

Meeting Date: Tuesday 10 June 2014
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: 7.30pm

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

Apologies: Nil.

Staff Present: Acting General Manager, Acting Group Manager – Community Life, Acting Group Manager – Corporate Services, Group Manager – Environment and Planning, Group Manager – Public Works, General Counsel, Manager – Communications and Media, Manager – Human Resources, Manager – Risk and Audit, Manager – Library Services, Manager – Operations, Section Manager – Properties, Section Manager – Waste, Section Manager – Passive Parks and Streetscapes, Coordinator – Passive Parks and Streetscapes, Coordinator – Digital Communications and Section Manager – Governance.

PRAYER

Pastor Ben Rodgers of the Ryde Baptist Church was present and offered prayer prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

TABLING OF PETITIONS

No Petitions were tabled.

SUSPENSION OF STANDING ORDERS

RESOLUTION: (Moved by Councillors Li and Yedelian OAM)

That Standing Orders be suspended in order to allow members of the public to address Council in relation to Item 12 – CCTV Cameras in Eastwood, the time being 7.33pm.

Record of Voting:

For the Motion: Unanimous

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed Council:

Name	Topic
Simone But	Item 12 – CCTV Cameras in Eastwood
Michelle But	Item 12 – CCTV Cameras in Eastwood

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses were made to Council.

SUSPENSION OF STANDING ORDERS

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

That Standing Orders be suspended in order for Councillor Salvestro-Martin to address the meeting in relation to a confidential document previously circulated to Councillors, the time being 7.40pm.

Record of Voting:

For the Motion: Unanimous

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Laxale and Yedelian OAM)

That Council now consider the following Item, the time being 7.44pm:

- Item 12 – CCTV Cameras in Eastwood.

Record of Voting:

For the Motion: Unanimous

LATE REPORT

12 CCTV CAMERAS IN EASTWOOD

Note: Simone But and Michelle But addressed the meeting in relation to this Item.

Note: A confidential letter from the NSW Police Force, Ryde Local Area Command dated 6 June 2014 was tabled in relation to this Item and a copy is ON FILE - CONFIDENTIAL.

RESOLUTION: (Moved by Councillors Laxale and Li)

- (a) That Council accept the invitation to apply for funding under the Safer Streets Program to provide lighting and CCTV in Eastwood, including but not limited to the vicinity of Glen Reserve, Eastwood Plaza and Glen Street Carpark as outlined in the body of this report.
- (b) That Council work with Ryde Local Area Command and the Chambers of Commerce and other community leaders to conduct a program of safety audits and education for local retailers.
- (c) That Council endorse the proposed works at Glen Street and Rowe Street Carparks and Glen Reserve Eastwood as outlined in this report.
- (d) That Council consult with all Chambers of Commerce in Eastwood regarding the outcome of this report, in the presence of Ryde Local Area Command.
- (e) That a media release regarding this decision be circulated through the normal channels.

Record of Voting:

For the Motion: Unanimous

MAYORAL MINUTES

There were no Mayoral Minutes.

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Council Meeting held on 27 May 2014

RESOLUTION: (Moved by Councillors Pickering and Pendleton)

That the Minutes of the Council Meeting 8/14, held on 27 May 2014 be confirmed.

Record of Voting:

For the Motion: Unanimous

2 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 6/14 held on 3 June 2014

RESOLUTION: (Moved by Councillors Perram and Petch)

That Council determine Items 2 and 4 of the Works and Community Committee report 6/14 held on 3 June 2014, noting that Items 1 and 3 were dealt with by the Committee within its delegated powers.

Record of Voting:

For the Motion: Unanimous

2 BANJO PATERSON PARK WHARF - REFURBISHMENT WORKS

RESOLUTION: (Moved by Councillors Perram and Petch)

- (a) That Council incorporates the upgrading of Banjo Paterson Park Wharf in the 2014/2015 Delivery Plan within the Foreshore program.
- (b) That Council allocate \$200,000 for the upgrading of Banjo Paterson Park Wharf to be funded via the Section 94 Reserve – Category OP12 "Foreshore Parks: Putney to Gladesville embellishment".

Record of Voting:

For the Motion: Unanimous

4 PROJECT STATUS REPORT AS AT 30 APRIL 2014 – PROJECT DEVELOPMENT UNIT

RESOLUTION: (Moved by Councillors Perram and Petch)

- (a) That Council receive and note this report.
- (b) That a report be brought back to the next Works and Community Committee Meeting on 17 June 2014 detailing the parties consulted prior to removal of the deck at Brush Farm House and including the process undertaken.

Record of Voting:

For the Motion: Unanimous

3 PUTNEY HILL – CHANGE OF STREET NAME – LARDELLI DRIVE

Note: Councillor Yedelian OAM left the meeting at 8.15pm and was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Petch and Pickering)

- (a) That Council proceed with the adoption of Lardelli Drive.
- (b) That Council advise key utilities and service providers once Lardelli Drive is gazetted to assist them in the correction of their databases and documents.

