
MINUTES of the duly convened Ordinary Meeting of The Hills Shire Council held in the Council Chambers on 8 November 2022

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521 PRESENT

Mayor Dr P Gangemi (In the Chair)
Clr M Hodges (Deputy Mayor)
Clr R Boneham
Clr R Tracey
Clr J Cox
Clr R Jethi
Clr F De Masi
Clr A Hay OAM
Clr M Blue
Clr J Brazier
Clr V Ellis
Clr Dr M Kasby

522 APOLOGIES

Clr Dr B Burton

523 TIME OF COMMENCEMENT

7.03pm

524 TIME OF COMPLETION

7.49 pm

525 DECLARATIONS OF INTEREST

Item 2	Mayor Dr Gangemi
Item 2	Councillor Jethi
Item 2	Councillor Blue
Item 8	Mayor Dr Gangemi
Item 8	Councillor Jethi

526 ARRIVALS AND DEPARTURES

7.22pm	Mayor Dr Gangemi having previously declared a Pecuniary Conflict of Interest left the meeting for Item 2 and Deputy Mayor Councillor Hodges assumed the Chair.
7.22pm	Councillor Jethi having previously declared Pecuniary Conflict of Interest left the meeting for Item 2 and returned at 7.27pm at the start of Call of the Agenda.
7.22pm	Councillor Blue having previously declared Pecuniary Conflict of Interest left the meeting for Item 2 and returned at 7.27pm at the start of Call of the Agenda.
7.27pm	Mayor Dr Gangemi returned to the meeting at the start of Call of the Agenda and resumed the Chair.
7.33pm	Mayor Dr Gangemi having previously declared a Non-Pecuniary, significant Conflict of Interest left the meeting for Item 8 and Deputy Mayor Councillor Hodges assumed the Chair.

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7.33pm Councillor Jethi having previously declared Non-Pecuniary, less-significant Conflict of Interest left the meeting for Item 8 and returned at 7.40pm at the start of Closed Council.

7.40pm Mayor Dr Gangemi returned to the meeting at the start of Closed Council and resumed the Chair.

527 DISSENT FROM COUNCIL'S DECISIONS

Nil.

528 ADJOURNMENT & RESUMPTION

Nil.

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The Mayor advised in accordance with the Code of Meeting Practice that this meeting is being recorded.

ITEM-1 CONFIRMATION OF MINUTES

A MOTION WAS MOVED BY COUNCILLOR HODGES AND SECONDED BY COUNCILLOR JETHI THAT the Minutes of the Ordinary Meeting of Council held on 26 October 2022 be confirmed.

THE MOTION WAS PUT AND CARRIED.

529 RESOLUTION

The Minutes of the Ordinary Meeting of Council held on 26 October 2022 be confirmed.

APOLOGIES AND LEAVE OF ABSENCE

A MOTION WAS MOVED BY COUNCILLOR HAY OAM AND SECONDED BY COUNCILLOR JETHI THAT the apology from Councillor Dr Burton be accepted and leave of absence granted.

THE MOTION WAS PUT AND CARRIED.

530 RESOLUTION

The apology from Councillor Dr Burton be accepted and leave of absence granted.

MAYORAL MINUTE NO 26/2022 – CALLING FOR A METROPOLITAN COUNCIL ROAD REPAIRS PROGRAM

A MOTION WAS MOVED BY THE MAYOR AND SECONDED BY COUNCILLOR HODGES THAT

1. This Mayoral Minute be received.
2. A letter be written to the NSW Minister for Metropolitan Roads, the Hon. Natalie Ward MP, as well as to the NSW Minister for Regional Transport and Roads, the Hon. Samuel Faraway MP and the Federal Minister for Infrastructure, Transport, Regional Development and Local Government, the Hon. Catherine King MP to request a road repair fund for NSW metropolitan councils.
3. A copy of the letter to be sent to the State Members for Hawkesbury, Castle Hill and Baulkham Hills, and the Federal Members for Mitchell and Berowra.

THE MOTION WAS PUT AND CARRIED.

531 RESOLUTION

1. This Mayoral Minute be received.
2. A letter be written to the NSW Minister for Metropolitan Roads, the Hon. Natalie Ward MP, as well as to the NSW Minister for Regional Transport and Roads, the Hon.

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Samuel Faraway MP and the Federal Minister for Infrastructure, Transport, Regional Development and Local Government, the Hon. Catherine King MP to request a road repair fund for NSW metropolitan councils.

3. A copy of the letter to be sent to the State Members for Hawkesbury, Castle Hill and Baulkham Hills, and the Federal Members for Mitchell and Berowra.

PETITION

Councillor Tracey tabled a petition requesting installation of a wombat crossing near to the Taylor Street entrance of George Thornton Reserve.

- 7.22pm Mayor Dr Gangemi having previously declared a Pecuniary Conflict of Interest left the meeting for Item 2 and Deputy Mayor Councillor Hodges assumed the Chair.
- 7.22pm Councillor Jethi having previously declared Pecuniary Conflict of Interest left the meeting for Item 2 and returned at 7.27pm at the start of Call of the Agenda.
- 7.22pm Councillor Blue having previously declared Pecuniary Conflict of Interest left the meeting for Item 2 and returned at 7.27pm at the start of Call of the Agenda.
- 7.27pm Mayor Dr Gangemi returned to the meeting at the start of Call of the Agenda and resumed the Chair.

ITEM 2 NORWEST STRATEGIC CENTRE - DRAFT PRECINCT PLAN AND ENGAGEMENT STRATEGY (FP224)

A MOTION WAS MOVED BY COUNCILLOR TRACEY AND SECONDED BY COUNCILLOR DE MASI THAT the Recommendation contained in the report be adopted.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY.

532 RESOLUTION

1. The Draft Norwest Precinct Plan (Attachment 1) and supporting technical studies be publicly exhibited for a period of 3 months, in accordance with the consultation strategy set out within Section 3 of this report.
2. Council receives a further report on the outcomes of consultation and feedback received, following the completion of the public exhibition period.

Being a planning matter, the Deputy Mayor called for a division to record the votes on this matter

VOTING FOR THE MOTION

Clr M Hodges
Clr F De Masi
Clr R Boneham
Clr J Cox
Clr J Brazier
Clr V Ellis
Clr Dr M Kasby
Clr R Tracey
Clr A Hay OAM

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ITEM 6 PROPOSED LAND ACQUISITION - LOT B DP 320689 - 803 WINDSOR ROAD, BOX HILL

536 RESOLUTION

1. Council agrees to purchase Lot B DP 320689, 803 Windsor Road, Box Hill for the sum of **\$3,240,000 exc. GST** and disturbance costs as outlined in this report, with a Contract of Sale, Deed, Plans, Instruments, Transfers and any other associated documents authorised for execution under Seal.
2. Upon acquisition, Council classify Lot B DP 320689 as “Community” Land and deemed non rateable pursuant to Sections 25 and 556 of the Local Government Act 1993.

ITEM 7 LEASE TO OPTUS TELECOMMUNICATIONS NETWORK AT FRANCESCO CRESCENT RESERVE BELLA VISTA

537 RESOLUTION

Council agree to a ‘Variation of Lease’ for the lease to Australia Tower Network Pty Limited at Francesco Crescent Reserve Bella Vista on the terms and conditions details in this report with the Lease for execution under seal.

ITEM 9 SUBMISSION TO IPART - RATE PEG METHODOLOGY INCLUDING THE LOCAL GOVERNMENT COST INDEX

538 RESOLUTION

Council endorse the draft Submission lodged (Attachment 4 under separate cover) and inform IPART of Council’s endorsement of the draft submission.

ITEM 4 COMMEMORATION PLAQUES POLICY

A MOTION WAS MOVED BY COUNCILLOR TRACEY AND SECONDED BY COUNCILLOR HODGES THAT the Recommendation contained in the report be adopted.

THE MOTION WAS PUT AND CARRIED.

539 RESOLUTION

1. Council exhibit the Commemoration Plaques Policy as outlined in Attachment 1 for twenty-eight (28) days.
2. There being no comments received objecting to the Policy following its exhibition, the Policy be adopted.

7.33pm *Mayor Dr Gangemi having previously declared a Non-Pecuniary, significant Conflict of Interest left the meeting for Item 8 and Deputy Mayor Councillor Hodges assumed the Chair.*

7.33pm *Councillor Jethi having previously declared Non-Pecuniary, less-significant Conflict of Interest left the meeting for Item 8 and returned at 7.40pm at the start of Closed Council.*

7.40pm *Mayor Dr Gangemi returned to the meeting at the start of Closed Council and resumed the Chair.*

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ITEM 8 COMMUNITY GRANTS PROGRAM 2022/2023 – SECOND ROUND ASSESSMENTS

A MOTION WAS MOVED BY COUNCILLOR BRAZIER AND SECONDED BY COUNCILLOR BLUE THAT the Recommendation contained in the report be adopted.

THE MOTION WAS PUT AND CARRIED.

540 RESOLUTION

The applications as recommended by the Community Grants Program 2022/23 assessment panel be approved by Council for funding in the 2022/2023 Grants and Donations budget 840.2000.2100.

CLOSED COUNCIL

A MOTION WAS MOVED BY COUNCILLOR BLUE AND SECONDED BY COUNCILLOR BONEHAM THAT

1. The press and public be excluded from the proceedings of Closed Council in respect of Item 10 pursuant to the relevant Clauses of Section 10A, Clause 2 of the Local Government Act, 1993, as detailed in the following table.
2. Council withhold access to Item 18 in accordance with the following table and Section 11(2) of the Local Government Act.

ITEM NO.:	10
SUBJECT:	PROPOSED LAND ACQUISITION
Associated Report:	N/A
Reason for Confidentiality:	Information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
Section:	10A(2)(c)
Public Interest	On balance, the public interest in preserving the confidentiality about the financial negotiations and valuation details, contained within the report outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would put the Council at a competitive disadvantage preventing it from achieving a “best value for money” outcome for the wider community.

THE MOTION WAS PUT AND CARRIED

541 RESOLUTION

1. The press and public be excluded from the proceedings of Closed Council in respect of Item 10 pursuant to the relevant Clauses of Section 10A, Clause 2 of the Local Government Act, 1993, as detailed in the following table.

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2. Council withhold access to Item 10 in accordance with the following table and Section 11(2) of the Local Government Act.

7.41pm Council entered into Closed Session.

ITEM 10 PROPOSED LAND ACQUISITION

A MOTION WAS MOVED BY COUNCILLOR COX AND SECONDED BY COUNCILLOR HODGES THAT the Recommendation contained in the report be adopted.

THE MOTION WAS PUT AND CARRIED.

542 RESOLUTION

Council agrees to the acquisition of Lot 5 DP 1227656 in accordance with the details and recommendation contained within this report.

OPEN COUNCIL

A MOTION WAS MOVED BY COUNCILLOR COX AND SECONDED BY COUNCILLOR BONEHAM THAT The meeting resume in Open Council

THE MOTION WAS PUT AND CARRIED.

543 RESOLUTION

The meeting resume in Open Council

At 7.48pm members of the gallery were invited back into the Council Chambers and the Mayor advised that during Closed Council one (1) resolution was passed. The General Manager read out the resolution for Item 10.

The Minutes of the above Meeting were confirmed at the Meeting of the Council held on 22 November 2022.

MAYOR

GENERAL MANAGER