

Meeting Date: Tuesday 14 May 2013
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: 7.30pm

Councillors Present: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Maggio, Pendleton, Perram, Pickering, Salvestro-Martin and Simon.

Note: Councillor Simon left the meeting at 10.56pm and did not return. He was not present for consideration or voting on Item 17.

Apologies: Nil.

Leave of Absence: Councillors Li and Yedelian OAM.

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, Chief Financial Officer, Manager – Communications and Media, Manager – Customer Service and Governance, Manager – Risk and Audit, Manager – Infrastructure Integration, Manager – Operations, Section Manager – Traffic, Coordinator - Commissioning and Section Manager - Governance.

PRAYER

Reverend Fergus Semler of the Macquarie Anglican Church was present and offered prayer prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

Councillor Simon disclosed a pecuniary interest in Item 17 – Part 3A – Shepherds Bay – Legal Advice, for the reason that he owns and lives in his property in Bowden Street, Meadowbank.

LEAVE OF ABSENCE

Councillor Laxale requested a Leave of Absence for the period 22 July 2013 to 26 July 2013.

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

That Councillor Laxale's Leave of Absence for the period 22 July 2013 to 26 July 2013 be approved.

Record of Voting:

For the Motion: Unanimous

LEAVE OF ABSENCE

Councillor Perram requested a Leave of Absence for the period 15 May 2013 to 10 June 2013.

RESOLUTION: (Moved by Councillors Perram and Laxale)

That Councillor Perram's Leave of Absence for the period 15 May 2013 to 10 June 2013 be approved.

Record of Voting:

For the Motion: Unanimous

TABLING OF PETITIONS

Councillor Pendleton tabled a petition from Dunbar Street and Samuel Street residents, to be considered in conjunction with Notice of Motion 2 – Improved Local Parking and Pedestrian and Driver Safety.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Justin Kucic	Item 5 – Traffic Issues related to Eltham Street, Gladesville – Monash Road (Traffic Management Options Paper)
Jason Masters	Item 6 – Submission on North Ryde Station Precinct
Andrew O'Neill	Item 6 – Submission on North Ryde Station Precinct
Joe Zanelli	Item 6 – Submission on North Ryde Station Precinct
Jennie Minifie (representing Ryde Community Alliance)	Item 6 – Submission on North Ryde Station Precinct
Jasmina Molter	Item 6 – Submission on North Ryde Station Precinct
Doris Carrall (representing Friends of Addington)	Item 16 – Request for Tender – COR-RFT-06/13 Addington House – Heritage Building Conservation and Repair Works
Stuart Clark	Notice of Motion 1 – Amendment to Voluntary Planning Agreement (VPA) Policy
Beth Kosnik	Notice of Motion 2 – Improved Local Parking and Pedestrian and Driver Safety
Phil Peake	Notice of Motion 2 – Improved Local Parking and Pedestrian and Driver Safety

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses were made to Council.

MATTER OF URGENCY

Councillor Chung advised that he wished to raise a Matter of Urgency regarding the Joint Regional Planning Panel (JRPP) meeting to be held on Wednesday, 15 May 2013.

The Mayor, Councillor Petch accepted this Item as an Urgent Item.

RESOLUTION: (Moved by Councillors Chung and Maggio)

That Council consider a Matter of Urgency regarding the Joint Regional Planning Panel (JRPP) meeting to be held on Wednesday, 15 May 2013, the time being 8.11pm.

Record of Voting:

For the Motion: Unanimous

**MATTER OF URGENCY – JOINT REGIONAL PLANNING PANEL (JRPP)
MEETING ON WEDNESDAY, 15 MAY 2013**

RESOLUTION: (Moved by Councillors Chung and Maggio)

That Council nominate Councillors Maggio and Pickering as its representatives at the Joint Regional Planning Panel (JRPP) meeting to be held on Wednesday, 15 May 2013 and that this is communicated to the JRPP secretariat before that meeting commences.

Record of Voting:

For the Motion: Unanimous

MAYORAL MINUTES

MM13/13 NORTH RYDE GOLF CLUB – SHOWCASE DAY

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

That Councillors Etmekdjian, Maggio, Chung and Laxale be Council's representatives at the corporate golf day at North Ryde Golf Club.

Record of Voting:

For the Motion: Unanimous

ORDER OF BUSINESS

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

That Council now consider the following Items, the time being 8.15pm:

- Item 5 - Traffic Issues related to Eltham Street, Gladesville.
- Item 6 - Submission on North Ryde Station Precinct.
- Item 16 - COR-RFT-06/13 Addington House – Heritage Building Conservation and Repair Works.
- Notice of Motion 1 - Amendment to Voluntary Planning Agreement (VPA) Policy.
- Notice of Motion 2 – Improved Local Parking and Pedestrian and Driver Safety.

