

## **MINUTES OF GENERAL MEETING**

Held at COUNCIL CHAMBERS, HORNSBY  
on Wednesday 11 May 2016  
at 6:33PM



## **PRESENT**

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

## **NATIONAL ANTHEM**

## **OPENING PRAYER**

Father Robert Borg, from Our Lady of the Rosary Cathedral, Waitara, 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 HUTCHENCE, seconded by COUNCILLOR COX, THAT the apology and request for leave of absence from Councillor Azizi in respect of an inability to attend the General Meeting on 11 May 2016 be accepted and leave of absence be granted.

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

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 BERMAN declared a less than significant non-pecuniary interest in relation to Item 9 – PL28/16 Development Application – Residential Flat Building Comprising 26 Units – 31-35 Heath Street, Asquith. Refer to that Item for details.

COUNCILLOR BERMAN declared a less than significant non-pecuniary interest in relation to Item 12 – PL29/16 Development Application – Torrens Title Subdivision of One Allotment into Three Lots – 88 Malton Road, Beecroft. Refer to that Item for details.

COUNCILLOR ANISSE declared a significant non-pecuniary interest in relation to Item 15 – PL12/16 Report on Submissions – Draft Voluntary Planning Agreement – 2 Arrionga Place, Hornsby. Refer to that Item for details.

## **CONFIRMATION OF MINUTES**

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR ANISSE, THAT the Minutes of the General Meeting held on Wednesday 13 April 2016 be confirmed, a copy having been distributed to all Councillors.

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

AGAINST: NIL

## **PETITIONS**

Nil

## **PRESENTATIONS**

Mr Andrew Paterson, Volunteer Building Coordinator of the Berowra Recreational Facilities Project (BRFP) presented a certificate of appreciation to the Mayor thanking Council for its contribution to the amenities upgrade at Warrina Street, Berowra.

## 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 1, 9, 10, 11, 12, 15 and 22 were withdrawn for discussion.

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

THAT the recommendations in respect of Items 2, 3, 4, 5, 6, 7, 8, 13, 14, 16, 17, 18, 19 and 20 be adopted.

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

AGAINST: NIL

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

Note: Item 21 was called over and noted.

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

### OFFICE OF THE GENERAL MANAGER

Nil

### CORPORATE SUPPORT DIVISION

#### 1 CS14/16 Local Government NSW - Election of Board of Directors - Nomination of Council's Voting Delegates

(F2015/00290)

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

THAT Council:

1. Nominate Councillors Anisse, Berman, Browne, Cox, Gallagher, Hutchence, Russell, Singh and Tilbury as voting delegates for the Local Government and Shires Association of New South Wales – Election of Board of Directors.

2. Advise Local Government NSW of the voting delegates by 12:00 noon on Thursday 2 June 2016.

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

AGAINST: NIL

**2 CS13/16 Investments and Borrowings for 2015/16 - Status for Period Ending 31 March 2016**

**(F2004/06987-02)**

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

THAT the contents of Deputy General Manager's Report No. CS13/16 be received and noted.

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

AGAINST: NIL

**3 CS9/16 Pecuniary Interest and Other Matters Returns - Disclosures by Councillors and Designated Persons**

**(F2015/00355)**

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

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 ANISSE, BERMAN, BROWNE, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

AGAINST: NIL

**4 CS12/16 Delivery Program 2013-17 including Operational Plan (Budget) for 2015/16 - March 2016 Quarter Review**

**(F2014/00562)**

RESOLVED ON THE MOTION OF COUNCILLOR ANISSE, seconded by COUNCILLOR

GALLAGHER,

THAT the March 2016 Quarter Review of the 2013-17 Delivery Program and the Operational Plan (Budget) for 2015/16 be received and noted.

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

AGAINST: NIL

#### **ENVIRONMENT AND HUMAN SERVICES DIVISION**

**5 EH5/16 Catchments Remediation Rate (CRR) Program Expenditure Review 31  
December 2015 - Progress Report**

**(F2005/00829-03)**

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

THAT the contents of Group Manager's Report No. EH5/16 be received and noted.

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

AGAINST: NIL

**6 EH6/16 Adoption of the Draft Hornsby Ku-ring-gai Bush Fire Risk Management  
Plan**

**(F2004/06591)**

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

THAT the Draft Hornsby Ku-ring-gai Bush Fire Risk Management Plan be endorsed by Council.

