



MINUTES OF GENERAL MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday 12 April 2023
at 6:30PM



Hornsby Shire Council – Minutes of General Meeting of 12 April 2023

WELCOME TO COUNTRY

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

PRESENT

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

Note: As the Mayor, Councillor Ruddock was attending the meeting remotely, the Deputy Mayor, Councillor Waddell chaired the meeting.

NATIONAL ANTHEM

OPENING PRAYER

Reverend Michael Leong of Cross Life Church, Asquith 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."

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 AND OR ATTEND REMOTELY

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

THAT the request to attend the General Meeting on 12 April 2023 remotely from Councillor Ruddock be granted.

FOR: COUNCILLORS BALL, GREENWOOD, HEYDE, MCCLELLAND, MCINTOSH,
PILLAMARRI, RUDDOCK, SALITRA, 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 MCCLELLAND, seconded by COUNCILLOR MCINTOSH,

THAT the Minutes of the General Meeting held on Wednesday 8 March 2023 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 DEPUTY MAYOR ANNOUNCED his intention to deal with the balance of the Business Paper by the exception method and announced the items.

Items 1, 5 and 8 were withdrawn for discussion.

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

THAT the recommendations in respect of items 2, 3, 4 and 6 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 7 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 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 GM1/23 Brooklyn Car Parking Management - Feedback from Public Exhibition (F2019/00117)

Mrs Miriam Moloney, on behalf of Brooklyn Community Association addressed Council regarding this item.

Mr Raymond Toman, of Danger Island addressed Council regarding this item.

Mr Terry Stewart, of Dangar Island addressed Council regarding this item.

Mr Tim Morgan, of Dangar Island addressed Council regarding this item.

Ms Vanessa O'Keefe, on behalf of Brooklyn Mooring Cooperative Ltd. addressed Council regarding this item.

Mrs Lee Malone, of behalf of Hawkesbury River Yacht Club provided a submission to Council regarding this item.

Ms Kathy Merrick, on behalf of Mr Stephen Boyle of Dangar Island addressed Council regarding this item.

Mr Guy Russell, of Mount Kuring Gai addressed Council regarding this item.

Ms Kathy Merrick, of Dangar Island addressed Council regarding this item.

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

THAT Council:

1. Acknowledge the efforts and contribution of community and stakeholders to this process, particularly in trying to seek a common understanding and way forward on a long-standing issue for the Brooklyn and River community.
2. Adopt the proposed car parking management staged, roll out schedule attached to General Manager's Report No. GM1/23 implementing the roll out as part of future Delivery Programs and an Informal Councillor Briefing be held following the trailer removal process to further consider timed parking restrictions.
3. Not proceed with the proposed leased car park in Upper McKell Park overflow area but continue to operate the car park as a free to use parking area in the short to medium term.
4. Note the proposed alternate leased parking locations nominated by the community and further address this matter in the place planning process.
5. Undertake further consultation with the community to determine the extent of need for residents who are not eligible for a Disability Parking Permit but may still require special parking arrangements.
6. Undertake further consultation on the introduction of paid parking in McKell Park and Parsley Bay to respond to community demand for flexible parking.

AN AMENDMENT WAS MOVED BY COUNCILLOR SALITRA, seconded by COUNCILLOR BALL,

THAT Council:

1. Acknowledge the efforts and contribution of community and stakeholders to this process, particularly in trying to seek a common understanding and way forward on a long-standing issue for the Brooklyn and River community.
2. Adopt the proposed car parking management staged roll out schedule attached to General

Manager's Report No. GM1/23 implementing the roll out as part of future Delivery Programs.

3. Not proceed with the proposed leased car park in Upper McKell Park overflow area but continue to operate the car park as a free to use parking area in the short to medium term.
4. Note the proposed alternate leased parking locations nominated by the community and further address this matter in the place planning process.
5. Undertake further consultation with the community to determine the extent of need for residents who are not eligible for a Disability Parking Permit but may still require special parking arrangements.
6. Undertake further consultation on the introduction of paid parking in McKell Park.
7. Reduce the number of restricted timed parking places identified in General Manager's Report No. GM1/23 within Lower McKell Park and the triangle by 50%.

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

FOR: COUNCILLORS BALL, HEYDE AND SALITRA

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

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

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

AGAINST: NIL

2 GM10/23 Draft 2023-2026 Delivery Program including the Operational Plan, Budget and Fees and Charges 2023/24 - Adoption for Public Exhibition

(F2023/00012)

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

THAT:

1. Council adopt for public exhibition the draft 2023-2026 Delivery Program and Operational Plan 2023/24 which includes the draft Budget, Fees and Charges and Rating Structures for 2023/24 and make available for public comment from 13 April to 15 May 2023.

2. Council note that an Informal Councillor Briefing(s) be held during the exhibition period to discuss options for project substitution or reallocation of resources to progress Vegetation Mapping, the creation of a fixed term, identified Aboriginal or Torres Strait Islander position to facilitate the development and implementation of an Aboriginal Engagement Strategy/Reconciliation Action Plan and the Rural Lands Study in the final Delivery Program.
3. Council note the rating information contained in the draft 2023-2026 Delivery Program and Operational Plan 2023/24 that aligns with the Independent Pricing and Regulatory Tribunal's (IPART's) rate increase approval for NSW councils (i.e., a 3.7% rate increase for 2023/24).
4. Council note the alternative rating information contained in the draft 2023-2026 Delivery Program and Operational Plan 2023/24 based on an application to the Independent Pricing and Regulatory Tribunal (IPART) for a Special Rate Variation over four years (2023/24 to 2026/27) of 31.05% cumulative with an 8.5% increase (including rate peg) in the first year, 2023/24.
5. Following public exhibition, after consideration of all submissions and pending the decision by IPART on the application for a Special Rate Variation, the 2023-2026 Delivery Program and Operational Plan 2023/24, including Budget, Fees and Charges and Rating Structure, be referred to Council for further consideration and adoption before 30 June 2023.