Record of Voting:

For the Motion: Unanimous

5 TRAFFIC ISSUES RELATED TO ELTHAM STREET, GLADESVILLE - Monash Road (Traffic Management Options Paper)

Note: Justin Kucic (representing Eltham Street, Gladesville) addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Chung and Maggio)

- (a) That the matter be deferred for consultation between Council staff and residents to determine the most favoured traffic management options.
- (b) That the traffic management options agreed between Council staff and the residents be referred to Ryde Traffic Committee for approval before being presented to Council in a further report.

Record of Voting:

For the Motion: Unanimous

6 SUBMISSION ON NORTH RYDE STATION PRECINCT

Note: Jason Masters, Andrew O'Neill, Joe Zanelli, Jennie Minifie (representing Ryde Community Alliance) and Jasmina Molter addressed the meeting in relation to this Item.

Note: An email dated 12 May 2013 and letter dated 11 May 2013 from Ryde-Hunter's Hill Flora and Fauna Preservation Society was tabled in relation to this Item and copies are ON FILE.

MOTION: (Moved by Councillors Laxale and Pendleton)

- (a) That Council endorse the submission as attached with the inclusion of the following comments and inclusions;
- (i) The best body to plan for the local residents in Ryde is the City of Ryde Council.
 - (ii) That Council request that the area defined as the North Ryde Station Precinct be returned to Council so that it can be subject to our planning controls.
 - (iii) That the following additional comments be inserted in the submission immediately before the title "Traffic Access and Capacity Issues – M2 Site":-

Regardless of the ultimate zoning and land use to be determined acceptable for these lands, Council sees the divestment of these lands as a rare opportunity for the state government to be taking meaningful steps to restore Lane Cove Road to the status it commands as part of the major arterial spine running the entire length of the Warringah-Sutherland North/South Corridor.

Council identifies that the current peak-hour phasing permitting only 50-55% green signal time to Lane Cove Road at Waterloo Road intersection is wholly unacceptable, with its resultant reduction to 5 km/h between Cox's Road and Talavera Road requiring 20 minutes to travel just 1.6 km.

Instead of simply viewing the proposed development in terms of "not adding significantly to" the existing unacceptable traffic congestion, Council identifies the responsible course of action here is to have funds applied toward creative engineering to unclog the Lane Cove Road intersection at Waterloo Road so that Lane Cove Road can regain the majority green signal phasing it deserves as the major arterial. Council's clear preference is to see this intersection fixed before the contemplation of any further burden to be placed upon it. Similar concerns exist for the other local "Category F" intersections identified by the traffic modelling and Council holds the view that to ignore the prospect of fixing these is to pay only lip service to the notion of intergenerational equity.

- (iv) That the following additional comments be inserted in the submission at the end of "Education Facilities":-

Clearly, there is insufficient capacity at the local public schools nominated in the Planning proposal for North Ryde Station Precinct. Lane Cove West Public School sits on a site of 1.5 hectares with 570 children in 24 classes. It is the fastest growing school in the northern districts and is growing at a rate of over 20% per annum. It is

projected that the school will have 613 enrolments in 2014 and over 650 in 2015. There is insufficient ground to build more buildings without further compromising outdoor space for children.

Council recommends that the Department of Education and Communities commence planning capital works including the construction of a new public school to cater for the growth of an estimated 500 school children if this development proceeds.

- (b) That a copy of the submission be forwarded to the Department of Planning and Infrastructure.
- (c) That Council place full page advertisements in the local newspapers outlining Council's submission and position in relation to the Planning Proposal for the North Ryde Station Precinct.
- (d) That Council invite the Minister for Planning, the Premier and the local member for Ryde to attend a public meeting in Ryde to provide feedback to the residents on their submissions and planning decisions that have been made since exhibition, based on that feedback.
- (e) That Council adopt the Friends of North Ryde recommendation to employ an independent consultant to add weight to Council's continued objection to the proposed Urban Activation Precincts and an allocation of \$50,000 be made in the March Quarterly Review.
- (f) That the Acting General Manager prepare a proposed advocacy campaign for Council's consideration to continue to pressure the Government to make amendments to the North Ryde Station Precinct in accordance with Council's submission.

RESOLUTION: (Moved by Councillors Perram and Etmekdjian)

That this matter be dealt with in seriatim.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Pendleton, Perram, Pickering and Simon

Against the Motion: Councillors Maggio and Salvestro-Martin

RESOLUTION: (Moved by Councillors Laxale and Pendleton)

- (a) That Council endorse the submission as attached with the inclusion of the following comments and inclusions;
 - (i) The best body to plan for the local residents in Ryde is the City of Ryde Council.

- (ii) That Council request that the area defined as the North Ryde Station Precinct be returned to Council so that it can be subject to our planning controls.
- (iii) That the following additional comments be inserted in the submission immediately before the title "Traffic Access and Capacity Issues – M2 Site":-

Regardless of the ultimate zoning and land use to be determined acceptable for these lands, Council sees the divestment of these lands as a rare opportunity for the state government to be taking meaningful steps to restore Lane Cove Road to the status it commands as part of the major arterial spine running the entire length of the Warringah-Sutherland North/South Corridor.

Council identifies that the current peak-hour phasing permitting only 50-55% green signal time to Lane Cove Road at Waterloo Road intersection is wholly unacceptable, with its resultant reduction to 5 km/h between Cox's Road and Talavera Road requiring 20 minutes to travel just 1.6 km.

Instead of simply viewing the proposed development in terms of "not adding significantly to" the existing unacceptable traffic congestion, Council identifies the responsible course of action here is to have funds applied toward creative engineering to unclog the Lane Cove Road intersection at Waterloo Road so that Lane Cove Road can regain the majority green signal phasing it deserves as the major arterial. Council's clear preference is to see this intersection fixed before the contemplation of any further burden to be placed upon it. Similar concerns exist for the other local "Category F" intersections identified by the traffic modelling and Council holds the view that to ignore the prospect of fixing these is to pay only lip service to the notion of intergenerational equity.

- (iv) That the following additional comments be inserted in the submission at the end of "Education Facilities":-

Clearly, there is insufficient capacity at the local public schools nominated in the Planning proposal for North Ryde Station Precinct. Lane Cove West Public School sits on a site of 1.5 hectares with 570 children in 24 classes. It is the fastest growing school in the northern districts and is growing at a rate of over 20% per annum. It is projected that the school will have 613 enrolments in 2014 and over 650 in 2015. There is insufficient ground to build more buildings without further compromising outdoor space for children.

Council recommends that the Department of Education and Communities commence planning capital works including the construction of a new public school to cater for the growth of an estimated 500 school children if this development proceeds.

Record of Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Laxale and Pendleton)

- (b) That a copy of the submission be forwarded to the Department of Planning and Infrastructure.

Record of Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Laxale and Pendleton)

- (c) That Council place full page advertisements in the local newspapers outlining Council's submission and position in relation to the Planning Proposal for the North Ryde Station Precinct.

Record of Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Laxale and Pendleton)

- (d) That Council invite the Minister for Planning, the Premier and the local member for Ryde to attend a public meeting in Ryde to provide feedback to the residents on their submissions and planning decisions that have been made since exhibition, based on that feedback.

Record of Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Laxale and Pendleton)

- (e) That Council adopt the Friends of North Ryde recommendation to employ an independent consultant to add weight to Council's continued objection to the proposed Urban Activation Precincts and an allocation of \$50,000 be made in the March Quarterly Review.

On being put to the Meeting, the voting on the Motion was five (5) all. The Mayor used his casting vote For the Motion. The Motion was CARRIED.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Laxale, Pendleton, Salvestro-Martin and Simon

Against the Motion: Councillors Chung, Etmekdjian, Maggio, Perram and Pickering

RESOLUTION: (Moved by Councillors Laxale and Pendleton)

- (f) That the Acting General Manager prepare a proposed advocacy campaign for Council's consideration to continue to pressure the Government to make amendments to the North Ryde Station Precinct in accordance with Council's submission.

Record of Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Laxale and Pendleton)

- (a) That Council endorse the submission as attached with the inclusion of the following comments and inclusions;
 - (i) The best body to plan for the local residents in Ryde is the City of Ryde Council.
 - (ii) That Council request that the area defined as the North Ryde Station Precinct be returned to Council so that it can be subject to our planning controls.
 - (iii) That the following additional comments be inserted in the submission immediately before the title "Traffic Access and Capacity Issues – M2 Site":-

Regardless of the ultimate zoning and land use to be determined acceptable for these lands, Council sees the divestment of these lands as a rare opportunity for the state government to be taking meaningful steps to restore Lane Cove Road to the status it commands as part of the major arterial spine running the entire length of the Warringah-Sutherland North/South Corridor.

Council identifies that the current peak-hour phasing permitting only 50-55% green signal time to Lane Cove Road at Waterloo Road intersection is wholly unacceptable, with its resultant reduction to 5 km/h between Cox's Road and Talavera Road requiring 20 minutes to travel just 1.6 km.

Instead of simply viewing the proposed development in terms of "not adding significantly to" the existing unacceptable traffic congestion, Council identifies the responsible course of action here is to have funds applied toward creative engineering to unclog the Lane Cove Road intersection at Waterloo Road so that Lane Cove Road can regain the majority green signal phasing it deserves as the major arterial. Council's clear preference is to see this intersection fixed

before the contemplation of any further burden to be placed upon it. Similar concerns exist for the other local "Category F" intersections identified by the traffic modelling and Council holds the view that to ignore the prospect of fixing these is to pay only lip service to the notion of intergenerational equity.