Record of Voting:

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

Against the Motion: Councillor Salvestro-Martin

Note: Councillor Yedelian OAM returned to the meeting at 8.16pm.

4 PUBLIC LIABILITY COVER FOR SMALL INCORPORATED BODIES

RESOLUTION: (Moved by Councillors Pendleton and Petch)

- (a) That in accordance with the advice received from Council's insurance broker, Council retain its current policy position in relation to the mandatory requirement for separate insurance cover being required for all incorporated bodies.
- (b) That the current review of Council's Community Grant Policy include purchase of public liability cover when exploring options to assist the establishment of emerging and small community organisations.

Record of Voting:

For the Motion: Unanimous

5 DRAFT CUSTOMER SERVICE CHARTER

MOTION: (Moved by Councillors Pendleton and Petch)

- (a) That Council adopt the **ATTACHED** draft Customer Service Charter, subject to clarification of the appeals process and layout refinements.

- (b) That the adopted Customer Service Charter be promoted to the community through the usual communication channels and other channels where appropriate.

AMENDMENT: (Moved by Councillors Perram and Pickering)

- (a) That no further action be taken on the draft Customer Service Charter.
- (b) That a further report to Council be prepared regarding a mechanism whereby members of the community can request a review of decisions made by Council staff.

On being put to the Meeting, the voting on the Amendment was three (3) votes For and nine (9) votes Against. The Amendment was **LOST**. The Motion was the put and **CARRIED**.

Record of Voting:

For the Amendment: Councillors Etmekdjian, Perram and Pickering

Against the Amendment: The Mayor, Councillor Maggio and Councillors Chung, Laxale, Li, Pendleton, Petch, Salvestro-Martin, Simon and Yedelian OAM

RESOLUTION: (Moved by Councillors Pendleton and Petch)

- (a) That Council adopt the **ATTACHED** draft Customer Service Charter, subject to clarification of the appeals process and layout refinements.
- (b) That the adopted Customer Service Charter be promoted to the community through the usual communication channels and other channels where appropriate.

Record of Voting:

For the Motion: Unanimous

6 **GENERAL MANAGER RECRUITMENT - Recommendations Regarding The Process for Recruitment of a General Manager**

MOTION: (Moved by Councillors Etmekdjian and Pendleton)

- (a) That Council endorse the process and approximate time frames outlined in this report for the recruitment of the General Manager.
- (b) That the **ATTACHED** Expression of Interest (EOI) document is endorsed and is to be published immediately following endorsement of the outlined process.

- (c) That the recommended providers as set out in this report be contacted and requested to provide a submission in response to the (EOI) documents.

AMENDMENT: (Moved by Councillors Petch and Perram)

- (a) That Council publically advertise through the normal processes and call for submissions from suitable agencies.
- (b) That those agencies then be assessed and a report presented to Council for consideration.

On being put to the Meeting, the voting on the Amendment was three (3) votes For and nine (9) votes Against. The Amendment was **LOST**. The Motion was the put and **CARRIED**.

Record of Voting:

For the Amendment: Councillors Perram, Petch and Salvestro-Martin

Against the Amendment: The Mayor, Councillor Maggio and Councillors Chung, Etmekdjian, Laxale, Li, Pendleton, Pickering, Simon and Yedelian OAM

RESOLUTION: (Moved by Councillors Etmekdjian and Pendleton)

- (a) That Council endorse the process and approximate time frames outlined in this report for the recruitment of the General Manager.
- (b) That the **ATTACHED** Expression of Interest (EOI) document is endorsed and is to be published immediately following endorsement of the outlined process.
- (c) That the recommended providers as set out in this report be contacted and requested to provide a submission in response to the (EOI) documents.

Record of Voting:

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

Against the Motion: Councillors Petch and Salvestro-Martin

LATE ITEMS

9 CROWN LANDS WHITE PAPER

RESOLUTION: (Moved by Councillors Petch and Yedelian OAM)

- (a) That Council lodge a submission on the Crown Lands White Paper by 20 June 2014, encompassing its concerns in respect of the following areas:
- The Strategic Review process and Council's requirement to be included in the process, as the key local stakeholder. If this Review has been completed, Council requires this information immediately.
 - The need for greater clarity around the high level concepts provided to date
 - Subject to further clarification, Council expects negotiated outcomes and formalised frameworks with the Crown, for all key Crown land parcels in the City of Ryde.
 - Any other matter that Council Officers subsequently consider necessary.
- (b) That Council closely monitors the 'Pilot Process' and reviews the outcomes achieved.
- (c) That Council liaises with NSROC on initiatives and actions taken on this matter, including providing NSROC with a copy of Council's submission.
- (d) That this matter be further reported to Council once Council has evaluated the Strategic Assessment of the City of Ryde's Crown Land.

