



MINUTES OF GENERAL MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday 12 March 2025
at 6:30 PM



Hornsby Shire Council – Minutes of General Meeting of 12 March 2025

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, Conley, Greenwood, McClelland, McIntosh, McSweeney, Seaglove and Simons.

NATIONAL ANTHEM

OPENING PRAYER

Pastor Andrew Starr from Viva Vineyard 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."

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 BALL,
THAT the apology and request for leave of absence from Councillor Tilbury in respect of an inability to attend the Council Meeting on 12 March 2025 be accepted and leave of absence be granted.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH,
MCSWEENEY, SEAGLOVE, SIMONS, 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 MCINTOSH, seconded by COUNCILLOR MCCLELLAND,

THAT the Minutes of the General Meeting held on Wednesday 12 February 2025 be confirmed, a copy having been distributed to all Councillors.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS, AND WADDELL

AGAINST: NIL

PETITIONS

Nil

PRESENTATIONS

Nil

RESCISSION MOTIONS

Nil

MAYORAL MINUTES

**1 MM3/25 Striking the Balance: Tree Protection and Safety in The Bushland Shire
(F2004/05828-024)**

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

Ms Karen Behar, on behalf of Friends of Berowra Valley Inc. addressed Council regarding this item.

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

Ms Katrina Emmett, of Galston addressed Council regarding this item.

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

Mr Ross Walker, on behalf of Beecroft Cheltenham Civic Trust provided a submission to Council regarding this item.

Ms Kerrie Alexander, of Hornsby Heights provided a submission to Council regarding this item.

Mrs Trish Brown, on behalf of Byles Creek Valley Union provided a submission to Council regarding this item.

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

THAT:

1. The General Manager coordinate an informal Councillor briefing with Councillors to discuss the process, priority, timeframes and resources required to undertake a review of the effectiveness of Council's tree controls and tree management approach to community safety, protection of assets (such as homes and public facilities), and confirm alignment with Council's existing objectives, strategies, targets and actions contained in the Urban Forest Strategy 2021 and Biodiversity Conservation Strategy 2021.
2. The informal Councillor briefing is to include, but not be limited to, consideration of the following:
 - a) Opportunities to review planning controls to maintain Council's strong tree and vegetation protections, whilst balancing this with residents' reasonable expectations for their own developments and safety.
 - b) An integrated public awareness and education program focussed on the benefits of tree canopy and sound arboriculture management.
 - c) A costed, sustainable and ongoing public tree planting program covering both rural and urban areas to maximise canopy and biodiversity as outlined in Council's Biodiversity and Urban Forest strategies.
 - d) Options for improving Council's proactive management of public trees, particularly in high use areas such as those surrounding schools, parks and heavily used footpaths, and including opportunities to seek better outcomes from Ausgrid contractor's pruning of public trees under powerlines.
 - e) Consultation methods to seek community views and feedback to help inform any

review.

- f) Opportunities and resourcing to improve community resilience, education and preparedness for storms and extreme weather events, as well as options to support our community with timely clean-up activities following such events.
 - g) Recognition that preservation of our tree canopy is of key interest to our community and that a variety of engagement and consultation methods should be employed to ensure that community views and feedback inform any review.
3. The informal Councillor briefing be scheduled to be undertaken within the next three months with a further report to be presented to Council outlining the outcomes of the discussion at the workshop.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

10 MM2/25 General Manager's Performance Review Panel

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)..

(F2013/00402)

RESOLVED ON THE MOTION OF COUNCILLOR WADDELL,

THAT a Performance Review Panel comprising the Mayor, Deputy Mayor, Councillor McIntosh, and Councillors Ball, Greenwood and Tilbury be formed to undertake the annual performance assessment of the General Manager.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS 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 and 7 were withdrawn for discussion.

RESOLVED ON THE MOTION OF COUNCILLOR MCINTOSH, seconded by COUNCILLOR

MCSWEENEY,

THAT the recommendations in respect of items 2, 3 and 8 be adopted.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH,
MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

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

Note: Item 9 was called over and noted.

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.