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

AGAINST: NIL

#### **PLANNING DIVISION**

**7 PL26/16 Development Application - Additions to an Existing Educational**

**Establishment - 9-15 Quarry Road, Dural**

**(DA/1497/2015)**

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

THAT Development Application No. DA/1497/2015 for additions to an existing senior school building within Pacific Hills Christian School at Lot 1 DP 107960, Nos. 9-15 Quarry Road, Dural be approved subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL26/16.

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

AGAINST: NIL

**8 PL27/16 Development Application - Subdivision Involving the Realignment of the Boundaries of Three Allotments - 7, 7A and 9-15 Quarry Road, Dural**

**(DA/1467/2015)**

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

THAT Development Application No. DA/1467/2015 for subdivision involving the realignment of the boundaries of three allotments at Lot 1 DP 1087871, Lot 1 DP 1087927 and Lot 1 DP 1087960, Nos. 7, 7A and Nos. 9-15 Quarry Road, Dural be approved subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL27/16.

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

AGAINST: NIL

**9 PL28/16 Development Application - Residential Flat Building Comprising 26 Units - 31-35 Heath Street, Asquith**

**(DA/570/2015)**

Note: Councillor Berman 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 Berman on the Declaration of Interest form as "Parties known to me outside of Council have made submissions to me in relation to this item." and the explanation of why the interest does not require further action in the circumstances was "The level of interest in these items is not significant."

Mr Simon MacCue, of Asquith, addressed Council regarding this item.

Mr Adam Byrnes, on behalf of the applicant, addressed Council regarding this item.

MOVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR SINGH,

THAT consideration of Development Application No. DA/570/2015 for demolition of existing dwellings and the construction of residential flat building comprising 26 units and basement car parking at Lots 12, 13 and 14 DP 8797, Nos. 31-35 Heath Street, Asquith be deferred for one month to facilitate further discussions between the applicant and the owners of No. 29 Health Street regarding opportunities for a consolidated development of the properties.

AN AMENDMENT WAS MOVED BY COUNCILLOR ANISSE, seconded pro forma by COUNCILLOR GALLAGHER,

THAT Development Application No. DA/570/2015 for demolition of existing dwellings and the construction of residential flat building comprising 26 units and basement car parking at Lots 12, 13 and 14 DP 8797, Nos. 31-35 Heath Street, Asquith be approved subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL28/16.

THE AMENDMENT MOVED BY COUNCILLOR ANISSE, seconded by COUNCILLOR GALAGHER, WAS PUT AND LOST.

FOR: COUNCILLORS ANISSE AND BROWNE

AGAINST: COUNCILLORS BERMAN, COX, GALLAGHER, HUTCHENCE, RUSSELL, SINGH AND TILBURY

THE MOTION, MOVED BY COUNCILLOR TILBURY, seconded by COUNCILLOR SINGH, WAS PUT AND CARRIED.

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

AGAINST: NIL

**10 PL30/16 Development Application - Place of Worship and Caretaker's Accommodation - 70 Norfolk Road, North Epping**

**(DA/1279/2015)**

Mr Chris Young, the applicant, addressed Council regarding this item.

Mr Daniel Hales, on behalf of the applicant, addressed Council regarding this item.

Ms Penny Rosier, of North Epping, addressed Council regarding this item.

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

THAT Development Application No. DA/1279/2015 for alterations to an existing heritage listed



dwelling house and change of use to a church and a caretaker's dwelling at Lot 1 DP 540890, No. 70 Norfolk Road, North Epping be refused for the reasons detailed in Schedule 1 of Group Manager's Report No. PL30/16.

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

THAT consideration of Development Application No. DA/1279/2015 for alterations to an existing heritage listed dwelling house and change of use to a church and a caretaker's dwelling at Lot 1 DP 540890, No. 70 Norfolk Road, North Epping be deferred for one month to allow for further consultation with the applicant.

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

FOR: COUNCILLORS BERMAN AND GALLAGHER

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

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

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

AGAINST: NIL

**11 PL11/16 Development Application - Two Storey Dwelling House and Detached Secondary Dwelling - 41A Cardinal Avenue, Beecroft**

**(DA/1550/2015)**

Mr Ross Walker, on behalf of Beecroft Cheltenham Civic Trust, addressed Council regarding this item.

Mrs Marilla Price, of Beecroft, addressed Council regarding this item.

Mr Eugene Sarich, on behalf of the applicant, addressed Council regarding this item.

