

Council Meeting

MINUTES OF MEETING NO. 7/11

Meeting Date: Tuesday 24 May 2011
Location: Council Chambers, Level 6
Time: 7.30pm

Councillors Present: Councillor Petch (Chairperson) and Councillors Butterworth, Campbell, Li, O'Donnell and Tagg.

Apologies: The Mayor, Councillor Etmekdjian and Councillors Maggio, Perram, Pickering, Salvestro-Martin and Yedelian OAM.

Staff Present: General Manager, Group Manager – Community Life, Group Manager - Corporate Services, Acting Group Manager – Environment and Planning, Group Manager - Public Works and Manager – Governance.

Chair: In the absence of The Mayor, Councillor Etmekdjian, Councillor Petch (Deputy Mayor) assumed the Chair.

PRAYER

Pastor Steve Cooper of the Eastwood Baptist Church was present and offered prayer prior to the commencement of the meeting.

ADJOURNMENT

In accordance with Clause 2.5.1 of the Code of Meeting Practice, Councillor Petch (Chairperson) adjourned the Council Meeting as a quorum was not present, the time being 7.35pm. The Council Meeting was adjourned to:

Tuesday, 24 May 2011, 8.00pm in the Council Chambers, Level 6 of the Civic Centre, 1 Devlin Street, Ryde.

The following Councillors were present: Councillors Petch, Butterworth, Campbell, Li, O'Donnell and Tagg.

Apologies had been received from: The Mayor, Councillor Etmekdjian and Councillors Maggio, Perram, Pickering, Salvestro-Martin and Yedelian OAM.

FURTHER ADJOURNMENT

In accordance with Clause 2.5.1 of the Code of Meeting Practice, Councillor Petch (Chairperson) adjourned the Council Meeting as a quorum was not present, the time being 8.00pm. The Council Meeting was adjourned to:

Tuesday, 7 June 2011 at 7.30pm in the Council Chambers, Level 6 of the Civic Centre, 1 Devlin Street, Ryde.

The following Councillors were present: Councillors Petch, Butterworth, Campbell, Li, O'Donnell and Tagg.

Apologies had been received from: The Mayor, Councillor Etmekdjian and Councillors Maggio, Perram, Pickering, Salvestro-Martin and Yedelian OAM.

MEETING RECONVENED

The Meeting reconvened at 7.30pm on Tuesday, 7 June 2011 in the Council Chambers, Level 6 of the Civic Centre, 1 Devlin Street, Ryde.

The following Councillors were present:

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

No apologies had been received.

Chair: The Mayor, Councillor Etmekdjian assumed the Chair.

Staff Present: General Manager, Group Manager – Community Life, Group Manager – Corporate Services, Group Manager – Environment and Planning, Group Manager – Public Works, Chief Financial Officer, Manager – Assessment, Manager – Governance, Team Leader – Major Development, Consultant Town Planner, Media & Community Relations Officer and Meeting Support Coordinator.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

No.	Name	Topic
1	Mr Douglas Sun	Notice of Motion 3 – BOARDING HOUSES / SOCIAL HOUSING
2	Mr Alan Patrick	Notice of Rescission 1 – 76 EPPING ROAD, NORTH RYDE. LDA2010/0112
3	Mr Mike Hilder	Notice of Rescission 1 – 76 EPPING ROAD, NORTH RYDE. LDA2010/0112

SUSPENSION OF STANDING ORDERS

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That Standing Orders be suspended to allow consideration of a Matter of Urgency relating to Cudal Reserve, Putney, the time being 7.45pm.

Record of Voting:

For the Motion: Unanimous

MATTER OF URGENCY – CUDAL RESERVE, PUTNEY

Note: A letter dated 7 June 2011 from The Hon. Brad Hazzard MP, Minister for Planning and Infrastructure was tabled in relation to this matter and a copy is ON FILE.

MOTION: (Moved by Councillors Maggio and Yedelian OAM)

That Council write to the Minister of Planning and Infrastructure Brad Hazzard, Minister for Services Katrina Hodgkinson and the Minister / Member for Lane Cove Anthony Roberts immediately to reconsider the determination of the Crown Development Application of Cudal Reserve, Putney made by the former Planning Minister.