Record of Voting:

For the Motion: Unanimous

10 JOINT LIBRARY AGREEMENT

RESOLUTION: (Moved by Councillors Petch and Chung)

- (a) That Council endorse the establishment of a new three year Joint Library Agreement with Hunters Hill Council, based upon the principles of this report.
- (b) That the Acting General Manager be granted delegated authority to sign the Joint Library Agreement with Hunters Hill Council.

Record of Voting:

For the Motion: Unanimous

12 CCTV CAMERAS IN EASTWOOD

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

CLOSED SESSION

ITEM 7 - COR-RFT-04/14 - PROVISION OF BUSH REGENERATION SERVICES

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: (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

ITEM 8 - PROPOSED VOLUNTARY PLANNING AGREEMENT FOR 10 BYFIELD STREET, MACQUARIE PARK

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: (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

ITEM 11 – WASTE COLLECTION SERVICES BIN OWNERSHIP – Variation of Contract PWS/03/05

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: (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.

RESOLUTION: (Moved by Councillors Petch and Simon)

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

Record of Voting:

For the Motion: Unanimous

Note: The Council closed the meeting at 9.20pm. The public and media left the chamber.

7 COR-RFT-04/14 - PROVISION OF BUSH REGENERATION SERVICES

Note: Councillor Salvestro-Martin left the meeting at 9.44pm and was not present for voting on this Item.

RECOMMENDATION: (Moved by Councillors Pendleton and Petch)

That this matter be referred back to the Evaluation Panel for the provision of further information with regard to the past performance of the recommended providers and a further report be presented to Council.

Record of Voting:

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

Against the Motion: Councillor Pickering

8 PROPOSED VOLUNTARY PLANNING AGREEMENT FOR 10 BYFIELD STREET, MACQUARIE PARK

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

RECOMMENDATION: (Moved by Councillors Petch and Perram)

- (a) That Council support “in principle” the Voluntary Planning Agreement offer by Pro-invest Australian Hospitality Opportunity (ST) Pty Ltd as trustee for Pro-invest Australian Hospitality Opportunity Trust as part of the Development Application LDA2013/522 at 10 Byfield Street, Macquarie Park, for the construction of a hotel.
- (b) That the above be communicated to the Joint Regional Planning Panel at the time of determination of the application,
- (c) That the Acting General Manager be delegated authority to finalise the Voluntary Planning Agreement with Pro-invest Australian Hospitality Opportunity (ST) Pty Ltd as trustee for Pro-invest Australian Hospitality Opportunity Trust, and
- (d) That the General Counsel or the Acting General Manager be delegated authority to execute the Voluntary Planning Agreement with Pro-invest Australian Hospitality Opportunity (ST) Pty Ltd at Pro-invest Australian Hospitality Opportunity Trust on behalf of the City of Ryde.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Salvestro-Martin returned to the meeting at 9.46pm.

LATE ITEM - CONFIDENTIAL

11 WASTE COLLECTION SERVICES BIN OWNERSHIP – Variation of Contract PWS/03/05

RECOMMENDATION: (Moved by Councillors Petch and Pickering)

- (a) That Council accepts the offer from SITA Australia Pty Ltd for the transfer of bin ownership to Council for a consideration of \$1,450,000 (excl. GST) at the conclusion of the Waste Collection Services contract PWS/03/05 on 30 April 2015.
- (b) That Council allocate the amount of \$1,450,000 (excl. GST) from the Domestic Waste Reserve for the purchase.
- (c) That the Acting General Manager be delegated with the authority to complete the negotiations in regards to this matter.
- (d) That Council endorse the sale of the bins to the successful tenderer of the upcoming Waste Collection Services tender COR-RFT-09/14 on 1 May 2015 for the sum of \$1,450,000 (excl. GST) to allow for the continuation of waste services with existing bins.
- (e) That proceeds from the sale of existing bins to the successful tenderer be transferred to the Domestic Waste Reserve.
- (f) That under s55(3)(i) of the Local Government Act 1993, Council resolve that due to the unavailability of competitive tenderers in relation to the proposed purchase of bins, a satisfactory result would not be achieved by inviting tenders.

Record of Voting:

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

Against the Motion: Councillor Salvestro-Martin

OPEN SESSION

RESOLUTION: (Moved by Councillors Petch and Pendleton)

That Council resolve itself into open Council.

Record of Voting:

For the Motion: Unanimous

Note: Open Council resumed at 9.47pm.

RESOLUTION: (Moved by Councillors Simon and Pickering)

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

Record of Voting:

For the Motion: Unanimous

NATIONAL ANTHEM

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

The meeting closed at 9.50pm.

CONFIRMED THIS 24TH DAY OF JUNE 2014

Chairperson