



MINUTES OF GENERAL MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday 11 June 2025
at 6:30 PM



WELCOME TO COUNTRY

A Welcome to Country was given by the Darug and GuriNgai Traditional Owner representative, Aunty Ros Fogg OAM.

PRESENT

Councillors Waddell (Chairman), Ball, Conley, Greenwood, McClelland, McIntosh, McSweeney, Seaglove, Simons and Tilbury.

NATIONAL ANTHEM

OPENING PRAYER

Pastor Mark Adam from The Heights Church, Hornsby Heights 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 / REQUESTS TO ATTEND REMOTELY

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

THAT a request for leave of absence from:

1. Councillor Seaglove for the period 9 July 2025 to 21 July 2025 be accepted and leave of absence be granted
2. Councillor Greenwood for the period 26 July 2025 to 31 August 2025 be accepted and leave of absence be granted

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH,
MCSWEENEY, SEAGLOVE, SIMONS, 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 BALL, seconded by COUNCILLOR GREENWOOD
THAT the Minutes of the General Meeting held on Wednesday 14 May 2025 be confirmed, a copy having been distributed to all Councillors.

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

AGAINST: NIL

PETITIONS

Nil

PRESENTATIONS

Nil

RESCISSION MOTIONS

Nil

MAYORAL MINUTES

15 MM5/25 The Medal of The Order of Australia (OAM) - Hornsby Recipients

(F2004/05850-002)

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

THAT Council extend its thanks and congratulations to Miss Edith Collingridge, Miss Winsome Collingridge, Professor Gerald Fogarty, Mrs Roslyn Fogg, Mr Dennis Perry and Mrs Bindi Shah and Mr Andrew Cameron for their contributions to Australia, its neighbours and the Shire as a whole.

FOR: COUNCILLORS BALL, CONLEY, GREENWOOD, MCCLELLAND, MCINTOSH, MCSWEENEY, SEAGLOVE, SIMONS, 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 2, 6, 11, 12, 13 and 14 were withdrawn for discussion.

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

THAT the recommendations in respect of items 1, 3, 4, 5, 7, 8 and 9 be adopted.

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

AGAINST: NIL

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

Note: Item 10 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 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 GM25/25 Endorsement of Hornsby Shire 2035 Community Strategic Plan, Your Vision | Your future 2035**

(F2023/00306)

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

THAT:

1. Subject to incorporation of the recommendations detailed in Table C, Council endorse the Hornsby Shire 2035 Community Strategic Plan, Your vision / Your future 2035 (Attachment 3).
2. Council write to submitters thanking them for their feedback.

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

AGAINST: NIL

- 2 GM29/25 Adoption of Council's 2025-2029 Delivery Program and 2025/26 Operational Plan (incorporating the Budget, Rating Structure and Fees and Charges)**

(F2025/00067)

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

THAT:

1. Council note the responses provided in Table 1A. to the public submissions received during the exhibition of the draft 2025-2029 Delivery Program and 2025/26 Operational Plan.
2. Subject to incorporation of the recommendations detailed in the Budget section, Table 1A. and Table 1B. attachments, Council adopt the 2025-2029 Delivery Program and 2025/26 Operational Plan including the Budget and 2025/26 Fees and Charges.
3. Council make and levy the 2025/26 Ordinary Rates on all rateable land in the Shire that aligns with Year three of the Independent Pricing and Regulatory Tribunal's (IPART) Special Rate Variation approval for Hornsby Shire Council (i.e., a 6.5% rate increase for 2025/26) and in accordance with Table 2 of General Manager's Report No. GM29/25.
4. Council make and levy the 2025/26 Catchment Remediation Rate on all rateable land in the Shire that aligns with Year three of the Independent Pricing and Regulatory Tribunal's

(IPART) Special Rate Variation approval for Hornsby Shire Council (i.e., a 6.5% rate increase for 2025/26) and in accordance with Table three of General Manager's Report No. GM29/25.