- that the Minister responsible for Sydney Water **not** activate the consent of the application;
- that Council refuse the request from the Director General to subdivide Cudal Reserve, Putney;
- that the recommendations made by the JRPP to refuse the DA for the subdivision of Cudal Reserve, Putney on 3 November be enforced;
- that the recommendations made by the JRPP to retain the land (Cudal Reserve, Putney) as community use on 3 November be enforced;
- that the Minister responsible for Sydney Water make a commitment to not subdivide Cudal Reserve, Putney;
- that the Minister responsible for Sydney Water make a commitment to transfer the land to the City of Ryde as an open space reserve for the benefit of the residents in the City of Ryde.

AMENDMENT: (Moved by Councillors Petch and Tagg)

That Council write to The Hon. Brad Hazzard MP, Minister for Planning and Infrastructure stating that:

1. Council wishes to thank The Hon. Brad Hazzard MP, Minister for Planning and Infrastructure and the Member for Lane Cove, Anthony Roberts for their urgent attention to this matter;
2. Council does not support the subdivision; and
3. Council supports Cudal Reserve remaining as public open space.

Record of Voting:

For the Amendment: Councillors Butterworth, Campbell, Li, Maggio, O'Donnell, Perram, Petch, Pickering, Salvestro-Martin, Tagg and Yedelian OAM.

Against the Amendment: The Mayor, Councillor Etmekdjian

RECOMMITTAL OF ITEM

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

That the Amendment in relation the Matter of Urgency – Cudal Reserve, Putney be recommitted.

Record of Voting:

For the Motion: Unanimous

AMENDMENT: (Moved by Councillors Petch and Tagg)

That Council write to The Hon. Brad Hazzard MP, Minister for Planning and Infrastructure stating that:

1. Council wishes to thank The Hon. Brad Hazzard MP, Minister for Planning and Infrastructure and the Member for Lane Cove, Anthony Roberts for their urgent attention to this matter;
2. Council does not support the subdivision; and
3. Council supports Cudal Reserve remaining as public open space.

The Amendment was put and **CARRIED**, thereby becoming the Motion.

Record of Voting:

For the Amendment: Unanimous

RESOLUTION: (Moved by Councillors Petch and Tagg)

That Council write to The Hon. Brad Hazzard MP, Minister for Planning and Infrastructure stating that:

1. Council wishes to thank The Hon. Brad Hazzard MP, Minister for Planning and Infrastructure and the Member for Lane Cove, Anthony Roberts for their urgent attention to this matter;
2. Council does not support the subdivision; and
3. Council supports Cudal Reserve remaining as public open space.

Record of Voting:

For the Motion: Unanimous

RESUMPTION OF STANDING ORDERS

RESOLUTION: (Moved by Councillors Petch and Tagg)

That Standing Orders be resumed, the time being 8.06pm.

Record of Voting:

For the Motion: Unanimous

MAYORAL MINUTES**MM04/11 “LOCAL GOVERNMENT – DESTINATION 2036”**

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

That Council note that the Mayor will be attending the workshop – “Local Government – Destination 2036” to be held at Dubbo on 17 and 18 August 2011.

Record of Voting:

For the Motion: Unanimous

MM05/11 MAYORS FOR PEACE

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

That Council endorse the Mayor's signing of the registration form which pledges Council's support for the abolition of nuclear weapons and a desire to join the Mayors for Peace network.

Record of Voting:

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

Against the Motion: Councillor Pickering

COUNCIL REPORTS**1 CONFIRMATION OF MINUTES - Council Meeting held on 10 May 2011**

RESOLUTION: (Moved by Councillors Yedelian OAM and Petch)

That the Minutes of the Council Meeting 6/11, held on Tuesday 10 May 2011, be confirmed.

Record of Voting:

For the Motion: Unanimous

2 REPORT OF PLANNING AND ENVIRONMENT COMMITTEE - Meeting 6/11 held on 17 May 2011

RESOLUTION: (Moved by Councillors Pickering and Yedelian OAM)

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

Record of Voting:

For the Motion: Unanimous

2 10 GLENAYR AVENUE, WEST RYDE. LOTS 48 & 49 DP 19136. Local Development Application for multi dwelling housing (attached) containing 3 units including 1x4 bedroom two storey dwelling and 2x3 bedroom single storey dwellings. LDA2011/0050.

