

MINUTES OF GENERAL MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday 8 October 2014
at 6:37 PM



This is page 1 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

PRESENT

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

Note: Councillor Gallagher was not present for voting on Item 12.

NATIONAL ANTHEM

OPENING PRAYER

Pastor Andrew Maxwell, from Asquith Church of Christ, 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. No other persons are permitted to record the Meeting, unless specifically authorised by Council to do so."

APOLOGIES / LEAVE OF ABSENCE

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR BERMAN, THAT the apology and request for leave of absence from Councillor Browne in respect of an inability to attend the General Meeting on 8 October 2014 be accepted and leave of absence be granted.

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

This is page 2 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

AGAINST: 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.

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 RUSSELL declared a less than significant non-pecuniary interest in relation to Item 8 – PL69/14 Development Application – Subdivision of One Allotment into Two Lots – 895 Old Northern Road, Dural. Refer to that Item for details.

COUNCILLOR ANISSE declared a significant non-pecuniary interest in relation to Item 11 – PL72/14 Epping Town Centre Urban Activation Precinct – Amendments to Hornsby Development Control Plan 2013 – After Exhibition. Refer to that Item for details.

COUNCILLOR ANISSE declared a significant non-pecuniary interest in relation to Item 12 – PL73/14 Epping Town Centre Urban Activation Precinct – Memorandum of Understanding with Parramatta City Council. Refer to that Item for details.

COUNCILLOR HUTCHENCE declared a significant non-pecuniary interest in relation to Item 14 – IR15/14 RFT15/2014 – Supply, Installation and Maintenance of CCTV Systems. Refer to that Item for details.

COUNCILLOR BERMAN declared a significant non-pecuniary interest in relation to Item 18 – CS38/14 Proposed Option to Purchase Council Land – 18X Water Street, Hornsby. Refer to that Item for details.

CONFIRMATION OF MINUTES

RESOLVED ON THE MOTION OF COUNCILLOR COX, seconded by COUNCILLOR SINGH,

THAT the Minutes of the General Meeting held on Wednesday 3 September 2014 be confirmed, a copy having been distributed to all Councillors.

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

This is page 3 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

GENERAL MANAGER

CHAIRMAN

AGAINST: COUNCILLOR GALLAGHER

Note: Councillor Gallagher indicated to the meeting that he would abstain from voting on adoption of the Minutes. Therefore, in accordance with Clause 30 (3) of Council's Code of Meeting Practice, Councillor Gallagher was taken to have voted against the motion.

PETITIONS

COUNCILLOR SINGH tabled a petition with approximately 179 signatures from residents of the Thornleigh area in relation to the increase in traffic movements in Loch Maree Avenue, Thornleigh during the construction of the NorthConnex tunnel.

COUNCILLOR AZIZI tabled a petition with approximately 115 signatures in relation to vegetation clearing entitlements in Beecroft and Cheltenham resulting from the new 10/50 bushfire legislation.

PRESENTATIONS

Nil

RESCISSION MOTIONS

Nil

MAYORAL MINUTES

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 3, 5, 10, 11, 12, 14, 15 and 18 were withdrawn for discussion.

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

THAT the recommendations in respect of items 1, 2, 4, 6, 7, 8, 9, 13, 16 and 17 be adopted.

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

AGAINST: NIL

Note: Item 19 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.

This is page 4 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

GENERAL MANAGER

CHAIRMAN

Note: Persons wishing to address Council on Non Agenda items 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 – Non Agenda Items".

GENERAL BUSINESS

OFFICE OF THE GENERAL MANAGER

Nil

CORPORATE SUPPORT DIVISION

**1 CS31/14 Councillors' Expenses and Facilities Policy - Annual Review for 2014
(F2004/09552)**

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR COX,
THAT:

1. The amended Councillors' Expenses and Facilities Policy, as attached to Deputy General Manager's Report No. CS31/14, be adopted for the purpose of public exhibition.
2. If submissions are received during the public exhibition period, a further report be prepared for Council's consideration which addresses those submissions.
3. Should no submissions be received by the end of the public exhibition period, the draft Policy attached to Deputy General Manager's Report No. CS31/14 be adopted as final and a copy be forwarded to the Office of Local Government.

