

## Committee of the Whole

MINUTES OF MEETING NO. 16/09

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**Meeting Date:** Tuesday 3 November 2009  
**Location:** Committee Room 2, Level 5, Civic Centre, 1 Devlin Street, Ryde  
**Time:** 7.33pm

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**Councillors Present:** The Mayor, Councillor Butterworth and Councillors Campbell, Etmekdjian, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Salvestro-Martin and Tagg.

**Apologies:** Councillor Yedelian OAM (Leave of Absence).

**Staff Present:** Acting General Manager, Group Manager - Corporate Services, Group Manager – Environment & Planning, Manager Catchments and Assets, Media & Community Relations Officer, Manager Catchments and Assets, and Business Services Co-ordinator.

Mr Drew Bewsher of Bewsher Consulting was also present to answer questions in relation to Item 4 - EASTWOOD & TERRY'S CREEK FLOODPLAIN RISK MANAGEMENT STUDY & PLAN.

### **DISCLOSURES OF INTEREST**

There were no disclosures of interest.

### **1 CONFIRMATION OF MINUTES**

**RESOLUTION:** (Moved by Councillors Petch and Pickering)

That the Minutes of the Committee of the Whole No. 15/09 held on 06 October 2009, be confirmed.

**Record of Voting:**

For the Motion: Unanimous.

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Minutes of the Committee of the Whole No. 16/09, dated 3 November 2009.

## **2 COMPANION ANIMAL ADVISORY COMMITTEE- Minutes of Meeting held on 7 September 2009**

**RESOLUTION:** (Moved by Councillors O'Donnell and Campbell)

That the report of the Ranger Technical Support, dated 8/10/2009 on COMPANION ANIMAL ADVISORY COMMITTEE- Minutes of Meeting held on 7 September 2009, be received and noted.

**Record of Voting:**

For the Motion: Unanimous.

## **3 EASTWOOD PEDESTRIAN ACCESS AND MOBILITY PLAN**

**RESOLUTION:** (Moved by Councillors Petch and Maggio)

- (a) That the report of the Sustainability Engineer, dated 8/10/2009 on Draft Eastwood Town Centre Pedestrian Access Mobility Plan be received and noted.
- (b) That the Draft Eastwood Pedestrian and Mobility Plan be deferred to allow the Access Committee an opportunity to consider and comment upon the draft Eastwood Town Centre Pedestrian Access Mobility Plan prior to a further report being provided to Council.
- (c) That the owner of the site of the former St Andrews Church be requested to remove the temporary fence from Council's footpath to aid mobility.

**Record of Voting:**

For the Motion: Unanimous.

## **4 EASTWOOD & TERRY'S CREEK FLOODPLAIN RISK MANAGEMENT STUDY & PLAN - Adoption of Final Study Documents**

Note: Mr David Hilliger, Mr Graeme Doel and Mr Don Wilson addressed Council in relation to this Item.

Note: Mr Drew Bewsher of Bewsher Consulting answered questions in relation to this Item.

**MOTION:** (Moved by Councillors Petch and Li)

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That this matter be deferred to allow further discussion between affected residents, Council officers and Council's consultants, and that a further report be provided to Council's Meeting on 24 November 2009.

**AMENDMENT:** (Moved by Councillors Campbell and Salvestro-Martin)

- (a) That the report of the Manager Catchments & Assets, dated 20/10/2009 on EASTWOOD & TERRY'S CREEK FLOODPLAIN RISK MANAGEMENT STUDY & PLAN - Adoption of Final Study Documents, be received and noted.
- (b) That Council adopts the Eastwood & Terry's Creek Flood Study and Floodplain Management Study and Plan and supporting model files as the basis for managing development and guiding flood mitigation works in the Eastwood and Terry's Creek stormwater catchments.
- (c) That Council endorses the planning approach outlined in the Floodplain Management Study, and the use of this approach in the interim as formal Council policy to guide development within the City of Ryde.
- (d) That flood management clauses be prepared and included in the city wide comprehensive LEP 2011 and existing flood management clauses within Ryde DLEP 2008 relating to Eastwood Town Centre be also reviewed in the preparation of the comprehensive plan.
- (e) That Council resolves to prepare and exhibit the Floodplain Management Development Control Plan for inclusion in Ryde Development Control 2006 in accordance with the Environmental Planning and Assessment Act.
- (f) That Council refer a copy of the adopted Floodplain Management Study and Plan to the Department of Planning and Department of Environment, Climate Change and Water to seek their endorsement to the recommendations for the preparation of LEP and DCP controls, and to vary the provisions of the new flood planning guidelines on the basis of 'exceptional circumstances'.

ON BEING PUT TO THE MEETING THE AMENDMENT WAS DECLARED **CARRIED** THEREBY BECOMING THE MOTION.

**Record of Voting:**

For the Amendment: The Mayor, Councillor Butterworth, Councillors Pickering, Maggio, Campbell, Perram, Etmekdjian and Salvestro-Martin.

Against the Amendment: Councillors Tagg, Petch and Li.

ON BEING PUT TO THE MEETING THE MOTION WAS DECLARED **CARRIED**.

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Minutes of the Committee of the Whole No. 16/09, dated 3 November 2009.

**RESOLUTION:** (Moved by Councillors Campbell and Salvestro-Martin)

- (a) That the report of the Manager Catchments & Assets, dated 20/10/2009 on EASTWOOD & TERRY'S CREEK FLOODPLAIN RISK MANAGEMENT STUDY & PLAN - Adoption of Final Study Documents, be received and noted.
- (b) That Council adopts the Eastwood & Terry's Creek Flood Study and Floodplain Management Study and Plan and supporting model files as the basis for managing development and guiding flood mitigation works in the Eastwood and Terry's Creek stormwater catchments.
- (c) That Council endorses the planning approach outlined in the Floodplain Management Study, and the use of this approach in the interim as formal Council policy to guide development within the City of Ryde.
- (d) That flood management clauses be prepared and included in the city wide comprehensive LEP 2011 and existing flood management clauses within Ryde DLEP 2008 relating to Eastwood Town Centre be also reviewed in the preparation of the comprehensive plan.
- (e) That Council resolves to prepare and exhibit the Floodplain Management Development Control Plan for inclusion in Ryde Development Control 2006 in accordance with the Environmental Planning and Assessment Act.
- (f) That Council refer a copy of the adopted Floodplain Management Study and Plan to the Department of Planning and Department of Environment, Climate Change and Water to seek their endorsement to the recommendations for the preparation of LEP and DCP controls, and to vary the provisions of the new flood planning guidelines on the basis of 'exceptional circumstances'.

**Record of Voting:**

For the Motion: The Mayor, Councillor Butterworth, Councillors Pickering, Petch, Maggio, Campbell, Perram, Etmekdjian and Salvestro-Martin.

Against the Amendment: Councillors Tagg and Li.

**5 GRAFFITI MANAGEMENT CONTRACT 2009-2010 - COR-RFT-No. 09/09**

Note: Councillor Li left the meeting at 9.18pm and was not present for consideration of this Item.

**RESOLUTION:** (Moved by Councillors Maggio and Salvestro-Martin)

- (a) That the report of the Manager - Operations, dated 22/10/2009 on GRAFFITI

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Minutes of the Committee of the Whole No. 16/09, dated 3 November 2009.

MANAGEMENT CONTRACT 2009-2010 - COR-RFT-No. 09/09, be received and noted.

- (b) That the Graffiti Management Tender (COR-RFT No-09/09) be awarded Graffiti Clean Pty Ltd for a term of 12 months with an option to extend the contract for a further 12 months. The contract to be awarded for the all inclusive Graffiti Removal from Council property and up to 50 private properties for the monthly lump sum price of \$ 6,800.00.
- (c) That the unsuccessful tenderers be advised accordingly.

**Record of Voting:**

For the Motion: Unanimous

Note: Councillor Li returned to the meeting at 9.21pm.

**6 HERITAGE ADVISORY COMMITTEE - Minutes 04 / 09**

**RESOLUTION:** (Moved by Councillors Petch and Pickering)

That the report of the Heritage Officer, dated 26/10/2009 on HERITAGE ADVISORY COMMITTEE - Minutes 04/09, be received and noted.

**Record of Voting:**

For the Motion: Unanimous.

**CLOSED SESSION**

**MAYORAL MINUTE – STAFF MATTER**

**RESOLUTION:** (Moved by The Mayor, Councillor Butterworth and Councillor Petch)

That the Committee resolve into Closed Session to consider a Mayoral Minute on a confidential staff matter.

**Record of Voting:**

For the Motion: Unanimous

Note: The Committee closed the meeting at 9.24pm. The public and media left the room. All staff left the meeting with the exception of the Acting General Manager and Business Services Coordinator.

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Minutes of the Committee of the Whole No. 16/09, dated 3 November 2009.

**MAYORAL MINUTE – STAFF MATTER****1 RECRUITMENT OF GROUP MANGER, COMMUNITY LIFE****Confidential**

This item is classified CONFIDENTIAL under Section 10A(2)(a) of the Local Government Act, which permits the meeting to be closed to the public for business relating to personnel matters concerning particular individuals (other than Councillors).

**RESOLUTION:** (Moved by the Mayor, Councillor Butterworth and Councillor Petch)

That the Mayoral Minute, dated 3 November 2009 submitted to Council on 3 November 2009, and all actions contained therein, be adopted as resolutions of Council.

**Record of Voting:**

For the Motion: Unanimous.

**OPEN SESSION**

**RESOLUTION:** (Moved by Councillors Tagg and Petch)

That the Committee resolve itself into open Council.

**Record of Voting:**

For the Motion: Unanimous

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Note: Open Council resumed at 9.29pm.

On resuming business in Open Council, the Mayor and the Acting General Manager formally reported the business transacted in Closed Session.

**RESOLUTION:** (Moved by Councillors Tagg and Campbell)

That the Mayor and the Acting General Manager's report of the business transacted in Closed Session be received and adopted as a resolution of Council without any alteration or amendment thereto.

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Minutes of the Committee of the Whole No. 16/09, dated 3 November 2009.

**Record of Voting:**

For the Motion: Unanimous

The meeting closed at 9.29pm.

CONFIRMED THIS 17TH DAY OF NOVEMBER 2009.

Chairperson