



# MINUTES OF GENERAL MEETING

Held at COUNCIL CHAMBERS, HORNSBY  
on Wednesday 11 May 2022  
at 6:30PM



Hornsby Shire Council – Minutes of General Meeting of 11 May 2022

## **PRESENT**

Councillors Ruddock (Chairman), Ball, Greenwood, Heyde, McClelland, McIntosh, Pillamarri, Salitra, Tilbury and Waddell.

## **NATIONAL ANTHEM**

## **OPENING PRAYER**

Father Stephen Wayoyi, of St Agatha's Catholic Church, Pennant Hills 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**

An Acknowledgement of Country was given by the Darug and GuriNgai Traditional Owner representative, Uncle Laurie Bimson.

## **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**

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 MCINTOSH, seconded by COUNCILLOR WADDELL,

THAT the Minutes of the General Meeting held on Wednesday 13 April 2022 be confirmed, a copy having been distributed to all Councillors.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH, PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

#### **PETITIONS**

Nil

#### **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 4 and 6 were withdrawn for discussion

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR

MCINTOSH,

THAT the recommendations in respect of items 1, 2, 3, 5, 7, 8, 9, 10 and 11 be adopted.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH,  
PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

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

Note: Item 12 was called over and noted.

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

## **GENERAL BUSINESS**

### **OFFICE OF THE GENERAL MANAGER**

Nil

### **CORPORATE SUPPORT DIVISION**

#### **1 CS4/22 Review of Policies and Codes - General Manager's and Corporate Support Divisions**

**(F2022/00007)**

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

THAT Council adopt the recommendations contained within the table in Director's Report No. CS4/22 in respect of each of the current policies under the jurisdiction of the General Manager's and Corporate Support Divisions.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH,  
PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

#### **2 CS26/22 Investments and Borrowings for 2021/2022 - Status for Period Ending 31 March 2022**

**(F2004/06987-02)**

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR

MCINTOSH,

THAT the contents of Director's Report No. CS26/22 be received and noted.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH,  
PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**3 CS29/22 2021/22 Budget - March 2022 Quarter Review**

**(F2020/00348)**

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

THAT the March 2022 Quarter Review of the Operational Plan (Budget) for 2021/22 be received and  
noted.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH,  
PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**4 CS31/22 Realignment of the Suburb Boundary between Middle Dural and  
Glenorie**

**(F2008/00027#004)**

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

THAT:

1. Council endorse the proposal to change the southern boundary of Glenorie to Wylds Road, thereby incorporating the affected properties into Middle Dural.
2. A submission be made to the Geographical Names Board to review and consider the change.
3. Prior to making a formal submission to the Geographical Names Board, a copy of Director's Report No. CS31/22 be provided to The Hills Shire Council for comment.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH,  
PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**5 CS33/22 Draft 2022/23 Resourcing Strategy (Workforce Plan, Asset Management Strategy and Long Term Financial Plan) - Adoption for Public Exhibition**

**(F2022/00059)**

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

THAT:

1. Council adopt the draft 2022/23 – 2031/32 Long Term Financial Plan attached to Director's Report No. CS33/22 and place the document on public exhibition from 12 May to 9 June 2022.
2. Following the public exhibition, and before 31 July 2022, a further report be prepared for Council's consideration which outlines and responds to any submissions received during the exhibition period and recommends the adoption of Council's 2022/23 – 2031/32 Long Term Financial Plan.
3. The updates of Council's Asset Management Strategy and Workforce Plan attached to Director's Report No. CS33/22 be received and noted.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH, PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**COMMUNITY AND ENVIRONMENT DIVISION**

Nil

**PLANNING AND COMPLIANCE DIVISION**

**6 PC7/22 Draft Byles Creek Planning Study - Report on Submissions**

**(F2020/00288)**

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

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

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

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

THAT:

