



*the bushland shire*

*creating a living environment*

## **MINUTES OF GENERAL MEETING**

Held at COUNCIL CHAMBERS, HORNSBY  
on Wednesday, 16 May, 2012  
at 6:31 pm

### **PRESENT**

Councillors Berman (Chairman), Browne, Chopra, Evans, Hutchence, Martin, McMurdo, Mills, Russell and Smart.

NOTE: Councillor Smart arrived at the meeting at 6.32pm during the Opening Prayer.

Councillor Mills arrived at the meeting at 6.35pm after the Opening Prayer.

Councillor Browne arrived at the meeting at 6.44pm during Items Passed by Exception/Call for Speakers on Agenda Items. He was not present for Apologies/Leave of Absence, Political Donations Disclosure, Declarations of Interest and Confirmation of Minutes.

Councillor Russell left the meeting at 8.18pm following consideration of Item 7. He was not present for consideration of Items 1, 9, 10 and 17.

Councillor Smart, having declared a significant non-pecuniary interest in Item 10, left the meeting for consideration of that item and did not return. He was not present for consideration of Item 17.

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This is page 1 of the Minutes of the General Meeting of Hornsby Shire Council held on 16 May, 2012.

GENERAL MANAGER

CHAIRMAN

## **NATIONAL ANTHEM**

## **OPENING PRAYER**

Reverend John Reid from Thornleigh Community Baptist Church, opened the meeting in prayer.

## **ACKNOWLEDGEMENT OF RELIGIOUS DIVERSITY**

Statement by the Chairman:

*"We recognise our Shire's rich cultural and religious diversity and we acknowledge and pay respect to the beliefs of all members of our community, regardless of creed or faith."*

## **ABORIGINAL RECOGNITION**

Statement by the Chairman:

*"We acknowledge we are on the traditional lands of the Darug and Guringai Peoples. We pay our respects to elders past and present."*

## **AUDIO RECORDING OF COUNCIL MEETING**

Statement by the Chairman:

*"I advise all present that tonight's meeting is being audio recorded for the purposes of providing a record of public comment at the meeting, supporting the democratic process, broadening knowledge and participation in community affairs, and demonstrating Council's commitment to openness and accountability. The recordings will be made available on Council's website once the Minutes have been finalised. All speakers are requested to ensure their comments are relevant to the issue at hand and to refrain from making personal comments or criticisms."*

## **APOLOGIES / LEAVE OF ABSENCE**

Nil

## **POLITICAL DONATIONS DISCLOSURE**

Statement by the Chairman:

*"In accordance with Section 147 of the Environmental Planning and Assessment Act 1979, any person or organisation who has made a relevant planning application or a submission in respect of a relevant planning application which is on tonight's agenda, and who has made a reportable political donation or gift to a Councillor or employee of the Council, must make a Political Donations Disclosure Statement."*

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*If a Councillor or employee has received a reportable political donation or gift from a person or organisation who has made a relevant planning application or a submission in respect of a relevant planning application which is on tonight's agenda, they must declare a non-pecuniary conflict of interests to the meeting, disclose the nature of the interest and manage the conflict of interests in accordance with Council's Code of Conduct."*

## **PRESENTATIONS**

Nil

## **DECLARATIONS OF INTEREST**

COUNCILLOR SMART declared a significant non-pecuniary interest in Item 10 - Report No. PLN30/12 Development Application - Demolition of a Tennis Court and Subdivision of One Allotment Into Two lots 17 Cannan Close, Cherrybrook. Refer to that Item for details.

## **CONFIRMATION OF MINUTES**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR HUTCHENCE,

THAT the Minutes of the General Council Meeting held on Wednesday 18 April 2012 be confirmed, a copy having been distributed to all Councillors.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN,  
MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

## **PETITIONS**

Nil

## **RESCISSION MOTIONS**

Nil

## **ITEMS PASSED BY EXCEPTION / CALL FOR SPEAKERS ON AGENDA ITEMS**

THE MAYOR ANNOUNCED his intention to deal with the balance of the Business Paper by the exception method and announced the items.

Items 1, 7, 9, 10, 17 and 18 were withdrawn for discussion.

