

Meeting Date: Tuesday 28 February 2017
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 7.00pm

NOTICE OF BUSINESS

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4 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 1/17 held on 21 February 2017

Report prepared by: Senior Coordinator - Governance
File No.: CLM/17/1/2/2 - BP17/25

REPORT SUMMARY

Attached are the Minutes of the Works and Community Committee Meeting 1/17 held on 21 February 2017. The Minutes will be listed for confirmation at the next Works and Community Committee Meeting.

Items 1 and 2 were dealt with by the Committee within its delegated powers.

The following Committee recommendations for Items 3 and 4 are submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

3 GRANT FUNDING - ROADS AND MARITIME SERVICES - PEDESTRIAN INFRASTRUCTURE SAFETY AROUND SCHOOLS PROGRAM

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

RECOMMENDATION: (Moved by Councillors Stott and Perram)

- (a) That Council accepts the grant funding from RMS as follows:
 - i. \$100,000 for the 2016/2017 financial year, and
 - ii. \$350,000 for the 2017/2018 financial year.
- (b) That the funding received from the RMS be consolidated as an income and increased program expenditure budget at the next Quarterly Review within the Traffic and Transport Program.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY** as it is outside the Committee's delegations.

4 PROJECT STATUS REPORT JANUARY 2017

Note: Councillor Yedelian OAM arrived at the meeting at 5.13pm during discussion on this Item.

ITEM 4 (continued)

Note: A verbal presentation was provided to the Committee by Council's Project Manager and Team Leader – Landscape Architects regarding the Morrison Bay Seawall Project. Photographs and Plans were tabled by Council staff in relation to this Item and a copy is ON FILE.

RECOMMENDATION: (Moved by Councillors Laxale and Perram)

- (a) That Council receive and note the report.
- (b) That the Morrison Bay Seawall Project presentation which was presented to the Works and Community Committee as part of the Project Status Report be received and noted.
- (c) That arising from the Morrison Bay Seawall Project Presentation, the 2016/2017 Morrison Bay Seawalls Refurbishment Renewal Project scope of works be amended as discussed in option 2.
- (d) That Council's 2017-2021 Draft Delivery Plan Morrison Bay Park Seawalls Refurbishment Renewal Program and budget be amended accordingly to reflect the new scope of works.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY** as substantive changes were made to the published recommendation.

ATTACHMENTS

- 1 Minutes – Works and Community Committee Meeting – 21 February 2017

ITEM 4 (continued)

ATTACHMENT 1

**Works and Community Committee
MINUTES OF MEETING NO. 1/17**

Meeting Date: Tuesday 21 February 2017

Location: Council Chambers, Level 1A, 1 Pope Street, Ryde

Time: 5.00pm

Councillors Present: Councillors Maggio (Chairperson), Laxale, Li, Perram, Stott and Yedelian OAM.

Apologies: Councillor Etmekdjian.

Leave of Absence: Councillor Pendleton.

Absent: Councillor Simon.

Note: Councillor Yedelian OAM arrived at the meeting at 5.13pm during discussion on Item 4. He was not present for consideration or voting on Items 1, 2 and 3.

Staff Present: Acting General Manager, Acting Director – Customer and Community Services, Acting Director – Corporate and Organisational Support Services, Acting Director – City Planning and Development, Director – City Works and Infrastructure, Manager – Operations, Manager – Asset Systems, Manager – Project Development, Acting Manager – City Planning, Senior Coordinator – Infrastructure Programs, Senior Coordinator – Parks and Recreation, Senior Coordinator – Civic Assets, Senior Coordinator – Stormwater and Catchment, Acting Senior Coordinator – Program Delivery, Commissioning Coordinator, Team Leader – Traffic Services, Team Leader – Landscape Architects, Project Manager, Stormwater Engineer, Open Space Planning Coordinator, Roads Safety Officer and Project Manager, Senior Coordinator – Governance and Administration Officer – Councillor Support.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Meeting held on 13 December 2016

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

RESOLUTION: (Moved by Councillors Perram and Stott)

That the Minutes of the Works and Community Committee 10/16, held on 13 December 2016, be confirmed.

ITEM 4 (continued)

ATTACHMENT 1

Record of the Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

2 PLAYGROUND RENEWAL AND UPGRADE CLUSTER 2016/17 - Lynelle Park and Nunook Reserve Playgrounds

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

RESOLUTION: (Moved by Councillors Perram and Stott)

- (a) That Council endorse Option A as outlined in this report.
- (b) That Council write to participants in the consultation thanking them for their submissions and notifying them of this resolution.

Record of the Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

3 GRANT FUNDING - ROADS AND MARITIME SERVICES - PEDESTRIAN INFRASTRUCTURE SAFETY AROUND SCHOOLS PROGRAM

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

RECOMMENDATION: (Moved by Councillors Stott and Perram)

- (a) That Council accepts the grant funding from RMS as follows:
 - i. \$100,000 for the 2016/2017 financial year, and
 - ii. \$350,000 for the 2017/2018 financial year.
- (b) That the funding received from the RMS be consolidated as an income and increased program expenditure budget at the next Quarterly Review within the Traffic and Transport Program.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY** as it is outside the Committee's delegations.

ITEM 4 (continued)

ATTACHMENT 1

4 PROJECT STATUS REPORT JANUARY 2017

Note: Councillor Yedelian OAM arrived at the meeting at 5.13pm during discussion on this Item.

Note: A verbal presentation was provided to the Committee by Council's Project Manager and Team Leader – Landscape Architects regarding the Morrison Bay Seawall Project. Photographs and Plans were tabled by Council staff in relation to this Item and a copy is ON FILE.

RECOMMENDATION: (Moved by Councillors Laxale and Perram)

- (a) That Council receive and note the report.
- (b) That the Morrison Bay Seawall Project presentation which was presented to the Works and Community Committee as part of the Project Status Report be received and noted.
- (c) That arising from the Morrison Bay Seawall Project Presentation, the 2016/2017 Morrison Bay Seawalls Refurbishment Renewal Project scope of works be amended as discussed in option 2.
- (d) That Council's 2017-2021 Draft Delivery Plan Morrison Bay Park Seawalls Refurbishment Renewal Program and budget be amended accordingly to reflect the new scope of works.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY** as substantive changes were made to the published recommendation.

The meeting closed at 5.40pm.

CONFIRMED THIS 21ST DAY OF MARCH 2017.

Chairperson

5 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 1/17 held on 21 February 2017

Report prepared by: Senior Coordinator - Governance
File No.: CLM/17/1/5/2 - BP17/26

REPORT SUMMARY

Attached are the Minutes of the Finance and Governance Committee Meeting 1/17 held on 21 February 2017. The Minutes will be listed for confirmation at the next Finance and Governance Committee Meeting.

The following Committee recommendations for Items 1, 2, 3, 4, 5, 6, 7 and 8 are submitted to Council for determination in accordance with the delegations set out in the Code of Meeting Practice relating to Charters, functions and powers of Committees:

1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 13 December 2016

RECOMMENDATION: (Moved by Councillors Stott and Councillor Yedelian OAM)

That the Minutes of the Finance and Governance Committee 10/16, held on 13 December 2016, be confirmed.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

2 INVESTMENT REPORT - December 2016

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

That Council endorse the Investment Report – December 2016.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 5 (continued)

3 INVESTMENT REPORT - January 2017

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

That Council endorse the Investment Report – January 2017.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

4 DECEMBER QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2016-2020 AND 2016/2017 OPERATIONAL PLAN

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

- (a) That the report of the Acting Chief Financial Officer dated 31 December 2016 on the December Quarterly Review Report - Four Year Delivery Plan 2016-2020 and One Year Operational Plan 2016/2017, *Quarter Two, October – December 2016* be received and endorsed.
- (b) That the proposed budget adjustments included in this report resulting in a net increase of \$0.37 million to Council's Working Capital for a projected balance as at 30 June 2017 of \$4.45 million, be endorsed and included in the 2016/2017 Budget.
- (c) That the proposed transfers to and from Reserves as detailed in the report, and included as budget adjustments, totalling a net increase in Transfers to Reserves of \$10.54 million be noted and endorsed.
- (d) That the Certificate of the Responsible Accounting Officer dated 27 January 2017 be endorsed.
- (e) That the Projects recommended for cancellation, deferral, being placed on hold or proposed to be carried over as detailed in the Report be noted and endorsed.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 5 (continued)

5 STRENGTHENING RYDE PROGRAM - CITY OF RYDE DRAFT PROPERTY STRATEGY 2016

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

- (a) That Council endorses the draft Property Strategy, including endorsement of the properties listed as Priorities 1 and 2; and
- (b) That the strategic Action Plan contained with the draft Property Strategy be noted and that a further update on the Action Plan be provided to the Finance and Governance Committee in May, 2017.

Record of the Voting:

For the Motion: Councillors Maggio, Perram, Stott and Yedelian OAM

Against the Motion: Councillor Laxale

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

6 REQUEST FOR TENDER - COR-RFT-16/16 CONSTRUCTION OF A FOOTBRIDGE AT BURNETT WALK, DARVALL PARK, EASTWOOD

RECOMMENDATION: (Moved by Councillors Perram and Yedelian OAM)

- (a) That Council accept the tender from Steelworks Engineering Pty Ltd for the construction of a footbridge to the amount of \$144,325.54 (excluding GST) as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Steelworks Engineering Pty Ltd on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council advise all the respondents of Council's decision.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 5 (continued)

**7 REQUEST FOR TENDER - COR-RFT-17/16 PROGRESS AVENUE
CULVERT, EASTWOOD: STAGE 2 REPAIRS**

RECOMMENDATION: (Moved by Councillors Perram and Stott)

- (a) That Council accept the tender from Freyssinet Australia Pty Ltd for the Stage 2 remedial works to the amount of \$364,516.00 excluding GST as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Freyssinet Australia Pty Ltd on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council advise all the respondents of Council's decision.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

8 ADVICE ON COURT ACTIONS

RECOMMENDATION: (Moved by Councillors Perram and Stott)

That the report of the General Counsel be received.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ATTACHMENTS

- 1** Minutes – Finance and Governance Committee Meeting – 21 February 2017

ITEM 5 (continued)

ATTACHMENT 1

**Finance and Governance Committee
MINUTES OF MEETING NO. 1/17**

Meeting Date: Tuesday 21 February 2017
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 6.00pm

Councillors Present: Councillors Maggio (Chairperson), Laxale, Perram, Stott and Yedelian OAM.

Apologies: Councillor Etmekdjian.

Leave of Absence: Councillor Pendleton.

Absent: Councillor Simon.

Note: In the absence of Councillor Etmekdjian the Deputy Chairperson – Councillor Maggio chaired the meeting.

Staff Present: Acting General Manager, Acting Director – Customer and Community Services, Acting Director – Corporate and Organisational Support Services, Acting Director – City Planning and Development, Director – City Works and Infrastructure, Acting Manager – City Planning, General Counsel, Acting Chief Financial Officer, Manager – Business Infrastructure, Manager – Project Development, Manager – Asset Systems, Senior Coordinator – Property and Development, Acting Senior Coordinator – Program Delivery, Project Manager, Senior Coordinator – Governance and Administration Officer – Councillor Support.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

**1 CONFIRMATION OF MINUTES - Finance and Governance Committee
Meeting held on 13 December 2016**

RECOMMENDATION: (Moved by Councillors Stott and Councillor Yedelian OAM)

That the Minutes of the Finance and Governance Committee 10/16, held on 13 December 2016, be confirmed.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 5 (continued)

ATTACHMENT 1

2 INVESTMENT REPORT - December 2016

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

That Council endorse the Investment Report – December 2016.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

3 INVESTMENT REPORT - January 2017

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

That Council endorse the Investment Report – January 2017.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

4 DECEMBER QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2016-2020 AND 2016/2017 OPERATIONAL PLAN

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

- (a) That the report of the Acting Chief Financial Officer dated 31 December 2016 on the December Quarterly Review Report - Four Year Delivery Plan 2016-2020 and One Year Operational Plan 2016/2017, *Quarter Two, October – December 2016* be received and endorsed.
- (b) That the proposed budget adjustments included in this report resulting in a net increase of \$0.37 million to Council's Working Capital for a projected balance as at 30 June 2017 of \$4.45 million, be endorsed and included in the 2016/2017 Budget.
- (c) That the proposed transfers to and from Reserves as detailed in the report, and included as budget adjustments, totalling a net increase in Transfers to Reserves of \$10.54 million be noted and endorsed.

ITEM 5 (continued)

ATTACHMENT 1

- (d) That the Certificate of the Responsible Accounting Officer dated 27 January 2017 be endorsed.
- (e) That the Projects recommended for cancellation, deferral, being placed on hold or proposed to be carried over as detailed in the Report be noted and endorsed.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

CLOSED SESSION

**ITEM 5 - STRENGTHENING RYDE PROGRAM - CITY OF RYDE DRAFT
PROPERTY STRATEGY 2016**

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 6 – REQUEST FOR TENDER - COR-RFT-16/16 CONSTRUCTION OF A
FOOTBRIDGE AT BURNETT WALK, DARVALL PARK, EASTWOOD**

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; AND (d) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council.

ITEM 5 (continued)

ATTACHMENT 1

**ITEM 7 – REQUEST FOR TENDER - COR-RFT-17/16 PROGRESS AVENUE
CULVERT, EASTWOOD: STAGE 2 REPAIRS**

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) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council.

ITEM 8 - ADVICE ON COURT ACTIONS

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: (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.

RESOLUTION: (Moved by Councillors Laxale and Stott)

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

Record of the Voting:

For the Motion: Unanimous

Note: The Committee closed the meeting at 6.03pm. The public and media left the chamber.

5 STRENGTHENING RYDE PROGRAM - CITY OF RYDE DRAFT PROPERTY STRATEGY 2016

RECOMMENDATION: (Moved by Councillors Stott and Yedelian OAM)

- (a) That Council endorses the draft Property Strategy, including endorsement of the properties listed as Priorities 1 and 2; and
- (b) That the strategic Action Plan contained within the draft Property Strategy be noted and that a further update on the Action Plan be provided to the Finance and Governance Committee in May, 2017.

ITEM 5 (continued)

ATTACHMENT 1

Record of the Voting:

For the Motion: Councillors Maggio, Perram, Stott and Yedelian OAM

Against the Motion: Councillor Laxale

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

6 REQUEST FOR TENDER - COR-RFT-16/16 CONSTRUCTION OF A FOOTBRIDGE AT BURNETT WALK, DARVALL PARK, EASTWOOD

RECOMMENDATION: (Moved by Councillors Perram and Yedelian OAM)

- (a) That Council accept the tender from Steelworks Engineering Pty Ltd for the construction of a footbridge to the amount of \$144,325.54 (excluding GST) as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Steelworks Engineering Pty Ltd on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council advise all the respondents of Council's decision.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

7 REQUEST FOR TENDER - COR-RFT-17/16 PROGRESS AVENUE CULVERT, EASTWOOD: STAGE 2 REPAIRS

RECOMMENDATION: (Moved by Councillors Perram and Stott)

- (a) That Council accept the tender from Freyssinet Australia Pty Ltd for the Stage 2 remedial works to the amount of \$364,516.00 excluding GST as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Freyssinet Australia Pty Ltd on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.

ITEM 5 (continued)

ATTACHMENT 1

(c) That Council advise all the respondents of Council's decision.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

8 ADVICE ON COURT ACTIONS

RECOMMENDATION: (Moved by Councillors Perram and Stott)

That the report of the General Counsel be received.

Record of the Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 FEBRUARY 2017** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

OPEN SESSION

RESOLUTION: (Moved by Councillors Stott and Perram)

That the Committee resolve itself into open Council.

Record of the Voting:

For the Motion: Unanimous

Note: Open Council resumed at 6.38pm.

The meeting closed at 6.38pm.

CONFIRMED THIS 21ST DAY OF MARCH 2017.

Chairperson