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

2 GM9/25 Draft Hornsby Shire 2035 Community Strategic Plan - Adoption for Public Exhibition

(F2023/00306)

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

THAT:

1. Council adopts for the purposes of public exhibition the draft Hornsby Shire 2035 Community Strategic Plan attached to General Manager's Report No. GM9/25.
2. The public exhibition period be between 13 March and 21 April 2025 and community engagement initiatives listed in the consultation section of this report be noted.
3. A report summarising feedback received during the exhibition period be returned to Council for consideration by the June 2025 General Meeting.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH,
MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

CORPORATE SUPPORT DIVISION

3 CS7/25 Investments and Borrowings For 2024/2025 - Status For The Period Ending 31 January 2025

(F2004/06987-02)

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

THAT the contents of Director's Report No. CS7/25 be received and noted.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

COMMUNITY AND ENVIRONMENT DIVISION

4 CE3/25 Community Event Grants Program

(F2010/00630)

Mr Keith Roscarel, on behalf of Berowra Apex addressed Council regarding this item.

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

THAT:

1. Council note that a comprehensive review of our current events program, including the Community Event Grants Program, has commenced to consider whether existing events meet Council's strategic priorities and the needs of our residents along with how Council may play a greater role in encouraging collaboration.
2. Whilst this review is underway, Council support the following events under the Community Event Grants Program:
 - a) \$7,000 to Berowra APEX for the 2025 'Berowra Woodchop Festival'.
 - b) \$1,000 to Hawkesbury River Childcare Centre for the 2025 'Brooklyn Spring Fair'.
 - c) \$7,000 to Cancer Council for the 2025 'Hornsby Relay for Life' event.
 - d) \$1,000 to the Hornsby Ku-Ring-Gai Community College for the 2025 'Harmony in Tea, Blending Cultures, Sharing Stories' event.
 - e) \$1,000 to the Normanhurst Boys High School Parents and Citizens Association for 'Project Green Revive, From Privet to Native Pride' in 2025.
 - f) \$7,000 to The Social Factory Community: 2025 Carols by Candlelight in Fagan Park.

- g) \$7,000 to Inala for the 2025 'Inala Fair'.
 - h) \$7,000 to the Brooklyn Community Association for the 2025 'Blessing of the Fleet' event.
3. Prior to the event taking place, grant recipients must work with Council's Communications team to ensure that Council's support is appropriately recognised in all marketing/communication material, including but not limited to:
- a) Opportunities for the Mayor or delegate to attend and speak at the opening of the event.
 - b) Council's logo/branding to be included in all advertising or marketing material associated with the event.
 - c) Council's support is recognised in all media releases associated with the event.
4. A condition of funding be included that within three months of the event occurring, all grant recipients are required to submit a post event acquittal report to Council addressing the following:
- a) Overview of the event.
 - b) Assessment of the success or failure of the event.
 - c) Attendance numbers.
 - d) Financial report including all income and expenditure associated with the event, as well as how Council's grant funds were used.
 - e) Impact and adequacy of any other Council in-kind support.
 - f) Event learnings (improvements/changes) that could be made to increase community participation/patronage.
 - g) Any concerns that require addressing for future events.
5. Post event grant acquittals be reported to Council.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

5 CE2/25 Food Organics and Garden Organics Recycling Services

(F2022/00302)

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

THAT Council:

1. Note the information contained within and attached to the Director's Report No. CE2/25, including the NSW Government's FOGO Mandate requiring local councils to provide residents that have an existing residual (garbage) collection service, with a weekly food organics and garden organics collection and recycling service by 1 July 2030.
2. Implement a new weekly food organics (FO) recycling service to commence 1 July 2027 by way of introducing a fourth collection bin for food only and maintaining the existing collection services to residential properties.
3. Note the Domestic Waste Management budget implications and the need to increase the Domestic Waste Management Charge (DWMC) to residential properties to fund the introduction of a new food organics collection and recycling service.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

PLANNING AND COMPLIANCE DIVISION

6 PC5/25 Hornsby Town Centre – Draft Public Domain Plan, Development Contributions Plan and Development Control Plan Amendments

(F2018/00321-004)

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

THAT:

1. Council endorse the draft Hornsby Town Centre Public Domain Guidelines, draft Hornsby Town Centre Precinct Section 7.12 Development Contributions Plan 2025 and draft amendments to Hornsby Development Control Plan 2024 attached to Director's Report No. PC5/25 for public exhibition.
2. During exhibition period, the draft Hornsby Town Centre Public Domain Guidelines be updated to include reference to Council's Healthy Ageing Hornsby Strategy, Disability Inclusion Action Plan and to reflect the specific dementia friendly design and maintenance considerations and references from the existing Public Domain Guidelines.
3. Following exhibition, a report on submissions be presented to Council for consideration.
4. Council write to Transport for NSW and Department of Planning, Housing and Infrastructure to express concerns about the traffic generating changes to the proposed split bus interchange.