5. Council write to submitters thanking them for their feedback.

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

AGAINST: NIL

CORPORATE SUPPORT DIVISION

3 CS27/25 Debts to be Written Off - 2024/25 Financial Year

(F2004/06978-02)

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

THAT for 2024/25, and in accordance with Clause 213 of the Local Government (General) Regulation, Council:

1. Write off debts considered bad totalling \$26,465 (as detailed in Schedule A attached to Director's Report No. CS27/25).
2. Note debts considered bad totalling \$9,052 written off under the General Manager's delegated authority (as detailed in Schedule B attached to Director's Report No. CS27/25).

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

AGAINST: NIL

4 CS28/25 Investments and Borrowings for 2024/25 - Status for Period Ending 30 April 2025

(F2004/06987-02)

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

THAT the contents of Director's Report No. CS28/25 be received and noted.

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

AGAINST: NIL

5 CS29/25 Local Government Remuneration Tribunal - 2025 Report and Determination - Mayor and Councillor Fees - 2025/26 Financial Year

(F2004/09552-02)

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

THAT:

1. As a consequence of the 2025 Report and Determination of the Local Government Remuneration Tribunal, Council note that it remains in the Metropolitan Medium Category of NSW councils for the period 1 July 2025 to 30 June 2026.
2. In accordance with Sections 248 and 249 of the Local Government Act and having considered the 2025 Report and Determination of the Local Government Remuneration Tribunal, an annual fee of \$29,550 be paid to each Councillor and an additional annual fee of \$78,480 be paid to the Mayor for the period 1 July 2025 to 30 June 2026.

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

AGAINST: NIL

COMMUNITY AND ENVIRONMENT DIVISION

6 CE5/25 Council Internal Committees and Working Parties

(F2005/01147-002)

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

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

1. Council re-establish the Hornsby Aboriginal and Torres Strait Islander Consultative Committee (HATSICC) and the Hornsby Shire Heritage Advisory Committee (HAC).
2. Council endorse the Committee Core Terms of Reference, Hornsby Aboriginal and Torres Strait Islander Consultative Committee Charter and Hornsby Shire Heritage Advisory Committee Charter included at Attachments 1-3 in Director's Report No. CE5/25.
3. Council seek expressions of interest for community members to join the Hornsby Aboriginal and Torres Strait Islander Committee and Heritage Advisory Committee.
4. A further Report be presented to Council with the outcomes of the expressions of interest process.

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

AGAINST: NIL

PLANNING AND COMPLIANCE DIVISION

7 PC10/25 Report on Submissions - Draft Dual Occupancy Amendments to Hornsby DCP

(F2021/00318)

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

THAT:

1. Council approve the Hornsby Development Control Plan 2024 amendments for dual occupancy development attached to Director's Report No. PC10/25.
2. Notification of the approval be published on Council's website.
3. Submitters be advised of Council's decision.

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

AGAINST: NIL

8 PC11/25 Report on Submissions - Draft Heritage DCP Amendments to Hornsby DCP

(F2020/00185#008)

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

THAT:

1. Council approve the Heritage Development Control Plan Amendments attached to Director's Report No. PC11/25.
2. Notification of the approval be published on Council's website.
3. Submitters be advised of Council's decision.

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

AGAINST: NIL

INFRASTRUCTURE AND MAJOR PROJECTS DIVISION

Nil

CONFIDENTIAL ITEMS

9 CE4/25 Recycling and Garden Organics Processing Services Tender

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. (This Report is considered 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.)

(F2024/00209)

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

THAT:

1. The contents of the Confidential Director's Report No. CE4/25, incorporating the Confidential Tender Evaluation Report for RFT 20/2024 (RFT) – Part A Recycling Processing Services, and Part B Garden Organics Processing Services, and the attached legal advice and Probity Report, be received and noted by Council.

Part A Recycling Processing Services

2. Council:
 - a) In accordance with s. 178 (1) (b) of the Local Government (General) Regulation 2021 (NSW) (**Regulation**), declines to accept any of the tenders submitted with respect to the proposed contract for Part A Recycling Processing Services of the RFT; and
 - b) In accordance with s. 178 (3) (e) of the Regulation, resolves to enter into negotiations with the persons identified for that purpose in the Tender Evaluation Report as Nominated Persons, in respect of the recycling processing services, and in the manner described in the Tender Evaluation Report, with a view to entering into a contract for the services relating to the subject matter of Part A Recycling Processing Services of the RFT.
3. Council, in accordance with s. 178 (4)(a) of the Regulation, notes that the reasons for Council declining to invite fresh tenders or applications as referred to in s. 178(3)(b)-(d) of the Regulation, is that:
 - a) It is not expected that further market testing will provide a more satisfactory result; and
 - b) It is anticipated that a satisfactory result can be achieved through negotiating with one or more of the Nominated Persons in the manner described in the Tender Evaluation Report.
4. Council, in accordance with s. 178 (4)(b) of the Regulation, notes that the reason for Council determining to enter into negotiations with the Nominated Persons, is that:
 - a) Council is satisfied that each of the Nominated Persons would be capable of undertaking the relevant services, pending conditions being achieved, as nominated in the Tender Evaluation Report; and
 - b) It is anticipated that a satisfactory outcome can be achieved through negotiations with one or more of the Nominated Persons.
5. All tenderers for Part A are notified as appropriate that no tenders for Part A were accepted.
6. The General Manager:
 - a) Be authorised to directly negotiate with one or more of the Nominated Persons in the manner described in the Tender Evaluation Report, for the purpose of entering into a contract in relation to the subject matter of Part A of the RFT; and
 - b) At the completion of negotiations, return a report to Council for acceptance by further

resolution.

Part B Garden Organics Processing Services

7. Council:

- a) In accordance with s. 178 of the Regulation, accepts the conforming tender from Australian Native Landscapes Pty Ltd for the term of 5 years for the proposed contract for Part B Garden Organics Processing Services.
- b) Pursuant to s. 377 of the Local Government Act 1993 (NSW), Council delegates authority to the General Manager to finalise the contract for execution and, once finalised, execute the contract on behalf of Council; and
- c) As soon as practicable after entering into the contract, all unsuccessful tenderers are notified, and Council publishes relevant information, as required by s. 179 of the LG Regulation.

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

AGAINST: NIL

PUBLIC FORUM – NON AGENDA ITEMS

Ms Jan Primrose, on behalf of Protecting Your Suburban Environment Inc. addressed Council regarding synthetic and natural turf sport fields.

Ms Katrina Emmett, of Galston addressed Council regarding the Draft Planning Proposal, 1-3 Johnson Road, Galston.

QUESTIONS WITH NOTICE

Nil

MAYOR'S NOTES

10 MN5/25 Mayor's Notes 01 May 2025 to 31 May 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.

Saturday 1st March 2025 – The Mayor attended Art North Exhibition, at Grace Cossington Smith Gallery, Abbotsleigh Girls High School.

Tuesday 4th March 2025 – On behalf of the Mayor, Deputy Mayor Councillor McIntosh attended the 'Time to Shine' exhibition, Wallarobba Arts and Cultural Centre.

Friday 7th March 2025 – The Mayor attended Food Truck Fridays, at Galston Recreation Reserve, Galston.

Monday 10th March 2025 – The Mayor attended Mark Taylor Oval Pavilion Sod Turning Ceremony, Waitara.

Tuesday 11th March 2025 – The Mayor attended Soroptimist International of Hornsby's International Women's Day Breakfast, at Kipling's Garage Bar, Turramurra.

Saturday 15th March 2025 – The Mayor attended Binnowee Kindergarten's 90th Anniversary, West Pennant Hills.

Saturday 15th March 2025 – On behalf of the Mayor, Deputy Mayor Councillor McIntosh attended a Welcome Picnic and Smoking Ceremony, at Jack and Jill Kindergarten, Hornsby.

Tuesday 18th March 2025 – On behalf of the Mayor, Councillor McClelland attended Ku-ring-gai Financial Services Limited's 21st Birthday Grand Presentation Night, at Lindfield Rollers Bowling Club, East Lindfield.

Tuesday 18th March 2025 – On behalf of the Mayor, Deputy Mayor Councillor McIntosh attended the Cyrus Association of Australia's Chaharshanbe Suri Celebration, Berowra.

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

Friday 21st March 2025 – The Mayor attended Terry White Chemmart Hornsby's 10th birthday cake cutting event, Hornsby.

Friday 21st March 2025 – The Mayor attended the Harmony Day Morning Tea, at Hornsby Library.

Friday 21st March 2025 – On behalf of the Mayor, Deputy Mayor Councillor McIntosh attended Chantal Cottage Blessing and Opening Ceremony, Wahroonga.

Wednesday 26th March 2025 – The Mayor attending the community screening of The Last Anniversary, at Event Cinemas, Hornsby.

Sunday 30th March 2025 – On behalf of the Mayor, Councillor McClelland attended the 1st concert of the year for Golden Kangaroos Hornsby Concert Band, Epping.

Sunday 30th March 2025 – On behalf of the Mayor, Deputy Mayor Councillor McIntosh attended the three series book launch by Dudley Hood, at Hornsby RSL.

CALLED OVER AND NOTED

NOTICES OF MOTION

11 NOM1/25 Review of Annual Footpath Budget

(F2014/00505-002)

Mrs Edwina Hinchliffe, of Thornleigh addressed Council regarding this item.

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

THAT:

1. Consideration be given as to how funding allocated to the Footpath Improvement Program could be increased from \$500,000 per annum to \$1 million per annum to help address the footpath infrastructure backlog across the Shire.
2. Consideration be given to improve the transparency of our Footpath Improvement Program through providing information on:
 - a) The ongoing Footpath Improvement Program including where works are scheduled for each financial year.
 - b) The parameters that Council considers when reviewing footpaths for inclusion.
 - c) How the community can easily suggest footpaths for future consideration.
3. The information in point one above be presented to Councillors at an Informal Councillor Briefing prior to the development of the 2026/27 budget.

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

AGAINST: NIL

**12 NOM2/25 Proposed Shared Path Old Northern Road Between Glenorie and Dural
(F2009/00091)**

Mr Terry Gleeson, of Middle Dural addressed Council regarding this Item.

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

THAT Council:

1. Work with Hills Shire Council, to continue the development of project scoping for an off-road Active Transport Corridor adjacent to Old Northern Road between Glenorie and Dural, and seek funding from Transport for NSW through the "Get NSW Active" program to fund a feasibility study for this proposal.
2. Include this Active Transport Corridor as an integral pedestrian and cycleway link in the development of Council's Integrated Active Transport Strategy leveraging from Council's Cycling and Walking Strategy 2021.
3. Write to relevant NSW Government Ministers, as well as local State and Federal MPs, seeking support for this project in the pursuit of potential grant funding opportunities.

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

AGAINST: NIL

13 NOM3/25 Footpath Connections for Train Commuters along Pacific Highway, Berowra

(F2004/09803)

RESOLVED ON THE MOTION OF COUNCILLOR TILBURY, seconded by COUNCILLOR SIMONS,
THAT Council:

1. Acknowledge the need for a footpath connection for the public to safely access between Berowra railway station and the commuter parking spaces located along the south-eastern and north-eastern sides of the Pacific Highway near Berowra railway station.
2. Write to relevant NSW Government Ministers seeking support for this project and construction of the path by Transport for NSW as a matter of priority.

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

AGAINST: NIL

SUPPLEMENTARY REPORTS

14 CE6/25 Submission - Changes to Deter Illegal Tree and Vegetation Clearing

(F2004/07599-02)

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

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

THAT Council endorse the submission to the proposed changes to deter illegal tree and vegetation clearing attached (Attachment 2) to Director's Report No. CE6/25.

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

AGAINST: NIL

MATTERS OF URGENCY

Nil

THE MEETING concluded at 7.47pm.

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

CONFIRMED

CHAIRMAN
