

## **MINUTES OF GENERAL MEETING**

Held at COUNCIL CHAMBERS, HORNSBY

on Wednesday, 17 July, 2013

at 6:33 PM



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This is page 1 of the Minutes of the General Meeting of Hornsby Shire Council held on 17 July, 2013.

## **PRESENT**

Councillors Russell (Chairman), Anisse, Azizi, Berman, Browne, Cox, Gallagher, Hutchence, Singh and Tilbury.

Note: Councillor Anisse arrived at 6.39pm during discussion of Declarations of Interest.

Note: Councillor Berman arrived at 6.56pm. He was not present for Declarations of Interest, Confirmation of Minutes, Items Passed by Exception/Call for Speakers on Agenda Items or consideration of Item 1.

## **NATIONAL ANTHEM**

### **OPENING PRAYER**

Reverend Glen Renton, from Thornleigh-Hillcrest Uniting 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 of the non-confidential parts of the meeting 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:

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*"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.*

*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."*

#### **DECLARATIONS OF INTEREST**

COUNCILLOR HUTCHENCE declared a less than significant non-pecuniary interest in relation to Item 9 - PL58/13 Development Application – Two Five Storey Residential Flat Buildings – 5-15 Belair Close, Hornsby. Refer to that Item for details.

#### **CONFIRMATION OF MINUTES**

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR GALLAGHER,

THAT the Minutes of the General Meeting held on Wednesday 19 June 2013 be confirmed, a copy having been distributed to all Councillors.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

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RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR GALLAGHER,

THAT the Minutes of the Extraordinary General Meeting held on Wednesday 3 July 2013 be confirmed, a copy having been distributed to all Councillors.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

#### **PETITIONS**

Nil

#### **PRESENTATIONS**

Nil

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This is page 3 of the Minutes of the General Meeting of Hornsby Shire Council held on 17 July, 2013.

## **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, 2, 9, 10, 11, 12, 13 and 14 were withdrawn for discussion.

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

THAT the recommendations in respect of items 3, 4, 5, 6, 7, 8, 15 and 16 be adopted

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

Note: Item 17 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.

## **GENERAL BUSINESS**

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

Nil

### **CORPORATE SUPPORT DIVISION**

#### **1 CS29/13 Local Government NSW - Cost Shifting Survey 2011-12**

**(F2010/00296)**

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

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

THAT the contents of Deputy General Manager's Report CS29/13 be received and noted.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

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This is page 4 of the Minutes of the General Meeting of Hornsby Shire Council held on 17 July, 2013.

GENERAL MANAGER

CHAIRMAN

AGAINST: NIL

**2 CS30/13 Investments and Borrowings for 2012-13 - Status for Period Ending 31 May 2013**

**(F2004/06987)**

RESOLVED ON THE MOTION OF COUNCILLOR BROWNE, seconded by COUNCILLOR TILBURY, THAT the contents of Deputy General Manager's Report No. CS30/13 be received and noted.

FOR: COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**3 CS31/13 Local Government New South Wales - 2013 Annual Conference - Submission of Motions**

**(F2013/00230)**

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

THAT:

1. The three issues, two with proposed motions, identified within Deputy General Manager's Report No. CS31/13 be submitted for consideration at the 2013 Local Government NSW Conference.
2. Council advise Local Government NSW that its voting delegates for the 2013 Conference are Councillors Anisse, Azizi, Berman, Browne, Cox, Gallagher, Hutchence, Russell, Singh and Tilbury.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**4 CS32/13 Pecuniary Interest and Other Matters Returns - Disclosures by Councillors and Designated Persons**

**(F2012/00606)**

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

THAT Council note the Disclosure of Pecuniary Interests and Other Matters Returns recently lodged

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GENERAL MANAGER

CHAIRMAN

with the General Manager have been tabled as required by the Local Government Act.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE,  
RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**5 CS33/13 Local Government Remuneration Tribunal - 2013 Report and  
Determination - Mayor and Councillor Fees - 2013/14 Financial Year  
(F2004/09552)**

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

THAT:

1. As a consequence of the 2013 Report and Determination of the Local Government Remuneration Tribunal, Council remains in the Metropolitan Centre Category of NSW councils for the period 1 July 2013 to 30 June 2014.
2. In accordance with Section 248 of the Local Government Act, and having considered the 2013 Report and Determination of the Local Government Remuneration Tribunal, an annual fee of \$22,240 be paid to each Councillor for the period 1 July 2013 to 30 June 2014.
3. In accordance with Section 249 of the Local Government Act, and having considered the 2013 Report and Determination of the Local Government Remuneration Tribunal, an additional annual fee of \$59,100 be paid to the Mayor for the period 1 July 2013 to 30 June 2014.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE,  
RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**ENVIRONMENT AND HUMAN SERVICES DIVISION**

**6 EH10/13 Bushland Management Advisory Committee Membership  
(F2004/05900)**

RESOLVED ON THE MOTION OF COUNCILLOR BROWNE, SECONDED BY COUNCILLOR  
HUTCHENCE,

THAT Council:

1. Adopt the amended Bushland Management Advisory Committee Charter included as Attachment 1 to Group Manager's Report No. EH10/13.
2. Appoint Robin Buchanan, Ross Walker, Katie Devine and Alexandra Boyd as members of the

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GENERAL MANAGER

CHAIRMAN

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE,  
RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**PLANNING DIVISION**

**7 PL54/13 Development Application - Subdivision of One Allotment into Two Lots  
- 116 Cardinal Avenue, West Pennant Hills**

**(DA/283/2013)**

RESOLVED ON THE MOTION OF COUNCILLOR BROWNE, SECONDED BY COUNCILLOR  
HUTCHENCE,

THAT Council assume the concurrence of the Director-General of the Department of Planning and  
Infrastructure pursuant to State Environmental Planning Policy No. 1 and approve Development  
Application No. DA/283/2013 for subdivision of one allotment into two lots at SP 40121, No. 116  
Cardinal Avenue, West Pennant Hills subject to the conditions of consent detailed in Schedule 1 of  
Group Manager's Report No. PL54/13.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE,  
RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**8 PL55/13 Development Application - Dwelling-House - 69 Parklands Road, Mount  
Colah**

**(DA/358/2013)**

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

THAT Council assume the concurrence of the Director-General of the Department of Planning and  
Infrastructure pursuant to State Environmental Planning Policy No. 1 and approve Development  
Application No. DA/358/2013 for the demolition of an existing dwelling and erection of a two storey  
dwelling-house at Lot 58 DP 207557, No. 69 Parklands Road, Mount Colah subject to the conditions  
of consent detailed in Schedule 1 of Group Manager's Report No. PL55/13.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE,  
RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**9 PL58/13 Development Application - Two Five Storey Residential Flat Buildings - 5-15 Belair Close, Hornsby**

**(DA/4/2013)**

Mr Kim McCotter, on behalf of Body Corporate SP64592, addressed Council regarding this item.

Mr Leon Lewis, on behalf of the owners of 41 Sherbrook Road, Hornsby, addressed Council regarding this item.

Mr Michael Phillips, of Hornsby, addressed Council regarding this item.

Mr Kevin Feng, on behalf of Bellbrook Gardens Executive Committee, addressed Council regarding this item.

Mr Allan Calandine, on behalf of the applicant, addressed Council regarding this item.

Note: Councillor Hutchence declared a less than 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 Hutchence on the Declaration of Interest form as "The Applicant is known to me through a client of mine" and the explanation of why the interest does not require further action in the circumstances was "nature of interest is less than significant".

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

THAT Development Application No. DA/4/2013 for construction of two, five storey residential flat buildings, basement car park and strata subdivision at Lot 3 DP 204624, Lot 4 DP 204624, Lot 5 DP 204624, Lot 1 DP 525010, Lot 7 DP 204624, Nos. 5-15 Belair Close, Hornsby be approved subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL58/13, and the following additional condition of consent in respect of privacy screens:

- The balustrades on south facing balconies on levels 3, 4 and 5 are to be 1.3 metres in height and constructed of solid or obscured glass material.