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

AGAINST: NIL

**2 CS40/14 Investments and Borrowings for 2014/15 - Status for Period Ending
31 August 2014**

(F2004/06987)

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR COX,
THAT the contents of Deputy General Manager's Report No. CS40/14 be received and noted.

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

AGAINST: NIL

This is page 5 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

3 CS41/14 General Purpose and Special Purpose Financial Reports - 2013/14 Financial Year

(F2014/00272)

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

THAT:

1. The 2013/14 General Purpose and Special Purpose Financial Reports be received and noted and referred for audit.
2. The Mayor and Deputy Mayor be authorised to sign the Statutory Statements in connection with the 2013/14 Financial Reports.
3. The 2013/14 Financial Reports be authorised for "presentation to the public" on receipt of the Auditor's Report.
4. The General Manager be delegated authority to fix the date of the General Meeting at which the 2013/14 Financial Reports and Auditor's Report will be formally "presented to the public".

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

AGAINST: NIL

ENVIRONMENT AND HUMAN SERVICES DIVISION

4 EH15/14 Review of Financial Management Arrangements for Volunteer Community Centre Management Committees

(F2004/05947)

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

THAT Council:

1. Note the resignations of the Beecroft and Thornleigh volunteer management committees and thank them for their many years of combined volunteer service.
2. Assume the direct management of the Beecroft and Thornleigh community centres.
3. Note that the operational procedures for the volunteer management committee run community centres now mirror the operational procedures of Council managed facilities.

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

This is page 6 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

GENERAL MANAGER

CHAIRMAN

AGAINST: NIL

PLANNING DIVISION

5 PL64/14 Development Application - Seniors Living Development Comprising 26 Dwellings - 396-398 Peats Ferry Road and 5A and 15 Mildred Avenue, Hornsby (DA/373/2014)

Mr Chris Nicholson, on behalf of Mr John Nicholson of Hornsby, addressed Council regarding this item.

Mr Dan Raison, of Hornsby, addressed Council regarding this item.

Mr David Adamthwaite, of Hornsby, addressed Council regarding this item.

Mr Ben Tesoriero, the applicant, addressed Council regarding this item.

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

THAT Council assume the concurrence of the Secretary of NSW Planning and Environment pursuant to Clause 4.6 of the Hornsby Local Environmental Plan 2013 and approve Development Application No. DA/373/2014 for demolition of existing structures and staged construction of a seniors living development comprising 26 self-contained dwellings, a multi-purpose centre and administrative offices with basement parking at Lot 102 DP 1018824, Nos. 396-398 Peats Ferry Road, Lot 2 DP 502705, No. 5A Mildred Avenue and Lot B DP 320473, No. 15 Mildred Avenue, Hornsby subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL64/14 and the following additional condition:

- An acoustic fence shall be constructed on both sides of the access driveway servicing the development from Mildred Avenue for the length of the common boundaries with property Nos. 11 and 17 Mildred Avenue, Hornsby.

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

AGAINST: NIL

6 PL66/14 Development Application - Alterations and Additions - Dwelling-House - 4 Cherrybrook Road, West Pennant Hills (DA/726/2014)

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

THAT:

1. Development Application No. DA/726/2014 for alterations and additions to a dwelling house involving a swimming pool and retaining wall at Lot 1011 DP 1134002, No. 4 Cherrybrook

This is page 7 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

GENERAL MANAGER

CHAIRMAN

Road, West Pennant Hills be approved subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL66/14.

2. Any future development applications for Nos. 4 and 4A Cherrybrook Road, West Pennant Hills no longer be required to be determined by Council where the proposal is within the delegations of Council officers to determine.