RESOLUTION: (Moved by Councillors Pickering and Maggio)

- (a) That Local Development Application No. 2011/50 at 10 Glenayr Avenue, West Ryde, being Lots 48 and 49 DP 19136, be approved subject to the **ATTACHED** conditions (Attachment 2) with the addition of the condition listed below:-

That the attic windows in dwellings two (2) and three (3) be replaced with skylights and that the details be submitted to Council prior to release of the Construction Certificate.

- (b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Unanimous

3 REPORT OF WORKS AND COMMUNITY COMMITTEE - Meeting 8/11 held on 17 May 2011

RESOLUTION: (Moved by Councillors Maggio and Petch)

That Council determine Items 2, 3 and 5 of the Works and Community Committee report, noting that Items 1 and 4 were dealt with by the Committee within its delegated powers.

Record of Voting:

For the Motion: Unanimous

2 TREE MANAGEMENT REVIEW - 6 Cilento Crescent, East Ryde

RESOLUTION: (Moved by Councillors Maggio and Petch)

That the one (1) Ironbark (possibly *Eucalyptus sideroxylon* - Mugga Ironbark) located on the property of 6 Cilento Crescent, East Ryde be conditionally approved for removal. The condition being that prior commitment is given to include the replacement planting of one (1) tree that is 1.5 Metres in height at the time of planting and will reach a minimum height of 8 metres at its maturity.

Record of Voting

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

Against the Motion: Councillors Butterworth and Campbell

3 TREE MANAGEMENT REVIEW – 51 Melba Drive, East Ryde

RESOLUTION: (Moved by Councillors Maggio and Petch)

That the one (1) *Jacaranda mimosifolia* (Jacaranda) located on the property of 51 Melba Drive, East Ryde be conditionally approved for removal. The condition being that prior commitment is given to include the replacement planting of one (1) tree that is 1.5 Metres in height at the time of planting and will reach a minimum height of 8 metres at maturity.

Record of Voting

For the Motion: Unanimous

5 WAIVER OF FEES – UTS NORTHERN SUBURBS ATHLETIC CLUB AND USE OF NORTH RYDE COMMON

RESOLUTION: (Moved by Councillors Maggio and Petch)

- (a) That the Rental Fee of \$105 be waived for the use of North Ryde Common by UTS Northern Suburbs Athletic Club for West Metropolitan Cross Country Running Series Event.
- (b) The bond of \$500 is required from the UTS Northern Suburbs Athletic Club prior to the event being conducted.
- (c) That all future waivers of the fees will be considered on their merits and that the applicant be advised of Council's preference that these types of applications be dealt under the Community Grants program.

Record of Voting

For the Motion: Unanimous

4 MARCH 2011 QUARTERLY REVIEW REPORT 2010-2014 MANAGEMENT PLAN

Note: The Group Manager – Corporate Services provided a presentation to the meeting on the March Quarterly Review.

RESOLUTION: (Moved by Councillors Salvestro-Martin and Yedelian OAM)

- (a) That the report of the Chief Financial Officer, dated 11 May 2011 on MARCH 2011 QUARTERLY REVIEW REPORT 2010-2014 MANAGEMENT PLAN, be received and endorsed.
- (b) That the proposed budget adjustments included in this report totalling \$0.26 million be endorsed and included in the 2010/2011 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 Reserves of \$0.456 million be adopted.
- (d) That the Certificate of the Responsible Accounting Officer attached to the report of the Chief Financial Officer dated 11 May 2011 be endorsed.

Record of Voting:

For the Motion: Unanimous

5 MANAGING UNREASONABLE COMPLAINANT CONDUCT POLICY

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

That Council adopt the Managing Unreasonable Complainant Conduct Policy as **ATTACHED** to this report.

Record of Voting:

For the Motion: Unanimous

6 COUNCILLOR FEES AND MAYORAL FEE - Determination of the Local Government Remuneration Tribunal - 28 April 2011

MOTION: (Moved by Councillors Perram and Petch)

That Council adopt the following increases to Councillor and Mayoral fees effective from 1 July 2011:

- (a) 4.18% increase to Councillor fees (total fee payment of \$21,170 per annum).
- (b) 4.21% increase to Mayoral fees (total fee payment of \$56,250 per annum), noting that 10% of the Mayoral fee is paid to the Deputy Mayor.