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

AGAINST: NIL

7 PC6/25 Design Excellence Panel - Appointment of Panel Members

(F2014/00312-002)

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

THAT Council:

1. Endorse the appointment of Stephen Collier, Andrew Stanic, David Epstein, Karla Castellanos, Marc Deuschle, Matthew Taylor, Jared Phillips, Jim Koopman and Vishal Lakhia as members of the Hornsby Design Excellence Panel for a period up to three years.
2. Officers review the panel advertising and selection processes to identify potential changes that could be implemented to increase the likelihood of gender, cultural and disciplinary balance on the panel, with options to be presented to an informal Councillor briefing within six months.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH,
MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

INFRASTRUCTURE AND MAJOR PROJECTS DIVISION

Nil

CONFIDENTIAL ITEMS

8 CS6/25 Proposed Disposal of Operational Land Being Former Road Widening Land at Asquith

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.

(F2024/00251)

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

THAT Council:

1. Approve the sale of the land identified within Confidential Director's Report No. CS6/25 in accordance with the terms of sale outlined in Confidential Director's Report No. CS6/25.

2. Authorise the General Manager to use reasonable discretion to negotiate the detailed terms and conditions of the sale agreement, generally in accordance with the terms of sale outlined in Confidential Director's Report No. CS6/25 and to execute documents in relation to the sale, as deemed appropriate by Council's legal advisers.
3. Authorise the use of its Seal on the Contract for the Sale of Land, Transfer or any legal or other documents related to the sale of the properties identified within Confidential Director's Report No. CS6/25, as deemed appropriate by Council's legal advisers.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS AND WADDELL

AGAINST: NIL

PUBLIC FORUM – NON AGENDA ITEMS

Mr Patrick Houlcroft, of Mount Colah addressed Council regarding garden competitions.

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding the Natural Area Recreation Strategy Study survey participation and feedback process, the NSW government budget estimates and the powers of the Minister of Local Government.

QUESTIONS WITH NOTICE

Nil

MAYOR'S NOTES

9 MN2/25 Mayor's Notes 01 February 2025 to 28 February 2025

(F2004/07053-002)

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 5th February 2025 – The Mayor attended the Hornsby Chamber of Commerce meeting, Hornsby.

Sunday 9th February 2025 – The Mayor attended the Cherrybrook Chinese Community Association, Chinese New Year Dinner, Castle Hill.

Wednesday 12th February 2025 – The Mayor attended a walk around Normanhurst Shopping Village, Normanhurst.

Wednesday 12th February 2025 – The Mayor attended Chinese Australian Services Society, Art Troupe and Hornsby Activity Group Lunar New Year Celebration, at Hornsby Leisure and Learning Centre.

Thursday 13th February 2025 – The Mayor attended the Glenorie Progress Association Monthly Meeting, Glenorie.

Monday 17th February 2025 – The Mayor attended the West Pennant Hills and Cherrybrook Rotary Club Dinner, Dural.

Tuesday 18th February 2025 – The Mayor attended the Commencement Service for the Reverend Tim Mildenhall at St John's Anglican Church, Asquith.

Wednesday 19th February 2025 – The Mayor hosted three Citizenship Ceremonies in the Council Administration Building, Hornsby.

Thursday 20th February 2025 – The Mayor attended the grand opening of Monkey King (Doodee King) Thai Restaurant, Hornsby.

Thursday 20th February 2025 – On behalf of the Mayor, Councillor McIntosh attended Asquith Girls High School Community Consultation Forum, Asquith.

Saturday 22nd February 2025 – The Mayor attended Wisemans Court House Site Talk, hosted by Darug and Lower Hawkesbury Historical Society, Wisemans Ferry Community Centre.

Monday 24th February 2025 – The Mayor attended a site inspection at Mount Wilga Private Hospital, Hornsby.

Friday 28th February 2025 – The Mayor attended the Commissioning of Nate Atkins as Principal at Northholm Grammar School, Arcadia.

CALLED OVER AND NOTED

NOTICES OF MOTION

Nil

MATTERS OF URGENCY

Nil

THE MEETING concluded at 8.10pm.

These Minutes were confirmed at the meeting held on Wednesday 9 April 2025, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

Hornsby Shire Council – Minutes of General Meeting of 12 March 2025

GENERAL MANAGER

CHAIRMAN