

MINUTES OF GENERAL MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday 14 December 2022
at 6:30PM



PRESENT

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

NATIONAL ANTHEM

OPENING PRAYER

Reverend Mike Begbie of St Luke's Hornsby Heights Anglican Church, Hornsby 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."

WELCOME TO COUNTRY

A Welcome to Country was given by the Darug and GuriNgai Traditional Owner representative, Uncle Neil Evers.

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 HEYDE, seconded by COUNCILLOR BALL,

THAT the apology and request for leave of absence from Councillor McClelland in respect of an inability to attend the General Meeting on 14 December 2022 be accepted and a leave of absence be granted.

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

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

COUNCILLOR MCINTOSH declared a Less Than Significant Non-Pecuniary Interest in relation to Item 7 – CE21/22 - Membership of the Arts and Cultural Advisory Group. Refer to that Item for details.

COUNCILLOR WADDELL declared a Pecuniary Interest in relation to Item 9 – CE22/22 - Community Event Grants Program. Refer to that Item for details.

COUNCILLOR WADDELL declared a Less Than Significant Non-Pecuniary Interest in relation to Item 11 – PC25/22 - Agritourism Planning Reforms. Refer to that Item for details.

CONFIRMATION OF MINUTES

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

THAT the Minutes of the Council Meeting held on Wednesday 9 November 2022 and Workshop Meeting held on Wednesday 23 November 2022 be confirmed, a copy having been distributed to all Councillors.

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

AGAINST: NIL

PETITIONS

Nil

PRESENTATIONS

Nil

RESCISSION MOTIONS

Nil

MAYORAL MINUTES

19 MM17/22 Dr Annette Salt Contribution to Advancing Reconciliation in Hornsby Shire

(F2004/05879-006)

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

THAT Council thank Dr Annette Salt for her valuable contribution to advancing reconciliation in Hornsby Shire and wish her well for the future.

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

AGAINST: NIL

20 MM18/22 The Passing of Mr John Crawford

(F2004/05878)

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

THAT:

1. Council offer its sincere condolences to the family and friends of Mr John Crawford whose contribution to the community was significant.
2. The new Arts and Cultural Advisory Committee consider ways in which to suitably honour Mr John Crawford, in consultation with his family.

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

AGAINST: 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, 5, 6, 7, 8, 9, 10, 11, 12 and 18 were withdrawn for discussion.

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

THAT the recommendations in respect of items 1, 2, 3, 13, 14, 15 and 16 be adopted.

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

AGAINST: NIL

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

Note: Item 17 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.

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

1 GM33/22 Code of Conduct Complaints - Annual Report

(F2005/00156)

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

THAT the contents of General Manager's Report No. GM33/22 be received and noted.

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

AGAINST: NIL

2 GM38/22 Housekeeping Amendments - Community Engagement Plan

(F2018/00308)

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

THAT Council:

1. Endorse the exhibition of the Housekeeping Amendments to the Community Engagement Plan attached to General Manager's Report No. GM38/22.
2. A further report be brought to Council following the conclusion of the exhibition and submission period.

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

AGAINST: NIL

CORPORATE SUPPORT DIVISION

3 CS96/22 Investments and Borrowings for 2022/23 - Status for Period Ending 31 October 2022

(F2004/06987-02)

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

THAT the contents of Director's Report No. CS96/22 be received and noted.

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

AGAINST: NIL

4 CS99/22 Classification of Public Land at Gloria Close, Mount Colah

(F2021/00192)

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

regarding this Item.

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

THAT pursuant to Section 31 of the Local Government Act 1993, Lot 12 DP 259243 being 5 Gloria Close, Mount Colah be classified as “Operational Land”.

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

AGAINST: NIL

5 CS105/22 Amendment of the Order of Business at Council Meetings - February 2023 to September 2023

(F2004/07032)

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

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

THAT Council amend the Order of Business for Ordinary Council Meetings for the period February 2023 to September 2023 as set out in Attachment 1. of Director’s Report No. CS105/22.