FOR: COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**10 PL52/13 Development Application - Section 96(2) - Boundary Fence - 37 Ferndale Road, Normanhurst**

**(DA/123/2013/A)**

Ms Barbara Carter, of Normanhurst, addressed Council regarding this item.

Ms Janet Wright, of Normanhurst, addressed Council regarding this item.

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

THAT pursuant to Section 96(2) of the Environmental Planning and Assessment Act 1979, Development Application No. DA/123/2013/A for modification to the consent for the erection of a

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boundary fence at Lot 23, DP 206093, No. 37 Ferndale Road, Normanhurst be amended as detailed in Schedule 1 of Group Manager's Report No. PL52/13.

FOR: COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**11 PL62/13 Development Application - Alterations and Additions - 11 James Henty Drive, Dural**

**(DA/404/2013)**

Mrs Suzanne Evans, of Dural, addressed Council regarding this item.

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

THAT Development Application No. DA/404/2013 for alterations and additions to a dwelling-house at Lot 19, DP 806180, No. 11 James Henty Drive, Dural be approved and the General Manager be delegated authority to affix appropriately worded conditions of consent.

FOR: COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL AND SINGH

AGAINST: COUNCILLOR TILBURY

**12 PL66/13 Development Application - Subdivision of One Allotment into Three Lots - 142 Woodcourt Road, Berowra Heights**

**(DA/1321/2012)**

Mr Joe Choate, of Berowra Heights, addressed Council regarding this item.

Mrs Janet King, of Berowra Heights, addressed Council regarding this item.

Mr Dudley Collinson, of Berowra Heights, addressed Council regarding this item.

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

THAT Development Application No. DA/1321/2012 for subdivision of one allotment into three lots and the demolition of a garage at Lot 11 DP 225742, No. 142 Woodcourt Road, Berowra Heights be approved subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL66/13, and the following additional condition of consent:

- A boundary fence shall be erected, at the cost of the applicant, along the southern boundary of the accessway of proposed Lot 3.

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FOR: COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER,  
HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**13 PL60/13 Hornsby West Side Precinct Planning Proposal**

**(F2011/00441)**

Mr Ian Ezzy, of Berowra, addressed Council regarding this item.

Ms Pippa McInnes, on behalf of Hornsby Ku-ring-gai Greens, addressed Council regarding this item.

Mr David Sentinella, on behalf of Hornsby Ku-ring-gai Greens, addressed Council regarding this item.

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

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

THAT:

1. Council forward the revised Hornsby West Side Precinct Planning Proposal attached to Group Manager's Report No. PL60/13 to the Department of Planning and Infrastructure seeking endorsement for exhibition.
2. Should endorsement be received, Council publicly exhibit the Planning Proposal for a period of two months in accordance with the consultation strategy outlined in the Planning Proposal (or as otherwise directed by the Minister).
3. The draft Development Control Plan amendments attached to Group Manager's Report No. PL60/13 be exhibited concurrently with the Planning Proposal.
4. The General Manager be delegated authority to endorse the exhibition material.
5. Advice be provided to Councillors mid-way through the exhibition period to provide an opportunity for an extension of the exhibition period for a further month if required.
6. Following the completion of the exhibition period, a report on submissions be presented to Council.

FOR: COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER,  
HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**14 PL61/13 Vehicular Access to Properties in Nancy Place, Galston**

**(F2013/00231)**

Mr Patrick Singleton, of Galston, addressed Council regarding this item.

Mr John Inshaw, on behalf of Galston Area Residents Association, addressed Council regarding this

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GENERAL MANAGER

CHAIRMAN

item.

Mr Michael Massingham, of Galston, addressed Council regarding this item.

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

THAT:

1. Subject to the inclusion of the following additional requirements, the draft amendments to the draft Hornsby Development Control Plan attached to Group Manager's Report No. PL61/13 to permit vehicle access to Arcadia Road be exhibited:
  - a) Vehicular crossings and driveways should be consolidated where possible.
  - b) Street tree planting should be provided within the road reserve on the eastern side of Arcadia Road between Galston Road and Gribbenmount Road.
2. Following exhibition, a report on submissions be presented to Council for its consideration.

