

Council Meeting

MINUTES OF MEETING NO. 6/09

Meeting Date: Tuesday 28 April 2009
Location: Council Chambers, Level 6
Time: 7.30pm

Councillors Present: The Mayor, Councillor V J Tagg and Councillors M P Butterworth, A Etmekdjian, J Li, R Maggio, G O'Donnell, I J Petch, T W Perram, W Pickering, J Salvestro-Martin and S Yedelian OAM.

Apologies: An apology was received and accepted from Councillor Campbell

Leave of Absence: Councillor Etmekdjian requested and was granted leave of absence for the meetings of 05 May 2009.

Staff Present: General Manager, Group Manager – Community Life, Group Manager - Corporate Services, Group Manager – Environment & Planning, Group Manager - Public Works, Centre Manager - Ryde Aquatic Leisure Centre, Recreation Co-Ordinator, Manager Human Resources, Media & Community Relations Officer and Senior Administration Co-ordinator.

PRAYER

The Mayor, Councillor Tagg, offered prayer prior to the commencement of the meeting.

CONFIRMATION OF MINUTES

RESOLUTION: (Moved by Councillors Petch and Yedelian OAM):

That the Minutes of the Ordinary Meeting No. 4/09 held on 24 March 2009 and the Minutes of the Extraordinary Council Meeting No. 5/09 held on 21 April 2009 be confirmed.

Record of Voting:

For the Motion: Unanimous.

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DISCLOSURES OF INTEREST

The General Manager disclosed a pecuniary interest in the Mayoral Minute - of the General Manager's Report No. 06/09 - GENERAL MANAGER'S EMPLOYMENT CONTRACT as it directly relates to his contract of employment.

Council Yedelian OAM disclosed a non-pecuniary interest in Item 4 of the General Manager's Report No 06/09 – GLADESVILLE TOWN CENTRE – Public Domain Upgrade for the reason that he owns a property in the Gladesville Shopping Precinct.

The Mayor, Councillor Tagg disclosed a non-pecuniary interest in Item 8 – CHILD FOCUSED EVENTS of the General Manager's Report No 06/09, for the reason that he is the Chair of Ryde Hunters Hill Life Education.

Councillor Li disclosed a pecuniary interest in Item 10 – KOTARA PARK of the General Manager's Report No. 06/09, for the reason that his employer is acting for the potential licensee.

Councillor Li disclosed a pecuniary interest in Item 18 – ADVICE ON COURT ACTIONS of the General Manager's Report No. 06/09, for the reason that his employer is acting in one of the matters under consideration.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

No.	Name	Address	Topic
1	Mr Terry Wilson	On behalf of Ryde-Carlisle Swimming Club	Item 9 – Professional Squad Coaching Rights - RALC

MINUTES OF THE PUBLIC FACILITIES & SERVICES COMMITTEE NO. 04/09 – PART A – ITEMS TO BE DETERMINED BY COUNCIL**4 SPORTS GRANTS PROGRAM**

RESOLUTION: (Moved by Councillors Perram and Pickering):

That the matter be deferred to a Workshop in September 2009

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Butterworth, Etmekdjian, Li, Maggio, Perram, Petch, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillor O'Donnell

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8 BUSH REGENERATION PROJECTS

RESOLUTION: (Moved by Councillors Perram and Petch):

That the matter be referred to the Bushland and Environs Advisory Committee for comment, and submitted to the next Public Facilities & Services Committee.

Record of Voting:

For the Motion: Unanimous.

9 SPORTS COUNCIL – Minutes of Meeting 06 April 2009

RESOLUTION: (Moved by Councillors Perram and Petch):

That the Draft Minutes be referred back to the Sports Council for comment and submitted to the next available Public Facilities and Services Committee.

Record of Voting:

For the Motion: Unanimous.