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

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GENERAL MANAGER

CHAIRMAN

THAT the recommendations in respect of items 2, 3, 4, 5, 6, 8, 11, 12, 13, 14 and 15 be adopted.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

NOTE: Item 16 was called over and noted.

For the sake of clarity, the above items are recorded in Agenda sequence.

NOTE: Persons wishing to address Council on matters which were on the Agenda were permitted to speak, prior to the item being discussed, and their names are recorded in the Minutes in respect of that particular item.

Persons wishing to address Council on non-agenda matters were permitted to speak after all items on the agenda in respect of which there was a speaker from the public were finalised by Council. Their names are recorded in the Minutes under the heading "Public Forum for Non-Agenda Items".

## **GENERAL BUSINESS**

### **GENERAL MANAGER'S DIVISION**

#### **2 GM10/12 Event Calendar - 2012/13**

**(F2004/08423-02)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT Council endorse the proposed calendar of events for 2012/13, including the expansion of the community partnership model for delivering some events.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

### **CORPORATE AND COMMUNITY DIVISION**

#### **3 CC19/12 Investments and Borrowings for 2011/12 - Status For Period Ending 31 March 2012**

**(F2004/06987)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

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GENERAL MANAGER

CHAIRMAN

THAT the contents of Executive Manager's Report No. CC19/12 be received and noted.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**4 CC20/12 Pecuniary Interest and Other Matters Returns - Disclosures by Councillors and Designated Persons**

**(F2011/00977)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT Council note the Disclosure of Pecuniary Interests and Other Matters Returns recently lodged with the General Manager have been tabled as required by the Local Government Act.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**5 CC21/12 Delivery Program 2011-15 including Operational Plan (Budget) 2011/12 - March 2012 Quarterly Budget Review**

**(F2010/00575)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT the March 2012 Quarterly Review of the Operational Plan (Budget) 2011/12 be received and noted.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**ENVIRONMENT DIVISION**

**6 EN21/12 Rural Sports Facility, Galston - Possible Expansion of Use**

**(F2004/06971)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT Council:

1. Thank all who submitted an Expression of Interest for use of the Rural Sports Facility.

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2. Invite Arcadia Public School and Northholm Grammar School to enter into a licence for the use of the Rural Sports Facility on weekdays.
3. Invite Riders Galston Inc. to enter into a licence for the use of the Rural Sports Facility on Saturdays.
4. Encourage use of the Rural Sports Facility by Riding for the Disabled Association NSW.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**7 EN24/12 Hornsby Mountain Bike Trail - Results of Review of Environmental Factors**

**(F2011/01149-02)**

Mr Peter Waite, of Pennant Hills, addressed Council regarding this item.

Ms Sherrie Cross, on behalf of the Hornsby Ku-ring-gai Greens, addressed Council regarding this item.

Ms Rhonda Williams, of Hornsby, addressed Council regarding this item.

Miss Susan Laing, of Hornsby, addressed Council regarding this item.

Mr Robert Zivcic, of Hornsby, addressed Council regarding this item.

Mr Campbell King, on behalf of Hornsby Shire Mountain Bike Alliance, addressed Council regarding this item.

Mr Jim McNicol, of Hornsby, addressed Council regarding this item.

Mr Daniel Doherty, of Thornleigh, addressed Council regarding this item.

Mr Richard Boulton, of Hornsby, addressed Council regarding this item.

Mr David Richards, of Westleigh, addressed Council regarding this item.

Ms Sandra Finn, of Hornsby, addressed Council regarding this item.

Mr Craig Starling, on behalf of Hornsby Shire Mountain Bike Alliance, addressed Council regarding this item.

Ms Kim Mullins, on behalf of Community Voice, addressed Council regarding this item.

Mr Christopher Chavasse, of Hornsby, addressed Council regarding this item.

Mr Noel Gurney, on behalf of Sydney North Off Road Cyclists, addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR HUTCHENCE,

THAT:

A. Subject to the following requirements:

1. During any club functions no megaphones be used in the vicinity of the 'Southside Loop'.

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GENERAL MANAGER

CHAIRMAN

2. Council investigate closing Quarry Road west of the Old Mans Valley Fire Trail, by boom gate between the hours of 6pm (or sunset if earlier) and 8am in winter and 7pm and 8am in summer, to prevent anti-social activity. A review of these hours be conducted after a period of six months.
3. Council conduct a review of the operation of the 'Southside Loop' six months and 12 months following the opening of the Hornsby Mountain Bike Trail. The review should take into consideration issues including noise, visual privacy, safety and environmental impacts.
4. Prior to the opening of the Hornsby Mountain Bike Trail, and in consultation with residents, Council implement an enhanced native screen planting program along the route of the 'Southside Loop' using advanced species.

B. Council:

1. Approve the Review of Environmental Factors subject to the conditions of approval detailed in Attachment 13 to Executive Manager's Report No. EN24/12.
2. Authorise construction of the Hornsby Mountain Bike Trail generally in accordance with the layout shown in Attachment 12 to Executive Manager's Report No. EN24/12.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

NOTE: At this point in the meeting, the time being 8.10pm, the Mayor adjourned the meeting. The meeting resumed at 8.18pm.

**PLANNING DIVISION**

**8 PLN21/12 Development Application - Section 96(2) - Erection of a 10 Storey Development - 14 Pound Road and 15 - 17 Wanderers Way, Hornsby**

**(DA/737/2005/C)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT Development Application No. 737/2005/C for construction of a multi-unit housing development comprising 55 units with basement car parking and deletion of conditions of consent relating to Stratum subdivision and the landscape pedestrian plaza at Lot 2 DP 544977 and Lot 10 DP 599285, No. 14 Pound Road and Nos. 15 - 17 Wanderers Way, Hornsby be amended as detailed in Schedule 1 of Executive Manager's Report No. PLN21/12.

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GENERAL MANAGER

CHAIRMAN

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**9 PLN25/12 Development Application - Proposed Two Storey Mixed-use Development Comprising six Commercial and Retail Units, Twelve Residential Units and Basement Car Parking 25 - 29 Turner Road, Berowra Heights**

**(DA/1384/2011)**

Mr Robert Ledger, of Berowra Heights, addressed Council regarding this item.

Ms Christina Halksaer, of Berowra Heights, addressed Council regarding this item.

Mr John Vaughan, of Berowra, addressed Council regarding this item.

Mr John Farquhar, on behalf of Berowra and District Community Association, addressed Council regarding this item.

Mr Pierre Saab, of Parramatta, addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR SMART, seconded by COUNCILLOR EVANS,

THAT Development Application No. 1384/2011 for a proposed two storey mixed-use development comprising six commercial and retail units, twelve residential units and basement car parking at Lot 100 DP 1043150, Nos. 25 – 29 Turner Road, Berowra Heights be approved subject to the conditions of consent detailed in Schedule 1 of Executive Manager's Report No. PLN25/12.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS AND SMART

AGAINST: NIL

**10 PLN30/12 Development Application - Demolition of a tennis court and subdivision of one allotment into two lots 17 Cannan Close, Cherrybrook**

**(DA/186/2012)**

Mr Martin Foxall, on behalf of Cannan Close and Friends Residents Association, addressed Council regarding this item.

Mr Richard Carpenter, of Cherrybrook, addressed Council regarding this item.

Ms Keiasha Naidoo, of Cherrybrook, addressed Council regarding this item.

Mr Bruce Carter, on behalf of Cannan Close and Friends Residents Association, addressed Council regarding this item.

NOTE: COUNCILLOR SMART declared a significant non-pecuniary interest in this item under Clause 51A of Council's Code of Meeting Practice (see Declarations of Interest in these Minutes). The nature of interest was stated by COUNCILLOR SMART on the Declaration of Interest form as: "An objector is the President of my children's motor bike club". COUNCILLOR SMART was not present at, or

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GENERAL MANAGER

CHAIRMAN



in sight of, the Meeting when the matter was being debated or voted on.

RESOLVED ON THE MOTION OF COUNCILLOR MILLS, seconded by COUNCILLOR BROWNE,

THAT:

1. Pursuant to Section 80(1)(b) of the Environmental Planning and Assessment Act 1979, Development Application No. DA/186/2012 be refused for the following reasons:
  - 1.1 Pursuant to Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the proposal is unsatisfactory as the State Environmental Planning Policy No. 1 objection relating to non-compliance with the applicable floor space ratio provision is not well founded.
  - 1.2 The proposal is unsatisfactory in respect to Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979, as the proposed subdivision layout is contrary to the objective of the Residential Subdivision DCP to enhance the established character of the area.
  - 1.3 Pursuant to the provisions of Section 79C(1)(e) of the Environmental Planning and Assessment Act 1979, the proposed development would not be in the public interest.
  - 1.4 Pursuant to Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979, the proposed subdivision would result in a residual allotment in which the size and shape of private open space is insufficient having regard to the size of the dwelling on the land.
  - 1.5 Pursuant to Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979, the proposed subdivision would result in a dwelling that is inconsistent with the established streetscape.
2. The Executive Manager, Planning convene a meeting between available Councillors, representatives from the Cannan Close and Friends Residents Association and residents of Cannan Close to outline the process and implications of establishing a heritage conservation area to protect the heritage and streetscape qualities of Cannan Close, Cherrybrook.
3. A report be prepared for Council's consideration outlining the outcomes of the meeting.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO AND MILLS

AGAINST: NIL

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GENERAL MANAGER

CHAIRMAN

**11 PLN32/12 Reporting Variations to Development Standards**

**(F2004/07599)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT the contents of Executive Manager's Report No. PLN32/12 be received and noted.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**12 PLN33/12 Changes to the State Government's Local Environmental Plan Making Process**

**(F2004/07218-03)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT a submission be forwarded to the Department of Planning and Infrastructure noting that the proposal for making changes to the plan making process maybe premature given the status of the independent review of the of the Environmental Planning and Assessment Act 1979 and identifying the implications for Hornsby Shire identified in Executive Manager's Report No. PLN33/12.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**13 PLN34/12 Exhibition of Draft Hornsby Development Control Plan**

**(F2007/00707)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT:

1. Council endorse the draft Hornsby Development Control Plan 2012 for public exhibition.
2. The draft Hornsby Development Control Plan 2012 be exhibited for a minimum of 60 days concurrently with the draft Hornsby Local Environmental Plan in accordance with the consultation strategy attached to Executive Managers Report No. PLN34/12.
3. The General Manager be delegated authority to endorse exhibition material, including the preparation of an Information Brochure for distribution to the community.

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4. The General Manager be authorised to make changes to the draft Hornsby Development Control Plan 2012 prior to exhibition to correct minor errors, omissions or formatting.
5. Following exhibition of the draft Hornsby Development Control Plan 2012, a report on submissions received in response to the public exhibition be presented to Council for its consideration.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

#### **WORKS DIVISION**

**14 WK18/12 Expression of Interest No EOI 1/2012 - Design and Construction of Additions and Improvements to the Roselea Community Centre**

**(F2012/00003)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT:

1. Council invite A J Bristow & Sons P/L, Builtform Constructions P/L, Projectcorp Australia P/L, Rapid Constructions P/L and Zadro Constructions P/L to submit tenders for the Refurbishment of the Roselea Community Centre, Beecroft.
2. The results of the tender be reported back to Council.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

**15 WK20/12 Pacific Highway - Change of Name to Peats Ferry Road**

**(F2012/00392)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR SMART,

THAT Council:

1. Adopt the proposal to rename Pacific Highway as Peats Ferry Road between George Street and Bridge Road, Hornsby as per previous resolution and extend the roadway to be renamed to include the section of the former highway between Bridge Road and Galston Road (MR161) and between Galston Road and Jersey Street North, Asquith

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GENERAL MANAGER

CHAIRMAN

(SR2103).

2. Advise the Roads and Maritime Services that the proposal to rename Pacific Highway as Peats Ferry Road includes a section of state highway (MR161) between Bridge Road and Galston Road.
3. Invite written submissions from the public about the proposed renaming of Pacific Highway between George Street and Bridge Road, Hornsby as Peats Ferry Road.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE,  
MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

### **CONFIDENTIAL ITEMS**

Nil

### **PUBLIC FORUM – NON AGENDA ITEMS**

Mr Peter Waite, of Pennant Hills, addressed Council regarding various matters.

### **QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil

### **MAYOR'S NOTES**

#### **16 MN7/12 Mayor's Notes from 1 to 30 April 2012**

**(F2004/07053)**

Monday 2 April 2012 - The Mayor hosted a visit by a Korean Delegation at the Council Chambers.

Monday 2 April 2012 - The Mayor attended a meeting regarding the NSW 2021 Regional Action Plan at Chatswood.

Tuesday 3 April 2012 - The Mayor attended the Dural Rotary Club Youth in the Community Dinner at the Dural Country Club.

Friday 13 April 2012 - The Mayor and Mrs Berman attended a performance of the Sound of Music by the Hornsby Musical Society at Hornsby RSL Club.

Saturday 14 April 2012 - The Mayor attended the Chinese Senior Group Open Day at the Hornsby PCYC.

Saturday 14 April 2012 - The Mayor participated in the Hornsby PCYC 'Time for Kids' Fundraising event in Hornsby Mall.

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GENERAL MANAGER

CHAIRMAN

Sunday 15 April 2012 - The Mayor attended the Sinhalese Cultural Forum of NSW, Sri Lankan New Year Celebration at the Roselea Community Centre.

Sunday 15 April 2012 - The Mayor attended the Brooklyn RSL Sub Branch Unveiling and dedication of the Brooklyn War Memorial at Brooklyn Oval.

Tuesday 17 April 2012 - The Mayor attended the Cherrybrook Gardens Ceremony at Cherrybrook.

Tuesday 17 April 2012 - The Mayor attended the Berowra Waters Progress Association Inc Eastern Foreshore Concept Plan Public Meeting at Berowra Waters.

Tuesday 17 April 2012 - The Mayor attended the Epping Civic Trust's General Meeting at Epping.

Wednesday 18 April 2012 - The Mayor attended a Photo Session to promote a Netball Gala Day at the Hornsby PCYC.

Thursday 19 April 2012 - The Mayor attended The Shack Youth Outreach Program's AGM at Epping.

Saturday 21 April 2012 - The Mayor attended the Asquith Golf Club annual 'Diggers Day' Charity Golf Game and Dinner at Asquith Golf Club.

Sunday 22 April 2012 - The Mayor attended the Hornsby RSL Sub Branch ANZAC Commemorative March and Service at Hornsby Cenotaph.

Sunday 22 April 2012 - The Mayor and Deputy Mayor attended the Berowra RSL Sub Branch ANZAC Sunday Lunch at Berowra RSL Club.

Sunday 22 April 2012 - The Mayor attended the Hills District RSL Sub Branch ANZAC Day Commemoration Service at Galston Cenotaph.

Monday 23 April 2012 - The Mayor hosted two Citizenship Ceremonies in the Council Chambers.

Wednesday 25 April 2012 - The Mayor attended the Hornsby RSL Sub Branch ANZAC Dawn Services at Hornsby Cenotaph.

Wednesday 25 April 2012 - The Mayor attended the Glenorie RSL Sub Branch ANZAC Day Memorial at Glenorie Cenotaph.

Thursday 26 April 2012 - The Mayor attended the Normanhurst Boys High School and ANZAC Service.

Thursday 26 April 2012 - The Mayor attended the Bowden Brae Age Care Facility ANZAC Service.

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Thursday 26 April 2012 - The Mayor and Councillors attended the Joint Regional Planning Panel (JRPP) Meeting regarding the Hornsby Aquatic Centre at the Council Chambers.

Friday 27 April 2012 - The Mayor attended the Arden Anglican School's 90<sup>th</sup> Founders Day Assembly at the School.

Friday 27 April 2012 - Councillor Browne officially opened, and the Mayor attended, the Official Opening of the Hornsby Art Society National Trust Exhibition at Wallarobba Arts and Cultural Centre.

Note: These are the functions that the Mayor, or his representative, has attended in addition to the normal Council Meetings, Workshops, Mayoral Interviews and other Council Committee Meetings.