FOR: COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**15 PL69/13 Review of Policies and Codes - Planning Division**

**(F2013/00250)**

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

THAT Council adopt the recommendations contained in the table in Group Manager's Report No. PL69/13 in respect of each of the current policies and codes under the jurisdiction of the Planning Division.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**INFRASTRUCTURE AND RECREATION DIVISION**

**16 IR20/13 Hornsby Station Footbridge**

**(F2012/00817)**

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

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GENERAL MANAGER

CHAIRMAN

THAT Council:

1. Note the findings of design investigations for a replacement footbridge at Hornsby Station contained in Deputy General Manager's Report No. IR20/13.
2. Endorse commencement of community consultation for the development of a replacement footbridge over George Street, Hornsby, including:
  - a) the proposal to centrally align a freestanding bridge in Florence Street
  - b) the incorporation of stairs and a lift into the Florence Street portion of the bridge and a ramp on the Hornsby Station side of the bridge; and
  - c) the use of available photomontages to assist in discussing options for the visual character of the bridge.
3. Receive a report advising of the findings following the completion of the consultation.
4. Authorise the General Manager and Deputy General Manager, Infrastructure and Recreation to commence discussions with relevant NSW Government agencies and the local Member for Hornsby seeking to secure partial funding for a replacement pedestrian bridge over George Street, Hornsby.

FOR: COUNCILLORS ANISSE, AZIZI, BROWNE, COX, GALLAGHER, HUTCHENCE,  
RUSSELL, SINGH AND TILBURY

AGAINST: NIL

#### **SUPPLEMENTARY REPORTS**

Nil

#### **CONFIDENTIAL ITEMS**

Nil

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

Nil

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

Nil

#### **MAYOR'S NOTES**

**17 MN7/13 Mayor's Notes from 1 to 30 June 2013**

**(F2004/07053)**

Saturday 1 June 2013 - The Mayor attended the Ferry Artists Art Exhibition at Wisemans Ferry.

Monday 3 June 2013 - The Mayor was Guest Speaker at Westleigh Tennis Association's Annual General Meeting at Ruddock Park, Westleigh.

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GENERAL MANAGER

CHAIRMAN

Friday 7 June 2013 - The Mayor opened the Return to Glory Recycled Art Exhibition at Wallarobba Arts and Cultural Centre.

Saturday 8 June 2013 - The Mayor attended Asquith Golf Club's 75 Year Celebration Dinner at Asquith Golf Club.

Sunday 9 June 2013 - The Mayor attended the Community Awards Lunch at Dangar Island Bowling Club.

Thursday 13 June 2013 - The Mayor attended the Grand Opening of the new Mazda Dealership at Hornsby.

Friday 14 June 2013 - Councillor Azizi, on the Mayor's behalf, attended the Dedication and Opening of The Hammond Resource Centre at Arden Anglican School.

Saturday 15 June 2013 - The Mayor attended Scouts Australia Sydney North Region's Annual General Meeting at Baden-Powell Scout Centre, Pennant Hills.

Sunday 16 June - Wednesday 19 June 2013 - The Mayor, Deputy Mayor, Councillor Singh and the General Manager attended the National General Assembly of Local Government at the National Convention Centre, Canberra.

Thursday 20 June 2013 - Councillor Anisse, on the Mayor's behalf, attended Drug Action Week 2013 Activities in Hornsby Mall.

Friday 21 June 2013 - The Mayor attended the Northholm Grammar School Foundation Day Service and Opening of the Northholm Agricultural Trade Training Centre at the School in Arcadia.

Saturday 22 June 2013 - The Mayor attended Asquith Rugby League Football Club's 60<sup>th</sup> Year Celebration Dinner and Reunion at Asquith Leagues Club.

Sunday 23 June 2013 - The Mayor attended Eastwood-Thornleigh District Tennis Association's Foundation Day Presentations at Pennant Hills Park.

Sunday 23 June 2013 – The Deputy Mayor, on the Mayor's behalf, attended the Golden Kangaroos Hornsby Concert Band's Concert at the Epping Club.