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

AGAINST: NIL

COMMUNITY AND ENVIRONMENT DIVISION

6 CE20/22 Draft Healthy Ageing Hornsby Strategy

(F2021/00196)

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

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

THAT Council adopt the draft Healthy Ageing Hornsby Strategy included as Attachment 1. of

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

AGAINST: NIL

7 CE21/22 Membership of the Arts and Cultural Advisory Group

(F2004/06058)

Note: COUNCILLOR MCINTOSH declared a Less Than Significant Non-Pecuniary Interest in this item under Clause 5.11 of Council's Code of Conduct (see Declarations of Interest in these Minutes). The nature of interest was stated by COUNCILLOR MCINTOSH on the Declaration of Interest form as "I am a former president of Hornsby Art Society and Life Member." and the explanation of why the interest does not require further action in the circumstances was "I play no active role in decision making and believe my involvement does not prejudice my decision making at Council Meetings."

MOVED ON THE MOTION OF COUNCILLOR BALL, seconded by COUNCILLOR HEYDE,

THAT Council:

1. Appoint Chris Beard, Penny Becchio, Ann-Marie Callahan, Nicola Coady, Matthew O'Rourke, Anne Steiner and Kirry Toose as community members of the Hornsby Arts and Cultural Advisory Group.
2. Appoint Councillors Greenwood, McClelland, McIntosh and Salitra as members of the Hornsby Arts and Cultural Advisory Group.
3. Amend the Terms of Reference for the Hornsby Arts and Cultural Advisory Group to include an additional three (3) community members and expressions of interest be called to fill these vacancies in the following areas - Aboriginal Arts, Accessible Arts and Multi-Cultural Arts.
4. Notify all applicants of Council's decision and thanks them for their interest.

AN AMENDMENT WAS MOVED BY COUNCILLOR TILBURY, seconded by COUNCILLOR PILLAMARRI,

THAT Council:

1. Appoint Chris Beard, Penny Becchio, Ann-Marie Callahan, Nicola Coady, Matthew O'Rourke, Anne Steiner and Kirry Toose as community members of the Hornsby Arts and Cultural Advisory Group.
2. Appoint Councillors Greenwood, McClelland, McIntosh and Salitra as members of the Hornsby Arts and Cultural Advisory Group.

3. Notify all applicants of Council's decision and thanks them for their interest..

THE AMENDMENT MOVED BY COUNCILLOR TILLBURY, seconded by COUNCILLOR PILLAMARRI WAS PUT AND LOST

FOR: COUNCILLORS GREENWOOD, PILLAMARRI AND TILBURY

AGAINST: COUNCILLORS BALL, HEYDE, MCINTOSH, RUDDOCK, SALITRA AND WADDELL

THE MOTION MOVED BY COUNCILLOR BALL, seconded by COUNCILLOR HEYDE WAS PUT AND CARRIED.

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

AGAINST: COUNCILLORS PILLAMARRI AND TILBURY

8 CE19/22 Mark Taylor Oval Indoor Cricket Centre Lease

(F2022/00270)

Mr Jeremy Hook, on behalf of Northern District Cricket Club addressed Council regarding this item.

MOVED ON THE MOTION OF COUNCILLOR WADDELL, seconded by COUNCILLOR TILBURY,
THAT:

1. Council confirm its support to enter into a 21 year lease with Northern District Cricket Club to occupy and operate the Mark Taylor Oval indoor cricket centre.
2. Clause 37 of the proposed lease relating to Asset Management Plan be amended such that any recalculation of asset management costs associated with the Mark Taylor indoor cricket centre on the fifth, tenth and fifteenth anniversaries does not increase the rent payable by Northern District Cricket Club above CPI as calculated in Clause 3.1.
3. The Profit Rent mechanism contained in Clause 2.3 and Schedule 3 – Profit Rent Schedule be retained as shown in the proposed lease.
4. Noting the proposed lease will need to be exhibited and potentially reported back to Council before it can be executed, Council offer Northern District Cricket Club an initial 12-month, rent-free licence for the Mark Taylor Oval indoor cricket centre on the same terms as the proposed lease.
5. Subject to points 2 and 3 above, Council endorse the lease agreement attached to Director's Report No. CE19/22.

6. Council give notice of the proposed lease for 28 days which includes website, signage at the site, and adjoining properties.
7. Subject to receiving no submissions objecting to the lease proposal, the terms generally outlined in Director's Report No. CE19/22, and any changes recommended by Council's legal advisors, Council delegate authority to the General Manager to sign the agreement attached to Director's Report No. CE19/22.
8. Where any objections are received, a report be prepared for Council's consideration regarding the matters raised and what action may then be taken.
9. Council agree to the creation of easements for on-site detention and drainage over Lot 30 DP 1273248 being land within Waitara Park.
10. Council authorise the use of Council's seal on any legal, survey or other documents directly related to creation of the easements as deemed appropriate by Council's legal advisors.

AN AMENDMENT WAS MOVED BY COUNCILLOR HEYDE, seconded by COUNCILLOR SALITRA, THAT:

1. Council confirm its support to enter into a 21 year lease with Northern District Cricket Club to occupy and operate the Mark Taylor Oval indoor cricket centre.
2. Clause 37 of the proposed lease relating to Asset Management Plan be amended such that any recalculation of asset management costs associated with the Mark Taylor indoor cricket centre on the fifth, tenth and fifteenth anniversaries does not increase the rent payable by Northern District Cricket Club above CPI as calculated in Clause 3.1.
3. The Profit Rent mechanism contained in Clause 2.3 and Schedule 3 – Profit Rent Schedule be retained as shown in the proposed lease.
4. Noting the proposed lease will need to be exhibited and potentially reported back to Council before it can be executed, Council offer Northern District Cricket Club an initial 6-month, rent-free licence for the Mark Taylor Oval indoor cricket centre on the same terms as the proposed lease.
5. Subject to points 2 and 3 above, Council endorse the lease agreement attached to Director's Report No. CE19/22.
6. Council give notice of the proposed lease for 28 days which includes website, signage at the site, and adjoining properties.
7. Subject to receiving no submissions objecting to the lease proposal, the terms generally outlined in Director's Report No. CE19/22, and any changes recommended by Council's legal advisors, Council delegate authority to the General Manager to sign the agreement attached to Director's Report No. CE19/22.
8. Where any objections are received, a report be prepared for Council's consideration regarding the matters raised and what action may then be taken.
9. Council agree to the creation of easements for on-site detention and drainage over Lot 30 DP

1273248 being land within Waitara Park.

10. Council authorise the use of Council's seal on any legal, survey or other documents directly related to creation of the easements as deemed appropriate by Council's legal advisors.

THE AMENDMENT MOVED BY COUNCILLOR HEYDE, seconded by COUNCILLOR SALITRA WAS PUT AND LOST.

FOR: COUNCILLORS HEYDE AND SALITRA

AGAINST: COUNCILLORS BALL, GREENWOOD, MCINTOSH, PILLAMARRI, RUDDOCK, TILBURY AND WADDELL

AN AMENDMENT WAS MOVED BY COUNCILLOR SALITRA, seconded by COUNCILLOR HEYDE, THAT:

1. Council confirm its support to enter into a 21 year lease with Northern District Cricket Club to occupy and operate the Mark Taylor Oval indoor cricket centre.
2. Clause 37 of the proposed lease relating to the Asset Management Plan be retained as shown in the proposed lease attached to Director's Report No. CE19/22.
3. The Profit Rent mechanism contained in Clause 2.3 and Schedule 3 – Profit Rent Schedule be retained as shown in the proposed lease.
4. Noting the proposed lease will need to be exhibited and potentially reported back to Council before it can be executed, Council offer Northern District Cricket Club an initial 12-month, rent-free licence for the Mark Taylor Oval indoor cricket centre on the same terms as the proposed lease.
5. Subject to points 2 and 3 above, Council endorse the lease agreement attached to Director's Report No. CE19/22.
6. Council give notice of the proposed lease for 28 days which includes website, signage at the site, and adjoining properties.
7. Subject to receiving no submissions objecting to the lease proposal, the terms generally outlined in Director's Report No. CE19/22, and any changes recommended by Council's legal advisors, Council delegate authority to the General Manager to sign the agreement attached to Director's Report No. CE19/22.
8. Where any objections are received, a report be prepared for Council's consideration regarding the matters raised and what action may then be taken.
9. Council agree to the creation of easements for on-site detention and drainage over Lot 30 DP 1273248 being land within Waitara Park.
10. Council authorise the use of Council's seal on any legal, survey or other documents directly

related to creation of the easements as deemed appropriate by Council's legal advisors.

THE AMENDMENT MOVED BY COUNCILLOR SALITRA, seconded by COUNCILLOR HEYDE WAS PUT AND LOST.

FOR: COUNCILLORS BALL, HEYDE, MCINTOSH AND SALITRA

AGAINST: COUNCILLORS GREENWOOD, PILLAMARRI, RUDDOCK, TILBURY AND WADDELL

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

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

AGAINST: NIL

9 CE22/22 Community Event Grants Program

(F2013/00283)

Note: COUNCILLOR WADDELL declared a Pecuniary Interest in this item under Clause 5.11 of Council's Code of Conduct (see Declarations of Interest in these Minutes). The nature of interest was stated by COUNCILLOR WADDELL on the Declaration of Interest form as "My business has been noted in a specific grant application as a venue." COUNCILLOR WADDELL was not present at, or in sight of, the Meeting when the matter was being debated or voted on.

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

THAT Council:

1. Allocate funding to community groups as shown in Attachment 1. of Director's Report No. CE22/22.
2. Advertise an additional Place Activation funding round.

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

AGAINST: NIL

PLANNING AND COMPLIANCE DIVISION

10 PC24/22 Planning Proposal - Byles Creek

(PP/4/2022)

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

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

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

1. Council endorse progression of the Byles Creek Planning Proposal attached to Director's Report No. PC24/22 for submission to the Department and Planning and Environment for a Gateway Determination.
2. The Planning Proposal be publicly exhibited in accordance with the Gateway Determination and consultation strategy identified in this report.
3. Council endorse the amendments to the Hornsby Development Control Plan 2013 attached to Director's Report No. PC24/22 for exhibition concurrently with the Planning Proposal.
4. Following exhibition, a report on submissions be presented to Council for its consideration.

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

AGAINST: NIL

11 PC25/22 Agritourism Planning Reforms

(F2018/00162#04-002)

Note: COUNCILLOR WADDELL declared a Less Than Significant Non-Pecuniary Interest in this item under Clause 5.11 of Council's Code of Conduct (see Declarations of Interest in these Minutes). The nature of interest was stated by COUNCILLOR WADDELL on the Declaration of Interest form as "My family own and operate an agribusiness on rural land in Galston." and the explanation of why the interest does not require further action in the circumstances was "processing of state legislation drafted by state planning. Not a consequence of direct Council proposal."

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

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR

MCINTOSH,

THAT:

1. Council write to the Department of Planning and Environment to nominate:
 - a) Inclusion of the C3 Environmental Management zone as a zone in which farm experience premises and farm gate premises are permitted with development consent.
 - b) Adoption of the optional clauses for farm gate premises and farm stay accommodation (including an additional objective related to natural hazards as outlined in Director's Report PC25/22) to be included in the Hornsby Local Environmental Plan 2013.
2. An amendment to the Hornsby Development Control Plan 2013 be drafted to provide development controls for the new agritourism land uses.

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

AGAINST: NIL

INFRASTRUCTURE AND MAJOR PROJECTS DIVISION

12 IM6/22 Review of Policies and Codes - Infrastructure and Major Projects

(F2013/00454)

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

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR HEYDE, THAT Council adopt the recommendations contained in the table in Deputy General Manager's Report No. IM6/22 in respect of the current policies and codes under the jurisdiction of the Infrastructure and Major Projects Division.

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

AGAINST: NIL

CONFIDENTIAL ITEMS

13 CS100/22 Renewal of Lease of Operational Land, Dangar Island

This report was deemed confidential, under Section 10A (2) (d) of the Local Government Act, 1993. This report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.

(F2004/09441)

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. CS100/22.

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

AGAINST: NIL

14 CS101/22 Proposed Co-Location of Telecommunication Facilities at Normanhurst.

This report was deemed confidential, under Section 10A (2) (d) of the Local Government Act, 1993. This report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.

(F2022/00229)

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. CS101/22.

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

AGAINST: NIL

15 CS102/22 Further Report - Land and Property Matter

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.

(F2021/00191)

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. CS102/22.

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

AGAINST: NIL

16 GM40/22 Review of Council's Organisation Structure

This report was deemed confidential, under Section 10A (2) (a) of the Local Government Act, 1993. This report contains personnel matters concerning particular individuals (other than councillors)..

(F2004/09289)

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

THAT:

1. The contents of Confidential General Manager's Report No. GM40/22 be received and noted.
2. Council's Organisation Structure continue to comprise an Office of the General Manager and four Divisions – Corporate Support; Community and Environment; Planning and Compliance; and Infrastructure and Major Projects.
3. Council's Senior Staff positions as defined under the Local Government be confirmed as the General Manager together with the Divisional Managers of the Corporate Support; Community and Environment; Planning and Compliance; and Infrastructure and Major Projects Divisions.
4. A transition to any new functional responsibilities outlined in Confidential General Manager's Report No. GM40/22 be progressed by the General Manager having regard to the requirements of the Local Government (State) Award.

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

AGAINST: NIL

PUBLIC FORUM – NON AGENDA ITEMS

Mr Paul Keighery, on behalf of East Thornleigh Safety Group addressed Council regarding the wombat pedestrian crossing and revised parking conditions along Railway Parade, Thornleigh.

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. express her best wishes for the festive season to Mayor Ruddock, Councillors and staff.

QUESTIONS WITH NOTICE

Nil

MAYOR'S NOTES

17 MN11/22 Mayor's Notes 01 November 2022 to 30 November 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.

Wednesday 2nd November 2022 – The Mayor hosted four Citizenship Ceremonies in the Council Chambers at Hornsby Shire Council in Hornsby.

Thursday 3rd November 2022 – The Mayor attended the Ground-breaking Ceremony at Living Choice Galston at 330-334 Galston Road, Galston followed by a BBQ lunch.

Saturday 5th November 2022 -The Mayor attended and participated in Hornsby Relay for Life, at Rofe Park, Galston Road, Hornsby.

Saturday 5th November 2022 – The Mayor attended the SEVA International Diwali Celebrations at Cherrybrook Community and Cultural Centre, 31 Shepherds Drive, Cherrybrook.

Sunday 6th November 2022 – The Mayor attended the Berowra Waters Progress Association Meeting Regarding Special Rate Variation (SRV) at Berowra Village Tavern, 1B Turner Road, Berowra Heights.

Sunday 6th November 2022 – The Mayor attended the Hindu Council of Australia and Australia India Cenotaph Committee Commemoration of Remembrance Day at Anzac Jawan Cenotaph, Cherrybrook Greenway Park, Shepherds Lane, Cherrybrook.

Monday 7th November 2022 – On behalf of the Mayor, Deputy Mayor, Councillor Tilbury, attended Berowra Christian School Celebration at Corner of Berowra Waters Road and King Street, Berowra.

Tuesday 8th November 2022 – The Mayor attended Asquith Girls High School Musical Production of “Call on Me” at The Concourse Theatre in Chatswood.

Wednesday 9th November 2022 - The Mayor attended a Photo Opportunity for the Opening of Hunt

Reserve, 689 Pacific Highway, Mount Colah.

Thursday 10 November 2022 - The Mayor attended an evening at the North Epping Bowling Club to thank and farewell Janet McGarry (Ex-President) for her five years of excellent service to the Epping Civic Trust in the role of President.

Friday 11th November 2022 - The Mayor attended the Commemoration and lay a wreath at the Hornsby RSL Sub-Branch Remembrance Day Commemoration at Hornsby Cenotaph.

Friday 11th November 2022 – The Mayor attended the Hornsby Ku-ring-gai Post “Thanking our Sponsors Drinks” at Killara Hotel and Suites, 480 Pacific Highway Killara.

Saturday 12th November 2022 – The Mayor attended the Official Opening and Smoking Ceremony of the Hornsby Heights Bushland Fair at Hornsby Heights Public School, 8/20 Sommerville Road, Hornsby Heights.

Sunday 13th November 2022 – The Mayor attended the HSC Inaugural Community Recycling Centre (CRC) Open Day at 29 Sefton Road, Thornleigh.

Monday 14th November 2022 – The Mayor attended Pacific Hills School Tree Planting Ceremony and Morning Tea at Pacific Hills Christian School, 9-15 Quarry Road, Dural.

Wednesday 16th November 2022 - The Mayor hosted four Citizenship Ceremonies in the Council Chambers at Hornsby Shire Council in Hornsby.

Friday 18th November 2022 - The Mayor attended and spoke to Men’s Probus Club at Asquith Golf Club.

Monday 21st November 2022 – The Mayor attended and spoke at “Friends, Food and Fun” as part of Social Inclusion Week at Hornsby RSL Club, 4 High Street, Hornsby.

Tuesday 22nd November 2022 – The Mayor attended Independent Living Villages Ltd Ribbon Cutting Ceremony at the opening of the SDA Complex at 139 Victoria Road, West Pennant Hills.

Wednesday 23rd November 2022 – The Mayor attended the Official opening of Lifeline Store in Pennant Hills at 108/110 Yarra Road, Pennant Hills.

Thursday 24th November 2022 - The Mayor had a photo opportunity at the Mark Taylor Oval Waitara.

Friday 25th November 2022 – The Mayor and Councillors attended a bus Tour of Waste and other facilities.

Friday 25th November 2022 – The Mayor and Councillors attended Hornsby’s first Spring Westside Vibe at Dural Lane, Hornsby.

Saturday 26th November 2022 - The Mayor attended Christophorus House Retirement Village AGM at 396 Peats Ferry Road, Hornsby.

Saturday 26th November 2022 – The Mayor and Councillors attended the Hornsby Shire Council 2022 Bushcare and Nursery Christmas Party at Pennant Hills Bowling Club, 52 Yarra Road, Pennant Hills.

Saturday 26th November 2022- The Mayor and Councillors attended the Lisgar Gardens get together and lunch at Lisgar Gardens.

Saturday 26th November 2022 - On behalf of the Mayor, Councillor Waddell attended the Ferry Artist

Gallery at Wisemans Ferry.

Tuesday 29th November 2022 – The Mayor, Councillor McIntosh, Councillor McClelland and Councillor Greenwood attended the Heritage Advisory Committee Meeting at Hornsby Shire Council Chambers.

Wednesday 30th November 2022 – The Mayor attended the Women's Shed Hornsby Ku-ring-gai (WSHK) Domestic Violence Walk at the PCYC Waitara.

CALLED OVER AND NOTED

NOTICES OF MOTION

18 NOM5/22 Buy Recycled

(F2004/08781)

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

THAT Council:

1. Note that as a combined result of the 2020 China Sword policy and the Federal Government's National Waste Export Ban impacts and implications on the recycling sector, there is a major structural change occurring to develop the required onshore re-manufacturing facilities to beneficially utilise our community's recyclables; and that the success of this transition depends on creating new circular economy markets for the recycled content materials and products produced.
2. Note that due to a recent soft plastics recycling service provider to the major supermarkets temporarily ceasing business, it has become even more important for Council to ensure it continues to provide the Community with a soft plastics recycling service at the Thornleigh Community Recycling Centre. Critical to the long-term viability of this and other recycling services is market demand for recycled content products.
3. Note that Federal, State and Local Governments have an important role to play in leading this critical change through buying recycled content products to assist in stimulating a sustainable circular economy marketplace.
4. Note that the National Plastics Plan 2021 relies on voluntary actions and aims to provide guidance for increasing plastic recycling, finding alternatives to unnecessary plastics and reducing the environmental impact of plastic; and writes to the Hon Tanya Plibersek, Minister for the Environment and Water; Senator the Hon Jonathan Duniam, Shadow Minister for the Environment, Fisheries and Forestry; Senator Peter Whish-Wilson, Greens spokesperson for Waste and Recycling and all independent members of the Federal Parliament calling on the Government to mandate these actions.
5. Hold an Informal Councillor Briefing to further examine how Council might address its role in buying recycled content products and supporting the development of a circular economy

including exploring:

- a) What Council is currently doing to support buying recycled content products.
 - b) Opportunities, barriers and constraints that exist for buying recycled content products including what strategies and actions could increase Council take up of recycled content products.
 - c) The resource and financial implications for increasing the purchase of recycled content products.
6. Recognise that Council's Waste Matters Strategy includes goals to support the circular economy, sustainable procurement and buying recycled content, and that Council's Waste Branch is actively working to progress key actions within the Waste Matters Strategy including operating the Community Recycling Centre for problem waste and recyclable materials.
7. Recognise that Council and the Hornsby community is heavily invested in dealing with problem wastes, winning the NSW Mobile Muster Top Local Government Recycler for the last five (5) years in a row (2018-2022 inclusive).

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

AGAINST: NIL

SUPPLEMENTARY REPORTS

Nil

MATTERS OF URGENCY

Nil

THE MEETING concluded at 8.36pm.

These Minutes were confirmed at the meeting held on Wednesday 8 February 2023, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

Hornsby Shire Council – Minutes of General Meeting of 14 December 2022

GENERAL MANAGER

CHAIRMAN