

Meeting Date: Tuesday 25 July 2017
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 7.06pm

Councillors Present: The Mayor, Councillor Pickering and Councillors Laxale, Li, Maggio, Perram, Simon, Stott and Yedelian OAM.

Apologies: Councillors Pendleton and Salvestro-Martin

Note: Councillor Maggio left the meeting at 7.34pm and did not return. He was not present for consideration or voting on Items 4, 1, 2, 2(4), 3, 3(1), 3(2), 3(3), 3(4), 3(5), 5, Precis of Correspondence 1 and Confidential Items 6, 7 and 8.

Staff Present: Acting General Manager, Acting Director – Customer and Community Services, Acting Director – City Planning and Development, Acting Director – City Works and Infrastructure, General Counsel, Chief Financial Officer, Manager – Asset Systems, Acting Manger – Business Infrastructure, Senior Coordinator – Community Engagement, Temporary Digital Communications Coordinator, Senior Coordinator – Governance and Administration Officer – Councillor Support.

PRAYER

Pastor Lynton Taylor of the River City Church, Meadowbank was present and offered prayer prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

TABLING OF PETITIONS

Councillor Li tabled a petition signed by numerous residents objecting to the Planning Proposal for 2-6 Chatham Road, West Ryde.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following person then addressed the Council:-

Name	Topic
Penny Pedersen	NOTICE OF MOTION 1 – Twin Road Fire Station

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

RESOLUTION: (Moved by Councillors Yedelian OAM and Stott)

That the speaker who submitted a Request to Address Council on Items Listed on the Agenda after the midday deadline be allowed to address the meeting, the time being 7.17pm.

Record of Voting:

For the Motion: Unanimous

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following person then addressed the Council:-

Name	Topic
Melanie Marcellino	ITEM 4 – Acquisition of Private Land – Request from Adjoining Owner

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That the speaker who submitted a Request to Address Council on Items Not Listed on the Agenda after the midday deadline be allowed to address the meeting, the time being 7.21pm.

Record of Voting:

For the Motion: Unanimous

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Maurice Rodrigues	<ol style="list-style-type: none">1. Potholes on the corner turning into Winbourne Street East. Repairs last for about one week – this is dangerous.2. There are traffic control buffers placed on Winbourne Street in front of the school. Driving over 15km is dangerous. There is no florescent lighting at night and as such they cannot be seen.

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Yedelian OAM and Stott)

That Council now consider the following Items, the time being 7.24pm:-

- Notice of Motion 1 – Twin Road Fire Station.
- Item 4 – Acquisition of Private Land – Request from Adjoining Owner.

Record of the Voting:

For the Motion: Unanimous

NOTICE OF MOTION

1 TWIN ROAD FIRE STATION – Councillor Roy Maggio

Note: Penny Pedersen addressed the Meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That Council write to the Deputy Commissioner Fire & Rescue NSW – Jim Hamilton seeking the following:-

- (a) Confirmation that the Twin Road East Ryde site has been selected for the new relocated Ryde Fire Station.
- (b) That the General Manager facilitate a consultation with Fire & Rescue NSW, Ryde East Public School P&C, Macquarie Hospital, New Horizons Aged Care, Transport for NSW and any interested Councillors with a particular focus on traffic on Twin Road and the suitability of the site.
- (c) That the consultation should explore a partnership between the school and the Fire Station where students can be provided with organised visits to the station and Fire & Rescue NSW personnel can provide presentations at the school or other similar programs.

Record of the Voting:

For the Motion: Unanimous

COUNCIL REPORT

4 ACQUISITION OF PRIVATE LAND - REQUEST FROM ADJOINING OWNER

Note: Councillor Maggio left the meeting at 7.34pm and did not return. He was not present for consideration or voting on this Item.

Note: Melanie Marcellino addressed the Meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Laxale and Yedelian OAM)

- (a) That consideration of this matter be deferred to the next Council Meeting to be held on 22 August 2017.
- (b) That a Memorandum be circulated to all Councillors outlining further information prior to the Council Meeting in August 2017.

Record of the Voting:

For the Motion: Unanimous

ISSUES RAISED BY SPEAKER REGARDING WINBOURNE STREET

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by The Mayor, Councillor Pickering and Councillor Stott)

That Council contact the resident who spoke at the Council Meeting this evening, in relation to matters concerning Winbourne Street and provide a report back to Council on possible actions that could be taken to address these issues.

Record of the Voting:

For the Motion: Unanimous

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Council Meeting held on 27 June 2017

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Yedelian OAM and Stott)

That the Minutes of the Council Meeting 5/17, held on 27 June 2017 be confirmed.

Record of the Voting:

For the Motion: Unanimous

2 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 5/17 held on 18 July 2017

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Yedelian OAM)

That Council determine Item 4 of the Works and Community Committee report 5/17, held on 18 July 2017 noting that Items 1, 2, 3 and 5 were dealt with by the Committee within its delegated powers.

Record for the Voting:

For the Motion: Unanimous

4 SMALL GRANTS PROGRAM - ALLOCATION OF FUNDING JULY 2017

Note: Councillor Maggio was not present for consideration or voting on this Item.

Note: Councillor Li left the meeting at 7.42pm and was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Yedelian OAM)

(a) That Council endorse the allocation of The City of Ryde **Small Grants Category** as follows:

Organisation	Project Name	Amount
Ryde Hunters Hill Flora and Fauna Preservation Society	5 for Ryde	\$1,000

(b) That the successful Grant applicant be informed of the outcome of their application.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Li returned to the meeting at 7.44pm.

**3 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING
6/17 held on 18 July 2017**

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

That Council determine all Items 1, 2, 3, 4 and 5 of the Finance and Governance Committee Meeting 6/17, held on 18 July 2017 in accordance with the Finance and Governance Committee Terms of Reference.

Record for the Voting:

For the Motion: Unanimous

**1 CONFIRMATION OF MINUTES - Finance and Governance
Committee Meeting held on 20 June 2017**

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

That the Minutes of the Finance and Governance Committee 5/17, held on 20 June 2017, be confirmed.

Record of Voting:

For the Motion: Unanimous

2 INVESTMENT REPORT AS AT 30 JUNE 2017

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

That Council endorse the Investment Report as at 30 June 2017.

Record of the Voting:

For the Motion: Unanimous

3 REVIEW OF COUNCIL'S RESOURCE PLANS

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

- (a) That Council endorse the revised Draft Resource Strategy, Draft Asset Management Plan, Draft Workforce Plan, Draft Information and Communication Technology Plan and Draft Long Term Financial Plan, which are attached to this report; and
- (b) That Council thank the Chief Financial Officer for his thorough presentation on the review of Council's Resourcing Strategy and associated Resource Plans provided to the Finance and Governance Committee Meeting on 18 July 2017.

Record of the Voting:

For the Motion: Unanimous

4 LOCAL GOVERNMENT ELECTION 2017 - "ELECTORAL MATTER", USE OF COUNCIL RESOURCES, CARETAKER PROVISIONS AND MEETING SCHEDULE

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

- (a) That Council note and endorse the actions detailed in this report relating to the use of Council resources and the publishing of 'Electoral Matter' during the regulated period which commences on 31 July 2017;
- (b) That Council note the caretaker provisions as prescribed in the Local Government (General) Regulation 2005; and
- (c) That Council endorse 22 August 2017 as the last Council meeting prior to the 2017 Local Government Elections, noting that the caretaker provisions commence on 11 August 2017.

Record of the Voting:

For the Motion: Unanimous

5 ADVICE ON COURT ACTIONS

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

That the report of the General Counsel be received.

Record of the Voting:

For the Motion: Unanimous

4 ACQUISITION OF PRIVATE LAND - REQUEST FROM ADJOINING OWNER

Note: This matter was dealt with earlier in the meeting as detailed in these Minutes.

5 RESULTS OF INTERNAL INVESTIGATION INTO MATTERS RELATING TO COUNCILLOR AND COUNCILS STAFF'S KNOWLEDGE OF COUNCILLOR ETMEKDJIAN'S LEGAL AFFAIRS

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

That Council receive and note this report.

Record of the Voting:

For the Motion: Unanimous

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 PARRAMATTA RIVER CATCHMENT GROUP - 'GET THE SITE RIGHT' COMPLIANCE CAMPAIGN - MAY 2017

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Yedelian OAM and Laxale)

(a) That the correspondence be received and noted.

(b) That Council acknowledges the considerable efforts of Council's Compliance Officers, in participating in the 'Get the Site Right' campaign.

Record of the Voting:

For the Motion: Unanimous

NOTICE OF MOTION

1 TWIN ROAD FIRE STATION – Councillor Roy Maggio

Note: This matter was dealt with earlier in the meeting as detailed in these Minutes.

CLOSED SESSION

ITEM 6 - DEFERRED REPORT: PROPERTY MATTER

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

ITEM 7 – REQUEST FOR TENDER – TENDER – COR-RFT-14/16 –MORRISON BAY SEAWALL REMEDIAL WORKS

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, AND (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

ITEM 8 – ORGANISATION REVIEW – Minor Realignment to the City of Ryde Organisation Structure

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (a) personnel matters concerning particular individuals (other than councillors).

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Laxale)

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

Record of the Voting:

For the Motion: Unanimous

Note: The Council closed the meeting at 7.57pm. The public and media left the chamber.

CONFIDENTIAL COUNCIL REPORT

6 DEFERRED REPORT: PROPERTY MATTER

Note: Councillor Maggio was not present for consideration or voting on this Item.

Note: Councillor Yedelian OAM left the meeting at 7.59pm and was not present for consideration or voting on this Item.

RECOMMENDATION: (Moved by Councillors Laxale and Stott)

- (a) That Council notes that the private treaty negotiations to acquire the subject properties have been unsuccessful.
- (b) That, subject to the plan being made by the Department of Planning and Environment to make the amendments to the Ryde Local Environment Plan 2014, Council compulsorily acquire 86 Blenheim Road (LOT C DP 410408) and 12A-14 Epping Road, North Ryde (LOT D DP 410408 and LOT E DP 410408), with all mineral rights in line with the provisions of the Local Government Act 1993 for open space purposes, to expand Council's existing Blenheim Park.
- (c) That subject to part (b), that Council;
 - i. seek the Approval of the Minister for Local Government and the Governor, for the compulsory acquisition of 86 Blenheim Road and 12A-14 Epping Road, North Ryde (including approval to issue any notice or do anything for such purpose).
 - ii. authorise the General Manager to undertake relevant administrative requirements and execute relevant notices and an offer of compensation in accordance with the Land Acquisition (Just Terms Compensation) Act 1991.

- iii. publicly notify in accordance with Section 34(1) of the Local Government Act 1993, its proposal to resolve to classify the land described in recommendation (b) above as Community land in accordance with the provisions of Section 31(2) of the Local Government Act 1993.
 - iv. authorise the affixing of Council's Seal if required, to effect the acquisition of the subject properties.
- (d) That Council's final offer for the subject properties to remain open until the next Council Meeting.

Record of the Voting:

For the Motion: Unanimous

Note: Councillor Yedelian OAM returned to the meeting at 8.04pm.

LATE CONFIDENTIAL COUNCIL REPORTS

7 REQUEST FOR TENDER - TENDER - COR-RFT-14/16 - MORRISON BAY SEAWALL REMEDIAL WORKS

Note: Councillor Maggio was not present for consideration or voting on this Item.

RECOMMENDATION: (Moved by Councillors Stott and Perram)

- (a) That Council accept the tender from GPM Constructions Pty Ltd for "Morrison Bay Seawall Remedial Works – Separable Portion 1: Construction of the Morrison Bay Seawall" to the amount of \$1,072,596.00 (excl. GST) as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the Acting General Manager the authority to enter into a contract with GPM Constructions Pty Ltd for Separable Portion 1 on the terms contained within the tender.
- (c) That Council accept the tender from GPM Constructions Pty Ltd for "Morrison Bay Seawall Remedial Works – Supply and Delivery of Sandstone" to the amount of \$614,772.00 (excl. GST) as recommended in the Tender Evaluation Report.
- (d) That Council delegate to the Acting General Manager the authority to enter into a contract with GPM Constructions Pty Ltd for Separable Portion 2 on the terms contained within the tender.
- (e) That Council advise all the respondents of Council's decision.

Record of the Voting:

For the Motion: Unanimous

**8 ORGANISATION REVIEW – Minor Realignment to the City of Ryde
Organisation Structure**

Note: Councillor Maggio was not present for consideration or voting on this Item.

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

- (a) That Council determines, pursuant to Section 332 of the Local Government Act 1993, that Council's organisation structure be as recommended in this report, and as presented in Attachment 2, including those impacted positions within the organisation structure that are Senior Staff positions, namely the Acting Deputy General Manager/ Director Corporate and Organisational Support Services.
- (b) That the Acting General Manager implement the organisation structure consistent with the consultation undertaken with Council to date and pursuant to Sections 332, 337, 338 and 340 of the Local Government Act.
- (c) That following endorsement of the revised structure by Council, the Acting General Manager implement the refinements to the organisation structure, as detailed in this report, as soon as practicable, having regard to the consultation obligations required by the NSW Local Government (State) Award 2014.

Record of the Voting:

For the Motion: Unanimous

OPEN SESSION

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Simon)

That Council resolve itself into open Council.

Record of the Voting:

For the Motion: Unanimous

Note: Open Council resumed at 8.13pm.

Note: Councillor Maggio was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Stott and Simon)

That the recommendations of Items considered in Closed Session be received and adopted as resolutions of Council without any alteration or amendment thereto.

Record of the Voting:

For the Motion: Unanimous

NATIONAL ANTHEM

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

The meeting closed at 8.15pm.

CONFIRMED THIS 22ND DAY OF AUGUST 2017

Chairperson