1. Council endorse the Byles Creek Planning Study and associated Implementation Plan attached to the Late Item Information Memo No. LM6/22.
2. Restricted asset funds from the sale of 179 Beecroft Road, Cheltenham be used to fund the progression of the recommendations, including preparation of a Planning Proposal, Development Control Plan amendments and Community Awareness Program.
3. Submitters be advised of Council's decision.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH, PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**7 PC9/22 On-Site Sewage Management System Policy**

**(F2004/09495)**

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

THAT:

1. The draft Hornsby Shire Council On-Site Sewage Management System Policy attached to Director's Report No. PC9/22 be placed on public exhibition for a period of 28 days in accordance with the Communication and Engagement Strategy outlined in the Report and the Frequently Asked Questions attached to the Report.
2. Following the exhibition, a report on submissions be presented to Council for its consideration.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH, PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**8 PC10/22 Reporting Variations to Development Standards**

**(F2004/07599-02)**

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

THAT the contents of Director's Report No. PC10/22 be received and noted.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH,

AGAINST: NIL

## INFRASTRUCTURE AND MAJOR PROJECTS DIVISION

Nil

## CONFIDENTIAL ITEMS

### 9 CE8/22 Organics Waste Processing Services Tender

*This Report was deemed confidential under Section 10A(2)(d)(i) of the Local Government Act as it contains information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. Discussion of the matter in an open Meeting would, on balance, be contrary to the public interest because the Report contains information provided by tenderers which includes sensitive information about their business operations, methodologies and costs. The publication of such information could result in the withholding of similar information by potential tenderers in future, therefore limiting Council's ability to make an informed decision about future tenders.*

**(F2019/00382)**

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

THAT:

1. The contents of Confidential Director's Report No. CE8/22, incorporating the Organic Waste Processing Services Tender Evaluation Report and Probity Report for RFT03/2022, be received and noted.
2. In accordance with section 178 of the Local Government (General) Regulation 2021 (NSW), Council accept the Conforming Tender from Australian Native Landscapes Pty Ltd.
3. The General Manager be authorised to execute the Contract.
4. Council notify tenderers in accordance with section 179 of the Local Government (General) Regulation 2021.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH, PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL



**10 CS36/22 Purchase of Land for Road Widening 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.*

**(F2021/00277)**

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

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. CS36/22.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH, PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**11 CS37/22 Proposal to Create a Drainage Easement over Community Land at Pennant Hills**

*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.*

**(F2021/00282)**

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

THAT consideration of Confidential Director's Report No. CS37/22 be deferred to enable discussions with the property owner concerning opportunities for additional tree planting in association with the granting of the easement.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH, PILLAMARRI, RUDDOCK, SALITRA, TILBURY AND WADDELL

AGAINST: NIL

**PUBLIC FORUM – NON AGENDA ITEMS**

Nil

## QUESTIONS WITH NOTICE

Nil

## MAYOR'S NOTES

12            MN3/22        Mayor's Notes from 01 April 2022 to 30 April 2022

(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.*

Friday 1<sup>st</sup> April 2022 – The Mayor attended the opening of the John Paul Foundation Discovery Centre at Warrah in Dural.

Friday 1<sup>st</sup> April 2022 – The Mayor attended the opening night of the Hornsby Young Artists' Competition and Exhibition at Wallarobba House in Hornsby.

Saturday 2<sup>nd</sup> April 2022 – On behalf of the Mayor, Deputy Mayor, Councillor Tilbury attended the Annual Awards and Reports Meeting of 1st Dural Scouts at Dural Scout Hall in Dural.

Sunday 3<sup>rd</sup> April 2022 – The Mayor attended the Hornsby Ku-ring-gai RFS National Emergency Medal, and a Commissioners Certificate of Service Presentations at Arcadia Fire Station in Arcadia.

Tuesday 5<sup>th</sup> April 2022 – On behalf of the Mayor, Councillor Waddell attended Asquith Girls High School Anzac Day Assembly held at Asquith Girls High School in Asquith.

Tuesday 5<sup>th</sup> April 2022 – The Mayor attended the grand opening of Sol Studios by Granny Flat Solutions and New South Homes at their Head Office in Waitara.

Thursday 7<sup>th</sup> April 2022 – The Mayor attended the "Holiday Inn Musical" produced by Hornsby Musical Society Production at Hornsby RSL in Hornsby.

Sunday 10<sup>th</sup> April 2022 – On behalf of the Mayor, Councillor McClelland attended the Hornsby Ku-ring-gai RFS National Emergency Medal and a Commissioners Certificate of Service Presentations 2022 at the Hornsby Ku-ring-gai RFS in Cowan.

Sunday 10<sup>th</sup> April 2022 – The Mayor attended the Brooklyn RSL Sub-Branch ANZAC Day Ceremony at Brooklyn followed by lunch at the Mooney Mooney Club.

Thursday 21<sup>st</sup> April 2022 – The Mayor attended the RSL LifeCare ANZAC Ceremony at Cherrybrook Gardens.

Friday 22<sup>nd</sup> April 2022 – The Mayor attended the Maronite Catholic Community of St George Parish of Thornleigh Cocktail Supper at St George Parish of Thornleigh.

Saturday 23<sup>rd</sup> April 2022 – The Mayor attended the Hindu Council and Australia India Cenotaph Committee Anzac Day Service at the Cenotaph in Cherrybrook.

Sunday 24<sup>th</sup> April 2022 – The Mayor attended the Hornsby RSL Sub-Branch ANZAC Sunday March in Hornsby.

Sunday 24<sup>th</sup> April 2022 – The Mayor attended the Hills District Chapter of the Glenorie RSL Sub-Branch ANZAC Sunday Commemoration Service at The Galston Club.

Monday 25<sup>th</sup> April 2022 – The Mayor attended the Hornsby RSL Sub-Branch ANZAC Day Dawn Service at Hornsby Cenotaph.

Monday 25<sup>th</sup> April 2022 – On behalf of the Mayor, Councillor Waddell attended the Glenorie RSL ANZAC Dawn Service at The Galston Club.

Monday 25<sup>th</sup> April 2022 – The Mayor attended the Berowra RSL Sub-Branch ANZAC Ceremony and Breakfast at Berowra Community Hall and Club Berowra.

Monday 25<sup>th</sup> April 2022 – The Mayor attended the ANZAC Mass of Remembrance (The Bishop of the Diocese of Broken Bay, Most Reverend Anthony Randazzo) Service at Our Lady of the Rosary Cathedral Waitara.

Monday 25<sup>th</sup> April 2022 – The Mayor attended the Glenorie RSL and Sub-Branch Afternoon ANZAC Ceremony at The Glenorie RSL Club.

Wednesday 27<sup>th</sup> April 2022 – The Mayor attended the Barker College ANZAC Observance at Barker College.

Friday 29<sup>th</sup> April 2022 – The Mayor attended the Galston High School ANZAC Day Ceremony at Galston High School.

Friday 29<sup>th</sup> April 2022 – The Mayor attended the Northern Districts Cricket Club Presentation Night at Hornsby RSL.

Saturday 30<sup>th</sup> April 2022 – The Mayor attended the Ku-ring-gai Netball Association - Launch of the Winter Season 2022 - Morning Session at Canoon Road in South Turramurra.

**CALLED OVER AND NOTED**

#### **NOTICES OF MOTION**

Nil

#### **MATTERS OF URGENCY**

Nil

#### **QUESTIONS WITHOUT NOTICE**

Nil

**THE MEETING** concluded at 6:58pm.

These Minutes were confirmed at the meeting held on Wednesday 8 June 2022, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

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Hornsby Shire Council – Minutes of General Meeting of 11 May 2022

GENERAL MANAGER

CHAIRMAN