

MINUTES OF GENERAL MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday 10 July 2024
at 6:30PM



WELCOME TO COUNTRY

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

PRESENT

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

NATIONAL ANTHEM

OPENING PRAYER

Pastor David Louie from The Blessing Church, Thornleigh 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

RESOLVED ON THE MOTION OF COUNCILLOR MCINTOSH, seconded by COUNCILLOR HEYDE, THAT the request for a leave of absence from Councillor Ball in respect of an inability to attend the General Meeting on 10 July 2024 be granted.

FOR: COUNCILLORS 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

COUNCILLOR WADDELL declared a Less Than Significant Non-Pecuniary Interest in relation to Item 6 – IM6/24 – Galston Village Public Domain Plan. Refer to that item for details.

COUNCILLOR GREENWOOD declared a Less Than Significant Non-Pecuniary Interest in relation to Item 6 - IM1/24 – Galston Village Public Domain Plan. Refer to that item for details.

CONFIRMATION OF MINUTES

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

THAT the Minutes of the General Meeting held on Wednesday 12 June 2024 be confirmed, a copy having been distributed to all Councillors.

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

AGAINST: NIL

PETITIONS

Councillor Waddell tabled a petition containing thirty-four signatures on behalf of Galston residents requesting funding of removable mobility steps at the Galston Aquatic Centre.

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, 6 and 8 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, 5 and 7 be adopted.

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

GENERAL BUSINESS

OFFICE OF THE GENERAL MANAGER

Nil

CORPORATE SUPPORT DIVISION

1 CS28/24 Investments and Borrowings for 2023/2024 – Status for The Period Ending 31 May 2024

(F2004/06987-02)

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

THAT the contents of Director's Report No. CS28/24 be received and noted.

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

AGAINST: NIL

COMMUNITY AND ENVIRONMENT DIVISION

2 CE8/24 Draft Arts and Cultural Plan 2024-2029

(F2023/00235)

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

THAT Council:

1. Adopt the draft Arts and Cultural Plan 2024-2029 included at Attachment 1 to Director's Report No. CE8/24.
2. Write to all submitters thanking them for their submission.

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

AGAINST: NIL

3 CE9/24 Draft Social Plan 2024-2034

(F2023/00234)

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

THAT Council

1. Adopt the draft Social Plan included at Attachment 1 to Director's Report No. CE9/24.
2. Write to all submitters thanking them for their submission.

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

AGAINST: NIL

4 CE10/24 Fagan Park Off-Leash Dog Park

(F2023/00330-002)

Mr John Inshaw, on behalf of Galston Area Residents Association addressed Council regarding this item.

Mr David Martin, on behalf of Hornsby Conservation Society addressed Council regarding this item.

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

regarding this item.

Mr Michael Hutchence, on behalf of Arcadia Galston Resident's Association addressed Council regarding this item.

Mr Martin Mansfield, on behalf of the Cumberland Bird Observers Club provided a submission to Council regarding this item.

Ms Katrina Emmett, from Galston provided a submission to Council regarding this item.

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

THAT having regard to the correspondence received from Johnson Legal, consideration of the matter be deferred.

AN AMENDMENT WAS MOVED BY COUNCILLOR WADDELL seconded by COUNCILLOR MCCLELLAND,

THAT construction of an off-leash dog park proceed at Fagan Park in the current proposed location consistent with the adopted Off-leash Dog Park Strategy.

THE AMENDMENT MOVED BY COUNCILLOR WADDELL seconded by COUNCILLOR MCCLELLAND WAS PUT AND CARRIED.