10 RYDE TRAFFIC COMMITTEE – Minutes of Meeting held 19 March 2009

MOTION: (Moved by Councillors Perram and Petch)

- (a) That the report of the Manager Access, dated 15/04/09 on Ryde Traffic Committee – Minutes of Meeting held 19 March 2009 be received and adopted as resolutions of Council excluding items 1, 34 and 37, subject to the following:
- (b) That Min No 26 (2) Avon Road, North Ryde, Request for Extension of Resident Parking Scheme be amended to read as follows:
 - (i) That Council notes the information contained within the report
 - (ii) That all residential properties located in Avon Road, between Beatrice Street and Cam Street, North Ryde be included in the Zone 4 Resident Parking Scheme, one side only
 - (iii) That the Resident Parking Scheme time restrictions apply to one side of Avon Road, North Ryde
 - (iv) That the time restriction for the above Resident Parking Scheme be 2P, Monday to Friday 8.00am to 6.00pm
 - (v) That the residents be informed of Council's decision.
- (c) That Min No 31 (7) School Zones Application of Flashing Lights for School Zone – 40km/hr be referred again to the Traffic Committee

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- (d) That Part (c) of Min No 33 (9) Eastwood Town Centre, Drop-off and Pick-up Areas be endorsed.
- (e) That Min No 44 (20) Lachlan Avenue, Macquarie Park, Request for “No Stopping” signs include a grace period
- (f) That Min No 47 (23) Herring Road, Marsfield, Request for “No Stopping” signs include a grace period

AMENDMENT: (Moved by Councillors Li and Pickering)

- (a) That the report of the Manager Access, dated 15/04/09 on Ryde Traffic Committee – Minutes of Meeting held 19 March 2009 be received and adopted as resolutions of Council excluding items 1, 34 and 37, subject to the following:
 - (i) That Council notes the information contained within the report
 - (ii) That all residential properties located in Avon Road, between Beatrice Street and Cam Street, North Ryde be included in the Zone 4 Resident Parking Scheme, one side only
 - (iii) That the Resident Parking Scheme time restrictions apply to one side of Avon Road, North Ryde
 - (iv) That the time restriction for the above Resident Parking Scheme be 2P, Monday to Friday 8.00am to 6.00pm
 - (v) That the residents be informed of Council’s decision.
- (b) That Min No 26 (2) Avon Road, North Ryde, Request for Extension of Resident Parking Scheme be amended to read as follows:
 - (i) That Council notes the information contained within the report
 - (ii) That all residential properties located in Avon Road, between Beatrice Street and Cam Street, North Ryde be included in the Zone 4 Resident Parking Scheme, one side only
 - (iii) That the Resident Parking Scheme time restrictions apply to one side of Avon Road, North Ryde
 - (iv) That the time restriction for the above Resident Parking Scheme be 2P, Monday to Friday 8.00am to 6.00pm
 - (v) That the residents be informed of Council’s decision.
- (c) That Min No 31 (7) School Zones Application of Flashing Lights for School Zone – 40km/hr be referred again to the Traffic Committee
- (d) That Part (c) of Min No 33 (9) Eastwood Town Centre, Drop-off and Pick-up Areas be deleted.
- (e) That Min No 44 (20) Lachlan Avenue, Macquarie Park, Request for “No Stopping” signs include a grace period
- (f) That Min No 47 (23) Herring Road, Marsfield, Request for “No Stopping” signs include a grace period

Record of Voting:

For the Amendment: The Mayor, Councillor Tagg and Councillors Petch, Li, Pickering and Yedelian OAM

Against the Amendment: Councillors O'Donnell, Perram, Maggio, Etmekdjian, Salvestro-Martin and Butterworth

ON BEING PUT TO THE MEETING THE AMENDMENT WAS DECLARED LOST

A **FURTHER AMENDMENT** was moved by Councillors Pickering and Perram

- (a) That the report of the Manager Access, dated 15/04/09 on Ryde Traffic Committee – Minutes of Meeting held 19 March 2009 be received and adopted as resolutions of Council excluding items 1, 34 and 37, subject to the following:
- (b) That Min No 26 (2) Avon Road, North Ryde, Request for Extension of Resident Parking Scheme be amended to read as follows:
 - (i) That Council notes the information contained within the report
 - (ii) That all residential properties located in Avon Road, between Beatrice Street and Cam Street, North Ryde be included in the Zone 4 Resident Parking Scheme, one side only
 - (iii) That the Resident Parking Scheme time restrictions apply to one side of Avon Road, North Ryde
 - (iv) That the time restriction for the above Resident Parking Scheme be 2P, Monday to Friday 8.00am to 6.00pm
 - (v) That the residents be informed of Council's decision.
- (c) That Min No 31 (7) School Zones Application of Flashing Lights for School Zone – 40km/hr be referred again to the Traffic Committee
- (d) That Part (c) of Min No 33 (9) Eastwood Town Centre, Drop-off and Pick-up Areas be endorsed.
- (e) That Min No 44 (20) Lachlan Avenue, Macquarie Park, Request for “No Stopping” signs include a grace period
- (f) That Min No 47 (23) Herring Road, Marsfield, Request for “No Stopping” signs include a grace period
- (g) That Min No 54 (30) re request for Resident Parking Scheme covering Linsley Street, Ross Street and Coulter Street, Gladesville be referred back to Traffic Committee to discuss other options.

On being put to the meeting the **FURTHER AMENDMENT** in the names of Councillors Pickering and Perram was **CARRIED**

Record of Voting:

For the Motion: Unanimous.

RESOLUTION: (Moved by Councillors Pickering and Perram)

- (a) That the report of the Manager Access, dated 15/04/09 on Ryde Traffic Committee – Minutes of Meeting held 19 March 2009 be received and adopted as resolutions of Council excluding items 1, 34 and 37, subject to the following:
- (b) That Min No 26 (2) Avon Road, North Ryde, Request for Extension of Resident Parking Scheme be amended to read as follows:
 - (i) That Council notes the information contained within the report
 - (ii) That all residential properties located in Avon Road, between Beatrice Street and Cam Street, North Ryde be included in the Zone 4 Resident Parking Scheme, one side only
 - (iii) That the Resident Parking Scheme time restrictions apply to one side of Avon Road, North Ryde
 - (iv) That the time restriction for the above Resident Parking Scheme be 2P, Monday to Friday 8.00am to 6.00pm
 - (v) That the residents be informed of Council's decision.
- (c) That Min No 31 (7) School Zones Application of Flashing Lights for School Zone – 40km/hr be referred again to the Traffic Committee
- (d) That Part (c) of Min No 33 (9) Eastwood Town Centre, Drop-off and Pick-up Areas be endorsed.
- (e) That Min No 44 (20) Lachlan Avenue, Macquarie Park, Request for “No Stopping” signs include a grace period
- (f) That Min No 47 (23) Herring Road, Marsfield, Request for “No Stopping” signs include a grace period
- (g) That Min No 54 (30) re request for Resident Parking Scheme covering Linsley Street, Ross Street and Coulter Street, Gladesville be referred back to Traffic Committee to discuss other options.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg, and Councillors Butterworth, Etmekdjian, Maggio, O'Donnell, Perram, Petch, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillor Li

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11 VERGE PLANTING – RUTLEDGE STREET

RESOLUTION: (Moved by Councillors Perram and Petch):

- (a) That the report of the Manager – Parks dated 15/04/09 on Verge Planting – Rutledge Street, be received and noted.
- (b) That no change be made to the landscaping on the verge of Rutledge Street Eastwood outside residences 104 and 106.
- (c) That the owners of the two properties be advised of Council's decision
- (d) That the maintenance schedule for verge planting in Rutledge Street be reviewed in particular the operating procedures, to include maintenance of the verge in front of 104 and 106 Rutledge Street
- (e) That an opinion be sought from NSW Fire Brigade as to the fire risk in this area and report back to the Public Facilities & Services Committee.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Butterworth, Etmekdjian, Maggio, O'Donnell, Petch, Perram, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillor Li

MAYORAL MINUTES**GENERAL MANAGER'S EMPLOYMENT CONTRACT**

Note: The General Manager disclosed a pecuniary interest in this item, for the reason that it directly relates to his contract of employment.

RESOLUTION: (Moved by Councillors Petch and Salvestro-Martin)

That consideration of this matter be dealt with in Closed Session at the end of the meeting.

Record of Voting:

For the Motion: Unanimous.

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GENERAL MANAGER'S REPORTS**1 REGISTERS - Power of Attorney and Common Seal**

RECOMMENDATION: (Moved by Councillors Petch and Butterworth)

That the report of the Executive Assistant - General Manager, dated 23 April 2009 on REGISTERS - Power of Attorney and Common Seal, be received and noted.

Record of Voting:

For the Motion: Unanimous.

2 INVESTMENT REPORT - March 2009

RESOLUTION: (Moved by Councillors Petch and Salvestro-Martin):

That the report of the Chief Financial Officer, dated 21 April 2009 on INVESTMENT REPORT - March 2009, be received and noted.

Record of Voting:

For the Motion: Unanimous.

3 EASTWOOD PARK UPGRADES - Status Report

Note: A memo from Group Manager – Public Works, dated 27 April 2009, was circulated to Councillors and considered in conjunction with this item, and is ON FILE.

RESOLUTION: (Moved by Councillors Maggio and Li)

- (a) That the report of the Landscape Architect – Parks Assets, dated 17 April on the Eastwood Park Upgrades – Status Report be received and noted.
- (b) That the proposed scope of works as outlined in this report and in the attached concept plan, for Eastwood Park lower field and surrounds, be implemented and works commence in June 2009.

Record of Voting:

For the Motion: Unanimous.

4 GLADESVILLE TOWN CENTRE - Public Domain Upgrade

Note: Council Yedelian OAM disclosed a non-pecuniary interest in this item for the reason that he owns a property in the Gladesville Shopping Precinct.

RESOLUTION: (Moved by Councillors Petch and Pickering):

- (a) That the report of the Manager Operations dated 21 April 2009 on the Gladesville Town Centre – Public Domain Upgrade be received and noted.
- (b) That the finishes proposed in the report be adopted as the final finishes for the Gladesville Town Centre.
- (c) That the City of Ryde in collaboration with Hunters Hill Council proceed to undertake the detailed design of the north east corner of the intersection of Pittwater Road and Victoria Road (Hunters Hill Council) and that an estimate of cost will then be provided to Hunters Hill Council for their consideration.

Record of Voting:

For the Motion: Unanimous.

5 NORTH ROAD / THRELFALL STREET - Safety of Power Pole

RESOLUTION: (Moved by Councillors Salvestro-Martin and Pickering)

- (a) That the report of the Senior Engineer - Investigations, dated 15 April 2009 on NORTH ROAD / THRELFALL STREET - Safety of Power Pole, be received and noted.
- (b) That reflectorised hazard warning signage be erected around the power pole.

Record of Voting:

For the Motion: Unanimous.

6 46 JEANETTE STREET, EAST RYDE - Encroachments onto Public Land

RESOLUTION: (Moved by Councillors Petch and Pickering)

- (a) That the report of the Group Manager - Corporate Services, dated 14 April 2009 on 46 JEANETTE STREET, EAST RYDE - Encroachments onto Public Land, be received and noted.

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- (b) That Council endorse the revised date for the removal of the parking bay encroachment and restoration works to now be the 31 July 2009.
- (c) A further report on the status of these works be provided back to Council in September 2009 such a report to include information on the neighbouring properties.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Butterworth, Maggio, O'Donnell, Petch, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillors Perram, Li and Etmekdjian

7 COUNCIL EXPO

RESOLUTION: (Moved by Councillors Maggio and O'Donnell)

- (a) That the report of the Manager - Community Relations and Events, dated 6 April 2009 on COUNCIL EXPO, be received and noted.
- (b) That Council stage the Community Expo and Launch of the Ryde 2030 Community Plan on Saturday 16 May 2009 between 10.00am – 2.00pm at the Community Hall, Shepherd's Bay and Helene Park.

Record of Voting:

For the Motion: Unanimous.

8 CHILD FOCUSED EVENTS

Note: The Mayor, Councillor Tagg disclosed a non-pecuniary interest in this item for the reason that he is the Chair of Ryde Hunters Hill Life Education.

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

- (a) That the report of the Manager - Community Relations and Events and Manager – Community & Culture, dated 8 April 2009 on CHILD FOCUSED EVENTS, be received and noted.
- (b) That additional entertainment is provided for children at the Australia Day Family Concert and Fireworks.
- (c) That a minimum of three children/family focussed movie titles are selected for the 2010 Cinema in the Park series.

- (d) That Council produce an electronic Calendar of Events for children related activities.

Record of Voting:

For the Motion: Unanimous.

9 PROFESSIONAL SQUAD COACHING RIGHTS - Ryde Aquatic Leisure Centre

Report: A letter dated 28 April 2009, was circulated by Mr Wilson, Vice President of Ryde-Carlile Swimming Club, to all Councillors and was considered in conjunction with this item and is now ON FILE

RESOLUTION: (Moved by Councillors Maggio and Etmekdjian)

- (a) That the report of the Centre Manager, dated 13 April 2009 on PROFESSIONAL SQUAD COACHING RIGHTS - Ryde Aquatic Leisure Centre, be received and noted.
- (b) That the City of Ryde tender for the sole professional coaching rights at the Ryde Aquatic Leisure Centre and enter into an agreement with the successful tenderer for a 3 year period, with an option to renew for a further 2 year period, to allow unfettered access to lanes by the successful tenderer with consideration for the potential growth of the Ryde Aquatic Leisure Centre's Swim School Program.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Butterworth, Etmekdjian, Li, Maggio, O'Donnell, Petch, Perram, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillor Pickering

10 KOTARA PARK - Granting a Five (5) Year Licence Agreement to 3GIS Pty Ltd

Councillor Li disclosed a pecuniary interest in this item for the reason that his employer is acting for the potential licensee. Councillor Li left the Chamber taking no part in debate or voting on this matter.

RESOLUTION:(Moved by Councillors Pickering and Etmekdjian)

- (a) That the report of the Property Manager, dated 15 April 2009 on KOTARA

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PARK - Granting a Five (5) Year Licence Agreement to 3GIS Pty Ltd, be received and noted.

- (b) That the General Manager be authorised to enter into the agreement outlined in the confidential memorandum provided under separate cover and take whatever steps are necessary to implement the terms of such agreement.
- (c) That Council publicly notify the proposed licence agreement at Appendix A in accordance with the requirements of the *Local Government Act 1993*.
- (d) That a further report be submitted to Council after the notification period in paragraph (c) ends which provides Council with the opportunity to determine whether to formally enter into the licence agreement.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Etmekdjian, O'Donnell, Petch, Perram and Pickering

Against the Motion: Councillors Butterworth, Maggio, Salvestro-Martin, Yedelian OAM

Note: Councillor Li returned to the Chamber, the time being 10.05pm

11 MEADOWBANK PARK STORMWATER REUSE - Economic Evaluation

RESOLUTION: (Moved by Councillors Petch and Butterworth):

- (a) That the report of the Senior Civil Engineer, dated 15 April 2009 on MEADOWBANK PARK STORMWATER REUSE - Economic Evaluation, be received and noted.
- (b) That the Meadowbank Park Stormwater Reuse scheme be implemented.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Butterworth, Etmekdjian, Li, O'Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Maggio and Salvestro-Martin

12 PUTNEY TENNYSON BOWLING CLUB - Licence Agreement

RESOLUTION: (Moved by Councillors Petch and Maggio)

- (a) That the report of the Property Manager, dated 15 April 2009 on PUTNEY TENNYSON BOWLING CLUB - Licence Agreement, be received and noted.
- (b) That Council grant a licence to Putney Tennyson Bowling Club for the building and bowling greens located at Morrison Bay Park, for a period of five (5) years, commencing 1 April 2009, on the terms and conditions outlined in this report.
- (c) That Council delegate to the General Manager to approach all Clubs currently under a lease arrangement to consider converting to a licence arrangement

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Etmekdjian, Li, Maggio, O'Donnell, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth and Salvestro-Martin

13 LOCAL GOVERNMENT FILMING PROTOCOL - The Revised Filming Application Procedures and Fees & Charges

RESOLUTION: (Moved by Councillors Pickering and Maggio)

- (a) That the report of the Property Manager, dated 14 April 2009 on Local Government Filming Protocol – Revised filming application procedures & fees and charges, be received and noted.
- (b) That Council amend the current fees and charges adopted in the Management Plan 2008-2012 to reflect the maximum fees and charges outlined in the revised Filming Protocol to apply from 30 March 2009.
- (c) That the proposed fees and charges outlined in the draft Management Plan 2009-2013 be amended to reflect the maximum fees and charges outlined in the revised Filming Protocol.
- (d) That where a commercial filming application is deemed to be a “significant disruption”, the 2008/2009 Fees and Charges and the Draft 2009/2010 Fees and Charges be amended to include fees for these items on the basis that the fees will be determined on application and on an actual cost basis for the areas of security, additional site preparation, cleaning, waste management, access, power and water safety.

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- (e) That the Manager Buildings & Property and Property Manager be appointed as Council's Film Contact Officers.

Record of Voting:

For the Motion: Unanimous.

14 FAWCETT STREET - New Footpath Construction Survey

RESOLUTION: (Moved by Councillors Yedelian OAM and Maggio)

- (a) That the report of the Senior Engineer - Investigations, dated 15 April 2009 on FAWCETT STREET - New Footpath Construction Survey, be received and noted.
- (b) That Council approves Option 1 to Construct the footpath on the north side of Fawcett Street as previously resolved.

Record of Voting:

For the Motion: Unanimous.

15 COMPANION ANIMAL ADVISORY COMMITTEE - Minutes of Meeting held on 02 March 2009

RESOLUTION: (Moved by Councillors Butterworth and O'Donnell)

- (a) That the report of the Ranger Technical Support, dated 3 April 2009 on COMPANION ANIMAL ADVISORY COMMITTEE - Minutes of Meeting held on 02 March 2009, be received and noted.
- (b) The adopted terms of reference for the Companion Animal Advisory Committee be varied to allow an extraordinary meeting to be held on 1 June 2009.
- (c) That the Manager Parks be requested to review the hours of operation of the leash free area, at Meadowbank Park to consider extending the hours on weekdays and weekends and that a further report be provided to Council.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Butterworth, Etmekdjian, Li, Maggio, O'Donnell, Petch, Perram, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillor Pickering

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16 HERITAGE ADVISORY COMMITTEE - Minutes 01/09

RESOLUTION: (Moved by Councillors Petch and Yedelian OAM)

That the report of the Heritage Officer, dated 14/04/2009 on HERITAGE ADVISORY COMMITTEE - Minutes 01/09, be received and noted.

Record of Voting:

For the Motion: Unanimous.

17 ADVISORY COMMITTEE MINUTES: ACCESS - Meeting of 01 April 2009

RESOLUTION: (Moved by Councillors Butterworth and Maggio)

- (a) That the report of the Manager - Community and Culture, dated 16/04/2009 on ADVISORY COMMITTEE MINUTES: ACCESS - Meeting of 01 April 2009, be received and noted.
- (b) That the minutes of the Access Advisory Committee held on 1 April be received and noted

Record of Voting:

For the Motion: Unanimous.

18 ADVICE ON COURT ACTIONS

Councillor Li disclosed a pecuniary interest in Item 18 of the General Manager's Report No. 06/09, for the reason that his employer is acting in one of the matters under consideration.

RESOLUTION: (Moved by Councillors Petch and Maggio)

That consideration of this matter be dealt with in Closed Session at the end of the meeting.

Record of Voting:

For the Motion: Unanimous.

PRÉCIS OF CORRESPONDENCE FOR CONSIDERATION

There are no Précis of Correspondence for Consideration

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NOTICES OF MOTION**1 ACTIONS TO REDUCE JUNK MAIL - Councillor Campbell****RESOLUTION:** (Moved by Councillors Yedelian OAM and Li)

That due to the absence of Councillor Campbell, the matter be deferred to the Council meeting of 12 May 2009.

Record of Voting:

For the Motion: Unanimous.

2 REMOVAL OF CAMPHOR LAUREL TREE - Councillor Perram**Motion:** (Moved by Councillors Perram and Butterworth)

That the General Manager report to the Public Facilities and Services Committee regarding:

- a. the request by a resident to remove a camphor laurel tree from West Denistone Park
- b. a revision of the weed management plan for camphor laurel to remove any impediment created by that document to Council staff responding positively to a request from residents to remove a camphor laurel on Council-controlled land.

WITH THE CONCURRENCE OF THE MOVER THE MOTION WAS AMENDED AND IT WAS RESOLVED AS FOLLOWS:

1. That the General Manager report to the Public Facilities and Services Committee regarding:
 - (a) the request by a resident to remove a camphor laurel tree from West Denistone Park
 - (b) a revision of the weed management plan for camphor laurel to remove any impediment created by that document to Council staff responding positively to a request from residents to remove a camphor laurel on Council-controlled land.
 - (c) consideration by Council to adopt a replacement policy consisting of native trees.

Record of Voting:

For the Motion: Unanimous.

3 MARSFIELD AND MACQUARIE PARK CUL-DE-SAC PARKING – Councillor Li

Motion: (Moved by Councillor Li and Yedelian OAM)

- (a) That Council comprehensively reviews parking arrangements in all cul-de-sacs in Marsfield and Macquarie Park and, where appropriate, formalise front-to-rear parking by erecting signs, taking into account historical practices, safety issues and other relevant considerations. All rangers are to be informed of this review.
- (b) That Council writes to all persons who have received penalty notices issued after 24 March 2009 whilst parked at Trafalgar Place and invite them to seek a review of their fines. The letter is to refer to Council's decision on 24 March 2009 to approve 90 degree parking at the cul-de-sac at Trafalgar Place and to inform them of their right to seek a review of the fines by Ryde Council's adjudication panel.
- (c) That Council calls upon all rangers to show common sense in future enforcement of parking regulations.

WITH THE CONCURRENCE OF THE MOVER THE MOTION WAS AMENDED AND IT WAS **RESOLVED** AS FOLLOWS:

- (a) That Council comprehensively reviews parking arrangements in all cul-de-sacs in Marsfield and Macquarie Park and, where appropriate, formalise and consider practicalities of enabling front-to-kerb (at an angle or 90 degrees) and implications for emergency service and Council operational vehicles as well as any possible safety impacts by erecting signs, taking into account historical practices, safety issues, emergency vehicles, Council vehicles and other relevant considerations. All rangers are to be informed of this review.
- (b) That Council writes to all persons who have received penalty notices issued after 24 March 2009 whilst parked at Trafalgar Place and advise them of their right to seek a review of their fines by Ryde Council's adjudication panel. The letter is to refer to Council's decision on 24 March 2009 to approve 90 degree parking at the cul-de-sac at Trafalgar Place.
- (c) That Council undertakes an education and information campaign to complement the above actions.

Record of Voting:

For the Motion: Unanimous.

4 IMPROVED ENERGY EFFICIENCY - Councillor Petch

Motion: (Moved by Councillors Petch and Maggio)

That due to the fact that the existing inefficient forms of street lighting technology in Ryde contributes up to 5,400 tonnes of CO² greenhouse gases each year and there are opportunities to substantially reduce this contribution through the use of more energy efficient lighting, the General Manager investigate and submit a report on the options available to Council to promote improved energy efficiency and reduced greenhouse gas emissions from alternative more energy efficient street lighting technology, including LED luminaries for public lighting.

WITH THE CONCURRENCE OF THE MOVER THE MOTION WAS AMENDED AND IT WAS **RESOLVED** AS FOLLOWS:

That due to the fact that the existing inefficient forms of street lighting technology in Ryde contributes up to 5,400 tonnes of CO² greenhouse gases each year and there are opportunities to substantially reduce this contribution through the use of more energy efficient lighting, the General Manager investigate and submit a report on costings and options available to Council to promote improved energy efficiency and reduced greenhouse gas emissions from alternative more energy efficient street lighting technology, including LED luminaries for public lighting.

Record of Voting:

For the Motion: Unanimous.

5 ROYAL REHABILITATION CENTRE - Councillor Pickering

Motion: (Moved by Councillor Pickering and Yedelian OAM)

That the City of Ryde Council prepare a report on the heritage values of buildings and plantings (particularly Moorong, the staff quarters, stables, nurse quarters and Fig Trees) , at the Royal Rehabilitation Centre - Sydney, and undertake a proper assessment of the vegetation identified as Sydney Turpentine Ironbark Forest.

WITH THE CONCURRENCE OF THE MOVER THE MOTION WAS AMENDED AND IT WAS **RESOLVED** AS FOLLOWS:

That Council write to the Minister for Planning outlining Council's and the Heritage Advisory Committee's concerns on the heritage values of buildings

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and plantings (particularly Moorong, the staff quarters, stables, nurse quarters and Fig Trees), at the Royal Rehabilitation Centre - Sydney, and undertake a proper assessment of the vegetation identified as Sydney Turpentine Ironbark Forest, in addition to requesting the Minister to reconsider and rescind their consent for the development of this site.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Etmekdjian, Li, Maggio, Petch, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillors Butterworth, O'Donnell and Perram

6 CHANGES TO ROAD SIGNAGE AFFECTING PARKING - Councillor Li

Motion: (Moved by Councillor Li and Petch)

- (a) That Council staff ensures that as a matter of general procedure, at least 2 weeks prior to the erection of a new road sign or the changing of an existing road sign affecting parking, that all affected residents and/or businesses in the vicinity are notified in writing.
- (b) That this resolution be reflected in all future Traffic Committee recommendations involving new/changed road signs.

WITH THE CONCURRENCE OF THE MOVER THE MOTION WAS AMENDED AS FOLLOWS:

- (a) That Council staff ensures that as a matter of general procedure, it recommends to Traffic Committee in the report based on individual merits of the matter, that reasonable notice to the erection of or the changing of an existing parking road sign, be given to affected residents and/or businesses in the vicinity.
- (b) That this resolution be reflected in all future Traffic Committee recommendations involving new/changed road signs.

On being put to the meeting the MOTION was **LOST**

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Li, Petch, Pickering and Yedelian OAM

Against the Motion: Councillors Butterworth, Etmekdjian, O'Donnell, Maggio, Perram and Salvestro-Martin

EXTENSION OF TIME

RESOLUTION: (Moved by Councillors Yedelian OAM and Maggio)

That the meeting time be extended to allow Council to complete the business on the agenda, the time being 11.00pm.

Record of Voting:

For the Motion: Unanimous.

NOTICES OF RESCISSION

There are no Notices of Rescission

QUESTIONS BY COUNCILLORS AS PER POLICY

There are no Questions by Councillors as per Policy

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses were made to Council.

CONSIDERATION OF ANY BUSINESS IN CLOSED SESSION

Note: Discussion on the Mayoral Minute–General Manager’s Employment Contract and Item 18 – Advice on Court Actions of the General Manager’s Report were considered in Closed Session, to the exclusion of the press and public.

These matters are classified CONFIDENTIAL under section 10A(2) (a) and (g) of the Local Government Act, which permits the meeting to be closed to the public business relating to the following:

MAYORAL MINUTE – GENERAL MANAGER’S EMPLOYMENT CONTRACT

- (a) personnel matters concerning particular individuals (other than Councillors)

ITEM 18 - ADVICE ON COURT ACTIONS

- (g) advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

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This matter is classified confidential because it contains advice concerning legal matters that are:-

- (a) substantial issues relating to a matter to which the Council is involved.
- (b) clearly identified in the advice, and
- (c) fully discussed in that advice.

It is not in the public interest to reveal all details of this matter as it would prejudice Council's position in any court proceedings.

RESOLUTION: (Moved by Councillors Petch and Maggio)

That the Council resolve into Closed Session to consider the above matters.

Record of Voting:

For the Motion: Unanimous.

Note: The Council closed the meeting at 11.05pm. The public and media left the chamber. The General Manager, having disclosed a pecuniary interest in this item for the reason that it deals with his contract of employment, left the meeting.

All other staff except the Manager Human Resources left the meeting for this item.

Councillor Li left the Chamber at 11.05pm.

GENERAL MANAGER'S REPORT (CONTINUED)

18 ADVICE ON COURT ACTIONS

Councillor Li disclosed a pecuniary interest in Item 18 of the General Manager's Report No. 06/09, for the reason that his employer is acting in one of the matters under consideration.

RESOLUTION: (Moved by Councillors Petch and O'Donnell)

- (a) That the report of the General Counsel, dated 23 April 2009 on ADVICE ON COURT ACTIONS, be received and noted.

Record of Voting:

For the Motion: Unanimous.

Note: Councillor Li returned to the Chamber at 11.13pm.

MAYORAL MINUTE (CONTINUED)**GENERAL MANAGER'S EMPLOYMENT CONTRACT**

Note: The General Manager disclosed a pecuniary interest in this item, for the reason that it directly relates to his contract of employment.

RESOLUTION: (Moved by The Mayor, Councillor Tagg and Salvestro-Martin)

- (a) That the Mayoral Minute be received and noted.
- (b) That a Workshop be scheduled for Tuesday 05 May 2009 to further discuss this item.

Record of Voting:

For the Motion: Unanimous.

At the conclusion of this item, the General Manager and General Counsel returned to the meeting.

OPEN SESSION

RESOLUTION: (Moved by Councillors Butterworth and Petch)

That Council resolve itself into open Council.

Record of Voting:

For the Motion: Unanimous.

Note: Open Council resumed at 11.26pm.

On resuming business in Open Council, The Mayor (General Manager's Employment Contract) and the General Manager (Advice on Court Actions) formally reported the business transacted in Closed Session.

RESOLUTION: (Moved by Councillors Petch and Perram)

That the Mayor and the 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.

Record of Voting:

For the Motion: Unanimous.

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NATIONAL ANTHEM

The National Anthem was sung at the conclusion of the meeting.

The meeting closed at 11.30pm.

CONFIRMED THIS 12TH DAY OF MAY 2009

Chairperson