AMENDMENT: (Moved by Councillors Li and Tagg)

That Council adopt the following increases to Councillor and Mayoral fees effective from 1 July 2011:

- (a) 2.5% increase to Councillor fees (total fee payment of \$20,828 per annum).
- (b) 2.5% increase to Mayoral fees (total fee payment of \$55,329.50 per annum), noting that 10% of the Mayoral fee is paid to the Deputy Mayor.

The Amendment was put and **LOST**, there being two (2) votes For and ten (10) votes Against.

Record of Voting:

For the Amendment: Councillors Li and Tagg

Against the Amendment: The Mayor, Councillor Etmekdjian, Councillors Butterworth, Campbell, Maggio, O'Donnell, Perram, Petch, Pickering, Salvestro-Martin and Yedelian OAM.

RESOLUTION: (Moved by Councillors Perram and Petch)

That Council adopt the following increases to Councillor and Mayoral fees effective from 1 July 2011:

- (a) 4.18% increase to Councillor fees (total fee payment of \$21,170 per annum).
- (b) 4.21% increase to Mayoral fees (total fee payment of \$56,250 per annum), noting that 10% of the Mayoral fee is paid to the Deputy Mayor.

Record of Voting:

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

Against the Motion: Councillors Li and Tagg

7 ADVISORY COMMITTEE - Access Minutes for 6 April 2011**RESOLUTION:** (Moved by Councillors Butterworth and O'Donnell)

- (a) That Council appoint the two individuals from those who expressed interest in 2008 to fill the two casual vacancies created on the Access Advisory Committee.
- (b) That Council consider expansion of the membership of the committee when the review of all advisory committees takes place in September 2011.

Record of Voting:

For the Motion: Unanimous

8 GOODS AND SERVICES TAX - COMPLIANCE**RESOLUTION:** (Moved by Councillors Petch and Yedelian OAM)

- (a) That the report of the Financial Accountant, dated 10 May 2011 on Goods and Services Tax – Compliance, be endorsed.
- (b) That the Goods and Services Tax Certificate be signed by the Mayor, Deputy Mayor, General Manger and Responsible Accounting Officer.
- (c) That the Goods and Services Tax Certificate be submitted to the Department of Local Government.

Record of Voting:

For the Motion: Unanimous

9 INVESTMENT REPORT - April 2011

RESOLUTION: (Moved by Councillors Yedelian OAM and Salvestro-Martin)

- (a) That the report of the Chief Financial Officer, dated 9 May 2011 on INVESTMENT REPORT – April 2011, be endorsed.
- (b) That Council request an update from Piper Alderman in relation to investment matters as part of the June Investment Report.

Record of Voting:

For the Motion: Unanimous

SUSPENSION OF STANDING ORDERS

RESOLUTION: (Moved by Councillors Perram and Pickering)

That Standing Orders be suspended to allow consideration of the Notice of Motion 1 – FLAG AND FLAGPOLE AT KISSING POINT PARK, PUTNEY and Rescission Motion 1 – 76 EPPING ROAD, NORTH RYDE, LDA2010/0112, the time being 9.13pm.

Record of Voting:

For the Motion: Unanimous

NOTICE OF MOTION**1 FLAG AND FLAGPOLE AT KISSING POINT PARK, PUTNEY - Councillor Roy Maggio**

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That a report be prepared to Council for the consideration of a flagpole to be erected at Kissing Point Park, Putney.

Record of Voting:

For the Motion: Unanimous

NOTICES OF RESCISSION

- 1 76 EPPING ROAD, NORTH RYDE. LOT 2 DP 505422. Local Development Application for alterations and change of use of existing dwelling house to a boarding house containing eight (8) bedrooms. LDA2010/0112. - Councillor Bill Pickering, Councillor Sarkis Yedelian OAM, Councillor Roy Maggio**

Note: Mr Alan Patrick and Mr Mike Hilder addressed the meeting in relation to this item.

Note: Councillor Petch left the meeting at 10.15pm and was not present for voting on this item.