- (iv) That the following additional comments be inserted in the submission at the end of "Education Facilities":-

Clearly, there is insufficient capacity at the local public schools nominated in the Planning proposal for North Ryde Station Precinct. Lane Cove West Public School sits on a site of 1.5 hectares with 570 children in 24 classes. It is the fastest growing school in the northern districts and is growing at a rate of over 20% per annum. It is projected that the school will have 613 enrolments in 2014 and over 650 in 2015. There is insufficient ground to build more buildings without further compromising outdoor space for children.

Council recommends that the Department of Education and Communities commence planning capital works including the construction of a new public school to cater for the growth of an estimated 500 school children if this development proceeds.

- (b) That a copy of the submission be forwarded to the Department of Planning and Infrastructure.
- (c) That Council place full page advertisements in the local newspapers outlining Council's submission and position in relation to the Planning Proposal for the North Ryde Station Precinct.
- (d) That Council invite the Minister for Planning, the Premier and the local member for Ryde to attend a public meeting in Ryde to provide feedback to the residents on their submissions and planning decisions that have been made since exhibition, based on that feedback.
- (e) That Council adopt the Friends of North Ryde recommendation to employ an independent consultant to add weight to Council's continued objection to the proposed Urban Activation Precincts and an allocation of \$50,000 be made in the March Quarterly Review.
- (f) That the Acting General Manager prepare a proposed advocacy campaign for Council's consideration to continue to pressure the Government to make amendments to the North Ryde Station Precinct in accordance with Council's submission.

16 COR-RFT-06/13 ADDINGTON HOUSE - Heritage Building Conservation and Repair Works

Note: Doris Carrall (representing Friends of Addington) addressed the meeting in relation to this Item.

Note: Councillor Simon left the meeting at 9.13pm and was not present for consideration or voting on this Item.

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

- (a) That Council accept the tender from HBS Group for the *Addington House Heritage Building Conservation & Repair Works* in the amount of \$164,178.30 as recommended in the Tender Evaluation Report.
- (b) That Council advise all respondents of Council's decision.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Simon returned to the meeting at 9.15pm.

NOTICES OF MOTION

1 AMENDMENT TO VOLUNTARY PLANNING AGREEMENT (VPA) POLICY - Councillor Roy Maggio

Note: Stuart Clark addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Maggio and Pickering)

- (a) That in accordance with the draft IOSP which identifies a shortfall of open space in parts of the City of Ryde, Council amend its VPA policy to seek additional open space in keeping with the IOSP, and
- (b) The Acting General Manager prepare a report identifying how much money Council has for open space acquisition and identify potential purchases for consideration by Council in keeping with the Draft IOSP.

Record of Voting:

For the Motion: Unanimous

**2 IMPROVED LOCAL PARKING AND PEDESTRIAN AND DRIVER SAFETY -
Councillor Denise Pendleton**

Note: Beth Kosnik and Phil Peake addressed the meeting in relation to this Item.

Note: A Petition from Dunbar Street and Samuel Street residents tabled earlier in the meeting by Councillor Pendleton was considered in conjunction with this Item and a copy is ON FILE.

RESOLUTION: (Moved by Councillors Pendleton and Maggio)

That the Traffic Committee, as a priority, address the pedestrian safety, traffic and parking situation in the local area adjoining the Civic Centre including parking scheme, traffic calming, speed enforcement and improvement of site lines for traffic entering Parkes Street.

This area includes Lee Ave, and Belmore, Parkes, Samuel, Dunbar, Bowden and Shepherd Streets in particular.

Record of Voting:

For the Motion: Unanimous

ORDER OF BUSINESS

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

That Council now consider the remaining Notice of Motion – Notice of Motion 3 – 30 Miriam Road, West Ryde, the time being 9.30pm:

Record of Voting:

For the Motion: Unanimous

NOTICE OF MOTION

3 30 MIRIAM ROAD, WEST RYDE - Councillor Terry Perram

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

- (a) That the owner of No. 30 Miriam Road West Ryde be given permission to remove the dead palm tree on that property.
- (b) That the DCP be amended to ensure the process for the removal of a dead tree on a heritage property or conservation area be no more onerous than the process for removal of a dead tree on a non-heritage property.

Record of Voting:

For the Motion: Unanimous

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Council Meeting held on 23 April 2013

RESOLUTION: (Moved by Councillors Pickering and Laxale)

That the Minutes of the Council Meeting 8/13, held on 23 April 2013 be confirmed.