CALLED OVER AND NOTED

## **MAYORAL MINUTES**

### **18 MM5/12 Confirmation of Appointments - Senior Staff Positions**

**(F2005/00481)**

RESOLVED ON THE MOTION OF COUNCILLOR BERMAN, seconded by COUNCILLOR HUTCHENCE,

THAT the senior staff appointments detailed in Mayoral Minute No. MM5/12 be noted.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS, RUSSELL AND SMART

AGAINST: NIL

## **NOTICES OF MOTION**

### **1 NOM3/12 Schofields Parade, Pennant Hills - Old Pony Club Site**

**(F2008/00693)**

Mr Peter Waite, of Pennant Hills, addressed Council regarding this item.

Mr Grahame Bateman, of Pennant Hills, addressed Council regarding this item.

Mr Barry Tomkinson, on behalf of STEP, addressed Council regarding this item.

Mr Vernon McKenzie, of Beecroft, addressed Council regarding this item.

Mr Geoff Dowsett, of Pennant Hills, addressed Council regarding this item.

Mrs Marcia Horvai, on behalf of the Pennant Hills District Civic Trust, addressed Council regarding this item.

MOVED ON THE MOTION OF COUNCILLOR MCMURDO, seconded by COUNCILLOR MARTIN,

THAT Council:

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1. Write again to the State Members for Hornsby and Epping, and the State Minister for the Environment, advising them that whilst Council recognises a shortage of playing fields in the Pennant Hills/Cherrybrook area, Council does not support the creation of a sports ground at the former pony club site at Stringybark Ridge, or anywhere else in the Berowra Valley Regional Park, due to the impacts on surrounding high quality bushland. Instead, Council supports the creation of sports grounds in less environmentally and ecologically sensitive areas of the Shire – preferably only on degraded lands.
2. Seek to work with relevant State Government Authorities to investigate alternative sites for sports grounds within the Hornsby Shire to meet the well known shortfall of sporting facilities. Such sites to include public schools, land owned by the Department of Planning and Infrastructure at Cowan and Sydney Water land at Westleigh and any other cleared or degraded lands.

AN AMENDMENT WAS MOVED BY COUNCILLOR HUTCHENCE, seconded by COUNCILLOR SMART

THAT Council defer further consideration on its position concerning the potential future use of the former pony club site at Stringybark Ridge for one month pending a briefing to Councillors regarding the environmental, social and economic impacts of various land use options including: active sports, passive recreation and/or reservation for conservation purposes; and to clarify with the State Government as to the status of this parcel in terms of it being included in the national park.

THE AMENDMENT MOVED BY COUNCILLOR HUTCHENCE, seconded by COUNCILLOR SMART WAS PUT AND CARRIED.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE AND SMART

AGAINST: COUNCILLORS BROWNE, MARTIN, MCMURDO AND MILLS

THE AMENDMENT THEREBY BECAME THE MOTION WHICH WAS PUT AND CARRIED

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE AND SMART

AGAINST: COUNCILLORS BROWNE, MARTIN, MCMURDO AND MILLS

#### **SUPPLEMENTARY AGENDA**

- 17 CC25/12 Local Government Association of NSW and Shires Association of NSW - Proposed Amalgamation into One Association**

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RESOLVED ON THE MOTION OF COUNCILLOR MCMURDO, seconded by COUNCILLOR BROWNE,

THAT:

1. Council's seven delegates to participate in the vote to determine if the Local Government Association of NSW and the Shires Association of NSW should be amalgamated into One Association be Councillors Berman, Browne, Chopra, Hutchence, Martin, McMurdo and Mills.
2. Staff advise the Local Government Association of NSW of the seven voting delegates, and their private mailing addresses, such that the delegates can be included on the Australian Electoral Commission's Roll of Electors.
3. Council write to the President of the Local Government Association of NSW requesting that a 'No' argument be included with the ballot papers sent to voting delegates.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO AND MILLS

AGAINST: NIL

#### **MATTERS OF URGENCY**

Nil

#### **QUESTIONS WITHOUT NOTICE**

Nil

**THE MEETING** terminated at 10.28pm.

These Minutes were confirmed at the meeting held on Wednesday, 20 June, 2012, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

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GENERAL MANAGER

CHAIRMAN