

Meeting Date: Tuesday 13 August 2013
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: 7.30pm

Councillors Present: Councillors Chung, Etmekdjian, Laxale, Li, Maggio, Pendleton, Perram, Pickering, Salvestro-Martin, Simon and Yedelian OAM.

Note: Councillor Salvestro-Martin left the meeting at 9.51pm and did not return. He was not present for consideration of Precis of Correspondence 3, 4, 5, 6 and 7, Notices of Motion 1, 2, 3, 4 and 5 and Item 10.

Apologies: Nil.

Leave of Absence: The Mayor, Councillor Petch.

Staff Present: Acting General Manager, Acting Group Manager – Community Life, Group Manager - Corporate Services, Group Manager – Environment & Planning, Acting Group Manager - Public Works, General Counsel, Manager – Communications and Media, Manager – Customer Service and Governance, Manager – Urban Planning, Section Manager – Governance, Coordinator Digital Communications and Meeting Support Coordinator.

CHAIRPERSON

As the Mayor, Councillor Petch was on a leave of absence, the Deputy Mayor, Councillor Li assumed the Chair.

PRAYER

Pastor Dr Keith Ng of the Evangel Bible Church, Putney was present and offered prayer prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

Councillor Chung disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 3 - Operation of the Dogs off Leash Area - Santa Rosa Park for the reason that he owns a dog that uses the off-leash area in Santa Rosa Park.

Councillor Maggio disclosed a Less than Significant Non-Pecuniary Interest in Item 2(2) - 260-274 Victoria Road, Gladesville – LDA2012/0360, for the reason that he is familiar with the objectors.

Councillor Maggio disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 1 - Options for Reinstating the Netball/Basketball Court at Parry Park Putney, for the reason that he is a resident of Putney, parent of a child at the School and on school committees.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following person addressed the Council:

Jennie Minifie	Item 6 – Ryde Heritage Advisory Committee Request Council Consider Options for Heritage Listing Ryde Civic Centre Site
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PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses were made to Council.

MAYORAL MINUTES

There were no Mayoral Minutes.

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Extraordinary Council Meeting held on 16 July 2013

RESOLUTION: (Moved by Councillors Pickering and Simon)

That the Minutes of the Extraordinary Council Meeting 14/13, held on 16 July 2013 be confirmed.

Record of Voting

For the Motion: Unanimous

2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 12/13 held on 6 August 2013

RESOLUTION: (Moved by Councillors Pendleton and Chung)

That Council determine Item 2 of the Planning and Environment Committee report, noting that Item 1 was dealt with by the Committee within its delegated powers.

Record of Voting

For the Motion: Unanimous

2 260-274 VICTORIA RD, GLADESVILLE. LOT 62 to LOT 67 DP 10598. Local Development Application for demolition and construction of a mixed use building containing 26 residential apartments and 3 retail tenancies. LDA2012/0360.

Note: Councillor Maggio disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is familiar with the objectors.

Note: A Memorandum from the Group Manager – Environment and Planning dated 12 August 2013 was tabled in relation to this Item and a copy is ON FILE.

Note: A series of submissions made by the objectors and the applicant were tabled in relation to this Item and a copy is ON FILE.

RESOLUTION (Moved by Councillors Salvestro-Martin and Maggio)

That Local Development Application No. 2012/0360 at 260 – 274 Victoria Road be referred for the Group Manager Environment and Planning to undertake mediation between the applicant and objectors, and the matter be reported back to Council.

Record of Voting:

For the Motion: Councillors Li, Chung, Etmekdjian, Laxale, Maggio, Perram, Pickering, Salvestro-Martin, Simon and Yedelian OAM

Against the Motion: Councillor Pendleton

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 11/13 held on 6 August 2013

RESOLUTION: (Moved by Councillors Perram and Laxale)

That Council determine Item 4 of the of the Works and Community Committee report, noting that Items 1, 2 and 3 were dealt with by the Committee within its delegated powers.

Record of Voting

For the Motion: Unanimous

4 WATERLOO ROAD UPGRADE - BYFIELD STREET TO COTTONWOOD CRESCENT

RESOLUTION: (Moved by Councillors Perram and Laxale)

- (a) That Council approve the transfer of \$174,000 from the Macquarie Park special levy to allow the completion of the public domain upgrade works PM12/40597 Waterloo Road (Byfield Street to Cottonwood Crescent).

- (b) That if Council approves the amendments to the budget, the changes be included immediately.