Record of Voting:

For the Motion: Unanimous

2 CONFIRMATION OF MINUTES - Extraordinary Council Meeting held on 30 April 2013

RESOLUTION: (Moved by Councillors Pickering and Pendleton)

That the Minutes of the Extraordinary Council Meeting 9/13, held on 30 April 2013 be confirmed.

Record of Voting:

For the Motion: Unanimous

3 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 7/13 held on 7 May 2013

RESOLUTION: (Moved by Councillors Pendleton and Perram)

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

Record of Voting:

For the Motion: Unanimous

2 305 BLAXLAND ROAD & 5-7 NORTH ROAD, RYDE. LOT 1 DP1069680 & LOT A&B DP 414322. Local Development Application for alterations and additions to San Antonio da Padova Nursing Home. LDA2012/247

RESOLUTION: (Moved by Councillors Pendleton and Perram)

(a) That Council defer consideration of Local Development Application No 2012/247 at 305 Blaxland Road and 5-7 North Road being LOT 1 DP1069680 & LOT A&B DP 414322 to enable the applicant to submit

amended plans and details addressing the issues of concern regarding the current design of the development. The specific issues of concern are:

1. Vehicle access (driveway on North Road), in particular the issues of concern raised by Roads and Maritime Services (RMS) – which are that the driveway interferes with signal operation (as traffic leaving this driveway would obstruct traffic approaching this signal), the driveway is not suitable for emergency vehicle access (as the driveway would be blocked with only one or two vehicles stopping at the North Road signal approach), and the driveway also fails to satisfy AS2890.1:2004 Figure 3.3 *Minimum Sight Lines for Pedestrian Safety*;
 2. The height of the proposed building on the eastern side (addition to existing building) is excessive – both in terms of the number of storeys and height measured in metres, and should be amended to ensure compliance with the height requirements of the SHSEPP;
 3. The landscaped area is inadequate, and should be increased in particular to at least ensure compliance with the minimum amount of landscaped area required by the SHSEPP, and that more of a buffer is provided to the adjoining properties to the east – to improve concerns regarding privacy, visual amenity and bulk;
 4. The setback and architectural modulation of the proposed building on the western side (to North Road) is unacceptable, and the setbacks and architectural modulation should be increased to address issues of concern regarding visual bulk when viewed from that Road.
- (b) That the amended plans and additional information referenced in (a) above shall be re-notified to the neighbouring properties and previous submitters to the original DA.
- (c) A further report will be prepared to the Planning & Environment Committee after the completion of this process.

Record of Voting:

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

Against the Motion: The Mayor, Councillor Petch

3 58 – 60 FALCONER STREET, WEST RYDE. LOT 1 DP 953646 and LOT 2 DP 102049. Development Application for demolition and construction of 10 strata titled town houses under the Affordable Housing State Environmental Planning Policy. LDA2012/0124

RESOLUTION: (Moved by Councillors Pendleton and Chung)

- (a) That Local Development Application No. 2012/0124 at 58-60 Falconer Street, West Ryde be deferred for amended plans to be submitted to address all issues as identified in the assessment officers report and raised by objectors including consideration being given to reducing the overall number and size of units and addressing non-compliances with Council's Planning Controls.
- (b) That the amended plans are renotified to the community including all persons who made submissions and that following this process a further report be presented to Planning and Environment Committee.

Record of Voting:

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

Against the Motion: The Mayor, Councillor Petch and Councillor Perram

4 20 WEST PARADE, EASTWOOD. LOT 2 DP 808844. Application pursuant to Section 96(1A) of the Environmental Planning and Assessment Act, 1979 to amend the trading hours for Landmark Hotel. LDA No. LDA2009/0700. Section 96 Application No. MOD2012/0203

RESOLUTION: (Moved by Councillors Chung and Maggio)

- (a) That the Section 96 application to modify Local Development Application No. MOD2012/0203 at 20 West Parade, Eastwood being LOT 2 DP 808844 be approved and the Consent to be modified in the following manner:
 - 1. That Condition No. 1 of the Consent be amended to read as follows:
 - 1. Development is to be carried out in accordance with the following plans and support information submitted to Council except as amended by other conditions of consent:

Plan and Documents	Description	Issue	Date
DA1501	Site Analysis & Demolition Plan	3	26/11/2010
DA1511	Floor space details	4	26/11/2010
DA2101	Basement Level – Proposed	8	19/01/2011

DA2102	Ground Floor – Proposed	6	26/11/2010
DA2104	Roof Plan	4	26/11/2010
DA2105	Showing Internal Dimensions	1	26/11/2010
DA2202	Landscaping	1	26/11/2010
DA2601	Sections	2	24/1/2011
DA3101	Elevations	4	26/11/2010
DA3301	Sections	3	26/11/2010
DA5101	Schedule of Finishes – Page 1	3	26/11/2010
DA5102	Schedule of Finishes – Page 2	1	26/11/2010
-	Waste management Plan	-	
-	Venue Management Plan	-	January 2013
-	Security Management Plan	-	March 2010

2. That Condition Numbers 219 be modified to read as follows:

Existing Condition:

219. *The hours of operation of the proposal are restricted to 10:00am to 12:00 midnight Monday to Saturday and 10:00am to 10:00pm on Sundays.*

Recommended Condition:

219. The Hotel shall only operate within the hours specified under this condition:

- (a) The hours of operation of the proposal are restricted to 10:00am to 12:00 midnight Monday to Saturday and 10:00am to 10:00pm on Sundays.
- (b) Notwithstanding (a) above, the premises may operate until 3:00am on Monday to Saturday and until midnight on Sundays for a trial period of twelve months commencing from the date of the grant of an extended trading authorisation by the NSW Independent Liquor and Gaming Authority. The applicant shall as soon as reasonably possible, furnish Council with documents to confirm commencement of the trial period.
- (c) That the extended hours of operation are permitted to continue during the trial period and until a Section 96 application has been assessed and determined by Council as required by part (d) below.
- (d) The operator may seek a review of the opening hours through a separate Section 96 Application being made to Council prior to the expiry of the trial period. A decision to make the hours permanent may include (but not limited to) factors such as:

- Any justified complaints received and investigated by the Police and or the Council;
- Comments and advice received from the Eastwood Police as a result of the new Section 96 Application being referred to them;
- The performance of the operator during the trial period with respect to compliance with the Venue Management Plan;
- Verified data submitted by the applicant in relation to the use of the courtesy bus service by the patrons during the extended opening hours. In relation to this matter an independent survey company (Quality System Certified – ISO9000/ISO9001) shall undertake progressive surveys (at the operator's costs) of the number of patrons utilizing the free bus service during the extended hours of operation.

2. That the following additional condition be imposed:

223. That the operation of the hotel must be carried out in accordance with the approved Venue Management Plan updated in January 2013.

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

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Maggio, Pendleton, Pickering, Salvestro-Martin and Simon

Against the Motion: Councillor Perram

4 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 6/13 held on 7 May 2013

RESOLUTION: (Moved by Councillors Perram and Laxale)

That Council note that all items of the Works and Community Committee Meeting 6/13 held on 7 May 2013 were dealt with by the Committee within its delegated powers.

Record of Voting:

For the Motion: Unanimous

**5 TRAFFIC ISSUES RELATED TO ELTHAM STREET, GLADESVILLE –
Monash Road (Traffic Management Options Paper)**

Note: This Item was considered earlier in the Meeting as detailed in these Minutes.

6 SUBMISSION ON NORTH RYDE STATION PRECINCT

Note: This Item was considered earlier in the Meeting as detailed in these Minutes.

**7 DRAFT FOUR YEAR DELIVERY PLAN 2013/2017 INCLUDING ONE YEAR
OPERATION PLAN 2013/2014**

RESOLUTION: (Moved by Councillors Perram and Chung)

- (a) That Council, pursuant to Section 404 & 405 of the Local Government Act 1993, endorse the document titled "Draft Four-Year Delivery Plan 2013/2017 including One-Year Operational Plan 2013/2014", inclusive of the 2013/2014 Draft Budget, Fees and Charges and Capital Works Program, as its Draft Four-Year Delivery Plan 2013/2017 including One-Year Operational Plan 2013/2014 of the City of Ryde.
- (b) That the Draft Four-Year Delivery Plan 2013/2017 including One-Year Operational Plan 2013/2014 be publicly exhibited for a period of not less than 28 days from 22 May 2013 to 18 June 2013.
- (c) That following the public exhibition period detailed in part (b), Council consider all public submissions at its meeting to be held on Tuesday 25 June 2013 prior to formally adopting its Four-Year Delivery Plan 2013/2017 including the One-Year Operational Plan 2013/2014.
- (d) That a draft program for undertaking capital works for 2013/14 be provided to the meeting by 25 June 2013.

Record of Voting:

For the Motion: Unanimous

8 RYDE 2025 COMMUNITY STRATEGIC PLAN - Draft for Public Exhibition

RESOLUTION: (Moved by Councillors Pendleton and Perram)

- (a) That the Draft *Lifestyle and opportunity @ your doorstep – City of Ryde 2025 Community Strategic Plan* be adopted for 28 days public exhibition between 22 May and 18 June 2013.
- (b) That following this period of public exhibition all feedback received will be reported to Council, with any recommended alterations, for final adoption.

Record of Voting:

For the Motion: Unanimous

9 CIVIC CENTRE - MAINTENANCE SCHEDULE - 2013-2018

MOTION: (Moved by Councillors Chung and Pickering)

- (a) That Council approve and delegates to the Acting General Manager authority to implement the first stage of the five year costed Civic Centre maintenance schedule up to a cost of \$1.382 million, as detailed in this report and to incorporate into Council's 4 Year Delivery Plan, 2013-2017, and the 1 Year Operational Plan for 2013-2014.
- (b) That Council endorses the funding of these works as detailed in the report, from the unexpended funds for the urgent works at the Civic Centre, with the balance of up to \$883,460 to be allocated from Council's Investment Property Reserve.

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

- (a) That Council approve and delegates to the Acting General Manager authority to implement the five year costed Civic Centre maintenance schedule up to a cost of \$4.85 million, as detailed in this report and to incorporate into Council's 4 Year Delivery Plan, 2013-2017, and the 1 Year Operational Plan for 2013-2014.
- (b) That Council endorses the funding of these works as detailed in the report, from the unexpended funds for the urgent works at the Civic Centre, with the balance of up to \$4.5 million to be allocated from Council's Investment Property Reserve.

On being put to the Meeting, the voting on the Amendment was six (6) votes For and four (4) votes Against. The Amendment was CARRIED. The Amendment then became the Motion.

Record of Voting:

For the Amendment: The Mayor, Councillor Petch and Councillors Laxale, Pendleton, Perram, Salvestro- Martin and Simon

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

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

- (a) That Council approve and delegates to the Acting General Manager authority to implement the five year costed Civic Centre maintenance

schedule up to a cost of \$4.85 million, as detailed in this report and to incorporate into Council's 4 Year Delivery Plan, 2013-2017, and the 1 Year Operational Plan for 2013-2014.

- (b) That Council endorses the funding of these works as detailed in the report, from the unexpended funds for the urgent works at the Civic Centre, with the balance of up to \$4.5 million to be allocated from Council's Investment Property Reserve.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Laxale, Pendleton, Perram, Salvestro- Martin and Simon

Against the Motion: Councillors Chung, Etmekdjian, Maggio and Pickering

10 CIVIC PRECINCT COST ANALYSIS REPORT - REPORT ON REQUEST TO MAKE INFORMATION AVAILABLE TO PUBLIC

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

- (a) That following consideration of all available information and after applying the public interest test under Section 1A under the Government Information Public Access Act (GIPA), it is recommended that the information detailed in the WT Partnership Report, as reported to Council on 27 November 2012, be publicly released in full, including the total fees paid to each consultant, subject to where objections or no response have been received, that those relevant submissions have the unit rate details redacted.
- (b) That the Councillors be provided with a copy of the email from IPC to the General Counsel, detailing their advice in this matter.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Pendleton, Perram, Pickering, Salvestro-Martin and Simon

Against the Motion: Councillor Maggio

11 WEST RYDE URBAN VILLAGE- PROGRESS REPORT FROM WORKING PARTY MEETING

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

- (a) That Council note the updated information contained within this report, specifically in relation to the provision of the delivery timeframe from Coles and the commencement of the Communications Strategy.

- (b) That Council request the Acting General Manager to continue to advocate to Coles representatives for a joint investigation process to determine the potential for safe early opening of the Village Square and the Basement Carparks during construction to benefit the West Ryde Business community.
- (c) That following the receipt of the findings of the Construction and Accessibility Consultant's report the Mayor and Acting General Manager make representations to Coles Management on behalf of the Council.

Record of Voting:

For the Motion: Unanimous

12 TEMPORARY CLOSURE OF WEST RYDE LIBRARY FOR ESSENTIAL BUILDING WORKS

RESOLUTION: (Moved by Councillors Pendleton and Perram)

- (a) That Council continue to work with Woolworths to ensure effective solution is achieved.
- (b) That Council continue to advise local community of the impending closure.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Pendleton, Perram, Pickering, Salvestro-Martin and Simon

Against the Motion: Councillor Maggio

13 REVIEW OF COUNCIL'S EXISTING PREFERRED SUPPLIER LIST

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

That Council receives and notes the report.

Record of Voting:

For the Motion: Unanimous

14 STATE EMERGENCY SERVICES - Funding Arrangements and Delegations

RESOLUTION: (Moved by Councillors Perram and Pendleton)

- (a) That Council delegate the position of Chair for the Ryde/Hunters Hill Local Emergency Management Committee to the Manager Procurement and Emergency Response

- (b) That the appointment of the Manager Procurement and Emergency Response, Mr Michael Debs to the position of Local Emergency Management Officer be endorsed
- (c) That Council acknowledge the Benefits of the introduction of the *Strategic Disaster Readiness Package* and congratulate the Minister for Police and Emergency Services the Honourable, Michael Gallacher MLC for the introduction of the this package.

Record of Voting:

For the Motion: Unanimous

15 ADVISORY COMMITTEE MEETING - COMMUNITY HARMONY REFERENCE GROUP

RESOLUTION: (Moved by Councillors Simon and Perram)

That Council endorse the **ATTACHED** Terms of Reference for the Community Harmony Reference Group.

Record of Voting:

For the Motion: Unanimous

16 COR-RFT-06/13 ADDINGTON HOUSE – Heritage Building Conservation and Repair Works

Note: This Item was considered earlier in the Meeting as detailed in these Minutes.

17 PART 3A - SHEPHERDS BAY - LEGAL ADVICE

RESOLUTION: (Moved by Councillors Simon and Pickering)

That consideration of this matter be deferred to the end of the meeting.

Record of Voting:

For the Motion: Unanimous

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 DRAFT METROPOLITAN STRATEGY FOR SYDNEY TO 2031

RESOLUTION: (Moved by Councillors Perram and Pendleton)

- (a) That the correspondence be received and noted.
- (b) That Council write to the Minister for Planning seeking an extension of one month to 28 June 2013 for the receipt of submissions regarding the Draft Metropolitan Strategy for Sydney to 2031.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Pendleton, Perram, Pickering and Simon

Against the Motion: Councillors Maggio and Salvestro-Martin

2 LOCAL GOVERNMENT AMENDMENT (EARLY INTERVENTION) BILL 2013

RESOLUTION: (Moved by Councillors Perram and Pendleton)

That the correspondence be received and noted.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Maggio, Pendleton, Perram, Pickering and Simon

Against the Motion: Councillor Salvestro-Martin

3 REPORTING THE NSW ELECTORAL COMMISSION'S CONDUCT OF THE 2012 LOCAL GOVERNMENT ELECTIONS - COUNCIL REPORTS

RESOLUTION: (Moved by Councillors Perram and Pickering)

That the correspondence be received and noted.

Record of Voting:

For the Motion: Unanimous

4 FUTURE DIRECTIONS FOR NSW LOCAL GOVERNMENT - Consultation Schedule

RESOLUTION: (Moved by Councillors Perram and Pendleton)

That the correspondence be received and noted.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Maggio, Pendleton, Perram, Pickering and Simon

Against the Motion: Councillor Salvestro-Martin

NOTICES OF MOTION

1 AMENDMENT TO VOLUNTARY PLANNING AGREEMENT (VPA) POLICY – Councillor Roy Maggio

Note: This Item was considered earlier in the Meeting as detailed in these Minutes.

2 IMPROVED LOCAL PARKING AND PEDESTRIAN AND DRIVER SAFETY – Councillor Denise Pendleton

Note: This Item was considered earlier in the Meeting as detailed in these Minutes.

3 30 MIRIAM ROAD, WEST RYDE – Councillor Terry Perram

Note: This Item was considered earlier in the Meeting as detailed in these Minutes.

COUNCIL REPORTS

18 CORPORATE PERFORMANCE REPORTING (CPR) AND ASSOCIATED SYSTEMS

RESOLUTION: (Moved by Councillors Pickering and Etmekdjian)

- (a) That Council note the content and findings of the Confidential Internal Audit Report- Review of LG Software Solutions and associated companies procurement April 2013.
- (b) That Council endorse the payment of all outstanding accounts and commitments with these entities noting that prior to payment all claims for payment will be subject to validation by the Acting General Manager to ensure that all work claimed for has been completed and accepted by Council.
- (c) That Council reconfirm its resolution in relation to the report received on 26 March 2013 on the ongoing development of the Performance Development System in light of this report.

- (d) That this report along with the attached investigation report be issued to the firm conducting the General Procurement Review.

Record of Voting:

For the Motion: The Mayor, Councillor Petch and Councillors Chung, Etmekdjian, Laxale, Pendleton, Perram, Pickering, Salvestro-Martin and Simon

Against the Motion: Councillor Maggio

Note: Councillor Simon left the meeting at 10.56pm and did not return.

17 PART 3A - SHEPHERDS BAY - LEGAL ADVICE

Note: Councillor Simon disclosed a pecuniary interest in this Item for the reason that he owns and lives in his property in Bowden Street, Meadowbank.

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

RESOLUTION: (Moved by Councillors Pendleton and Perram)

- (a) That no further legal action be taken in respect to 'Holdmark' Part 3A for Shepherds Bay.
- (b) That Council write to the Minister for Planning requesting confirmation that should there be an appeal by the applicant on the Part 3A 'Holdmark' Shepherd's Bay approval that;
1. Any amendments to the Concept Plan and Stage 1 application would be re-notified for community and Council comment; and
 2. Should the matter proceed to a Section 34 Conference, that Council will be invited to participate in the mediation process as an interested party.

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.

NATIONAL ANTHEM

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

The meeting closed at 10.58pm.

CONFIRMED THIS 28TH DAY OF MAY 2013

Chairperson