Monday 24 June 2013 - The Deputy Mayor, on the Mayor's behalf, attended The Grange Annual Fete at Waitara.

Monday 24 June 2013 – The Deputy Mayor, on the Mayor's behalf, attended a meeting with Beecroft-Cheltenham Civic Trust regarding the Module development.

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Tuesday 25 June 2013 - The Mayor hosted three Citizenship Ceremonies in the Council Chambers.

Friday 28 June 2013 - The Mayor attended Hornsby and District Lantern Club's 40<sup>th</sup> Anniversary Luncheon at Asquith Golf Club.

Friday 28 June 2013 - The Mayor opened Hornsby Art Society Members' Exhibition at Wallarobba Arts and Cultural Centre.

Saturday 29 June 2013 - The Mayor and Mr Matt Kean MP presented a Community Building Partnership Grant at Berowra Oval.

Sunday 30 June 2013 - The Mayor attended Brooklyn RSL Sub-Branch's World War II History Presentation at Mooney Mooney Worker's Club.

Note: These are 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**

**19            MM9/13    Hornsby-Berowra Men's Shed Inc.**

**(F2008/00165)**

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

THAT a report be prepared for Council's consideration examining potential sites that could be made available to locate a Men's Shed servicing northern areas of the Shire.

FOR:            COUNCILLORS ANISSE, AZIZI, BERMAN, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST:      NIL

## **NOTICES OF MOTION**

**18            NOM5/13    Constitutional Recognition of Local Government**

**(F2004/06308)**

Mr Julian Leeser, on behalf of Citizens No Committee for the Referendum, addressed Council regarding this item.

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GENERAL MANAGER

CHAIRMAN

MOVED ON THE MOTION OF COUNCILLOR COX, seconded by COUNCILLOR HUTCHENCE,  
THAT Council write to Local Government NSW:

1. Advising that having regard to the stated position of the majority of State Governments to not support a referendum seeking to change the Australian Constitution to recognise local government, comments by a number of local Members of Parliament and Council's recent community polling which has revealed low community awareness of local issues, Council believes that the 'Yes' vote at the referendum has a minimal chance of success and consequently urges the Australian Local Government Association not to pursue a referendum question at the 2013 Federal election. Further, Council considers that it is not in the Hornsby community's interest to continue to contribute towards the campaign in support of the referendum.
2. Advising that Council will not pay any further contribution to this campaign.
3. Requesting that any unspent funds from Council's initial payment towards the campaign be refunded.

AN AMENDMENT WAS MOVED BY COUNCILLOR BROWNE, seconded by COUNCILLOR BERMAN,

THAT Council write to the Australian Local Government Association (ALGA) and Local Government NSW advising that having regard to the stated position of some State Governments not to support a referendum seeking to change the Australian Constitution to recognise local government, comments by a number of local Members of Parliament and Council's recent community polling which has revealed low community awareness of local issues, Council believes that the 'Yes' vote at the referendum has a minimal chance of success and consequently urges ALGA not to pursue a referendum question at the 2013 Federal election, not require payment of the second and third instalment of the campaign levy and return to member councils any unspent levies paid in support of the campaign.

THE AMENDMENT, MOVED BY COUNCILLOR BROWNE, seconded by COUNCILLOR BERMAN,  
WAS PUT AND LOST.

FOR: COUNCILLORS AZIZI, BERMAN, BROWNE AND GALLAGHER

AGAINST: COUNCILLORS ANISSE, COX, HUTCHENCE, RUSSELL, SINGH AND TILBURY

THE MOTION MOVED BY COUNCILLOR COX, seconded by COUNCILLOR HUTCHENCE, WAS  
PUT AND CARRIED.

FOR: COUNCILLORS ANISSE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH  
AND TILBURY

AGAINST: COUNCILLORS AZIZI, BERMAN AND BROWNE

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**MATTERS OF URGENCY**

Nil

**QUESTIONS WITHOUT NOTICE**

Nil

**THE MEETING** terminated at 10.05pm.

These Minutes were confirmed at the meeting held on Wednesday, 21 August, 2013, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

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GENERAL MANAGER

CHAIRMAN