Record of Voting

For the Motion: Unanimous

4 INTERIM ACTION PLAN- How Council Can Address Risks Raised in the ICAC Hearing

RESOLUTION: (Moved by Councillors Pickering and Chung)

- (a) That Council endorse the program of short term initiatives that will further improve Council's Governance framework, including the amended timeframe for Phase 2 of the Community Strategic Plan Review;
- (b) That Council endorse the intent of the nominated changes to Policy and Procedure contained in this report, noting that any policy documents will be formally reported to Council for adoption in the coming months;
- (c) That Council request the Acting General Manager to schedule a briefing to workshop with Council the various models of IHAP, and their policy and procedural frameworks, with the preferred option to be reported back to Council;
- (d) That Council endorse the allocation of short term resourcing to these functions, as detailed in this report under financial implications, and request that expenditure on these initiatives are separately reported in the next Quarterly Review.

Record of Voting

For the Motion: Unanimous

5 AMENDMENT TO VOLUNTARY PLANNING AGREEMENT (VPA) POLICY

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That Council approves the amended Voluntary Planning Agreements Policy, issue 19/7/2013, and that the policy be published on Council's website.

Record of Voting

For the Motion: Unanimous

**6 RYDE HERITAGE ADVISORY COMMITTEE REQUEST COUNCIL
CONSIDER OPTIONS FOR HERITAGE LISTING RYDE CIVIC CENTRE SITE**

Note: Jennie Minifie addressed the meeting in relation to this Item.

MOTION: (Moved by Councillors Pendleton and Salvestro-Martin)

That Council refer this report to the next meeting of the Heritage Advisory Committee for its comment prior to being reported back to Council.

AMENDMENT (Moved by Councillors Chung and Pickering)

- (a) That Council receive and note the recommendations of the Ryde Heritage Advisory Committee.
- (b) That the Acting General Manager write to the Heritage Advisory Committee prior to their next meeting advising that the Ryde Civic Centre is not being demolished and that Council has allocated a substantial budget for its upgrade and maintenance.

Record of Voting:

For the Amendment: Councillors Chung, Etmekdjian, Maggio and Pickering

Against the Amendment: Councillors Li, Laxale, Pendleton, Perram, Salvestro-Martin, Simon and Yedelian OAM

**RECOMMITTAL OF ITEM 6 AMENDMENT - RYDE HERITAGE ADVISORY
COMMITTEE REQUEST COUNCIL CONSIDER OPTIONS FOR HERITAGE
LISTING RYDE CIVIC CENTRE SITE**

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That the Amendment for Item 6 be recommitted.

Record of Voting:

For the Motion: Councillors Li, Chung, Etmekdjian, Laxale, Maggio, Pendleton, Pickering, Salvestro-Martin, Simon and Yedelian OAM

Against the Motion: Councillor Perram

Note: the Amendment for Item 6 was then recommitted.

AMENDMENT (Moved by Councillors Chung and Pickering)

- (a) That Council receive and note the recommendations of the Ryde Heritage Advisory Committee.
- (b) That the Acting General Manager write to the Heritage Advisory Committee prior to their next meeting advising that the Ryde Civic Centre is not being demolished and that Council has allocated a substantial budget for its upgrade and maintenance.

On being put to the Meeting, the voting on the Amendment was five (5) votes For and six (6) votes Against. The Amendment was LOST. The Motion was then put and CARRIED.

Record of Voting:

For the Amendment: Councillors Chung, Etmekdjian, Maggio, Pickering and Yedelian OAM.

Against the Amendment: Councillors Li, Laxale, Pendleton, Perram, Salvestro-Martin and Simon

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

That Council refer this report to the next meeting of the Heritage Advisory Committee for its comment prior to being reported back to Council.

For the Motion: Councillors Li, Etmekdjian, Laxale, Pendleton, Perram, Salvestro-Martin and Simon

Against the Motion: Councillors Chung, Maggio, Pickering and Yedelian OAM

7 ADVISORY COMMITTEE - AUDIT AND RISK COMMITTEE MINUTES OF MEETING OF 6 MAY 2013

RESOLUTION: (Moved by Councillors Pendleton and Perram)

That Council endorse the attached Terms of Reference for its Audit and Risk Committee (**ATTACHMENT 1**).

Record of Voting:

For the Motion: Councillors Li, Chung, Etmekdjian, Laxale, Pendleton, Perram, Pickering, Salvestro-Martin and Simon

Against the Motion: Councillors Maggio and Yedelian OAM

8 ECONOMIC DEVELOPMENT ADVISORY COMMITTEE - TERMS OF REFERENCE

RESOLUTION: (Moved by Councillor Salvestro-Martin and Chung)

That Council confirms the **ATTACHED** draft Terms of Reference for the Economic Development Advisory Committee, noting the following minor changes:

- There are now four Chambers of Commerce following the amalgamation of Ryde and Macquarie Park Chambers.
- A reference to the inclusion of representatives of the Armenian Chamber of Commerce as a member of the Committee.

