mark Davies requested a memo reply to all Councillors seeking clarification regarding the possibility that the Gumbirra Pre-school management has made a decision not to celebrate Christmas at the pre-school, and not to include any Christmas activities, including a 'Santa Visit'.

QWN 6 Leave of Absence

Councillor Ross Fowler requested Leave of Absence from 10 November 2006 to 17 November 2006, inclusive.

1158 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Jackie Greenow that the matter be brought forward and dealt with as a matter of urgency.

His Worship the Mayor, Councillor Pat Sheehy AM, ruled that the matter was urgent and should be dealt with at the meeting.

1159 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Jackie Greenow that Leave of Absence be granted to Councillor Ross Fowler from 10 November 2006 to 17 November 2006, inclusive

QWN 7 Danger of Discarded Syringes

Councillor Steve Simat requested a report to Council on its responsibility for the safety of residents and staff in regard to the danger posed by syringes that have been discarded in public places, notably car parks such as West Lane Car Park in St Marys.

QWN 8 James Burns

Councillor John Thain thanked the media for its involvement in seeking community feedback concerning James Burns (servant to Three Explorers during crossing of Blue Mountains) and noting that he has had some positive feedback in this regard.

QWN 9 Magnolia Street, North St Marys

Councillor John Thain requested a memo reply to all Councillors concerning the footpath in Magnolia Street, St Marys, which appears to finish before the end of the kerbing, and requesting that this situation be investigated.

QWN 10 Brookfield Avenue, Werrington Downs

Councillor John Thain requested a memo reply to all Councillors concerning an update on the Brookfield Avenue matter.

QWN 11 Skate Park for North Ward

Councillor John Thain requested a report to Council investigating the possibility of locating a skate park in North Ward.

QWN 12 Parklawn Shopping Centre, St Marys

Councillor John Thain requested a memo reply concerning the new asphalt that has been laid in the vicinity of the Parklawn shops, as water runoff has now become a problem in the laneway.

QWN 13 Homework Centre

Councillor David Bradbury requested a report to Council on the feasibility of establishing a Homework Centre at Penrith, St Marys and other branch Libraries.

QWN 14 Paupers' Burials in Local Cemeteries

Councillor David Bradbury requested a report to Council regarding local residents who have had a pauper's burial in Penrith City Council cemeteries, and seeking the possibility of the presence of these individuals being acknowledged.

QWN 15 Carbon Neutral Park

Councillor David Bradbury requested a report to Council on the feasibility of establishing a carbon neutral park at some suitable open space location within the City of Penrith.

QWN 16 Relocation of Guided Weapons and Explosive Ordnance Unit

Councillor David Bradbury requested that Council write to the Minister for Defence, urging the Minister to stop the relocation of the Guided Weapons and Explosive Ordnance Unit from the Orchard Hills Defence Establishment, and that the matter be reported to Council when a reply from the Minister has been received.

1160 RESOLVED on the MOTION of Councillor David Bradbury seconded Councillor Greg Davies that the matter be brought forward and dealt with as a matter of urgency.

His Worship the Mayor, Councillor Pat Sheehy AM, ruled that the matter was urgent and should be dealt with at the meeting.

1161 RESOLVED on the MOTION of Councillor David Bradbury seconded Councillor Greg Davies that Council write to the Minister for Defence, urging the Minister to stop the relocation of the Guided Weapons and Explosive Ordnance Unit from the Orchard Hills Defence Establishment, and that the matter be reported to Council when a reply from the Minister has been received.

QWN 17 Skate Park - Leonay

Councillor Jim Aitken OAM requested a report to Council on the feasibility of locating a skate park in the Leonay/Emu Plains area.

COMMITTEE OF THE WHOLE

1162 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Jackie Greenow that the meeting adjourn to Committee of the Whole to deal with the following matters, the time being 8:04 pm.

1 Presence of the Public

CW1 RECOMMENDED on the MOTION of Councillors Kevin Crameri OAM seconded Councillor Jackie Greenow that the press and public be excluded from the Committee of the Whole to deal with the following matter:

2 Question Without Notice - Nomination of Local Citizen for Order of Australia

This matter has been referred to Committee of the Whole as it relates to the personal affairs of a particular individual and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

The meeting resumed at 8:10 pm and the General Manager reported that the Committee of the Whole met at 8:04 pm on Monday, 6 November 2006, the following being present

His Worship the Mayor, Councillor Pat Sheehy AM, Councillors Jim Aitken OAM, Kaylene Allison, David Bradbury, Lexie Cettolin, Kevin Crameri OAM, Greg Davies, Mark Davies, Ross Fowler, Jackie Greenow, Karen McKeown, Garry Rumble, Steve Simat 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 recommendation to Council.

CONFIDENTIAL BUSINESS

2 Question Without Notice - Nomination of Local Citizen for Order of Australia

RECOMMENDED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Ross Fowler

CW2 That the information be received.

ADOPTION OF COMMITTEE OF THE WHOLE

1163 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Lexie Cettolin that the recommendations contained in the Committee of the Whole and shown as CW1 and CW2 be adopted.

There being no further business the Chairperson declared the meeting closed, the time being 8:11 pm.

I certify that these 16 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on 6 November 2006.

Chairperson

Date