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

THAT Council assume the concurrence of the Secretary of the Department of Planning and Environment pursuant to Clause 4.6 of the Hornsby Local Environmental Plan 2013 and approve Development Application No. DA/1550/2015 for the construction of a two storey dwelling house and detached secondary dwelling at Lot 21, DP 1213782, 41A Cardinal Avenue Beecroft, subject to the conditions of consent detailed in Schedule 1 of Group Manager's Report No. PL11/16 and the

following amendment to condition No. 35 a):

35. Maintain Canopy Cover

- a) Three replacement trees must be planted within the property in addition to the Sydney Turpentine (*Syncarpia Glomulifera*) required by condition No. 17 b).

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

AGAINST: NIL

**12 PL29/16 Development Application - Torrens Title Subdivision of One Allotment into Three Lots - 88 Malton Road, Beecroft**

**(DA/320/2015)**

Note: Councillor Berman 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 Berman on the Declaration of Interest form as "Parties known to me outside of Council have made submissions to me in relation to this item." and the explanation of why the interest does not require further action in the circumstances was "The level of interest in this item is not significant."

Mr Ross Walker, on behalf of Beecroft Cheltenham Civic Trust, addressed Council regarding this item.

Ms Barbra Wynn, of Beecroft, addressed Council regarding this item.

Mr Stuart Brown, of Beecroft, addressed Council regarding this item.

Mrs Emma Bennett, of Beecroft, addressed Council regarding this item.

Mrs Robyn Smith, of Beecroft, addressed Council regarding this item.

Mrs Kate Miller, of Dural, addressed Council regarding this item.

Mr Michael Brown, of Beecroft, addressed Council regarding this item.

Ms Judy Hines, of Beecroft, addressed Council regarding this item.

Mrs Patricia Brown, of Beecroft, addressed Council regarding this item.

Mr Peter Graham, on behalf of the applicant, addressed Council regarding this item.

Mrs Samiheh Oboodi, the applicant, addressed Council regarding this item.

Mr Mehran Oboodi, the applicant, addressed Council regarding this item.

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

THAT:

1. Consideration of Development Application No. DA/320/2015 for Torrens Title subdivision of one allotment into three lots at Lot 41 DP 714483, No. 88 Malton Road, Beecroft be deferred to enable the applicant to submit additional information for assessment by Council that

addresses the matters outlined in Consent Condition 1 of Schedule 1 to Group Manager's Report No. PL29/16 as follows:

- 1.1 An amended plan of subdivision and driveway long section that modifies the crossing to Malton Road to facilitate the retention of Tree 70.
  - 1.2 A detail survey to locate the stormwater pipe between Lots 2 and 3 so that the stormwater pipe is located between the rock boulders, rather than over an embankment.
  - 1.3 An Integrated Vegetation and Fire Management Plan for the retained bushland at the rear of the site.
  - 1.4 A Landscape Plan that is generally consistent with the concept plan annotated in red on the Landscape Plan by PS Graham & Associates dated 20 January 2016.
2. The additional information requested in point 1 above, and any other information relevant to Council making a final determination, be submitted within three months, after which the application be referred to Council for determination.

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

AGAINST: NIL

**13 PL36/16 Section 96(2) Application - Modification to 3 Residential Flat Buildings - 544-552 Pacific Highway and 1-1A Cowan Road, Mount Colah**

**(DA/1096/2013/B)**

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

THAT subject to final concurrence conditions from Sydney Trains, Council delegate authority to the Acting General Manager to approve the modification pursuant to Section 96(2) of the Environmental Planning and Assessment Act 1979 in respect of DA/1096/2013 for the erection of 3x5 storey residential flat buildings containing 94 units with basement parking for 110 cars at Nos. 544-552 Pacific Highway and Nos. 1 and 1A Cowan Road, Mount Colah in accordance with the conditions of consent detailed in Schedule 1 of Group Manager's report PL36/16.

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

AGAINST: NIL

**14 PL34/16 Reporting Variations to Development Standards**

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

THAT the contents of Group Manager's Report No. PL34/16 be received and noted.