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

AGAINST: NIL

**7 PL67/14 Development Application - Five Storey Residential Flat Buildings
Comprising 90 Units - 16-20 Park Avenue, Waitara**

(DA/1001/2013)

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR COX,
THAT Council assume the concurrence of the Secretary of the Department of Planning and Environment pursuant to State Environmental Planning Policy No. 1 and approve Development Application No. DA/1001/2013 for demolition of existing structures and the erection of 4 x five storey residential flat buildings comprising 90 units with basement car parking at Nos. 16-20 Park Avenue, Waitara subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL67/14.

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

AGAINST: NIL

**8 PL69/14 Development Application - Subdivision of One Allotment into Two Lots
- 895 Old Northern Road, Dural**

(DA/1069/2013)

Note: Councillor Russell 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 the interest was stated by Councillor Russell on the Declaration of Interest form as "I play squash at these courts and have done for many years. I know the owner." and the explanation of why the interest does not require further action in the circumstances was "Whilst I use this business and know the owner, it is like a lot of businesses in the Shire where I use the service and know the owner".

This is page 8 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR COX,
THAT Council seek the concurrence of the Secretary of NSW Planning and Environment pursuant to State Environmental Planning Policy No. 1 and approve Development Application No. DA/1069/2013 for subdivision of one allotment into two lots at Lot 1 DP 558601, No. 895 Old Northern Road, Dural subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL69/14.

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

AGAINST: NIL

**9 PL70/14 Development Application - Subdivision of One Allotment into Two Lots
- 65 Balmoral Street, Waitara**

(DA/519/2014)

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR COX,
THAT Council assume the concurrence of the Secretary of NSW Planning and Environment pursuant to Clause 4.6 of the Hornsby Local Environmental Plan 2013 and approve Development Application No. DA/519/2014 for Torrens title subdivision of one allotment into two lots at SP 44601, No. 65 Balmoral Street, Waitara subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL70/14.

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

AGAINST: NIL

**10 PL71/14 Development Application - Seniors Living Development Comprising 10
Units - 186 Becroft Road, Cheltenham - Further Report**

(DA/1394/2013)

Mr Robert Delalande, of Cheltenham, addressed Council regarding this item.

Ms Margaret Rich, of Cheltenham, addressed Council regarding this item.

Mr Ian Glendinning, on behalf of the applicant, addressed Council regarding this item.

Mrs Jill Gleave, of Berowra Waters, addressed Council regarding this item.

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

THAT Council assume the concurrence of the Secretary of the Department of Planning and Environment pursuant to State Environmental Planning Policy No. 1 and approve Development

This is page 9 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

Application No. DA/1394/2013 for the demolition of existing structures and construction of a seniors living development comprising 10 self-contained dwellings with car parking and strata subdivision at Lot 18 DP 1067166, No. 186 Beecroft Road, Cheltenham subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL71/14.

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

AGAINST: NIL

11 PL72/14 Epping Town Centre Urban Activation Precinct - Amendments to Hornsby Development Control Plan 2013 - After Exhibition

(F2014/00222)

Note: Councillor Anisse 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 the interest was stated by Councillor Anisse on the Declaration of Interest form as "Employed by Parramatta Council". Councillor Anisse was not present at, or in sight of, the meeting when the Item was being discussed or voted on.

Ms Margaret O'Donnell, of Epping, addressed Council regarding this item.

Mr John Knight, of Beecroft, addressed Council regarding this item.

Ms Cho-Wai Cheung, of Epping, addressed Council regarding this item.

Mr Johnny Yau, of Epping, addressed Council regarding this item.

Ms Karen Sole, of Epping, addressed Council regarding this item.

Ms Dianne Li, of Epping, addressed Council regarding this item.

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

THAT:

- A.
 1. The amendments to Part 1 – General, Part 3 – Residential, Part 4 – Business and Part 9 – Heritage of the Hornsby Development Control Plan 2013 attached to Group Manager's Report No. PL72/14 be adopted and notified in the local newspaper.
 2. A Planning Proposal be prepared to amend the Height of Building Map for Property Nos. 2-4 Epping Road from five storeys to eight storeys.
 3. All persons who made a submission be advised of Council's decision.
- B. Council include a review of the heritage significance of the Essex Street and Rosebank Avenue Heritage Conservation Areas in a future stage of Council's Heritage Review to follow development of the adjacent five storey residential precincts.