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

AGAINST: COUNCILLORS HEYDE AND SALITRA

THE AMENDMENT THEREBY BECAME THE MOTION WHICH WAS PUT AND CARRIED

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

AGAINST: COUNCILLORS HEYDE AND SALITRA

PLANNING AND COMPLIANCE DIVISION

5 PC12/24 Report on Submissions – Hornsby Development Control Plan 2024

(F2021/00318)

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

THAT:

1. Council approve the draft Hornsby Development Control Plan 2024 attached to Director's Report No. PC12/24.
2. Notification of the approval of the Hornsby Development Control Plan 2024 be published on Council's website.
3. The submitter be advised of Council's decision.

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

AGAINST: NIL

INFRASTRUCTURE AND MAJOR PROJECTS DIVISION

6 IM6/24 Galston Village Public Domain Plan (PDP)

(F2004/09958-002)

'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 "Local resident and business owner of Galston 2159". And the explanation of why the interest does not require further action in the circumstances was "No special benefit could be identified from the progression of this project".

Note: COUNCILLOR GREENWOOD 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 GREENWOOD on the Declaration of Interest form as "I am a resident of Galston and live close to the Galston Village". And the explanation of why the interest does not require further action in the circumstances was "The Galston Village Masterplan will have absolutely no effect on my everyday life as a Galston resident".

Mr Michael Hutchence, on behalf of Arcadia Galston Resident's Association addressed Council regarding this item.

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

THAT:

1. Council Endorse the draft Galston Village Public Domain Plan to be taken forward through detailed design development towards construction. The final Plan will be presented to

Councillors at an Informal Workshop prior to Tender commencement.

2. Council Continue pursuing approval for the roadway works with Transport for New South Wales and maintain liaison with commercial landowners in the shopping precinct.
3. Council Acknowledge community feedback regarding the provision of adequate access to public toilets within the Galston Village precinct as a significant matter for the community and that staff continue to explore options for public toilets to be available and accessible to the community as the designs progress.
4. A further report be submitted to Council to consider options and solutions for access to toilets within the centre be provided prior to works commencing.

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

AGAINST: NIL

CONFIDENTIAL ITEMS

7 CE7/24 Foxglove Oval Remediation Works Update

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 professional privilege.

(F2019/00129)

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

THAT:

1. Council receive and note the Report.
2. Council note the next steps outlined in Director's Report No. CE7/24.
3. Further progress updates be reported to Council.

FOR: COUNCILLORS 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

Nil

NOTICES OF MOTION

8 NOM4/24 New Line Road and Old Northern Road Traffic Study

(F2004/09982)

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

THAT Council write to Transport for NSW and relevant NSW Government Ministers requesting:

1. The release of all transport, traffic and road safety investigations, studies, reports and recommendations regarding New Line Road improvements.
2. A briefing be provided to the incoming Council before the end of 2024 on study and report findings, recommendations and what actions are planned to be undertaken.

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

THAT Council write:

1. To the Premier of NSW, Christopher Minns, the NSW Treasurer, Daniel Mookhey, the Minister for Planning & Public Spaces, Paul Scully, the NSW Minister for Roads, John Graham, and NSW Transport Minister Jo Haylen, to request they honour the previous NSW Government's \$70 million commitment regarding the widening of New Line Road, to dual carriageway between Hastings Road and Purchase Road, including the widening of the Pyes Creek Road Bridge.
2. To Federal and local State MPs to request they actively advocate for the current NSW Government to honour the previous NSW Government's commitment to the widening of New Line Road, to dual carriageway between Hastings Road and Purchase Road, including the widening of the Pyes Creek Road Bridge.

THE AMENDMENT MOVED BY COUNCILLOR TILBURY seconded by COUNCILLOR MCINTOSH, WAS PUT AND CARRIED

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

AGAINST: COUNCILLORS HEYDE AND SALITRA

THE AMENDMENT THEREBY BECAME THE MOTION WHICH WAS PUT AND CARRIED

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

AGAINST: COUNCILLOR HEYDE

MATTERS OF URGENCY

Nil

THE MEETING concluded at 7.41pm.

These Minutes were confirmed at the meeting held on Wednesday 14 August 2024, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN