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

AGAINST: NIL

CORPORATE SUPPORT DIVISION

3 CS16/23 Investments and Borrowings for 2022/2023 - Status for Period Ending 28 February 2023

(F2004/06987-02)

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

THAT the contents of Director's Report No. CS16/23 be received and noted.

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

AGAINST: NIL

COMMUNITY AND ENVIRONMENT DIVISION

4 CE1/23 Hornsby Aboriginal & Torres Strait Islander Consultative Committee Membership Update

(F2005/01147-002)

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

THAT Council endorse Dr. Michael Bennett as a member of the Hornsby Aboriginal and Torres Strait Islander Consultative Committee representing Hornsby Area Residents for Reconciliation.

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

AGAINST: NIL

PLANNING AND COMPLIANCE DIVISION

5 PC7/23 Sydney North Planning Panel and Hornsby Local Planning Panel - Expert and Community Panel Members

(F2017/00294#003)

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 COUNCILLORMCINTOSH,

THAT:

1. Council appoint Aiman Khan and Tony Jones as additional community representatives on the Hornsby Local Planning Panel for a period of up to three years to participate as part of a pool of community representatives to be rotated with one representative to attend each meeting.
2. Council appoint Marjorie Ferguson, Gregory Flynn, Elizabeth Kinkade, Anthony Hudson, Larissa Ozog, Stephen Leathley, Heather Warton, Michael Leavey and John Brockhoff as additional expert members on the Hornsby Local Planning Panel for a period of up to three years.
3. Council appoint David White as a local member on the Sydney North Planning Panel for a period of up to three years.
4. The Planning Panels Secretariat at the Department of Planning and Environment be advised of Council's resolution.

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

AGAINST: NIL

INFRASTRUCTURE AND MAJOR PROJECTS DIVISION

Nil

CONFIDENTIAL ITEMS

6 CS17/23 Proposed Licence of Crown Land - Beecroft

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.

(F2018/00102-002)

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

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. CS17/23.

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

AGAINST: NIL

PUBLIC FORUM – NON AGENDA ITEMS

Mr Phil Newman, of Westleigh addressed Council regarding bike tracks within Westleigh Park.

Ms Katrina Emmett, of Galston addressed Council regarding the Draft Masterplan for Westleigh Park and the environmental impacts.

Mr John Inshaw, on behalf of Galston Area Residents Association Inc. addressed Council regarding the Draft Masterplan and Plan of Management for Westleigh Park.

Mr David Martin, on behalf of the Hornsby Conservation Society addressed Council regarding the Draft Masterplan for Westleigh Park.

Ms Jan Primrose, on behalf Protecting Your Suburban Environment Inc. addressed Council regarding Draft Masterplan for Westleigh Park.

MAYOR'S NOTES

7 MN3/23 Mayor's Notes 01 March 2023 to 31 March 2023

(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 1st February 2023 – The Mayor hosted four Citizenship Ceremonies in the Council Chambers at Hornsby Shire Council in Hornsby.

Wednesday 1st February 2023 – The Mayor, Councillors and General Manager attended the opening of the Mark Taylor Oval Indoor Cricket Centre, at Waitara Avenue, Waitara.

Saturday 4th February 2023 – The Mayor and Councillors attended the Wisemans Ferry Boat Ramp and car park opening on Old Northern Road, Wisemans Ferry.

Saturday 4th February 2023 – On behalf of the Mayor, Councillor McClelland attended the 75th Anniversary of the Sri Lankan Independence Day at the Thornleigh Community Centre, Corner Phyllis and Central Avenue, Thornleigh.

Wednesday 8th February 2023 – The Mayor and Councillors attended photo shoot to mark the opening of the new viewing platform at Quarter Sessions Road, Westleigh.

Thursday 16th February 2023 – The Mayor attended the Official Opening of Indigenous Supported Playgroup at Waitara Family Centre, 29 Yardley Avenue, Waitara.

Friday 17th and Saturday 18th February 2023 – The Mayor and all interested Councillors attended “Taste of Seafood” at Mooney Mooney Club, 5 Kowan Street, Mooney Mooney.

Saturday 18th February 2023 – The Mayor attended the Inauguration of Strzelecki Year at Pennant Hills Community Centre, Function Hall.

Sunday 26th February 2023 – The Mayor attended Pennant Hills Golf Club Centenary Gala Launch Day which included a Flag Raising Ceremony, Book Launch, and Speed Relay Challenge at Pennant Hills Golf Club, Cnr Copeland and Burns Road South, Beecroft.

CALLED OVER AND NOTED

NOTICES OF MOTION

8 NOM3/23 Abandoned Vehicles from NorthConnex and the M1 Pacific Motorway

(F2004/07666-020)

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

THAT Council:

1. Write to the NSW Minister for Roads and local State Members of Parliament to seek their

cooperation to cease the practice of dumping abandoned vehicles from NorthConnex and M1 Pacific Motorway in local streets and responsibly manage vehicles in a designed holding facility or depot.

2. Indicate its willingness to work with the relevant State agencies and their contractors to identify an appropriate process and/or locations for the storage of vehicles removed from roads under their responsibility.

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

AGAINST: NIL

MATTERS OF URGENCY

Nil

THE MEETING concluded at 8.27pm.

These Minutes were confirmed at the meeting held on Wednesday 10 May 2023, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN
