

Meeting Date: Tuesday 24 November 2020
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 7.02pm

Councillors Present: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell, Yedelian OAM and Zhou.

Apologies: Nil.

Note: Councillor Maggio left the meeting at 11.02pm during discussion on Confidential Item 14 and did not return. He was not present for voting on this Item.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Chief Financial Officer, Manager – Communications and Engagement, Acting Manager – Corporate Governance, Manager – Community and Ranger Services, Manager – Operations, Manager – Strategic Property, Team Leader – Community Grants and Direct Services, Arts and Cultural Development Coordinator, Development Contributions Coordinator, System Support Officer, Civic Services Manager and Civic Support Officer.

PRAYER

Pastor Alan Au of the Captivate Presbyterian Church, North Ryde was present and offered prayer prior to the commencement of the meeting.

NATIONAL ANTHEM

The National Anthem was sung prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

The Mayor, Councillor Laxale disclosed a Less than Significant Non-Pecuniary Interest in Mayoral Minute 12/20 – Denistone East Primary School Parking Arrangements for the reason that his children attend the school.

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Item 13 – Request for Tender – Tender Evaluation – COR-RFT-04-20 Ryde Youth Theatre for the reason that she knows quite a few of the people involved in the tender process.

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Item 3(5) – Small Grants, Allocation of Funding Round 2, 2020 for the reason that one of the applicants is a client of her husband and some other applicants are known to her through the community.

TABLING OF PETITIONS

The Mayor, Councillor Laxale tabled a petition from Denistone East Primary School P&C with over 450 signatures in relation to Mayoral Minute 12/20 – Denistone East Primary School Parking Arrangements and a copy is **ON FILE**.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

No written submissions were made to Council.

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No written submissions were made to Council.

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Brown and Yedelian OAM)

That Council now consider the following Item, the time being 7.10pm:-

- **Notice of Motion 6** – Ryde Local Housing Strategy 2020 and Multi-Dwelling Housing Planning Proposal.

Record of the Voting:

For the Motion: Unanimous

NOTICE OF MOTION

6 RYDE LOCAL HOUSING STRATEGY 2020 AND MULTI DWELLING HOUSING PLANNING PROPOSAL - Councillor Trenton Brown

Note: A Memorandum from the Director – City Planning and Environment dated 23 November 2020 together with a letter regarding the Public Exhibition of the Medium Housing Density Planning Proposal and Draft Local Housing Strategy was tabled in relation to this Item and a copy is ON FILE.

MOTION: (Moved by Councillors Brown and Yedelian OAM)

That the City of Ryde Council recognise the highly controversial nature of the Ryde Local Housing Strategy planning proposal and therefore respond to the concerns expressed by our community by committing to the following actions:-

- (a) Continue the period of public community consultation until 28 February 2021.
- (b) Provide communications in multi-lingual brochures.
- (c) Develop a program of localised public hearings for residents to hear about the proposed changes to the Planning Controls in Low Density Residential Zones and to express their concerns in a Q&A style format.
- (d) Conduct those meetings in English and have dedicated Chinese and Korean language sessions for those who request a session.
- (e) Develop an online Q and A section on the City of Ryde internet site that provides information about frequently asked questions on this Planning Proposal.
- (f) Advertisements through all media channels that an extension to the public consultation has been granted.

AMENDMENT: (Moved by Councillors Purcell and Pedersen)

- (a) That Councillors note extensive consultation in regards to the medium density housing code planning proposal and the Ryde housing strategy
- (b) That feedback received in submissions in regards to multilingual consultation be provided to relevant staff for review
- (c) That council note the final reports on the medium density housing code planning proposal and the Ryde housing strategy are due for consideration at the December council meeting, where council can then make an informed decision about the need for any further consultation.

On being put to the meeting, the voting on the Amendment was six (6) All. The Mayor, Councillor Laxale used his casting vote For the Amendment. The Amendment was **CARRIED** and then became the Motion.

Record of the Voting:

For the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

Against the Amendment: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

Note: Councillor Kim attempted to move the below Further Amendment in relation to this Item.

FURTHER AMENDMENT: (Moved by Councillor Kim)

- (a) That the Council endorse multi-culturalism and work towards working in harmony and respect of residents from non-English speaking backgrounds.
- (b) That the Council endorse all inclusive community consultations on all issues that affects rights and interests of all residents of non-English speaking backgrounds.

Note: The Mayor, Councillor Laxale ruled the Further Amendment out of order in accordance with Clause 10.11 of Council's Code of Meeting Practice.

MOTION OF DISSENT: (Moved by Councillors Kim and Lane)

That a Motion of Dissent be moved against the Mayor, Councillor Laxale's ruling that the proposed Further Amendment by Councillor Kim was out of order.

On being put to the meeting, the voting on the Motion was six (6) All. The Mayor, Councillor Laxale used his casting vote Against the Motion. The Motion was **LOST**.

Record of the Voting:

For the Motion: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

Against the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

- (a) That Councillors note extensive consultation in regards to the medium density housing code planning proposal and the Ryde housing strategy.
- (b) That feedback received in submissions in regards to multilingual consultation be provided to relevant staff for review
- (c) That council note the final reports on the medium density housing code planning proposal and the Ryde housing strategy are due for consideration at the December council meeting, where council can then make an informed decision about the need for any further consultation.

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

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

Against the Motion: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

MAYORAL MINUTE

MM12/20 DENISTONE EAST PRIMARY SCHOOL PARKING ARRANGEMENTS - Mayor, Councillor Jerome Laxale

Note: The Mayor, Councillor Laxale disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that his children attend the school.

Note: The Mayor, Councillor Laxale tabled a petition from Denistone East Public School P&C with over 450 signatures in relation to this Item and a copy is **ON FILE**.

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council immediately reinstate the *No Parking 8-9.30am & 2.30-4pm School Days* on Henderson Street along the frontage of Denistone East Public School.
- (b) That Council advise Denistone East Public School and residents on Henderson Street between Boronia Lane and Kings Road of the change.

Record of the Voting:

For the Motion: Unanimous

COUNCIL REPORTS

1 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That Council adopt Items 3, 3(1), 4, 4(1), 4(4), 6, 7, 8, 13 and 15 on the Council Agenda as per the recommendations in the reports.

Record of the Voting:

For the Motion: Unanimous

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 8/20 held on 10 November 2020

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That Council determine Items 1, 5, 7(I) and 7(J) of the Works and Community Committee report 8/20, held on 10 November 2020 noting that Items 2, 3, 4, 6, 7(A), 7(B), 7(C), 7(D), 7(E), 7(F), 7(G), 7(H), 7(K), 7(L) and 7(M) were dealt with by the Committee within its delegated powers.

Record of the Voting:

For the Motion: Unanimous

1 CONFIRMATION OF MINUTES - Works and Community Committee Meeting held on 13 October 2020

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That the Minutes of the Works and Community Committee Meeting 7/20, held on 13 October 2020, be confirmed.

Record of the Voting:

For the Motion: Unanimous

4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 4/20 held on 10 November 2020

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That Council determine Items 1 and 4 of the Finance and Governance Committee Meeting 4/20 held on 10 November 2020 noting that Items 2, 3 and 5 were dealt with by the Committee within its delegated powers.

Record of the Voting:

For the Motion: Unanimous

1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 13 October 2020

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That the Minutes of the Finance and Governance Committee 3/20, held on 13 October 2020, be confirmed.

Record of the Voting:

For the Motion: Unanimous

4 INVESTMENT REPORT AS AT 31 OCTOBER 2020

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That Council endorse the Investment Report as at 31 October 2020.

Record of the Voting:

For the Motion: Unanimous

6 ADOPTION OF THE 2019/20 FINANCIAL STATEMENTS

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

- (a) That in accordance with Section 419 of the Local Government Act 1993, Council receive and note the Auditor's Reports on the 2019/20 Annual Financial Statements for the year ended 30 June 2020.
- (b) That any public submissions on the 2019/20 Financial Reports be referred to Council's External Auditors, the Audit Office of NSW.

Record of the Voting:

For the Motion: Unanimous

7 PROPOSED EXTENSION OF THE JOBSEEKER/JOBKEEPER RATES REBATE SCHEME

Note: A Memorandum from the Director – Corporate Services dated 24 November 2020 was tabled in relation to this Item and a copy is ON FILE.

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

- (a) That Council considers any submissions received during the public exhibition process; and
- (b) That Council endorse the extension of the JobSeeker/JobKeeper rate rebate to remain open until 31 March 2021.

Record of the Voting:

For the Motion: Unanimous

8 ANNUAL REPORT ON CODE OF CONDUCT COMPLAINT STATISTICS

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

- (a) That Council note the Annual Report on Code of Conduct Complaint Statistics for the period from 1 September 2019 to 31 August 2020

- (b) That Council provide these statistics to the Office of Local Government as required by the Model Code of Conduct – Complaints Procedure (Part 11).

Record of the Voting:

For the Motion: Unanimous

13 REQUEST FOR TENDER - TENDER EVALUATION- COR-RFT-04-20 RYDE YOUTH THEATRE

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she knows quite a few of the people involved in the tender process.

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

- (a) That pursuant to Clause 178(1)(a) of the Local Government (General) Regulations 2005, Council accepts the tender from Shopfront Youth Arts CoOp for the delivery of Ryde Youth Theatre for \$75,000 (excluding GST) per annum from 2020/21 to 2024/25.
- (b) That Council delegate the General Manager the authority to enter into a contract with Shopfront Youth Arts CoOp for COR-RFT-04-20 for the delivery of Ryde Youth Theatre on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council advise all the respondents of Council's decision.

Record of the Voting:

For the Motion: Unanimous

15 REQUEST FOR TENDER - COR-RFT - 03/20 - ELECTRICAL SERVICES TENDER

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

- (a) That Council accepts the tenders for the programmed maintenance and testing of the electrical equipment and lighting equipment within the City of Ryde buildings for a 2 year period with an option to extend for up to a further 2 years (2 x 1 year) as recommended in the Tender Evaluation Report from the following contractors:-

- eti-Raven
- MSB Electrical Services
- Platinum Electricians
- CBD Mechanical Electrical
- Sydney Electrical & Data

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

Record of the Voting:

For the Motion: Unanimous

2 CONFIRMATION OF MINUTES - Council Meeting held on 27 October 2020

RESOLUTION: (Moved by Councillors Gordon and Clifton)

That the Minutes of the Council Meeting 12/20, held on 27 October 2020 be confirmed, noting that during the meeting of 27 October 2020 when voting on the Item where Council resolved into Closed Session, Councillor Lane did not abstain, he voted Against the Motion.

Record of the Voting:

For the Motion: Unanimous

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 8/20 held on 10 November 2020

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

1 CONFIRMATION OF MINUTES - Works and Community Committee Meeting held on 13 October 2020

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

5 SMALL GRANTS, ALLOCATION OF FUNDING ROUND 2, 2020

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that one of the applicants is a client of her husband and some other applicants are known to her through the community.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council endorse funding to the following organisations in Round 2 of the 2020 Small Grants:-

Ref	Organisation	Project Title	Funding Requested	Funding Granted	Project Description	Other Comments
SM02	Ample Abilities Inc.	Dine Out Fun- A project to assist people with a disability to order a meal	\$2,000	\$2,000	An educational project to build the independence of people with a disability.	
SM03	Ryde Salvation Army	Ryde Salvos Xmas- 2020	\$2,000	\$2,000	Hampers and toys for disadvantaged members of the community.	
SM06	Cerebral Palsy Alliance	Assessment resources for children with a disability	\$2,000	\$2,000	Clinical assessment tool for children with a disability to appropriately assess language and link them with suitable therapeutic options.	
SM07	Side by Side Advocacy	Enhancing connections for people with an intellectual disability	\$2,000	\$2,000	Training of citizen advocates (volunteers) to support and advocate for people with a disability.	
SM09	Catholic Healthcare	Enjoying Autumn Entrances	\$1,850	\$1,300	Social day trip for 30-40 seniors from a Korean speaking background	Funding for staffing costs and total cost of refreshments is not eligible under the Grant Program.

SM11	Voices of Women Inc.	Voices of South Asian Women in Ryde	\$2,000	\$2,000	A story-telling project/ workshop to empower and connect women from South Asian communities	
Total			\$11,850	\$11,300		

(b) That funding is available from within the Community Grants Program budget to fund the recommended applications totalling \$11,300.

(c) That Council does not endorse the following applications:-

Ref	Organisation	Project Title	Funding Requested	Funding Granted	Project Description	Other Comments
Sm01	Riding for the Disabled-The Ryde Centre (Riding for the Disabled-NSW)	Vet care and feed for horses	\$2,000	\$0	Application for vet care and feed costs for horses.	Operational costs not eligible under the Grants Program.
Sm08	Australian Indian Sports Educational and Cultural Society Inc. (AISECS)	Community Cricket Match	\$2,000	\$0	Cricket match hosted by AISECS that aims to provide an opportunity for networking between attendees and local dignitaries.	Not eligible as no information provided on how the project is inclusive to all community members, as cricket match is by invitation.
SM13	Falun Dafa Association of Australia	Free Falun Dafa Meditation class	\$2,000	\$0	Provides two free Falun Dafa meditation classes to improve participants physical and mental health.	Prohibitive advertising and promotional costs for an existing program.
Total			\$6,000	\$0		

Record of the Voting:

For the Motion: Unanimous

7 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - SEPTEMBER MEETING

(I) VARIOUS STREETS, CITY OF RYDE - FIXED CAR SHARE

MOTION: (Moved by Councillors Purcell and Pedersen)

The following changes be made to the parking restrictions in various streets of City of Ryde:-

1. That all locations from 1 through to 25 be authorised for single use fixed car share parking.
2. All approved fixed car share locations be delineated in accordance with Council's *Fixed Space Car Share Guidelines (Jan 2020)*, with the required payment of the applicable setup and annual fees and charges by the car share operators to Council, upon which Council will also issue a Car Share Vehicle Parking Authority to each of the approved locations.

AMENDMENT: (Moved by Councillors Lane and Brown)

The following changes be made to the parking restrictions in various streets of City of Ryde:-

1. The following locations be authorised for single use fixed car share parking:
 - Location 1 - 14 Constitution Road Ryde
 - Location 2 - 45 Meadowbank Crescent, West Ryde
 - Location 4 - 1-3 Lee Avenue, Ryde
 - Location 6 - 20 Herbert Street, West Ryde
 - Location 12 - Opp 1-3 Bank Street, Meadowbank
 - Location 14 - Meadow Crescent E side outside 21-22 Bank Street, Meadowbank
 - Location 15 - 90 Belmore Street (E side), Ryde
 - Location 16 - 9 Rothesay Avenue, Ryde
 - Location 17 – Constitution Road cnr Belmore Street, Ryde
 - Location 18 - 12 Isabel Street, Ryde
 - Location 19 - Hamilton Crescent W, cnr Constitution Road, Ryde
 - Location 21 - Opp 31 Wattle Street, West Ryde
 - Location 22 - 30-32 Forster Street, West Ryde
 - Location 23 - 4 Bay Drive, Meadowbank.
2. All approved fixed car share locations be delineated in accordance with Council's *Fixed Space Car Share Guidelines (Jan 2020)*, with the required payment of the applicable setup and annual fees and charges by the car share operators to Council, upon which Council will also issue a Car Share Vehicle Parking Authority to each of the approved locations.

3. That further education and consultation occur with residents surrounding the rejected locations.

On being put to the meeting, the voting on the Amendment was six (6) All. The Mayor, Councillor Laxale used his casting vote Against the Amendment. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of the Voting:

For the Amendment: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

Against the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

The following changes be made to the parking restrictions in various streets of City of Ryde:-

1. That all locations from 1 through to 25 be authorised for single use fixed car share parking.
2. All approved fixed car share locations be delineated in accordance with Council's *Fixed Space Car Share Guidelines (Jan 2020)*, with the required payment of the applicable setup and annual fees and charges by the car share operators to Council, upon which Council will also issue a Car Share Vehicle Parking Authority to each of the approved locations.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Pedersen, Purcell and Zhou

Against the Motion: Councillors Kim, Lane, Maggio, Moujalli and Yedelian OAM

7 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - SEPTEMBER MEETING

(J) NELSON STREET, GLADESVILLE - RESIDENT PARKING SCHEME

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

The following change be made to the parking restrictions in Nelson Street, Gladesville (a) and communication to occur as per (b) below:-

- (a) The Western side of Nelson Street that is currently signed posted as 2P 7am-5pm Mon – Fri be incorporated into the Zone 9 resident parking scheme and will operate as 2P 8am – 6pm Mon-Fri Authorised Permit Holders Excepted.
- (b) All residents of Nelson Street be advised of Council’s decision.
- (c) That staff organise a workshop for Councillors to revisit the resident parking policy.
- (d) That staff consult with residents on the Eastern side of Nelson Street to implement a similar resident parking scheme.

Record of the Voting:

For the Motion: Unanimous

4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 4/20 held on 10 November 2020

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

1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 13 October 2020

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

4 INVESTMENT REPORT AS AT 31 OCTOBER 2020

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

5 SEPTEMBER QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2020-2024 AND 2020/2021 OPERATIONAL PLAN

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That the report of the September 2020 Quarterly Review Statement - Four Year Delivery Plan 2020 - 2024 and One Year 2020/21 Operational Plan, *Quarter One, July – September 2020* be received and endorsed by Council.
- (b) That the proposed budget adjustments and Project changes summarised in ATTACHMENT 3 to the report, resulting in no net impact on Council's projected Working Capital position of \$4.50 million (as at 30 June 2021) be endorsed by Council.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Lane, Maggio, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: Councillors Kim and Moujalli

6 ADOPTION OF THE 2019/20 FINANCIAL STATEMENTS

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

7 PROPOSED EXTENSION OF THE JOBSEEKER/JOBKEEPER RATES REBATE SCHEME

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

8 ANNUAL REPORT ON CODE OF CONDUCT COMPLAINT STATISTICS

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

9 OUTDOOR DINING FEES AND FOOD INSPECTION FEES - REPORT ON PUBLIC SUBMISSIONS

RESOLUTION: (Moved by Councillors Maggio and Brown)

- (a) That Council notes that no public submissions were made in respect of the proposed resolution to extend financial assistance and continue waiving Outdoor Dining Fees and Food Inspection Fees for an additional period until the end of March 2021.
- (b) That the Mayor, Councillor Laxale write to all eligible businesses in regards to this initiative and Councils support of it.

Record of the Voting:

For the Motion: Unanimous

10 2020/2021 CHRISTMAS NEW YEAR ARRANGEMENTS FOR THE GENERAL MANAGER

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

That Council, pursuant to Section 351(1)(a) of the *Local Government Act 1993*, temporarily appoints Liz Coad, Director – City Planning and Environment as General Manager for the period between 12.00am on 4 January 2021 to 12 midnight on 29 January 2021, while the incumbent General Manager is on annual leave.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton Gordon, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: Councillors Kim, Lane, Maggio and Moujalli

11 MANAGING FUNCTIONS OF COUNCIL DURING THE 2020/2021 CHRISTMAS/NEW YEAR RECESS

MOTION: (Moved by Councillors Gordon and Pedersen)

- (a) That Pursuant to Section 226 (o) of the Local Government Act 1993 and subject to the requirements of paragraph (b) below, the Mayor is authorised to exercise all functions of Council during the period between 12.00am on 8 December 2020 and 12.00 midnight on 22 February 2021 but only in the case of an emergency and in consultation with the General Manager.

- (b) That notwithstanding the requirements of paragraph (a) above, the Council notes and acknowledges that the Mayor can exercise the policy-making functions of the governing body of the Council between meetings of the Council, but only in cases of necessity as authorised by Section 226 (d) of the *Local Government Act 1993*.
- (c) That any functions of the Council exercised by the Mayor in accordance with this resolution, be communicated to all Councillors as soon as possible, in addition to a Mayoral Minute being submitted to Council's meeting on 23 February 2021 that specifies the functions exercised, if any.

AMENDMENT: (Moved by Councillors Kim and Lane)

- (a) That Pursuant to Section 226 (o) of the Local Government Act 1993 and subject to the requirements of paragraph (b) below, that the panel of Councillors are authorised to exercise all functions of Council during the period between 12.00am on 8 December 2020 and 12.00 midnight on 22 February 2021 but only in the case of an emergency and in consultation with the General Manager.
- (b) That notwithstanding the requirements of paragraph (a) above, the Council notes and acknowledges that the panel of Councillors can exercise the policy-making functions of the governing body of the Council between meetings of the Council, but only in cases of necessity as authorised by Section 226 (d) of the *Local Government Act 1993*.
- (c) That any functions of the Council exercised by the panel of Councillors in accordance with this resolution, be communicated to all Councillors as soon as possible, in addition to a Mayoral Minute being submitted to Council's meeting on 23 February 2021 that specifies the functions exercised, if any.

On being put to the Meeting, Councillor Maggio abstained from voting and accordingly his vote was recorded Against the Amendment. The voting on the Amendment was five (5) For and seven (7) Against. The Amendment was **LOST**.

Record of the Voting:

For the Amendment: Councillors Brown, Kim, Lane, Moujalli and Yedelian
OAM

Against the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Maggio, Pedersen, Purcell and Zhou

FURTHER AMENDMENT: (Moved by Councillors Brown and Lane)

- (a) That Pursuant to Section 226 (o) of the Local Government Act 1993 and subject to the requirements of paragraph (b) below, that a committee of the Mayor and Deputy Mayor are authorised to exercise all functions of Council during the period between 12.00am on 8 December 2020 and 12.00 midnight on 22 February 2021 but only in the case of an emergency and in consultation with the General Manager.
- (b) That notwithstanding the requirements of paragraph (a) above, the Council notes and acknowledges that a committee of the Mayor and Deputy Mayor can exercise the policy-making functions of the governing body of the Council between meetings of the Council, but only in cases of necessity as authorised by Section 226 (d) of the *Local Government Act 1993*.
- (c) That any functions of the Council exercised by the committee of the Mayor and Deputy Mayor in accordance with this resolution, be communicated to all Councillors as soon as possible, in addition to a Mayoral Minute being submitted to Council's meeting on 23 February 2021 that specifies the functions exercised, if any.

On being put to the Meeting the voting on the Amendment was six (6) All. The Mayor, Councillor Laxale used his casting vote Against the Amendment. The Further Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of the Voting:

For the Amendment: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

Against the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That Pursuant to Section 226 (o) of the Local Government Act 1993 and subject to the requirements of paragraph (b) below, the Mayor is authorised to exercise all functions of Council during the period between 12.00am on 8 December 2020 and 12.00 midnight on 22 February 2021 but only in the case of an emergency and in consultation with the General Manager.
- (b) That notwithstanding the requirements of paragraph (a) above, the Council notes and acknowledges that that the Mayor can exercise the policy-making functions of the governing body of the Council between meetings of the Council, but only in cases of necessity as authorised by Section 226 (d) of the *Local Government Act 1993*.