Record of Voting

For the Motion: Unanimous

9 EASTWOOD EVENTS AND PROMOTIONS COMMITTEE TERMS OF REFERENCE

Note: Councillors Salvestro-Martin left the meeting at 9.18pm and was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Pickering and Etmekdjian)

- (a) That Council endorse the **ATTACHED** draft Terms of Reference for Eastwood Events and Promotions Advisory Committee, noting there were no changes.
- (b) That Councillor Etmekdjian be included as a member of this Committee.

Record of Voting

For the Motion: Unanimous

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 DETERMINATION OF THE NORTH RYDE STATION PRECINCT- URBAN ACTIVATION PRECINCT (UAP)

Note: Councillor Salvestro-Martin was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Perram and Etmekdjian)

That the correspondence be received and noted.

Record of Voting

For the Motion: Unanimous

Note: Councillor Salvestro-Martin returned to the meeting at 9.27pm.

2 NORTH RYDE STATION PRECINCT - SUBMISSION

MOTION: (Moved by Councillors Yedelian OAM and Pickering)

- (a) That the correspondence be received and noted.
- (b) That the Acting General Manager determine the lawful means to terminate the contract with the appointed provider and proceed accordingly with the aim to minimise costs to Council.

AMENDMENT: (Moved by Councillors Laxale and Pendleton)

- (a) That the correspondence be received and noted.
- (b) That Council contact the Local Member, Mr Victor Dominello MP, to confirm his availability to attend a public meeting on the North Ryde Station Precinct and that his response be reported back to Council.
- (c) That there be a standing invitation to both the Premier and the Minister for Planning to attend any public meetings held in respect to any decision made on the North Ryde Station Precinct.

On being put to the Meeting, the voting on the Amendment was four (4) votes For and seven (7) votes Against. The Amendment was LOST. The Motion was then put and CARRIED.

Record of Voting:

For the Amendment: Councillors Laxale, Pendleton, Salvestro Martin and Simon

Against the Amendment: Councillors Li, Chung, Etmekdjian, Maggio, Perram, Pickering and Yedelian OAM

RESOLUTION: (Moved by Councillors Yedelian OAM and Pickering)

- (a) That the correspondence be received and noted.
- (b) That the Acting General Manager determine the lawful means to terminate the contract with the appointed provider and proceed accordingly with the aim to minimise costs to Council.

Record of Voting:

For the Motion: Councillors Li, Chung, Etmekdjian, Maggio, Perram, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillors Laxale, Pendleton and Simon

Note: Councillor Salvestro-Martin left the meeting at 9.51pm and did not return.

3 MACQUARIE PARK TASKFORCE - URBAN ACTIVATION PRECINCT PROCESS

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Pickering and Etmekdjian)

That the correspondence be received and noted.

Record of Voting

For the Motion: Unanimous

4 THE HON ANTHONY ROBERTS MP, NSW TAXI TRANSPORT SUBSIDY SCHEME

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Pickering and Yedelian OAM)

That the correspondence be received and noted.

Record of Voting

For the Motion: Unanimous

5 A TEN POINT PLAN FOR RESOURCING COMMUNITY PRIORITIES

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Simon and Pickering)

That the correspondence be received and noted.

Record of Voting

For the Motion: Unanimous

6 CLOSURE OF LOCAL FIRE STATIONS

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Pickering and Perram)

That the correspondence be received and noted.

Record of Voting

For the Motion: Unanimous

**7 NOTICE OF PLANNING ASSESSMENT COMMISSION MEETING -
CONCEPT PLAN FOR RESIDENTIAL DEVELOPMENT AT WHITESIDE
STREET AND DAVID AVENUE, NORTH RYDE**

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Laxale and Etmekdjian)

That the correspondence be received and noted.

Record of Voting

For the Motion: Unanimous

NOTICES OF MOTION

**1 OPTIONS FOR REINSTATING THE NETBALL/BASKETBALL COURT AT
PARRY PARK PUTNEY - Councillor Roy Maggio**

Note: Councillor Maggio disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a resident of Putney, parent of the School and on school committees.

Note: Councillor Maggio left the meeting at 9.58pm and was not present for consideration or voting on this Item.

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

MOTION: (Moved by Councillors Chung and Pickering)

That the Acting General Manager facilitate a meeting with the Putney Public School Principal and Parents of the school to discuss options for reinstating the netball/basketball court at Parry Park Putney and that Donnelly Park, Cudal Reserve Putney should also be investigated to allow recreational use for the students at Putney Public School and the Putney community. That this meeting be organised as soon as practicable and reported back to Council with all findings.

On being put to the Meeting, the voting on the Motion was four (4) votes For and five (5) votes Against. The Motion was LOST.

Record of Voting:

For the Motion: Councillors Chung, Etmekdjian, Pickering and Yedelian OAM

Against the Motion: Councillors Li, Laxale, Pendleton, Perram and Simon

Note: Councillor Maggio returned to the meeting at 10.22pm.

2 SUSPENDED COFFEE INITIATIVE IN THE CITY OF RYDE - Councillor Roy Maggio

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Maggio and Laxale)

That council acknowledge and Endorse the success of the Suspended Coffee Initiative in the City of Ryde and commend the local businesses, in particular the Pages Cafe West Ryde who were one of the first cafes to adopt the scheme, for this valuable community initiative to assist the disadvantaged and the less fortunate in our community.

- That the City of Ryde promote by encouraging the introduction of the scheme in cafes in the Local Government Area
- Negotiate with cafes to Sponsor the printing of materials to promote the scheme
- Notify local cafes within the City of Ryde about the suspended coffee scheme
- Promote the scheme with a comprehensive communication strategy utilising the Mayors Column, Councils website, Facebook, local News papers, business E newsletter and at all City of Ryde community events to inform residents of the Council supported charitable scheme
- Promote the scheme by collaborating with local community groups, chambers of commerce's, business forums, Macquarie, Top Ryde shopping centres and local organisations who assist the disadvantaged and the less fortunate in our community that they promote it to their membership.

Record of Voting

For the Motion: Unanimous

**3 OPERATION OF THE DOGS OFF LEASH AREA - SANTA ROSA PARK -
Councillor Denise Pendleton**

Note: Councillor Chung disclosed a Less than Significant Non-pecuniary Interest in this Item for the reason that he owns a dog that uses the off-leash area in Santa Rosa Park.

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Pendleton and Perram)

- (a) That the Acting General Manager make public all complaints and incidents that have occurred in respect of the operation of Dog off Leash areas.
- (b) That the previous report and resolution be made available to all Councillors in relation to this matter.

Record of Voting:

For the Motion: Councillors Li, Chung, Etmekdjian, Maggio, Pendleton, Perram, Pickering, Simon and Yedelian OAM

Against the Motion: Councillor Laxale

COMPLETION OF BUSINESS – EXTENSION OF TIME

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Maggio and Etmekdjian)

That the meeting time be extended to allow Council to complete all Items of business on the Agenda, including Items of business on the Agenda of the Adjourned Council Meeting of 23 July 2013, the time being 10.55pm.

Record of Voting

For the Motion: Unanimous

**4 COUNCILLOR WORKSHOP TO REFINE ALL PROPOSED AMENDMENTS
TO THE LEP 2013 - Councillor Denise Pendleton**

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Pendleton and Pickering)

That staff organise a briefing with interested Councillors to discuss all proposed amendments to the LEP 2013 prior to finalising a report of recommendations for consideration at a future Council Meeting.

Record of Voting:

For the Motion: Councillors Li, Chung, Etmekdjian, Laxale, Pendleton, Perram, Pickering, Simon and Yedelian OAM

Against the Motion: Councillor Maggio

5 VOLUME AND SPEED OF VEHICLES USING ALL THE RESIDENTIAL STREETS BOUNDED BY VICTORIA ROAD, BOWDEN STREET, CHURCH STREET AND CONSTITUTION ROAD - Councillor Jeff Salvestro-Martin

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That the Acting General Manager investigate and report on the volume and speed of vehicles using all the residential streets bounded by Victoria Road, Bowden Street, Church Street and Constitution Road as “through roads” and “rat runs” between these major roads.

Record of Voting

For the Motion: Unanimous

10 ADVICE ON COURT ACTIONS

Note: Councillor Salvestro-Martin was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Yedelian OAM and Pickering)

That the report of the General Counsel be received.

Record of Voting

For the Motion: Unanimous

NOTICES OF RESCISSION

There were no Notices of Rescission.

QUESTIONS BY COUNCILLORS AS PER POLICY

There were no Questions by Councillors as per Policy.

The meeting closed at 10.59pm.

CONFIRMED THIS 27TH DAY OF AUGUST 2013

Chairperson