FOR: COUNCILLORS AZIZI, BERMAN, COX, GALLAGHER, HUTCHENCE, RUSSELL,

This is page 10 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

AGAINST: NIL

12 PL73/14 Epping Town Centre Urban Activation Precinct - Memorandum of Understanding with Parramatta City Council

(F2014/00222)

Note: Councillor Anisse 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 the interest was stated by Councillor Anisse on the Declaration of Interest form as "Employed by Parramatta City Council". Councillor Anisse was not present at, or in sight of, the meeting when the Item was being discussed or voted on.

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

THAT:

1. Council begin discussions with Parramatta City Council about developing a formal Memorandum of Understanding regarding the Epping Town Centre.
2. The Agreement should include, but not be limited to, actions regarding the treatment of the public domain, joint applications for State and Federal government grants, community programs and traffic and transport management.
3. A further report be present to Council outlining the draft Memorandum of Understanding for endorsement.
4. Parramatta City Council be advised of Council's resolution.

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

AGAINST: NIL

INFRASTRUCTURE AND RECREATION DIVISION

13 IR13/14 Rehabilitation of Hornsby Quarry

(F2013/00463)

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

THAT Council:

1. Endorse the report from Clouston Associates attached to Deputy General Manager's Report No. IR13/14 into future recreation uses of Hornsby Quarry and continue to refine the design of

This is page 11 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

the Quarry for recreation.

2. Support in-principle the option of placing limited fill from the NorthConnex tunnel project in Hornsby Quarry to achieve the landform best suited to recreation, subject to a Supplementary Environmental Impact Statement (EIS) prepared on behalf of the NorthConnex proponent.
3. Subject to approval of the Supplementary EIS for the quarry filling following its public exhibition, and addressing any issues raised in the EIS, commence preparation of a Plan of Management for the Quarry, Old Mans Valley and Hornsby Park to allow recreation uses and facilities.

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

AGAINST: NIL

14 IR15/14 RFT15/2014 - Supply, Installation and Maintenance of CCTV Systems

(F2014/00095)

Note: Councillor Hutchence 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 the interest was stated by Councillor Hutchence on the Declaration of Interest form as "one of the tenderers are known to me". Councillor Hutchence was not present at, or in sight of, the meeting when the Item was being discussed or voted on.

RESOLVED ON THE MOTION OF COUNCILLOR COX, seconded by COUNCILLOR AZIZI,

THAT consideration of Deputy General Manager's Report No. IR15/14 – Request for Tender No. RFT15/2014 – Supply, Installation and Maintenance of CCTV Systems be deferred to allow an Informal Briefing of Councillors in respect of the matter.

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

AGAINST: NIL

15 IR18/14 Request to Remove Trees at 24 Star Crescent, West Pennant Hills

(TA/763/2011)

Mr Timothy Brock, the applicant, addressed Council regarding this item.

Mr Paul Stephenson, of West Pennant Hills, addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR AZIZI, seconded by COUNCILLOR COX,

This is page 12 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

THAT:

1. Council consent to the removal of two *Eucalyptus pilularis* (Blackbutt) trees located at the front of the property at 24 Star Crescent, West Pennant Hills.
2. The applicant be required to replace the trees with at least one suitable tree identified in conjunction with Council officers.

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

AGAINST: NIL

16 IR20/14 Northern Sydney Regional Waste Strategy 2014-2021

(F2004/07191-02)

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

THAT Council:

1. Adopt the Northern Sydney Regional Waste Strategy 2014-2021 as an element of Council's strategic planning framework and the priority projects identified in the 2014/15 Action Plan.
2. Note that the Annual Action Plan will be revised each year to reflect progress, Council's needs and adaptation to changing circumstances.

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

AGAINST: NIL

17 IR21/14 Expression of Interest - EOI 28/2014 - Construction of Hornsby Station Footbridge

(F2014/00332)

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

THAT Council invite Abergeldie Contractors Pty Ltd, Delaney Civil Pty Ltd, Fernandes Constructions Pty Ltd and Talis Civil Pty Ltd to tender for the construction of Hornsby Station Footbridge.

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

AGAINST: NIL

This is page 13 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

GENERAL MANAGER

CHAIRMAN

CONFIDENTIAL ITEMS

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

THAT Council move into Confidential Session to consider Item 18, for the reason given below the item.

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

AGAINST: NIL

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

THAT Council move out of Confidential Session.

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

AGAINST: NIL

18 CS38/14 Proposed Option to Purchase Council Land - 18X Water Street, Hornsby

This report was dealt with in confidential session, under Section 10A (2) (c) of the Local Government Act, 1993. This report contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

(F2012/00938)

Note: Councillor Berman 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 the interest was stated by Councillor Berman on the Declaration of Interest form as "People known to me have an interest in this matter". Councillor Berman was not present at, or in sight of, the meeting when the Item was being discussed or voted on.

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

THAT:

1. Council enter into an option for purchase of the subject land, generally in accordance with the
-

This is page 14 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

negotiated terms of agreement contained in Confidential Deputy General Manager's Report No. CS38/14.

2. The General Manager be authorised to negotiate the detailed terms and conditions of the option to purchase agreement, generally in accordance with the terms contained in Confidential Deputy General Manager's Report No. CS38/14; and to execute any documents in relation to the option to purchase, as deemed appropriate by Council's legal advisers.
3. Council authorise the use of its Seal on the Call Option Deed, Contract for the Sale of Land or on any legal, survey or other documents directly related to the granting of the option for the purchase of the subject land, as deemed appropriate by Council's legal advisers.

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

AGAINST: COUNCILLOR GALLAGHER

PUBLIC FORUM – NON AGENDA ITEMS

Mrs Rosa Biviano, of Waitara, addressed Council regarding Development Application No. DA/453/2014 – 9-15 Balmoral Street, Waitara.

QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

MAYOR'S NOTES

19 MN10/14 Mayor's Notes 1 to 30 September 2014

(F2004/07053)

Tuesday 2 September 2014 – The Mayor and the Deputy Mayor Councillor Tilbury hosted three Citizenship Ceremonies in the Council Chambers.

Saturday 6 September 2014 – Councillor Tilbury, on the Mayor's behalf, attended the Asquith Boys High School 2014 Big Band Jazz Fundraising Concert.

Saturday 13 September 2014 – The Deputy Mayor Councillor Singh, on the Mayor's behalf, attended the Launch of the Pink Sari Project by the Multicultural Health Communication Services to help raise awareness of breast screening in the Indian community.

Saturday 13 September 2014 – Councillor Tilbury, on the Mayor's behalf, attended the opening of new facilities at St Luke's Anglican Church.

Saturday 13 September 2014 – Councillor Anisse, on the Mayor's behalf, and Councillor Gallagher attended the Warrah Society Inaugural Community Open Day in Dural.

Sunday 14 September 2014 – The Deputy Mayor Councillor Singh, on the Mayor's behalf, attended

This is page 15 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

GENERAL MANAGER

CHAIRMAN

the Hindi Divas Celebrations 2014 at Thornleigh West Public School.

Thursday 25 September 2014 – The Deputy Mayor Councillor Singh, on the Mayor's behalf, attended the NSW Volunteer of the Year Awards Ceremony at Castle Hill.

Sunday 28 September 2014 – The Deputy Mayor Councillor Singh, on the Mayor's behalf, officially opened the Cherrybrook Stake Park.

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

NOTICES OF MOTION

Nil

MATTERS OF URGENCY

Nil

QUESTIONS WITHOUT NOTICE

Nil

THE MEETING terminated at 9.05pm.

These Minutes were confirmed at the meeting held on Wednesday 12 November 2014, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

This is page 16 of the Minutes of the General Meeting of Hornsby Shire Council held on 8 October 2014.

GENERAL MANAGER

CHAIRMAN