MOTION: (Moved by Councillors Pickering and Yedelian OAM)

That Council rescind the previous resolution in relation to ITEM 2 – Report of the Planning and Environment Committee (Item 3) – Meeting 5/11 held on 3 May 2011, passed at the Council Meeting held on 10 May 2011, namely:

- 3 76 EPPING ROAD, NORTH RYDE. LOT 2 DP 505422. Local Development Application for alterations and change of use of existing dwelling house to a boarding house containing eight (8) bedrooms. LDA2010/0112.**

- (a) That Local Development Application No. 2010/112 at 76 Epping Road North Ryde being Lot 2 DP 505422 be approved subject to the **ATTACHED** conditions (Attachment 1).
- (b) That this matter be referred to Manager Health & Building for appropriate enforcement action regarding the illegal internal alterations to the premises.
- (c) That the persons who made submissions be advised of Council's decision.

On being put to the meeting the Rescission Motion was **LOST** there being five (5) votes For and six (6) votes Against.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian, Councillors Maggio, Perram, Pickering, Yedelian OAM

Against the Motion: Councillors Butterworth, Campbell, Li, O'Donnell, Salvestro-Martin and Tagg

Note: Councillor Petch returned to the meeting at 10.16pm.

ITEM 10 - DEFERRED REPORT - 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.

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.

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 08/11 to be held on Tuesday, 14 June 2011.

ITEM 11 - 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.

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.

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 08/11 to be held on Tuesday, 14 June 2011.

- 12 144 WICKS ROAD & 16-18 WATERLOO ROAD MACQUARIE PARK. Local Development Application for construction of a commercial building containing 27340m² of floor space. A Voluntary Planning Agreement has also been submitted. LDA2008/0531.**

RESOLUTION: (Moved by Councillors Butterworth and Yedelian OAM)

That before any discussions take place with the applicant, a workshop be held with Councillors regarding this application, including the Voluntary Planning Agreement.

Record of Voting:

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

Against the Motion: Councillor Tagg

**13 ADDITIONAL INFORMATION FOR PLANNING PROPOSAL - 283-289
BLAXLAND ROAD RYDE**

RESOLUTION: (Moved by Councillors Butterworth and Campbell)

- (a) That Council note that the property owners of the subject site are Wattle Aged Living Pty Ltd and the self stated intentions for the site are as detailed within this report.
- (b) That the Planning Proposal be forwarded to the Department of Infrastructure and Planning for Gateway Determination, subject to a FSR of 1.0:1 being applied to the subject site and a site specific addition to the Development Control Plan 2010 being prepared prior to community consultation occurring.
- (c) That, in the event of a gateway determination being issued pursuant to section 56 of the *Environmental Planning and Assessment Act 1979*, Council will be advised of the terms of the determination and next steps.

Record of Voting:

For the Motion: Unanimous

14 DRAFT VOLUNTARY PLANNING AGREEMENTS POLICY AND PROCEDURES

RESOLUTION: (Moved by Councillors Petch and Tagg)

That the draft Voluntary Planning Agreements Policy and Procedures amended as a result of Council resolutions and legal advice dated 9 February 2011 be adopted and a notice be published in a local newspaper in accordance with the requirements of the Regulation to the Environmental Planning and Assessment Act so as to bring the Policy and Procedures into effect.

Record of Voting:

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

Against the Motion: Councillor Butterworth

COMPLETION OF BUSINESS

MOTION: (Moved by Councillors Pickering and Maggio)

That the meeting time be extended by thirty minutes to allow Council to complete the business on the agenda, the time being 11.05pm.

AMENDMENT: (Moved by Councillors Petch and Butterworth)

That the meeting time be extended by thirty minutes to allow Council to deal with Items 19 to 15 in that order.

The Amendment was put and **CARRIED** with eight (8) votes For and four (4) votes Against, thereby becoming the Motion.

Record of Voting:

For the Amendment: Councillors Butterworth, Campbell, Li, O'Donnell, Petch, Pickering, Salvestro-Martin and Tagg.

Against the Amendment: The Mayor, Councillor Etmekdjian, Councillors Perram, Maggio and Yedelian OAM

RESOLUTION: (Moved by Councillors Petch and Butterworth)

That the meeting time be extended by thirty minutes to allow Council to deal with Items 19 to 15, in that order.

Record of Voting:

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

Against the Motion: Councillors Maggio and Perram

Note: The following Items were not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 08/11 to be held on Tuesday, 14 June 2011:

15 YAMBLE RESERVE ALL ABILITIES PLAYGROUND

16 DRAFT PUTNEY PARK PLAN OF MANAGEMENT – Permission to place on Public Exhibition

17 REVIEW OF PART 3.3 DWELLING HOUSES AND DUAL OCCUPANCY OF DEVELOPMENT CONTROL PLAN 2010

19 CODE OF CONDUCT COMPLAINT AGAINST COUNCILLOR TAGG

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

That Council determine that a breach of the code of conduct is unsubstantiated and no further action be taken, with the complaint being dismissed.

Record of Voting:

For the Motion: Unanimous

COMPLETION OF BUSINESS

RESOLUTION: (Moved by Councillors Petch and Pickering)

That the meeting time be extended by thirty minutes to allow Council to complete the business on the agenda, the time being 11.32pm.

On being put to the Meeting, the voting on the Motion was six (6) all. The Mayor used his casting vote For the Motion. The Motion was **CARRIED**.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian, Councillors Li, Maggio, O'Donnell, Petch and Pickering.

Against the Motion: Councillors Butterworth, Campbell, Perram, Salvestro-Martin, Tagg and Yedelian OAM

18 RESULTS OF THE DOG OFF LEASH AREA TRIAL

MOTION: (Moved by Councillors O'Donnell and Campbell)

- (a) That the exercising of dogs off leash is prohibited at the following parks:
- Carara Reserve, West Ryde
 - Waterloo Park, Marsfield
 - Cudal Reserve, Ryde
 - Putney Park, Putney
 - Santa Rosa Park, Ryde
 - Forrester Park, Eastwood
 - Fontenoy Park, Macquarie Park
- (b) That future budget allocations are provided for enclosed dog off leash areas ELS Hall Park, Denistone Park and Olympic Park. In the intervening time, these parks are to be managed as dog off leash areas.

- (c) That North Ryde Common and Kotara Park are managed as free running off leash areas and a future budget allocation provided for additional infrastructure.
- (d) That the following sportsgrounds offer opportunities for off leash dog exercising when not used for organised sport:
- Peel Park, Gladesville
 - Brush Farm Park, Eastwood
 - Darvall Park, Denistone
 - Pidding Park, Ryde
- (e) That the community is notified of Council's decision and all parks under the Trial are signposted in accordance with Council decision.

AMENDMENT: (Moved by Councillors Perram and Petch)

That this matter be deferred to allow further consultation with the community, for the use of dog off leash areas and a broader approach to consider all parks in the City of Ryde.

The Amendment was put and **CARRIED**, there being seven (7) votes For and five (5) votes Against.

Record of Voting:

For the Amendment: The Mayor, Councillor Etmekdjian, Councillors Li, Maggio, Perram, Petch, Pickering and Yedelian OAM.

Against the Amendment: Councillors Butterworth, Campbell, O'Donnell, Salvestro-Martin and Tagg.

RESOLUTION: (Moved by Councillors Perram and Petch)

That this matter be deferred to allow further consultation with the community, for the use of dog off leash areas and a broader approach to consider all parks in the City of Ryde.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian, Councillors Campbell, Li, Maggio, Perram, Petch, Pickering and Yedelian OAM.

Against the Motion: Councillors Butterworth, O'Donnell, Salvestro-Martin and Tagg

COMPLETION OF BUSINESS

RESOLUTION: (Moved by Councillors Pickering and Petch)

That the meeting time be extended to allow Council to consider Notice of Motion 2 – INGRESS / EGRESS OFF VICTORIA ROAD, the time being Wednesday, 12.09am.

On being put to the Meeting, the voting on the Motion was six (6) all. The Mayor used his casting vote For the Motion. The Motion was **CARRIED**.

Record of Voting:

For the Motion: The Mayor, Councillor Etmekdjian, Councillors Maggio, Perram, Petch, Pickering and Yedelian OAM.

Against the Motion: Councillors Butterworth, Campbell, Li, O'Donnell, Salvestro-Martin and Tagg

NOTICE OF MOTION**2 INGRESS / EGRESS OFF VICTORIA ROAD - Councillor Bill Pickering**

RESOLUTION: (Moved by Councillors Pickering and Yedelian OAM)

That the City of Ryde Council write to the Member for Lane Cove, Anthony Roberts, in support of an ingress/egress off Victoria Road into the residential development at the Royal Rehabilitation Centre – Sydney site that was approved under Part 3A legislation by the previous State Government. It should request that Mr Roberts take up this matter with the appropriate Ministers in the new NSW Government.

The letter should outline the following:

- a. The historical opposition to the density of this development by the Council and the community.
- b. The significant concerns about traffic on local roads in the Putney area – highlighting that vehicular traffic on Morrison Road alone is already 300 percent above RTA guidelines.
- c. The community's major concerns about the traffic and safety impacts on the local school, businesses and residences adjacent to the RRC-S site.
- d. That the developer appears prepared to support this option if approved by the State Government.

Record of Voting:

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

Against the Motion: Councillors Butterworth, Campbell, O'Donnell, Salvestro-Martin and Tagg

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 CITY OF RYDE WINNING AN AWARD IN THE 2011 NATIONAL AWARDS FOR LOCAL GOVERNMENT IN THE CATEGORY OF WOMEN IN LOCAL GOVERNMENT

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 08/11 to be held on Tuesday, 14 June 2011.

NOTICES OF MOTION

1 FLAG AND FLAGPOLE AT KISSING POINT PARK, PUTNEY – Councillor Roy Maggio

Note: This Notice of Motion was considered earlier in the Meeting as detailed in these Minutes..

2 INGRESS / EGRESS OFF VICTORIA ROAD – Councillor Bill Pickering

Note: This Notice of Motion was considered earlier in the Meeting as detailed in these Minutes.

3 BOARDING HOUSES / SOCIAL HOUSING – Councillor Bill Pickering

Note: Mr Douglas Sun addressed the meeting in relation to this item.

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 08/11 to be held on Tuesday, 14 June 2011.

4 TIDY SUBURBS IN RYDE CAMPAIGN – Councillor Justin Li

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 08/11 to be held on Tuesday, 14 June 2011.

NOTICES OF RESCISSION

1 76 EPPING ROAD, NORTH RYDE. LOT 2 DP 505422. Local Development Application for alterations and change of use of existing dwelling house to a boarding house containing eight (8) bedrooms. LDA2010/0112. – Councillor Bill Pickering, Councillor Sarkis Yedelian OAM, Councillor Roy Maggio.

Note: This Notice of Rescission was considered earlier in the Meeting as detailed in these Minutes.

QUESTIONS BY COUNCILLORS AS PER POLICY**1 QUESTIONS WITH NOTICE – Councillor Bill Pickering**

Note: This Item was not considered at the meeting and will be listed on the Agenda for the Council Meeting No. 08/11 to be held on Tuesday, 14 June 2011.

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

Nil.

NATIONAL ANTHEM

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

Note: The following Items listed on the Agenda for Council Meeting 07/11 were not considered at this Meeting and will be listed on the Agenda for Council Meeting 08/11 to be held on Tuesday, 14 June 2011

- 10 DEFERRED REPORT – ADVICE ON COURT ACTIONS (CONFIDENTIAL).
- 11 ADVICE ON COURT ACTIONS (CONFIDENTIAL).
- 15 YAMBLE RESERVE ALL ABILITIES PLAYGROUND.
- 16 DRAFT PUTNEY PARK PLAN OF MANGEMENT – Permission to place on Public Exhibition.
- 17 REVIEW OF PART 3.3 DWELLING HOUSES AND DUAL OCCUPANCY OF DEVELOPMENT CONTROL PLAN 2010.

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

- 1 CITY OF RYDE WINNING AN AWARD IN THE 2011 NATIONAL AWARDS FOR LOCAL GOVERNMENT IN THE CATEGORY OF WOMEN IN LOCAL GOVERNMENT.

NOTICES OF MOTION

- 3 BOARDING HOUSES / SOCIAL HOUSING – Councillor Bill Pickering.
- 4 TIDY SUBURBS IN RYDE CAMPAIGN – Councillor Justin Li.

QUESTIONS BY COUNCILLORS AS PER POLICY

- 1 QUESTIONS WITH NOTICE – Councillor Bill Pickering

The meeting closed at 12.15am on Wednesday, 8 June 2011.

CONFIRMED THIS 14TH DAY OF JUNE 2011

Chairperson