- (c) That any functions of the Council exercised by the Mayor in accordance with this resolution, be communicated to all Councillors as soon as possible, in addition to a Mayoral Minute being submitted to Council's meeting on 23 February 2021 that specifies the functions exercised, if any.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Maggio, Pedersen, Purcell and Zhou

Against the Motion: Councillors Brown, Kim, Lane, Moujalli and Yedelian OAM

INFORMATION REPORT

12 REPORT FOR THE INFORMATION OF COUNCIL - EXCLUSION OF ITEMS OF BUSINESS FROM THE COUNCIL MEETING HELD ON 27 OCTOBER 2020

Note: An Information Report was presented to Council.

NOTICES OF MOTION

1 DEFERRED NOTICE OF MOTION: RYDE FOODBANK - Councillor Dr Peter Kim

MOTION: (Moved by Councillors Kim and Maggio)

That the Ryde Council:-

- (a) make a declaration that the City of Ryde will stand to fight the "food hunger".
- (b) direct the General Manager to prepare a feasibility report, including a financial source, on establishing a 'Ryde Foodbank' at an appropriate location. The General Manager is to prepare the 'Ryde Foodbank' report for the March 2021 Ordinary Council meeting.

AMENDMENT: (Moved by Councillors Pedersen and Gordon)

- (a) That the City of Ryde acknowledges and supports the efforts of a range of local community and religious organisations in providing food and other emergency relief to individuals and families to prevent "food hunger".
- (b) That the General Manager, through ongoing consultation with local community and religious organisations, monitor the level of food and other emergency relief available in the City of Ryde to ensure an adequate level of support is available to meet increased community need, due to the health and economic impacts of COVID-19.

On being put to the Meeting the voting on the Amendment was six (6) All. The Mayor, Councillor Laxale used his casting vote For the Amendment. The Amendment was **CARRIED** and then became the Motion.

Record of the Voting:

For the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

Against the Amendment: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

- (a) That the City of Ryde acknowledges and supports the efforts of a range of local community and religious organisations in providing food and other emergency relief to individuals and families to prevent "food hunger".
- (b) That the General Manager, through ongoing consultation with local community and religious organisations, monitor the level of food and other emergency relief available in the City of Ryde to ensure an adequate level of support is available to meet increased community need, due to the health and economic impacts of COVID-19.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Lane, Moujalli, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: Councillors Kim and Maggio

2 DEFERRED NOTICE OF MOTION: FIND THE ALTERNATE VENUE FOR THE COMMUNITY ORGANISATIONS FROM THE CLOSURE OF THE RYDE CIVIC CENTRE - Councillor Dr Peter Kim

Note: The Mayor called for a Mover and Secunder for this Motion. As there was no Mover or Secunder, the Motion lapsed.

3 MEETING WITH ELTHAM STREET RESIDENTS - Councillor Roy Maggio

Note: A report regarding Monash Park Trees from the Councillor Information Bulletin dated 24 November 2020 was tabled in relation to this Item and a copy is ON FILE.

RESOLUTION: (Moved by Councillors Maggio and Kim)

- (a) That the General Manager heads a delegation with the City of Ryde Parks Team to facilitate a meeting as soon as possible with all residents on Eltham Street adjacent Monash Park to address their concerns with the abrasive roots which are causing major problems to their residence.
- (b) That minutes are provided to all Councillors of the meeting.

Record of the Voting:

For the Motion: Unanimous

4 ATTENDANCE AT COUNCIL MEETINGS - Councillor Sarkis Yedelian OAM

MOTION: (Moved by Councillors Yedelian OAM and Maggio)

- (a) That the General Manager facilitates and allows residents to physically attend the Council Chambers to address the Council meetings.
- (b) That the General Manager investigate reinstating the option of physical attendance of Councillors at Council meetings in accordance with COVID safe social distancing rules.

AMENDMENT: (Moved by Councillors Gordon and Purcell)

- (a) That council note that current Local Government Act 1993 health order in regards to attendance of councillors and the public at council meetings expires at the end of March 2021 and that Council retain the status quo in relation to meeting attendance and participation.
- (b) That the General Manager investigate reinstating the option of physical and/or remote attendance of councillors and the public at Council meetings in accordance with the NSW Government Public Health order regarding Council meetings and that a report be brought back to Council in March 2021.

On being put to the Meeting the voting on the Amendment was six (6) All. The Mayor, Councillor Laxale used his casting vote For the Amendment. The Amendment was **CARRIED** and then became the Motion.

Record of the Voting:

For the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

Against the Amendment: Councillors Brown, Lane, Kim, Maggio, Moujalli and Yedelian OAM

RESOLUTION: (Moved by Councillors Gordon and Purcell)

- (a) That council note that current Local Government Act 1993 health order in regards to attendance of councillors and the public at council meetings expires at the end of March 2021 and that Council retain the status quo in relation to meeting attendance and participation.
- (b) That the General Manager investigate reinstating the option of physical and/or remote attendance of councillors and the public at Council meetings in accordance with the NSW Government Public Health order regarding Council meetings and that a report be brought back to Council in March 2021.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Lane, Pedersen, Purcell and Zhou

Against the Motion: Councillors Kim, Maggio, Moujalli and Yedelian OAM

5 CHAUVEL STREET TEMPORARY FENCING/BARRICADES - Councillor Jordan Lane

Note: The Mayor called for a Mover and Secunder for this Motion. As there was no Mover or Secunder, the Motion lapsed.

6 RYDE LOCAL HOUSING STRATEGY 2020 AND MULTI DWELLING HOUSING PLANNING PROPOSAL - Councillor Trenton Brown

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

7 INCLUSIVE COMMUNITY CONSULTATION IN DRAFT HOUSING STRATEGY PUBLIC CONSULTATION - Councillor Dr Peter Kim

Note: The Mayor ruled this Item out of order in accordance with Clause 17.7 of Council's Code of Meeting Practice.

CLOSED SESSION

ITEM 14 - 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.

Note: Councillor Maggio left the meeting at 10.39pm and was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Clifton and Gordon)

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

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell, and Zhou

Against the Motion: Councillors Brown, Kim, Lane, Moujalli and Yedelian OAM

Note: The Council closed the meeting at 10.40pm. The public and media left the webcast.

Note: Councillor Maggio returned to the meeting at 10.45pm.

13 REQUEST FOR TENDER - TENDER EVALUATION- COR-RFT-04-20 RYDE YOUTH THEATRE

Note: This Item was discussed earlier in the meeting as detailed in these Minutes.

14 ADVICE ON COURT ACTIONS

Note: Councillor Maggio left the meeting at 11.02pm during discussion on this Item and did not return. He was not present for voting on this Item.

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That the report of the General Counsel be received.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Moujalli, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: Councillors Brown, Kim and Lane

15 REQUEST FOR TENDER - COR-RFT - 03/20 - ELECTRICAL SERVICES TENDER

Note: This Item was discussed earlier in the meeting as detailed in these Minutes.

OPEN SESSION

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

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Pedersen)

- (a) That the Council resolve itself into open Council.
- (b) That the recommendations of Items considered in Closed Session be received and adopted as resolution of Council without any alteration or amendment thereto.
- (c) That the remaining Items on the Agenda be deferred to the next Ordinary Council Meeting to be held on Tuesday 8 December 2020.

Record of the Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillors Kim, Lane and Yedelian OAM

Note: Open Council resumed at 11.05pm.

NOTICES OF MOTION

8 POLICY REGISTER - Councillor Dr Peter Kim

Note: This Item was deferred and will be dealt with at the Council Meeting on 8 December 2020.

9 IMPROVE INFRASTRUCTURE - Councillor Dr Peter Kim

Note: This Item was deferred and will be dealt with at the Council Meeting on 8 December 2020.

The meeting closed at 11.05 pm.

CONFIRMED THIS 8TH DAY OF DECEMBER 2020

Chairperson