



MINUTES OF GENERAL MEETING

Hosted audio-visually from the
COUNCIL CHAMBERS, HORNSBY
on Wednesday 14 July 2021
at 6:30PM



Hornsby Shire Council – Minutes of General Meeting of 14 July 2021

PRESENT

Councillors Ruddock (Chairman), Browne, del Gallego, Heyde, Marr, McIntosh, Nicita, Tilbury and Waddell.

NATIONAL ANTHEM

OPENING PRAYER

Reverend Nick Speyer from St Paul's Anglican Church, Wahroonga 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."

ACKNOWLEDGEMENT OF COUNTRY

Statement by the Chairman:

"Council recognises the Traditional Owners of the lands of Hornsby Shire, the Darug and Guringai peoples, and pays respect to their Ancestors and Elders past and present and to their Heritage. We acknowledge and uphold their intrinsic connections and continuing relationships to Country."

VIDEO AND AUDIO RECORDING OF COUNCIL MEETING

Statement by the Chairman:

"I advise all present that tonight's meeting is being video streamed live via Council's website and also 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 audio and video 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 MCINTOSH,

THAT the apology and request for leave of absence from Councillor Hutchence in respect of an inability to attend the General Meeting on 14 July 2021 be accepted and a leave of absence be granted.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,

RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

POLITICAL DONATIONS DISCLOSURE

Statement by the Chairman:

"In accordance with Section 10.4 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

Nil

CONFIRMATION OF MINUTES

RESOLVED ON THE MOTION OF COUNCILLOR NICITA, seconded by COUNCILLOR DEL GALLEGO,

THAT the Minutes of the General Meeting held on Wednesday 9 June 2021 be confirmed, a copy having been distributed to all Councillors.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,
RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

PETITIONS

Nil

PRESENTATIONS

Nil

RESCISSION MOTIONS

Nil

MAYORAL MINUTES

Nil

Note: At this point of the meeting, the Mayor made the following statement:

"I would like to make a short statement, if I may. At last month's Council meeting during public submissions on the Off Leash Dogs Area Strategy Report that was being presented to Council, I made an inappropriate remark to one of the speakers at the conclusion of her submission. Once I was made aware of the remark, I apologised to her and I very much regret any offence that was caused. I accept that whilst I thought I was simply making a remark in gest, I should not have made the remark. I reiterate my apology to Mrs Lisle".

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, 5, 6, 7, 8, 12, 13, 14, 15 and 18 were withdrawn for discussion.

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

THAT the recommendations in respect of items 3, 4, 9, 10, 16 and 17 be adopted.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA, RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

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

Note: Item 11 was called over and noted.

Note: Persons wishing to address Council on matters which were on the Agenda were permitted to provide a written submission or address Council, prior to the item being discussed. The names of all submission writers and speakers are recorded in the Minutes in respect of the particular item.

Note: Persons wishing to address Council on Non-Agenda items were permitted to provide a written submission or address Council, after all items on the Agenda 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

1 GM31/21 Discussion Paper - Brooklyn Place Planning - Feedback from

Exhibition

(F2019/00117)

Mr Stephen Boyle, on behalf of the Dangar Island League addressed Council regarding this item.

Mr Robert Arnold, on behalf of the Brooklyn Community Association addressed Council regarding this item.

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

THAT:

1. Council note the survey results and summary of comments received during the exhibition of the Discussion Paper - Brooklyn Place Planning outlined in the contents of General Manager's Report No. GM31/21.
2. Council endorse the guiding principles and priority actions for the development of the Brooklyn Place Plan as outlined in the contents of General Manager's Report No. GM31/21.
3. Council endorse the revised "working version" of the vision for Brooklyn outlined in the contents of General Manager's Report No. GM31/21 – such that it may be further tested with stakeholders as the Brooklyn place planning process progresses.
4. A workshop be conducted with Councillors to discuss an approach to, and principles associated with, car parking management in Brooklyn.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA, RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

2 GM30/21 Draft Community Engagement Policy and Plan

(F2018/00308)

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. provided a submission to Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR MCINTOSH, seconded by COUNCILLOR DEL GALLEGO,

THAT:

1. Council note the responses provided in Table 1 – Draft Community and Engagement Policy and Plan – to the public submissions received during the exhibition of the Draft Community Engagement Policy and the Draft Community Engagement Plan.

2. Council adopt the Draft Community Engagement Policy attached to General Manager's Report No. GM30/21.
3. Council adopt the Draft Community Engagement Plan attached to General Manager's Report No. GM30/21.
4. Council write to all submitters notifying them of the Council's decision and thanking them for their comments and suggested amendments.
5. The Engagement Policy and Plan be referred to the new Council for consideration to ensure that our policies publicly state our exhibition, engagement and consultation mechanisms and minimum standards not just in regard to planning matters, but for all matters that affect our community such as major projects, strategies and plans.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,
RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

CORPORATE SUPPORT DIVISION

**3 CS40/21 Investments and Borrowings for 2020/2021 - Status for Period Ending
31 May 2021**

(F2004/06987-02)

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

That the contents of Director's Report No. CS40/21 be received and noted.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,
RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

**4 CS44/21 Proposed Drainage Easement Over Road Reserve - Austral Avenue
and Kenwick Lane at Becroft**

(F2017/00248)

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

THAT:

1. Council agree to the creation of a drainage easement over road reserve - at Austral Avenue and Kenwick Lane at Beecroft subject to the payment of compensation and reimbursement of all costs as outlined in Confidential Attachment to Director's Report No. CS44/21.
2. The General Manager be authorised to execute documents in relation to creation of the drainage easement as deemed appropriate by Council's legal advisors.
3. Council authorise the use of its Seal on the Transfer Granting Easement, or any legal or other documents related to the creation of the Easement and Restriction on Use within the Road Reserve at Austral Avenue and Kenwick Lane at Beecroft, as deemed appropriate by Council's legal advisors.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,
RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

COMMUNITY AND ENVIRONMENT DIVISION

5 CE15/21 Draft Community and Cultural Facilities Strategic Plan

(F2009/00391-03)

Mrs Di Bowles, on behalf of the Brooklyn Community Association addressed Council regarding this item.

Mrs Rosemary Michalowski, of Brooklyn provided a submission to Council regarding this item.

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

THAT Council adopt the draft Community and Cultural Facilities Strategic Plan shown as Attachment 2 to Director's Report No. CE15/21.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,
RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

PLANNING AND COMPLIANCE DIVISION

Nil

INFRASTRUCTURE AND MAJOR PROJECTS DIVISION

Mrs Melissa Sedgwick, of West Pennant Hills addressed Council regarding this item.

Mr Bruce Kemmis, of Thornleigh addressed Council regarding this item.

Mr Stephen Wright, of Westleigh address Council regarding this item.

Ms Melanie Winthorpe, of Westleigh addressed Council regarding this item.

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding this item.

Mr John Inshaw, of Galston addressed Council regarding this item.

Mr Andrew Roberts, of Westleigh addressed Council regarding this item.

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

THAT Council:

1. Note the contents of Deputy General Manager's Report No. IM9/21.
2. Defer the further consideration of the Westleigh Park Master Plan and note that Council officers will continue to engage with stakeholder groups to identify solutions to the matters raised in Deputy General Manager's Report No. IM9/21.
3. Recognise that when undertaken on approved trails, mountain biking is a legitimate recreational pursuit enjoyed by many residents of all ages, with currently only one approved, purpose-built mountain bike trail in the Hornsby LGA at Hornsby Park that does not cater for beginners. Further, there are limited other approved mountain bike facilities across the wider Northern Sydney Region.
4. Engage with the local mountain bike community regarding a suitable mountain bike trail alignment at Westleigh Park that delivers the advanced, intermediate and beginner trail experience that is provided by the unsanctioned trails, noting that there is a need to protect high value biodiversity on the site.
5. Note the increased popularity of mountain bike riding within the Hornsby LGA and seek to identify other suitable locations that can sustainably provide opportunities for beginner and intermediate mountain bike riders.
6. Note that the 2021/22 Operational Plan includes a key initiative to prepare a Natural Areas Recreation Strategy, and that Council formally recognises the local mountain bike community amongst others, as one of the key stakeholders to be engaged in the development of this Strategy.
7. Note the future development of Westleigh Park as a recreational hub will provide an economic benefit to the Hornsby community.
8. Request a report on the results of the consultation with interest groups to be reported to

Council by December 2021.

9. Progress investigations and approvals for the decontamination of the site.
10. Continue negotiations with Sydney Water on a suitable road alignment through its Thornleigh Reservoir site.
11. Note the majority (85%) of on-line surveys supported the proposal to extend Sefton Road to Quarter Sessions Road.
12. Note residents of Sefton Road and Sanctuary Gardens have raised concerns regarding the proposed extension to Sefton Road, and that Council engage with residents regarding their concerns.
13. Notify submitters and the various stakeholders involved in the public exhibition of Council's decision to defer the adoption of the Westleigh Master Plan.

FOR: COUNCILLORS BROWNE, MARR, MCINTOSH, RUDDOCK, TILBURY AND WADDELL

AGAINST: COUNCILLORS DEL GALLEGO, HEYDE AND NICITA

7 IM7/21 Hornsby Shire Public Domain Guidelines

(F2018/00311-002)

Mrs Trish Brown, on behalf of Byles Creek Valley Union Inc. addressed Council regarding this item.

Mr Russell Zimmerman, of North Rocks addressed Council regarding this item.

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR MCINTOSH, seconded by COUNCILLOR HEYDE,
THAT:

1. Council adopt the Public Domain Guidelines attached to Deputy General Manager's Report No. IM7/21 as the policy position of Council.
2. Council note the preparation of a Standard Technical Manual which is included in the 2021/22 Delivery Plan to control the minimum construction standards and aesthetic outcomes of future public domain works undertaken by Council and private developers.
3. Council endorse the preparation of associated amendments to the key diagrams in the Hornsby Development Control Plan be prepared to provide consistency with the Public Domain Guideline works for Asquith, Waitara, Thornleigh and West Pennant Hills.
4. Further discussions be undertaken with the stakeholders in Beecroft Town Centre regarding the public domain guidelines for this suburb, prior to Beecroft being included in this overall

project.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,
RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

8 IM10/21 Hornsby Park Master Plan - Results of the Public Exhibition

(F2016/00295-003)

Mr Edward Ferguson, on behalf of Northern Suburbs Football Association addressed Council regarding this item.

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding this item.

Mrs Trish Brown, on behalf of Byles Creek Valley Union Inc. addressed Council regarding this item.

Mr John Inshaw, of Galston addressed Council regarding this item.

Ms Jill Green, on behalf of STEP Inc. addressed Council regarding this item.

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

1. Note the contents of Deputy General Manager's Report No. IM10/21.
2. Adopt the Hornsby Park Master Plan, subject to the changes outlined in Deputy General Manager's Report No. IM10/21.
3. Notify submitters and the various stakeholders involved in the public exhibition of Council's decision.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA,
RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

CONFIDENTIAL ITEMS

9 GM33/21 Renewable Energy Proposal

This report was deemed confidential, under Section 10A (2) (g) of the Local Government Act, 1993. This report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal

(F2021/00048)

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

THAT Council authorise the General Manager to progress the matter in line with the next steps outlined in the Discussion Section of Confidential General Manager's Report No. GM33/21.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA, RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

10 CE13/21 Byles Creek Walking Track Strategy

This report was deemed confidential, 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. (This report contains confidential valuation information relating to potential easements and/or property acquisitions.)

(F2018/00176)

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

THAT Council authorise the General Manager to progress the matter in line with the Next Steps outlined in Confidential Director's Report No. CE13/21.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA, RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

16 CE16/21 Land and Property Matter

This report was deemed confidential, under Section 10A (2) (c) (g) 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; AND contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege. (This Report discusses land and property matters, and includes confidential valuation and legal advice.)

(F2007/00275)

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

THAT Council authorise the General Manager to progress the matter in line with the next steps outlined in the Discussion Section of Confidential Director's Report No. CE16/21.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA, RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

17 CS47/21 Purchase of Property for Road Works at Hornsby

This report was deemed confidential, 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.

(F2015/00419)

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

THAT Council authorise the General Manager to progress the matter in line with the next steps outlined in the Discussion Section of Confidential Director's Report No. CS47/21.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA, RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

PUBLIC FORUM – NON AGENDA ITEMS

Mr Peter Maibom, of Beecroft provided a submission to Council regarding climate change.

Mr Steven Ellwood, of Pennant Hills addressed Council regarding climate change.

Mrs Carolyn Crossman, of Normanhurst provided a submission to Council regarding climate change.

QUESTIONS ON NOTICE

Nil

MAYOR'S NOTES

(F2004/07053)

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.

Wednesday 2nd June 2021 – The Mayor hosted four Citizenship Ceremonies at the Council Chambers in Hornsby.

Friday 4th June 2021 – The Mayor attended the Reremagine Art Prize Award Ceremony at Wallarobba House in Hornsby.

Saturday 5th June 2021 – The Mayor attended the NSW SES Hornsby Awards Ceremony at Thornleigh Community Centre in Thornleigh.

Saturday 19th June 2021 – The Mayor attended the roll out of the new Waste Trucks at the Council Depot in Mount Kuring-gai.

Saturday 19th June 2021 – The Mayor attended and cut the ribbon at the official opening of Belonging Early Learning on Clarke Road in Hornsby.

Saturday 19th June 2021 – The Mayor attended the Annual Awards and Reports Meeting of the 1st Dural Scouts at Dural Scout Hall in Dural.

Sunday 20th June 2021 – The Mayor attended the 70th Anniversary of Muogamarra Rural Fire Brigade at Asquith Golf Club in Asquith.

Sunday 20th June 2021 – The Mayor attended Talent Club Education Sydney Speaking competition at Hornsby RSL in Hornsby.

Sunday 20th June 2021 – The Mayor attended the Scouts NSW Sydney North Region Annual Presentation Report at 1st Lane Cove Scout Hall in Lane Cove.

Wednesday 23rd June 2021 – The Mayor hosted four Citizenship Ceremonies at the Council Chambers in Hornsby.

CALLED OVER AND NOTED

NOTICES OF MOTION

12 NOM4/21 Berowra Pool

(F2013/00751)

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR MARR, seconded by COUNCILLOR MCINTOSH,
THAT:

1. Following the September 2021 election, the new Council convene a workshop to consider whether the Berowra Pool should be included on a future project list to attract funding and fulfil ratepayer and community needs.
2. The workshop should include a review of past feasibility studies, reports and analyses by community groups, consultants and Council staff.

FOR: COUNCILLORS DEL GALLEGO, HEYDE, MARR, MCINTOSH AND NICITA

AGAINST: COUNCILLORS BROWNE, RUDDOCK, TILBURY AND WADDELL

13 NOM5/21 Investment in Non-Carbon Investments

(F2013/00751)

RESOLVED ON THE MOTION OF COUNCILLOR MARR, seconded by COUNCILLOR MCINTOSH, THAT Council, in developing its next Long-Term Financial Plan, and subject to legislative investment requirements of the NSW State Government for local government, include an assessment of how to transition its investment strategy over time to one directed at complete investment in non-carbon producing investments.

FOR: COUNCILLORS BROWNE, DEL GALLEGO, HEYDE, MARR, MCINTOSH AND NICITA

AGAINST: COUNCILLORS RUDDOCK, TILBURY AND WADDELL

14 NOM6/21 Train and Public Transport Services North of Hornsby

(F2004/08724-02)

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR MARR, seconded by COUNCILLOR MCINTOSH,

THAT:

1. Council lobby for improvements to train and public transport services north of Hornsby, especially between Berowra, Cowan and Hawkesbury River Stations on weekdays and weekends.
2. The General Manager write to each of the local State and Federal Members of Parliament; the Minister for Transport; and the Secretary of Transport seeking support for, and commitment to, additional services being provided.

3. Council acknowledge that many Newcastle and Central Coast trains pass through these Stations.
4. Council also lobby State Rail and Members of Parliament to respond to requests from Council for discussions about the possible use of land west of Hawkesbury Station for commuter parking as a lack of parking is identified as the major problem area for all Brooklyn and port users and stakeholders and relates closely to the demand for improved public transport in the north of the local government area.

FOR: COUNCILLORS DEL GALLEGO, HEYDE, MARR, MCINTOSH, NICITA AND WADDELL

AGAINST: COUNCILLORS BROWNE, RUDDOCK AND TILBURY

Note: Councillor Ruddock indicated to the Meeting that he had abstained from voting on this motion. Therefore, in accordance with Clause 11.5 of Council's Code of Meeting Practice, Councillor Ruddock was taken to have voted against the motion.

15 NOM7/21 Rural Land Study Formal Transition of Responsibilities to the Newly Elected Council

(F2018/00162#04)

Mr John Inshaw, of Galston addressed Council regarding this item.

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding this item.

MOVED ON THE MOTION OF COUNCILLOR DEL GALLEGO, seconded by COUNCILLOR NICITA,
THAT Council:

1. Inform the new Council to be elected in September 2021 that the current Council has not, as a Council, discussed the complex Rural Land Study, the submissions received, environmental impacts or any other relevant matters, including associated costs to ratepayers in pursuing further investigations.
2. Notify all ratepayers of any investigations to progress changes to planning controls by Council as these investigations may incur significant costs to ratepayers. In contrast, landowners' initiated investigations are at no cost to Government.

THE MOTION MOVED BY COUNCILLOR DEL GALLEGO, seconded by COUNCILLOR NICITA,
WAS PUT AND LOST

FOR: COUNCILLORS DEL GALLEGO, MARR AND NICITA

AGAINST: COUNCILLORS BROWNE, HEYDE, MCINTOSH, RUDDOCK, TILBURY AND WADDELL

SUPPLEMENTARY REPORTS

18 PC14/21 Development Contributions Reforms

(F2010/00015-04)

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

THAT:

1. Council make a submission to the Parliamentary Inquiry into the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021 in accordance with the contents of Director's Report No. PC14/21 and raising matters including the following:
 - a) The reforms appear to be inconsistent with Government objectives for jobs creation by reducing the capacity for Council to fund the delivery of community infrastructure with associated construction jobs.
 - b) The issue of rate reform should be uncoupled from the review of development contributions to ensure the cost of providing new facilities to meet the needs of a growing population is not shifted to the existing community.
 - c) Implementation of the recommendations will potentially have far reaching financial implications for councils and communities requiring further detailed modelling by the State Government at the individual council level.
 - d) Clarification is required concerning the definition of "development contingent infrastructure" and what infrastructure will be retained on the Essential Works List.
 - e) Recognising that Section 7.12 levies for alterations and additions to residential dwellings in infill areas is an appropriate method of funding the provision of community infrastructure.
 - f) The point at which payment of developer contributions is made should be maintained at the submission of construction certificates.
2. The General Manager be delegated to carry out further actions to support raising the matter with the State Government during the caretaker period for the upcoming local government elections.
3. A copy of Council's submission be forwarded to local State Members of Parliament and be made publicly available.

FOR: COUNCILLORS BROWNE, DEL GALLEGU, HEYDE, MARR, MCINTOSH, NICITA, RUDDOCK, TILBURY AND WADDELL

AGAINST: NIL

MATTERS OF URGENCY

Nil

QUESTIONS ON NOTICE

Nil

THE MEETING concluded at 10:12pm.

These Minutes were confirmed at the meeting held on Wednesday 11 August 2021, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN