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

AGAINST: NIL

**15 PL12/16 Report on Submissions - Draft Voluntary Planning Agreement – 2 Arrionga Place, Hornsby**

(DA/1480/2014)

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 "Owned by my grandfather who is also the applicant". 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 TILBURY, seconded by COUNCILLOR HUTCHENCE,

THAT:

1. Council adopt and execute the Voluntary Planning Agreement attached to Group Manager's Report No. PL12/16 to offset the loss of native Blackbutt Gully Forest (BGF) from the development at property No. 2 Arrionga Place, Hornsby by accepting a monetary contribution of \$21,945 from the developer, and rehabilitate and regenerate bushland on Council owned land.
2. The Mayor and Acting General Manager be delegated authority to sign the Agreement on behalf of Council.

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

AGAINST: NIL

**16 PL33/16 Strategic Planning Program 2016/17**

(F2004/10086)

RESOLVED ON THE MOTION OF COUNCILLOR ANISSE, seconded by COUNCILLOR

GALLAGHER,

THAT the 2016/2017 Strategic Planning Program attached to Group Manager's Report No. PL33/16 be adopted.

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

AGAINST: NIL

**17 PL35/16 RFT27/2015 - Brooklyn Improvement Master Plan**

**(F2015/00382)**

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

THAT:

1. Council accept the tender from McGregor Coxall for Tender No. RFT27/2015 – Brooklyn Improvement Master Plan.
2. Elton Consulting be advised of Council's resolution regarding Tender RFT27/2015 and thanked for its commitment to the project and the high quality of its Tender submission.
3. Council renew its subscription to the Future Cities Collaborative to January 2017.
4. Members of the Brooklyn Master Plan Community Reference Group and Agency Reference group be advised of Council's resolution.

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

AGAINST: NIL

**INFRASTRUCTURE AND RECREATION DIVISION**

**18 IR6/16 Tender T24/15 - West Epping Park - Civil and Landscaping Works**

**(F2015/00323)**

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

THAT:

1. Council accept the tender of Haslin Constructions Pty Ltd in relation to Tender No. RFT24/2015 – Construction of West Epping Park Civil and Landscape Works in accordance with the confidential evaluation report attached to Deputy General Manager's Report No. IR6/16.

2. The price be made public upon formal acceptance of the Tender.
3. Council acknowledge the strong public benefit in proceeding with this project at this time as it prevents possible lengthy delays and potential cost increases should the project be put on hold.

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

AGAINST: NIL

**19 IR11/16 Tender RFT6/2016 - Waitara Park - Construction of Tennis Courts and Flood Structure**

**(F2016/00032)**

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

THAT:

1. Council decline to accept any of the tenders due to both tenders containing significant non-conformances, particularly with respect to the project programming.
2. Council decline to invite fresh tenders or seek fresh applications from tenderers or persons expressing interest in the contract as Council has tested the market for the project and further tendering or fresh applications are not likely to produce a better result.
3. The Acting General Manager be delegated authority to commence negotiations with Court Craft Australia Pty Ltd with a view to reaching an acceptable outcome for the project following further consideration of the program, construction methodology, court surfacing, lighting and financial considerations.
4. Subject to the conclusion of successful negotiations with Court Craft Australia Pty Ltd, the Acting General Manager be delegated authority to enter into a contract for the construction of the Waitara Tennis Courts and Flood Structure.
5. If negotiations with Court Craft Australia Pty Ltd are unsuccessful then Council enter into negotiations with Glascott Landscape and Civil Pty Ltd and the outcome of these negotiations be reported back to Council.

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

AGAINST: NIL

**20 IR12/16 Deferred Matter - Request to Remove Tree - 132 Beecroft Road, Beecroft**

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

THAT Council refuse consent to remove one Eucalyptus grandis (Flooded Gum) located at the rear of the property at 132 Beecroft Road, Beecroft.

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

AGAINST: NIL

#### **CONFIDENTIAL ITEMS**

Nil

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

Nil

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

Nil

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

**21 MN5/16 Mayor's Notes from 1 to 30 April 2016**

**(F2004/07053)**

Friday 1 April 2016 – The Mayor hosted the Mayor's Seniors Week Concert at Hornsby RSL Club.

Saturday 2 April 2016 – The Mayor attended Kuring-gai Netball Association's first day of the season at Canoon Road Courts, South Turramurra.

Saturday 2 April 2016 – The Mayor attended Pennant Hills Soccer Club's first home game for the season and celebration of the completion of the synthetic sports field at Pennant Hills Oval No. 3.

Sunday 3 April 2016 – The Mayor attended the Teddy Bears Picnic hosted by the Friends of Lisgar Gardens Volunteer Group at Lisgar Gardens, Hornsby.

Tuesday 5 April 2016 – The Mayor hosted three Citizenship Ceremonies in the Council Chambers.

Wednesday 6 April 2016 – The Mayor attended the Wisemans Ferry Sunshine Group Seniors Week Festival Morning Tea at Wisemans Ferry.

Friday 8 April 2016 – The Mayor attended Waitara Public School's ANZAC Service at the School.

Friday 8 April 2016 – On behalf of the Mayor, Councillor Singh attended the Loreto Normanhurst Music Festival at the State Sports Centre, Homebush.

Friday 8 April 2016 – The Mayor attended the Opening Night of Hornsby Musical Society's "Guys and

Dolls" at Hornsby RSL Club.

Sunday 10 April 2016 – On behalf of the Mayor, Councillor Singh attended the Hornsby Indian Seniors Group's 10<sup>th</sup> Anniversary Celebrations at Epping.

Sunday 10 April 2016 – The Mayor attended the Brooklyn RSL Sub-Branch Centenary of ANZAC Commemoration Service at Brooklyn Park, Brooklyn.

Sunday 17 April 2016 – The Mayor attended the Hornsby RSL Sub-Branch ANZAC Community Commemoration March in Hornsby.

Sunday 17 April 2016 – The Mayor attended the Hills District RSL Sub-Branch ANZAC Day Commemoration Service at Galston Cenotaph.

Wednesday 20 April 2016 – On behalf of the Mayor, Councillor Browne attended the Lakes of Cherrybrook Village ANZAC Service at Cherrybrook.

Wednesday 20 April 2016 – The Mayor attended the Celebration of the Solemn Feast Mass of St George at the St George Maronite Catholic Church, Thornleigh.

Thursday 21 April 2016 – The Mayor attended the "Know Your Neighbour – Celebrating Diversity" Forum at Normanhurst Uniting Church, Normanhurst.

Friday 22 April 2016 – The Mayor attended Rowland Village ANZAC Day Service at Galston.

Monday 25 April 2016 – The Mayor attended the Hornsby RSL Sub-Branch ANZAC Day Dawn Service at Hornsby Cenotaph.

Monday 25 April 2016 – The Mayor attended the Berowra Sub-Branch ANZAC Day March and Service at Berowra.

Monday 25 April 2016 – The Mayor attended the Glenorie RSL Sub-Branch ANZAC Day Service at Glenorie.

Monday 25 April 2016 – On behalf of the Mayor, Councillor Hutchence attended the Lions Club of Beecroft-Cheltenham ANZAC Day March at Beecroft.

Tuesday 26 April 2016 - The Mayor hosted three Citizenship Ceremonies in the Council Chambers.

Thursday 28 April 2016 – The Mayor attended the opening of Pennant Hills Day Surgery's New Operating Theatre Complex at Pennant Hills.

Friday 29 April 2016 – On behalf of the Mayor, Councillor Tilbury attended the Asquith Girls High School ANZAC Day Assembly at the School.

Friday 29 April 2016 – The Mayor attended the Galston High School ANZAC Day Ceremony at the School.

Saturday 30 April 2016 – On behalf of the Mayor, Councillor Hutchence attended the Glenorie District Cricket Club Senior Presentation Day at Glenorie RSL Club, Glenorie.

CALLED OVER AND NOTED

## NOTICES OF MOTION



Mr Ross Walker, on behalf of Beecroft Cheltenham Civic Trust, addressed Council regarding this item.

Ms Barbra Wynn, of Beecroft , addressed Council regarding this item.

Mrs Patricia Brown, of Beecroft, addressed Council regarding this item.

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

THAT consideration of Notice of Motion No. NOM3/16 – Community Infrastructure Serving Beecroft and Cheltenham – be deferred until Councillors have had the opportunity of discussing the expenditure proposed in NOM3/16 (i.e. the Beecroft Station Gardens upgrade, improvements to the Beecroft Community Centre and the construction of new footpaths within Beecroft and Cheltenham) at an Informal Briefing. In preparing for the Informal Briefing, staff are to ensure that sufficient information is available to Councillors to allow discussion on the proposed expenditure to occur in the knowledge of other worthy items or projects which are not currently included in the 2016/17 Budget and/or the four year Delivery Program.

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

AGAINST: NIL

**MATTERS OF URGENCY**

Nil

**QUESTIONS WITHOUT NOTICE**

Nil

**THE MEETING** terminated at 10.48pm.

These Minutes were confirmed at the meeting held on Wednesday 8 June 2016, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN