

Meeting Date: Tuesday 25 August 2020
Location: Online Audio Visual Meeting
Time: 7.03pm

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

Apologies: Nil.

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, Manager – Corporate Governance, Manager – Parks, Manager – Procurement, Manager – Community and Ranger Services, Manager – Business Infrastructure, Manager – Project Development, Program Delivery Manager, Senior Coordinator – Community Engagement, Civic Services Manager and Civic Support Officer.

PRAYER

The Mayor, Councillor Laxale 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 Notice of Motion 12 – Meetings with Denistone Sports Club (Carlingford Group), Ryde Eastwood Leagues Club and North Ryde RSL for the reason that he is a member of the North Ryde RSL and Ryde Eastwood Leagues Club.

Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in Item 14 – Heritage Investigation – TG Millner Field for the reason that he is a member of the Eastwood District Rugby Union Football Club. The Eastwood Rugby team play at TG Millner. He is a social member at the North Ryde RSL, owners of the site.

Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 12 – Meetings with Denistone Sports Club (Carlingford Group), Ryde Eastwood Leagues Club and North Ryde RSL for the reason that he is a social member of the Ryde Eastwood Leagues Club and the North Ryde RSL.

Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 14 – Open Space Planning for the Future of Ryde for the reason that he is a member of the North Ryde RSL (owner of TG Millner Fields) and the Eastwood District Rugby Club who play rugby at this oval.

Councillor Moujalli disclosed a Significant Non-Pecuniary Interest in Notice of Motion 12 – Meetings with Denistone Sports Club (Carlingford Group), Ryde Eastwood Leagues Club and North Ryde RSL for the reason that he is a member of Ryde Eastwood Leagues Club and his father is on the Board of Directors of Ryde Eastwood Leagues Club.

Councillor Moujalli disclosed a Significant Non-Pecuniary Interest in Notice of Motion 6 – Grant Visa Extensions to the Hong Kong international students who became political refugees for the reason that his employment with the Federal Government involves immigration related work.

Councillor Kim disclosed a Significant Non-Pecuniary Interest in Notice of Motion 32 – Ryde Relief Small Business Fund for the reason that he is a shop owner in Eastwood.

Councillor Lane disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 12 – Meetings with Denistone Sports Club (Carlingford Group), Ryde Eastwood Leagues Club and North Ryde RSL for the reason that he is an ordinary member of the Ryde Eastwood Leagues Club.

Councillor Gordon disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 32 – Ryde Relief Small Business Fund for the reason that he and his wife have a small business in the Ryde LGA.

Councillor Yedelian OAM disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 12 – Meetings with Denistone Sports Club (Carlingford Group), Ryde Eastwood Leagues Club and North Ryde RSL for the reason that he is a member of the Ryde Eastwood and North Ryde RSL Clubs.

Councillor Pedersen disclosed a Significant Non-Pecuniary Interest in Notice of Motion 32 – Ryde Relief Small Business Fund for the reason that her husband owns a small business in the City of Ryde but will not be applying for this grant should it become available.

Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 12 – Meetings with Denistone Sports Club (Carlingford Group), Ryde Eastwood Leagues Club and North Ryde RSL for the reason that he is a member of Ryde Eastwood Leagues Club and North Ryde RSL.

TABLING OF PETITIONS

No Petitions were tabled.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons made a written submission to Council:-

Name	Topic
Mark Grayson (representing Frank Knight Town Planning)	Item 10 – Planning Proposal 2-6 Chatham Road, West Ryde – Outcomes of Exhibition
Nathaniel White (representing the Sydney Radio Control Car Club Inc)	Item 3(4) – Adoption of the Blenheim Park Masterplan

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No written submissions were made to Council.

ORDER OF BUSINESS

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

That Council now consider the following Items, the time being 7.17pm:-

- **Notice of Motion 22** – Donation to assist those affected by the explosion in Beirut, Lebanon
- **Notice of Motion 27** – Condolences on the passing of Hazel Myers
- **Rescission Motion 1** – Item 8 – Council/Committee Meetings – Schedule of Proposed Meeting Dates
- **Item 1** – Items Put Without Debate
- **Item 4** – Referral of 2019/20 Draft Financial Statements to External Audit
- **Item 5** – June Quarterly Review Report – Four Year Delivery Plan 2019-2023 and 2019/2020 Operational Plan

For the Motion: Unanimous

NOTICES OF MOTION

22 DONATION TO ASSIST THOSE AFFECTED BY THE EXPLOSION IN BEIRUT, LEBANON – Councillor Sarkis Yedelian OAM

BACKGROUND

On 4 August 2020 an explosion occurred at the Beirut port in Lebanon causing catastrophic damage to the city.

More than 170 people have tragically died, over 6,000 people injured and hundreds of thousands left homeless.

Hospitals, medical facilities, schools and businesses have been destroyed.

Lebanon is a country already facing an economic and food security crisis exacerbated by COVID-19.

Many residents of the City of Ryde have links to Beirut, having Lebanese heritage and family or friends living there.

The City of Ryde's deepest sympathies go out to everyone impacted by this tragedy.

RESOLUTION: (Moved by Councillors Yedelian OAM and Moujalli)

- (a) That Council acknowledge the tragic loss of life and those injured in the Beirut port explosion in Lebanon on Tuesday, 4 August 2020.
- (b) That the City of Ryde donate \$10,000AUD to assist the humanitarian efforts in Beirut, Lebanon sourced from the Civic Services base budget.
 1. The donations be made up of:
 - (i) \$7,500.00 to the Australian Red Cross – Beirut Explosion Appeal.
 - (ii) \$2,500.00 to the Armenian-Australians #BachigsForBeirut Fundraiser.
- (c) That Council observe a minute silence as a mark of respect to the victims of the explosion.
- (d) That the Lebanese Flag be raised at an appropriate location for one week and a ceremony be held that complies with current public health orders.

Record of the Voting:

For the Motion: Unanimous

Note: A one minute silence was then observed.

27 CONDOLENCES ON THE PASSING OF HAZEL MYERS – Councillor Trenton Brown

RESOLUTION: (Moved by Councillors Brown and Lane)

- (a) It is with great sadness that Council acknowledge the recent passing of a long time resident and volunteer at the City of Ryde, Ms Hazel Myers.

Hazel was a volunteer with various City of Ryde committee's for more than 35 years. These committee's included the Granny Smith Festival committee where she was prominent in the promotion of the Festival and played a key role in promoting the Granny Smith Festival for many years. Hazel joined the Granny Smith Festival committee in 1986 and was an active participant for many years. She also became the Granny Smith Apple Mascot and promoted the Festival in schools and shopping centres in the months leading up to the Parade.

Hazel was also a passionate and long standing member of the City of Ryde Access Advisory committee. Hazel had a reputation for fighting for those who found accessibility and mobility in our community a difficulty. Her reputation for getting things done preceded her and she was often sought out for her knowledge about accessibility and most importantly that she would willingly assist people to find solutions to community problems.

Hazel was a wonderful and generous person and made our community in Ryde so much richer for her sustained community advocacy over more than 35 years.

- (b) That Council resolve to observe one minute's silence as a mark of respect.
- (c) That a donation of \$500 be funded from the Civic Services base budget and be sent to the National Breast Cancer Foundation on behalf of the Mayor, Councillors and staff of the City of Ryde in the memory of Hazel Myers.

Record of the Voting:

For the Motion: Unanimous

Note: A one minute silence was then observed.

NOTICE OF RESCISSION

1 NOTICE OF RESCISSION: ITEM 8 - COUNCIL / COMMITTEE MEETINGS - Schedule of Proposed Meeting Dates - Councillor Roy Maggio, Councillor Jordan Lane, Councillor Dr Peter Kim

RESOLUTION: (Moved by Councillors Maggio and Kim)

That Council rescind the previous resolution in relation to Item 8 – COUNCIL / COMMITTEE MEETINGS – Schedule of Proposed Meeting Dates, passed at the Ordinary Council Meeting held on 23 June 2020, namely:-

COUNCIL REPORT

8 COUNCIL / COMMITTEE MEETINGS – Schedule of Proposed Meeting Dates

- (a) *That Council endorse the meeting schedule for Committee and Council meetings for the remainder of 2020 and up to the next Local Government Election in September 2021, noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given.*
- (b) *That Council note that there will be no Council Meeting held in November 2020 (due to Councillor attendance at the Local Government NSW Conference on 22 to 24 November 2020).*
- (c) *That Council note that there will be no Committee meetings held in December 2020 and endorse that a Council meeting be held on the second Tuesday of December, being 8 December 2020.*
- (d) *That Council note that no Committee meetings will be held on Tuesday, 13 July 2021 due to the mid-year recess.*

Record of the Voting:

For the Motion: Unanimous

The Motion was **CARRIED** and the matter is now **AT LARGE**.

MOTION: (Moved by Councillors Purcell and Pedersen)

- (a) That Council endorse the meeting schedule for Committee and Council meetings for the remainder of 2020 and up to the next Local Government Election in September 2021, with the inclusion of a Council Meeting on Tuesday, 24 November 2020 and noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given.

- (b) That Council note that there will be no Committee meetings held in December 2020 and endorse that a Council meeting be held on the second Tuesday of December, being 8 December 2020.
- (c) That Council note that no Committee meetings will be held on Tuesday, 13 July 2021 due to the mid-year recess.

AMENDMENT: (Moved by Councillors Kim and Maggio)

- (a) That Council endorse the meeting schedule for Committee and Council meetings for the remainder of 2020 and up to the next Local Government Election in September 2021 with the inclusion of a Council Meeting on Tuesday, 24 November 2020, twice a month and noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given.
- (b) That Council note that there will be no Committee meetings held in December 2020 and endorse that a Council meeting be held on the second Tuesday of December, being 8 December 2020.
- (c) That Council note that no Committee or Council meetings will be held in January 2021 and also on Tuesday, 13 July 2021 due to the mid-year recess.

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**.

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

FURTHER AMENDMENT: (Moved by Councillors Maggio and Kim)

- (a) That a workshop with Councillors be held in early October to discuss the Council and Committee Meeting schedule and other issues concerning this Council with a report to be presented to the October Council Meeting.

- (b) That Council endorse the meeting schedule for Committee and Council meetings for the remainder of 2020 and up to the next Local Government Election in September 2021, with the inclusion of a Council Meeting on Tuesday, 24 November 2020 and noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given. That this meeting schedule be an interim schedule until after the workshop is held and report is brought back to Council.

On being put to the meeting, the voting on the Further 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)

- (a) That Council endorse the meeting schedule for Committee and Council meetings for the remainder of 2020 and up to the next Local Government Election in September 2021, with the inclusion of a Council Meeting on Tuesday, 24 November 2020 and noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given.
- (b) That Council note that there will be no Committee meetings held in December 2020 and endorse that a Council meeting be held on the second Tuesday of December, being 8 December 2020.
- (c) That Council note that no Committee meetings will be held on Tuesday, 13 July 2021 due to the mid-year recess.

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: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

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

COUNCIL REPORTS

1 ITEMS PUT WITHOUT DEBATE

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

That Council adopt Item 2, Item 3, Item 6, Notice of Motion 2, Notice of Motion 8, Notice of Motion 10, Notice of Motion 14, Notice of Motion 15, Notice of Motion 17, Notice of Motion 18, Notice of Motion 21, Notice of Motion 23, Notice of Motion 24, Notice of Motion 25, Notice of Motion 26 and Notice of Motion 28 on Council's Agenda as per the recommendations in the reports.

Record of the Voting:

For the Motion: Unanimous

COUNCIL REPORTS

2 CONFIRMATION OF MINUTES - Council Meeting held on 23 June 2020

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

That the Minutes of the Council Meeting 9/20, held on 23 June 2020 be confirmed.

Record of the Voting:

For the Motion: Unanimous

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 6/20 held on 11 August 2020

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

That Council determine Items 3 and 4 of the Works and Community Committee report 6/20, held on 11 August 2020 noting that Items 1 and 2 were dealt with by the Committee within its delegated powers.

Record of the Voting:

For the Motion: Unanimous

6 RESOURCING STRATEGY UPDATE

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

That Council endorses the updated Long Term Financial Plan and Strategic Asset Management Plan.

Record of the Voting:

For the Motion: Unanimous

NOTICES OF MOTION

2 RYDE SCHOOL SAFETY MEASURES - Councillor Jordan Lane

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

That Council:-

- (a) Supports taking additional measures to enhance safety in local school zones.
- (b) Engage directly with all local schools within or bordering the Ryde LGA to assess their interest in installing triangular school-zone pole wraps (example below) within the school's immediate vicinity.
- (c) Where supported, allocate requisite funding from an appropriate source as identified by the General Manager and the Director of City Works for sign development and installation.
- (d) Seek feedback from interested schools about their preferred locations for signage, which is visible at eye-level for drivers.
- (e) Provide ongoing updates to schools and Council about installation timeframes.



Record of the Voting:

For the Motion: Unanimous

**8 OUTDOOR DINING FEES AND FOOD INSPECTION FEES -
Councillor Roy Maggio**

Note: A CONFIDENTIAL Memorandum from the Manager – Strategic Property dated 23 June 2020 was considered in relation to this Item and a copy is ON FILE – CONFIDENTIAL.

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

- (a) That in the spirit of cooperation with the NSW State Liberal Government in supporting local businesses to recover from the effects of COVID-19, the City of Ryde suspend outdoor dining fees and food inspection fees until the end of March 2021.
- (b) That the proposed resolution (as identified in part (a) above) be exhibited for a minimum period of 28 days with a further report being brought back to Council to determine the resolution following the public exhibition period.
- (c) That all local businesses in Ryde be informed of Council's decision to exhibit the proposal through all media channels.

Record of the Voting:

For the Motion: Unanimous

**10 6 OLIVE STREET, RYDE - STORMWATER ISSUES - Councillor
Sarkis Yedelian OAM**

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

- (a) That the General Manager and Director – City Planning and Environment expedite the review of the ongoing stormwater issues associated with the privately certified development at 6 Olive Street, Ryde which is causing concern to local residents in rain events.
- (b) That the Councillors and local residents are updated as soon as practical on the outcome of the investigations including a further onsite meeting with residents to explain the results of the investigations and any proposed actions going forward.

Record of the Voting:

For the Motion: Unanimous

**14 OPEN SPACE PLANNING FOR THE FUTURE OF RYDE -
Councillor Trenton Brown**

Note: Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a member of the North Ryde RSL (owner of TG Millner Fields) and the Eastwood District Rugby Club who play rugby on this oval.

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

That the City of Ryde Council re-affirm its commitment to:-

- (a) Recognise the iconic nature of the TG Millner Fields to the local community as a highly valued public, open green space that is fully utilised by the community.
- (b) Request that Council staff commence work on drafting a report on “Open Space Planning for the Future of Ryde”.
- (c) Affirm the support of all political public representatives at the Federal, State and Local Government areas for the preservation of this important public open space.
- (d) Write to the Prime Minister, Premier of NSW, the NSW Minister for Planning, the Member for Ryde, the Member for Epping, the Member for Lane Cove, and the Member for Bennelong advising of our position and seeking their commitment or re-affirmation of their support for the retention of this important public recreational open space.

Record of the Voting:

For the Motion: Unanimous

15 COXS ROAD MALL SIGNAGE - Councillor Jordan Lane

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

That Council engage with Cox’s Road shop owners and any other relevant stakeholders to identify suitable locations and then subsequently install bigger signage on Lane Cove and Wicks Roads to clearly direct passing traffic to Cox’s Road Mall, funded from Council’s base budget.

Record of the Voting:

For the Motion: Unanimous

17 REPLACING HARD, HOT AND UNATTRACTIVE SURFACES IN LOCAL STREETS WHILE MAINTAINING SAFETY - Councillor Penny Pedersen

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

That a report be brought back to Council outlining a plan:-

- (a) To replace hard surfaces and broken paving on chicanes and roundabouts with slow growing, low rise, attractive soft plantings, across the Ryde LGA, where it is safe to do so.
- (b) Options for a re-design of the Eltham Street, Gladesville road closure outlining the proposed future use of the road and ways to make the street more aesthetically pleasing for residents and business.
- (c) That the report include a funding source.

Record of the Voting:

For the Motion: Unanimous

18 UPDATED INFORMATION FOR RESIDENTS OF RYDE REGARDING THE SWIMMING POOLS ACT 1992, SWIMMING POOL REGULATION 2018, OTHER ACTS AND REGULATIONS REGARDING SWIMMING POOL COMPLIANCE AND CERTIFICATION - Councillor Penny Pedersen

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

That City of Ryde staff prepare an updated factsheet with frequently asked questions and/or a webinar based around the State Government Swimming Pools Act 1992 and Swimming Pools Regulation 2018 that will help new builders and those who already own pools, better understand compliance and certification.

Record of the Voting:

For the Motion: Unanimous

21 ATTENDANCE AT LGNSW HUNTER VALLEY WINE COUNTRY CONFERENCE - Councillor Jordan Lane

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

That Council acknowledges the many in our community continuing to suffer from the effects of COVID-19, and that as a show of solidarity, write to LGNSW requesting provisions for City of Ryde Councillors to attend the forthcoming LGNSW Conference hosted in Hunter Valley Wine Country via audio-visual channels, and that should provisions be made, Councillors attend via these channels only.

Record of the Voting:

For the Motion: Unanimous

23 WATERLOO ROAD BUS SHELTER – Councillor Bernard Purcell

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

- (a) That Council provide a bus shelter at the bus stop on the corner of Waterloo Road and Herring Road, that is adjacent to Macquarie Centre and the Macquarie University Station.
- (b) That the bus shelter installation be funded from Council's public infrastructure upgrade budget within the 2020/21 financial year.

Record of the Voting:

For the Motion: Unanimous

24 COULTER STREET CAR PARK – Councillor Roy Maggio

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

- (a) That Council investigate and provide a suitable traffic management device to the Coulter Street Car Park preventing any occurring danger to pedestrians.
- (b) That Council provide a consultation process with the entire Gladesville precinct.

- (c) That a report be brought back to full Council on completion of all investigations found with an appropriate solution.

Record of the Voting:

For the Motion: Unanimous

**25 FENCE AROUND CHILDREN'S PLAY AREA AT PIDDING PARK –
Councillor Penny Pedersen**

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

- (a) That Council notes that Pidding Park functions as a popular off leash dog recreation area outside of the times the park is being used for organised sport and that small children use the unfenced play area while dogs are close by.
- (b) That staff design and build a fence around the children's play equipment at Pidding Park to separate dogs and small children.
- (c) That funds be sourced from park maintenance operational budget.

For the Motion: Unanimous

**26 INVESTIGATION OF CAR PARKING ACCIDENT AT COULTER
STREET CAR PARK ON LINSLEY STREET, GLADESVILLE –
Councillor Penny Pedersen**

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

- (a) That Council note that there have been a number of incidents where cars have accidentally driven into pedestrian areas from carparks in the Ryde LGA.
- (b) That staff conduct an investigation of recent incidents within the Ryde LGA involving cars accidentally driving onto pavements and into pedestrian areas from car parks.
- (c) That a report be brought back to the Works and Community Committee that outlines:-
 - (i) where, when, how and how often these incidents occurred across the Ryde LGA and neighbouring Council areas.

- (ii) what solutions are used in other Council area's to mitigate this risk to safety.
- (iii) options for mitigating the future risk of these accidents in Ryde.
- (iv) a funding source for works designed to mitigate these risks.

For the Motion: Unanimous

28 COUNCIL SUPPORT FOR PROMOTION OF LEGACY WEEK IN 2020 AND BEYOND – Councillor Trenton Brown

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

That the City of Ryde recognise the significant contribution that Legacy Australia has made to our community since its inception in 1923. In recognising this contribution we commit ourselves to supporting this organisation through the promotion of Legacy Week and Badge Day with the following activities:-

- Promotion through social media channels.
- Use of fence banners to be placed at suitable sites around the City.
- Access to the online links and online shop for the purchase of badge merchandise, including access to the Legacy Week donation page and the Legacy Shop web links.
- Availability of badge trays at Council libraries and front customer service counter for the sale of badges to customers who visit our libraries or Customer Service Centre during Legacy Week.

For the Motion: Unanimous

4 REFERRAL OF 2019/20 DRAFT FINANCIAL STATEMENTS TO EXTERNAL AUDIT

MOTION: (Moved by Councillors Gordon and Purcell)

That Council releases the draft 2019/20 Financial Statements for external audit purposes, pursuant to section 413 of the Local Government Act 1993.

AMENDMENT: (Moved by Councillors Kim and Maggio)

- (a) That Council releases the draft 2019/20 Financial Statements for external audit purposes, pursuant to section 413 of the Local Government Act 1993.
- (b) That a specific audit of the legal department be carried out.

On being put to the meeting, the voting on the Amendment was five (5) For and seven (7) Against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of the Voting:

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

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

RESOLUTION: (Moved by Councillors Gordon and Purcell)

That Council releases the draft 2019/20 Financial Statements for external audit purposes, pursuant to section 413 of the Local Government Act 1993.

On being put to the meeting, Councillor Kim abstained from voting and accordingly his vote was recorded against the Motion.

Record of the Voting:

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

Against the Motion: Councillor Kim

5 **JUNE QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2019-2023 AND 2019/2020 OPERATIONAL PLAN**

MOTION: (Moved by Councillors Gordon and Clifton)

- (a) That the report of the June 2020 Quarterly Review Statement - Four Year Delivery Plan 2019 - 2023 and One Year 2019/2020 Operational Plan, *Quarter Four, April – June 2020* be received and endorsed by Council.
- (b) That the proposed budget adjustments (including Carryovers and associated Reserve movements) resulting in no net impact on Council's projected Working Capital position of \$4.50 million (as at 30 June 2020) be endorsed by Council.

- (c) That Council endorse the unspent 2019/20 funds be carried forward into the 2020/21 financial year as outlined in this report.

AMENDMENT: (Moved by Councillors Moujalli and Lane)

- (a) That the report of the June 2020 Quarterly Review Statement - Four Year Delivery Plan 2019 - 2023 and One Year 2019/20 Operational Plan, *Quarter Four, April – June 2020* be amended to reflect that the Local Environmental Plan Review is not on track and further action is still required.
- (b) That the proposed budget adjustments (including Carryovers and associated Reserve movements) resulting in no net impact on Council's projected Working Capital position of \$4.50 million (as at 30 June 2020) be endorsed by Council.
- (c) That Council endorse the unspent 2019/20 funds be carried forward into the 2020/21 financial year as outlined in this report.

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 Gordon and Clifton)

- (a) That the report of the June 2020 Quarterly Review Statement - Four Year Delivery Plan 2019 - 2023 and One Year 2019/20 Operational Plan, *Quarter Four, April – June 2020* be received and endorsed by Council.
- (b) That the proposed budget adjustments (including Carryovers and associated Reserve movements) resulting in no net impact on Council's projected Working Capital position of \$4.50 million (as at 30 June 2020) be endorsed by Council.
- (c) That Council endorse the unspent 2019/20 funds be carried forward into the 2020/21 financial year as outlined in this report.

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

COUNCIL REPORTS

1 ITEMS PUT WITHOUT DEBATE

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

2 CONFIRMATION OF MINUTES - Council Meeting held on 23 June 2020

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

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 6/20 held on 11 August 2020

3 CITY OF RYDE SPORTSGROUND DEFIBRILLATORS

MOTION: (Moved by Councillors Pedersen and Kim)

- (a) That Council continue to support community user groups in the purchase of AED units by identifying and supporting applications for suitable grant funding programs.
- (b) That Council enter into a partnership with the Micheal Hughes Foundation to complete mapping, identification, and a maintenance audit of existing AED units in community facilities across the City of Ryde.
- (c) That Council engage with sporting and community user groups that utilise Council facilities to ascertain interest in the formation of a HeartSafe Community reference group.
- (d) That Councillors be provided with an update following staff receiving feedback from the community groups on establishment of this reference group.
- (e) That the AED from the Ryde Civic Centre be diverted to a more useful location.

- (f) That a report be brought back to Council addressing the following matters:-
 - (i) The funding of an additional nine AED's units.
 - (ii) An annual audit of AED units and staff skills and training on AED units to be verified every 12 months.
 - (iii) The funding of up to 23 first aid courses for the use of AED's.

AMENDMENT: (Moved by Councillors Maggio and Kim)

- (a) That Council continue to support community user groups in the purchase of AED units by identifying and supporting applications for suitable grant funding programs.
- (b) That Council enter into a partnership with the Micheal Hughes Foundation to complete mapping, identification, and a maintenance audit of existing AED units in community facilities across the City of Ryde.
- (c) That Council engage with sporting and community user groups that utilise Council facilities to ascertain interest in the formation of a HeartSafe Community reference group.
- (d) That Councillors be provided with an update following staff receiving feedback from the community groups on establishment of this reference group.
- (e) That the AED from the Ryde Civic Centre be diverted to a more useful location.
- (f) That Council fund below items from internal reserves:-
 - (i) The funding of an additional nine AED's units.
 - (ii) An annual audit of AED units and staff skills and training on AED units to be verified every 12 months.
 - (iii) The funding of up to 23 first aid courses for the use of AED's.

Note: The Mayor, Councillor Laxale ruled the above Amendment out of order in accordance with Clause 10.6 of Council's Code of Meeting Practice.

RESOLUTION: (Moved by Councillors Pedersen and Kim)

- (a) That Council continue to support community user groups in the purchase of AED units by identifying and supporting applications for suitable grant funding programs.

- (b) That Council enter into a partnership with the Micheal Hughes Foundation to complete mapping, identification, and a maintenance audit of existing AED units in community facilities across the City of Ryde.
- (c) That Council engage with sporting and community user groups that utilise Council facilities to ascertain interest in the formation of a HeartSafe Community reference group.
- (d) That Councillors be provided with an update following staff receiving feedback from the community groups on establishment of this reference group.
- (e) That the AED from the Ryde Civic Centre be diverted to a more useful location.
- (f) That a report be brought back to Council addressing the following matters:-
 - (i) The funding of an additional nine AED's units.
 - (ii) An annual audit of AED units and staff skills and training on AED units to be verified every 12 months.
 - (iii) The funding of up to 23 first aid courses for the use of AED's.

Record of the Voting:

For the Motion: Unanimous

4 ADOPTION OF THE BLENHEIM PARK MASTERPLAN

Note: A written submission from Nathaniel White (representing the Sydney Radio Control Car Club Inc.) was considered in relation to this Item and a copy is ON FILE.

RESOLUTION: (Moved by Councillors Pedersen and Maggio)

- (a) That Council endorses the Blenheim Park Masterplan and its vision for future park improvements, prepared by NewScape Design, dated July 2020 – **ATTACHMENT 1**.
- (b) That Council approves the closure of the northern section of the Blenheim Road road reserve (adjacent to Blenheim Park as shown in **ATTACHMENT 7**) including:
 - (i) delegating authority to the General Manager to do all things necessary to effect this closure, including executing all necessary documentation; and

- (ii) for this parcel of land to be classified as Community Land and categorised as Park.
- (c) That lighting of the dog park be included in the Masterplan design and delivery.
- (d) That staff bring back a report on costs and funding sources associated with delivering all stages of the Masterplan together with Stage 1.
- (e) That Council write to thank all participants in the development of the Masterplan and inform them of this resolution.
- (f) That Council note that provisions for pickleball and futsal be made on the multi-purpose courts and a larger youth precinct be considered during that stage.

Record of the Voting:

For the Motion: Unanimous

CLOSED SESSION

ITEM 16 - CITY OF RYDE RECYCLABLES PROCESSING

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.

ITEM 17 - OFFER TO ENTER INTO A VOLUNTARY PLANNING AGREEMENT FROM KAMIRICE IN RELATION TO A PROPOSED DEVELOPMENT AT 1 EDEN PARK DRIVE

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 18 - 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.

ITEM 19 - 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.

ITEM 20 – REQUEST FOR TENDER – COR-RFT-01/20 – CONSTRUCTION OF A MULTI-LEVEL CAR PARK AT 53-71 ROWE STREET, EASTWOOD

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

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

- (a) That the Council Meeting be adjourned for five (5) minutes, to reconvene at 10.10pm.
- (b) That Council resolve to move directly into Closed Confidential Session to consider the above matters, when the meeting reconvenes, the time being 10.05pm.

Record of the Voting:

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

Against the Motion: Councillor Lane

Note: The Council closed the meeting at 10.05pm. The public and media left the webcast.

ADJOURNMENT

In accordance with the above Council Resolution, the Mayor, Councillor Laxale adjourned the online audio visual Council Meeting for five (5) minutes, the time being 10.05pm. The Council Meeting was adjourned to:-

Tuesday, 25 August 2020 to reconvene at 10.10pm.

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

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Communications and Engagement, Manager – Corporate Governance, Manager – Parks, Manager – Procurement, Manager – Community and Ranger Services, Manager – Business Infrastructure, Manager – Project Development, Program Delivery Manager, Senior Coordinator – Community Engagement, Civic Services Manager and Civic Support Officer.

MEETING RECONVENED

The Mayor, Councillor Laxale reconvened the online audio visual meeting at 10.13pm on Tuesday, 25 August 2020.

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

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Communications and Engagement, Manager – Corporate Governance, Manager – Parks, Manager – Procurement, Manager – Community and Ranger Services, Manager – Business Infrastructure, Manager – Project Development, Program Delivery Manager, Senior Coordinator – Community Engagement, Civic Services Manager and Civic Support Officer.

CONFIDENTIAL COUNCIL REPORTS

16 CITY OF RYDE RECYCLABLES PROCESSING

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) Council notes the offer made by VISY to enter into a contract for the Recycling & Processing of Recyclable Waste Materials (Contract) within the Ryde Local Government Area;
- (b) Pursuant to Section 55(3)(i) of the Local Government Act 1993 that because of extenuating circumstances and the unavailability of other competitive or reliable tenderers, a satisfactory result would not be achieved by inviting tenders for the Contract;
- (c) The reasons for Council's decision that a satisfactory result would not be achieved by inviting tenders for the Agreement are:
 - i. The unavailability of other competitive or reliable tenderers to provide the services required; and
 - ii. The offer has arisen in order to resolve a contractual dispute
- (d) The General Manager be delegated authority to enter into direct negotiations with VISY in relation to the Contract and to execute any documents arising from those direct negotiations.

Record of the Voting:

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

Against the Motion: Councillors Kim, Lane and Maggio

17 OFFER TO ENTER INTO A VOLUNTARY PLANNING AGREEMENT FROM KAMIRICE IN RELATION TO A PROPOSED DEVELOPMENT AT 1 EDEN PARK DRIVE

RECOMMENDATION: (Moved by Councillors Purcell and Maggio)

- (a) That Council accept the letter of offer as provided in **ATTACHMENT 1** dated 17 March 2020 from Kamirice Pty Ltd (**Applicant**) to enter into a Voluntary Planning Agreement, with the exception of excluding the Smart Poles, in relation to a proposed Development Application for development at Part Lot 10 DP1043041, being 1 Eden Park Drive, Macquarie Park. The Voluntary Planning Agreement will require the Applicant to provide public benefits over and above Council's Section 7.11 Developer Contributions Plan 2020 as summarised below:

- i) Provide a Pedestrian Access Path as shown on the relevant plans with an estimated cost of approximately \$282,710; and
 - ii) Pay a Monetary Contribution to Council to the amount of \$168,707.70 in accordance with Council's Incentive Contribution Scheme under Clause 6.9 of Ryde Local Environmental Plan 2014.
- (b) That Council delegate authority to the General Manager to negotiate the specific terms of the Voluntary Planning Agreement as provided in **ATTACHMENT 1** by Kamirice Pty Ltd, and to subsequently exhibit a draft of the Voluntary Planning Agreement in accordance with the relevant provisions of the Environmental Planning and Assessment Act 1979;
- (c) That Council delegate authority to the General Manager to:
- (i) Authorise any minor changes to the draft Voluntary Planning Agreement, following its public exhibition, provided that those changes do not diminish the value or nature of the public benefits to be delivered as identified in (a) above;
 - (ii) Subsequently enter into the Voluntary Planning Agreement on behalf of Council.
- (d) That Kamirice Pty Ltd be informed of Council's decision.

Record of the Voting:

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

Against the Motion: Councillors Kim, Lane and Yedelian OAM

PROCEDURAL MOTION

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

That Council consider Item 18 in conjunction with Item 19 – Advice on Court Actions.

Record of the Voting:

For the Motion: Unanimous

18 ADVICE ON COURT ACTIONS

19 ADVICE ON COURT ACTIONS

RECOMMENDATION: (Moved by Councillors Pedersen and Purcell)

That the report of the General Counsel for Items 18 and 19 be received.

Record of the Voting:

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

Against the Motion: Councillors Kim, Lane and Maggio

19 ADVICE ON COURT ACTIONS

Note: This Item was dealt with earlier in the meeting in conjunction with Item 18 – Advice on Court Actions as detailed in these Minutes.

LATE CONFIDENTIAL COUNCIL REPORT

20 REQUEST FOR TENDER – COR-RFT-01/20 – CONSTRUCTION OF A MULTI-LEVEL CAR PARK AT 53-71 ROWE STREET, EASTWOOD

RECOMMENDATION: (Moved by Councillors Purcell and Kim)

- (a) That pursuant to Clause 178(1)(a) of the Local Government (General) Regulations 2005, Council accepts the tender from Belmadar Pty Ltd for COR-RFT-01/20 as detailed in the report.
- (b) That Council advise all the respondents of Council's decision.

Record of the Voting:

For the Motion: Unanimous

OPEN SESSION

MOTION: (Moved by Councillors Maggio and Kim)

- (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 Council now consider Items 10 and 11, following which the online audio visual Council meeting be adjourned and reconvene on Tuesday, 15 September 2020 at 7.00pm.

AMENDMENT: (Moved by Councillors Clifton and 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 online audio visual Council meeting be adjourned and reconvene on Tuesday, 1 September 2020 at 7.00pm.

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 Clifton and 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 online audio visual Council meeting be adjourned and reconvene on Tuesday, 1 September 2020 at 7.00pm.

Record of the Voting:

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

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

Note: Open Council resumed at 11.30pm.

ADJOURNMENT

In accordance with the above Council Resolution, the Mayor, Councillor Laxale adjourned the online audio visual Council Meeting, the time being 11.30pm. The Council Meeting was adjourned to:-

Tuesday, 1 September 2020 to reconvene at 7.00pm.

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

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Communications and Engagement, Manager – Corporate Governance, Manager – Parks, Manager – Community and Ranger Services, Senior Coordinator – Community Engagement, Civic Services Manager and Civic Support Officer.

MEETING RECONVENED

The Mayor, Councillor Laxale reconvened the online audio visual Council Meeting at 7.00pm on Tuesday, 1 September 2020.

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

Apologies: Councillor Kim.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Communications and Engagement, Manager – Corporate Governance, Manager – Community and Ranger Services, Manager – Urban Strategy, Manager – Environment, Development Contributions Coordinator, Senior Coordinator – Community Engagement, Civic Services Manager and Civic Support Office.

TABLING OF PETITIONS

Councillor Gordon tabled a petition with signatures from residents of Kennedy (and the top of High Street), Glaesville regarding the removal of a Brushbox tree located outside 5 Kennedy Street, Gladesville and a copy is ON FILE.

DISCLOSURES OF INTEREST

Councillor Gordon disclosed a Less than Significant Non-Pecuniary Interest in the Petition which he tabled regarding the removal of a Brushbox tree located outside 5 Kennedy Street, Gladesville for the reason that he is a local resident and his wife is a signatory on the Petition.

COUNCIL REPORTS

4 REFERRAL OF 2019/20 DRAFT FINANCIAL STATEMENTS TO EXTERNAL AUDIT

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

5 JUNE QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2019-2023 AND 2019/2020 OPERATIONAL PLAN

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

6 RESOURCING STRATEGY UPDATE

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

7 INVESTMENT REPORT AS AT 30 JUNE 2020

MOTION: (Moved by Councillors Purcell and Pedersen)

That Council endorse the Investment Report as at 30 June 2020.

AMENDMENT: (Moved by Councillors Maggio and Lane)

That Council defer consideration of this Item to the next Council Meeting to be held on 22 September 2020, due to data missing from summary graph on page 65 of the Agenda.

On being put to the meeting, the voting on the Amendment was unanimous. The Amendment was **CARRIED** and then became the Motion.

Record of the Voting:

For the Amendment: Unanimous

RESOLUTION: (Moved by Councillors Maggio and Lane)

That Council defer consideration of this Item to the next Council Meeting to be held on 22 September 2020, due to data missing from summary graph on page 65 of the Agenda.

Record of the Voting:

For the Motion: Unanimous

8 INVESTMENT REPORT AS AT 31 JULY 2020

RESOLUTION: (Moved by Councillors Pedersen and Clifton)

That Council defer consideration of this Item to the next Council Meeting to be held on 22 September 2020, due to data missing from summary graph on page 76 of the Agenda.

Record of the Voting:

For the Motion: Unanimous

9 2020 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE - HUNTER VALLEY - 22 NOVEMBER TO 24 NOVEMBER 2020

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

(a) That Council nominate the following seven (7) Councillors to attend the 2020 Local Government NSW Annual Conference as voting delegates:-

- The Mayor, Councillor Laxale
- Councillor Pedersen
- Councillor Gordon
- Councillor Purcell
- Councillor Clifton
- Councillor Zhou
- Councillors Brown

(b) That Council note that the General Manager will determine which staff will attend the Conference.

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 Lane, Maggio and Moujalli

PROCEDURAL MOTION

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

That Council consider Item 10 – Planning Proposal 2-6 Chatham Road, West Ryde – Outcomes of Exhibition in conjunction with Item 11 – Voluntary Planning Agreement for 2-6 Chatham Road, West Ryde in Relation to Planning Proposal Post Exhibition.

Record of the Voting:

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

Against the Motion: Councillor Lane, Moujalli and Yedelian OAM

10 PLANNING PROPOSAL 2-6 CHATHAM ROAD, WEST RYDE - Outcomes of Exhibition

11 VOLUNTARY PLANNING AGREEMENT FOR 2-6 CHATHAM ROAD, WEST RYDE IN RELATION TO PLANNING PROPOSAL POST EXHIBITION

Note: Letters from Knight Frank Town Planning dated 27 July 2020 and 12 August 2020 were considered in relation to this Item and copies are ON FILE.

Note: Councillor Yedelian OAM left the meeting at 7.25pm and was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Maggio and Purcell)

That Council:-

- (a) amend the Planning Proposal (Attachment 1) to reduce the maximum FSR to 2.7:1. The amendment is to be made to address the concerns raised in the submissions and the Urban Design Review Panel's comments, in accordance with Section 3.35 of the Environmental Planning and Assessment Act (1979)
- (b) endorses amending Ryde Local Environmental Plan 2014 as it relates to 2-6 Chatham Road, West Ryde (Lots 24, 25 and 26, DP8092) by:
 - Amending Ryde Local Environmental Plan 2014 Height of Buildings Map to include a maximum building height of 24 metres; and
 - Amending Ryde Local Environmental Plan 2014 Floor Space Ratio (FSR) Map to include an FSR control of 2.7:1.

- (c) forwards the amended Planning Proposal to the Minister for Planning and Public Spaces and the Department of Planning, Industry and Environment (DPIE) for finalisation and publication upon execution of the associated Planning Agreement (referred to in Item 11 of this Business Paper) by the Landowner,
- (d) endorse the amendments to the Development Control Plan Part 4.3 West Ryde Town Centre (Attachment 10), and that a public notice of Council's decisions is placed in a local newspaper advising that the amended Development Control Plan comes into effect upon the publication of the Local Environmental Plan on the NSW legislation website.
- (e) delegates the General Manager to undertake any requirements for the finalisation of the Planning Proposal as amended in accordance with relevant provisions of the Environmental Planning and Assessment Act (1979) that may arise during the plan amendment process.
- (f) notifies all community members who made a submission regarding this planning proposal and the amendments to Ryde DCP 2014 of Council's decision.
- (g) That Council delegate authority to the General Manager to enter into the Voluntary Planning Agreement as outlined in the report.
- (h) That Peter Rigg, Solicitor and Barrister be informed of Council's decision.
- (i) That upon acquisition of the key worker housing apartments at 2-6 Chatham Road, West Ryde (LOTS 24, 25 and 26 DP 8092), public notification of the intention to classify the land as operational, in accordance with Section 34 of the Local Government Act 1993 be undertaken and subsequently reported to Council.

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, Lane and Moujalli

11 VOLUNTARY PLANNING AGREEMENT FOR 2-6 CHATHAM ROAD, WEST RYDE IN RELATION TO PLANNING PROPOSAL POST EXHIBITION

Note: This Item was dealt with earlier in the meeting in conjunction with Item 10 – PLANNING PROPOSAL 2-6 CHATHAM ROAD, WEST RYDE – Outcomes of Exhibition as detailed in these Minutes.

12 RYDE RESILIENCE PLAN 2030 - EXHIBITION REPORT

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

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That the report on results of community and external stakeholder engagement from the public exhibition for the Draft Ryde Resilience Plan 2030 be noted.
- (b) That the final version of the Ryde Resilience Plan 2030 be adopted.

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, Lane and Moujalli

13 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING

Note: Councillor Yedelian OAM returned to the meeting at 7.43pm.

RESOLUTION: (Moved by Councillors Purcell and Clifton)

That Council endorses the following Ryde Traffic Committee recommendations:

(A) 210-216 VICTORIA ROAD, GLADESVILLE – SIGNAGE AND LINEMARKING PLAN – WESTERN CRESCENT

The following changes be made to on-street parking controls to facilitate waste collection:

1. Northern side of Western Crescent along the subject site's rear frontage
 - a. *No Parking 5am-11am Waste Collection Vehicles Excepted*
 - b. *No Stopping All Other Times*
2. Southern side of Western Crescent opposite to the subject site
 - a. *1P 8am-6pm MON, WED-FRI*
 - b. *No Stopping 5am-11am TUE & 1P 11am-6pm TUE*
 - c. *1P 8am-12:30pm SAT*

(B) ENDEAVOUR STREET, WEST RYDE - RELOCATION OF BUS ZONE

The following changes to parking restrictions on Endeavour Street be undertaken as per Figure 2:

1. The bus zone on the eastern side of Endeavour Street north of Bennett Street be relocated to a midblock position adjacent to the new entrance/gate to the school.
2. The existing time restricted “*No Stopping*” restrictions currently located midway along Endeavour Street be converted to “*No Parking, 8-30-9:30am, 3-4pm, SCHOOL DAYS*”.
3. The existing bus zone on Endeavour Street, north of Bennett Street be converted to “*1/4P, 7-9am, 3:30-6pm, SCHOOL DAYS*” to service the West Ryde Before and After School Care. At all other times unrestricted parking will apply along this zone.

(C) SPOONER PLACE, NORTH RYDE - PARKING RESTRICTIONS

All existing timed parking restrictions and all unrestricted parking in Spooner Place be changed to *2P 8:30am-6pm Mon-Fri & 8:30am-12:30pm Sat* with existing *No Stopping* and *No Parking* restrictions to remain unaltered.

(D) MORRISON ROAD, PUTNEY - PARKING RESTRICTIONS

A *No Parking* zone be installed along the frontage of No: 328 Morrison Road, with the *Bus Zone* and statutory *No Stopping* restrictions associated with the signalised intersection of Morrison Road and Church Street to be signposted appropriately.

(E) HERRING ROAD, RYDE - PARKING RESTRICTIONS

That consideration of Part (E) be deferred to Council Meeting, 22 September 2020, pending further advice from staff.

(F) BAY DRIVE , MEADOWBANK - PARKING RESTRICTIONS

The *No Stopping* sign outside No:5 Bay Drive to be relocated in a northerly direction by 5.4m to enable a *P5min* parking space to be created.

(G) BUSACO ROAD, MARSFIELD - EXTENSION OF NO STOPPING ZONE

The existing “*No Stopping*” zone outside 36-38 Busaco Road, Marsfield be extended west to encompass the bow-tie zone.

(H) BRABYN STREET, DENISTONE EAST - PARKING RESTRICTIONS

The following changes be made to parking restrictions on Brabyn Street:

1. *No Stopping 8:00 – 9:30am & 2:30 – 4:00pm School Days Only* be installed along the frontage of Nos: 54 – 58 Brabyn Street.
2. *No Parking 8:00 – 9:30am & 2:30 – 4:00pm School Days Only* be installed along the frontage of Nos: 53 to 55 Brabyn Street.
3. Statutory *No Stopping* restrictions on Brabyn Street at Kings Street to remain as existing.

(I) ANTHONY ROAD, WEST RYDE - ALTERATION OF 1/2P AND BUS ZONE OPERATING HOURS

The following changes be made to the shared existing bus and time restricted parking zone on the southern side of Anthony Road.

1. The operating hours of the bus zone on the southern side of Anthony Road, immediately west of West Parade change from 9:00am – 3:30pm MON - SAT to 8:30am – 3:30pm MON - SAT.
2. The operating hours of the time restricted parking zone change from 1/2P 7:30am - 9:00am & 3:30pm - 6:00pm MON – SAT to 1/2P 7:30am - 8:30am & 3:30pm - 6:00pm MON – SAT.

Record of the Voting:

For the Motion: Unanimous

14 HERITAGE INVESTIGATION - TG MILLNER FIELD

Note: Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a member of the Eastwood District Rugby Union Football Club. The Eastwood Rugby team play at TG Millner. He is also a social member of the North Ryde RSL, owners of the site.

MOTION: (Moved by Councillors Clifton and Pedersen)

- (a) That Council does not proceed with heritage listing T.G. Millner Field.
- (b) That a further report be provided to Council as soon as is practicable, including consideration of the strategic land use planning actions required to ensure the ongoing provision of open space and recreation opportunities to the community, and the role of land currently zoned for private recreation.

RESOLUTION: (Moved by Councillors Brown and Lane)

That this Item be dealt with in Seriatim.

Record of Voting:

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

Against the Motion: Councillor Maggio

Note: The Item was then dealt with in Seriatim.

RESOLUTION: (Moved by Councillors Clifton and Pedersen)

(a) That Council does not proceed with heritage listing T.G. Millner Field.

Record of the Voting:

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

Against the Motion: Councillors Brown, Lane and Yedelian OAM

RESOLUTION: (Moved by Councillors Clifton and Pedersen)

(b) That a further report be provided to Council as soon as is practicable, including consideration of the strategic land use planning actions required to ensure the ongoing provision of open space and recreation opportunities to the community, and the role of land currently zoned for private recreation.

Record of the Voting:

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Clifton and Pedersen)

(a) That Council does not proceed with heritage listing T.G. Millner Field.

(b) That a further report be provided to Council as soon as is practicable, including consideration of the strategic land use planning actions required to ensure the ongoing provision of open space and recreation opportunities to the community, and the role of land currently zoned for private recreation.

INFORMATION REPORT

15 REPORT FOR THE INFORMATION OF COUNCIL - EXCLUSION OF ITEMS OF BUSINESS FROM THE COUNCIL MEETING HELD ON 28 JULY 2020

Note: An Information Report was presented to Council.

NOTICES OF MOTION

1 DEFERRED MOTICE OF MOTION: CITY OF RYDE COMMUNITY SUPPORT PLAN DURING THE COVID-19 AND RECOVERY PLAN FROM COVID-19 - Councillor Dr Peter Kim

Note: In accordance with Clause 10.4(b) of Council's Code of Meeting Practice, the Mayor, Councillor Laxale deferred consideration of this Item to the next Council Meeting to be held on 22 September 2020.

2 RYDE SCHOOL SAFETY MEASURES - Councillor Jordan Lane

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

3 SUPPORTING DIVERSITY AND INCLUSION IN THE CITY OF RYDE - Councillor Trenton Brown

RESOLUTION: (Moved by Councillors Brown and Lane)

That the City of Ryde commit itself to the following actions:-

- (a) Acknowledge the correspondence received from the *Chinese Australian Forum* Vice President, Mr Steve Khouw.
- (b) Acknowledge that some Asian Australians have been impacted by an increase in racial vilification.
- (c) Support the campaign to call for national unity during the COVID-19 pandemic.
- (d) Promote the #UnityOverFear petition asking all Australians to choose #UnityOverFear and to reject racism and defend our national cohesion.
- (e) Offer support to this campaign by having the City of Ryde co-sign and make our logo available as a supporting institution on the attached Open Letter.
- (f) Use the social media platforms of Council to promote a link to this petition and encourage Councillors, staff and residents to sign up and support this petition.
- (g) Recognise the many achievements of the Chinese Australian Forum with particular reference to the 13 major initiatives listed in their correspondence.

Record of the Voting:

For the Motion: Unanimous

4 ADVERTISING SERVICES TENDER - Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Maggio and Lane)

- (a) That the General Manager prepare a five (5) year advertising services tender for all local newspapers.
- (b) That the tender report be brought back to the full Council by December 2020.
- (c) That a separate confidential report be brought back to Council at the December 2020 Meeting outlining all advertising expenditure on media and social media platforms for the 12 months to the 30 September 2020.

Record of the Voting:

For the Motion: Unanimous

5 STRENGTHENING RYDE - Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Maggio and Pedersen)

- (a) That the General Manager provide the strengthening Ryde report to the full Council by December 2020.
- (b) That a workshop with Councillors be conducted prior to the report being tabled.
- (c) That the workshop to include all potential development opportunities within the property portfolio over the next five (5) years and detail the financial outcomes for Council.
- (d) That the report identify opportunities where community facilities can be brought forward from the money made from the development opportunities.

Record of the Voting:

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

Against the Motion: Councillors Brown and Lane

6 GRANT VISA EXTENSIONS TO THE HONG-KONG INTERNATIONAL STUDENTS WHO BECAME POLITICAL REFUGEES - Councillor Dr Peter Kim

Note: In accordance with Clause 10.4(b) of Council's Code of Meeting Practice, the Mayor, Councillor Laxale deferred consideration of this Item to the next Council Meeting to be held on 22 September 2020.

7 'CLOSING THE GAP' IN RYDE LGA - Councillor Dr Peter Kim

Note: In accordance with Clause 10.4(b) of Council's Code of Meeting Practice, the Mayor, Councillor Laxale deferred consideration of this Item to the next Council Meeting to be held on 22 September 2020.

8 OUTDOOR DINING FEES AND FOOD INSPECTION FEES - Councillor Roy Maggio

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

9 RYDE COUNCIL TO SUPPORT SALVATION ARMY DIGITAL DOORKNOCK - Councillor Dr Peter Kim

Note: A letter from The Salvation Army Australia dated 22 June 2020 was considered in relation to this Item and a copy is ON FILE.

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

- (a) That Council donate \$10,000 to the Salvation Army's Digital Doorknock Appeal.
- (b) That Council support the appeal by promoting their fundraiser in the Council's website and SNS.
<https://digitaldoorknock.salvationarmy.org.au/t/r-salvos>
- (c) That funding for this motion be sourced from the Ranger and Community Services base budget.

Record of the Voting:

For the Motion: Unanimous

10 6 OLIVE STREET, RYDE - STORMWATER ISSUES - Councillor Sarkis Yedelian OAM

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

11 PICKLEBALL IN THE CITY OF RYDE - Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Maggio and Pedersen)

- (a) That Council notes the rising popularity of pickleball in the City of Ryde and considers the need for appropriate infrastructure in future relevant sporting strategies.
- (b) That the implementation of pickleball courts be included in the relevant future Council projects including masterplans where community feedback identifies a need.
- (c) That Council facilitate a meeting with the Ryde pickleball community to identify an interim solution to provide facilities within the LGA for the sport to ensure the demand is adequately catered for at multiple locations.
- (d) That Council staff consult with the relevant stakeholders to add pickleball markings on the Meadowbank netball courts, Ryde Park and unused tennis courts.

Record of the Voting:

For the Motion: Unanimous

12 MEETINGS WITH DENISTONE SPORTS CLUB (CARLINGFORD GROUP), RYDE EASTWOOD LEAGUES CLUB AND NORTH RYDE RSL - Councillor Roy Maggio

Note: The Mayor, Councillor Laxale disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a member of the North Ryde RSL and Ryde Eastwood Leagues Club.

Note: Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a member of the North Ryde RSL and Ryde Eastwood Leagues Club.

Note: Councillor Yedelian OAM disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a member of the Ryde Eastwood and North Ryde RSL Clubs.

Note: Councillor Lane disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is an ordinary member of the Ryde Eastwood Leagues Club.

Note: Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a social member of the Ryde Eastwood Leagues Club and the North Ryde RSL.

Note: Councillor Moujalli disclosed a Significant Non-Pecuniary Interest in this Item for the reason that he is a member of Ryde Eastwood Leagues Club and his father is on the Board of Directors of Ryde Eastwood Leagues Club. He left the meeting at 8.29pm and was not present for consideration or voting on this Item.

Note: Councillor Zhou left the meeting at 8.32pm and was not present for voting on this Item.

MOTION: (Moved by Councillors Maggio and Brown)

- (a) That Council facilitate a meeting with the General Manager and the Director – Planning and Environment with the Denistone Sports Club (Carlingford Group), Ryde Eastwood Leagues Club and North Ryde RSL, Presidents and their delegation to discuss their vision and community benefits.
- (b) That the meeting take place in the next 2 – 4 weeks.
- (c) That a Councillor workshop be conducted in September / October or as soon as practicable to inform Councillors of the vision and community benefits.

AMENDMENT: (Moved by the Mayor, Councillor Laxale and Councillor Brown)

- (a) That Council facilitate a meeting with the General Manager and the Director – Planning and Environment with the Carlingford Group, Ryde Eastwood Leagues Club and North Ryde RSL, Presidents.
- (b) That Council affirm its position as stated in our Local Strategic Planning Statement 2020 that open space and recreation facilities in the City of Ryde should be protected , increased and enhanced and therefore introducing residential uses at the expense of recreational land is not supported.
- (c) That Councillors be provided with an update via a CIB or workshop after the meeting.

The voting on the Amendment was eight (8) For and one (1) Against. The Amendment was **CARRIED** and then became the Motion.

Record of the Voting:

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

Against the Amendment: Councillors Maggio

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

- (a) That Council facilitate a meeting with the General Manager and the Director – Planning and Environment with the Carlingford Group, Ryde Eastwood Leagues Club and North Ryde RSL, Presidents.
- (d) That Council affirm its position as stated in our Local Strategic Planning Statement 2020 that open space and recreation facilities in the City of Ryde should be protected , increased and enhanced and therefore introducing residential uses at the expense of recreational land is not supported.
- (e) That Councillors be provided with an update via a CIB or workshop after the meeting.

Record of the Voting:

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

Against the Motion: Councillor Maggio

13 SUPPORTING DIVERSITY AND INCLUSION IN THE CITY OF RYDE - Councillor Trenton Brown

Note: This Item is a duplicate of Notice of Motion 3 which was dealt with earlier in the meeting as detailed in these Minutes.

14 OPEN SPACE PLANNING FOR THE FUTURE OF RYDE - Councillor Trenton Brown

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

15 COXS ROAD MALL SIGNAGE - Councillor Jordan Lane

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

16 PUBLICLY FUNDED ROAD CLOSURE POLICY - Councillor Penny Pedersen

Note: Councillor Zhou returned to the meeting at 8.43pm.

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

RESOLUTION: (Moved by Councillors Pedersen and Clifton)

That staff prepare a Policy for publicly funded road closures and that this be brought back as soon as practicable for consideration including any short term strategies in relation to COVID restrictions.

Record of the Voting:

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

Against the Motion: Councillor Yedelian OAM

17 REPLACING HARD, HOT AND UNATTRACTIVE SURFACES IN LOCAL STREETS WHILE MAINTAINING SAFETY - Councillor Penny Pedersen

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

18 UPDATED INFORMATION FOR RESIDENTS OF RYDE REGARDING THE SWIMMING POOLS ACT 1992, SWIMMING POOL REGULATION 2018, OTHER ACTS AND REGULATIONS REGARDING SWIMMING POOL COMPLIANCE AND CERTIFICATION - Councillor Penny Pedersen

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

19 GENERAL MANAGER PERFORMANCE REVIEW - Councillor Dr Peter Kim

Note: In accordance with Clause 10.4(b) of Council's Code of Meeting Practice, the Mayor, Councillor Laxale deferred consideration of this Item to the next Council Meeting to be held on 22 September 2020.

20 SWIMMING POOL INSPECTIONS - Councillor Roy Maggio

Note: Councillor Moujalli returned to the meeting at 9.02pm.

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

- (a) That Council facilitate 3 x Swimming Pool Barrier Inspection educational forums over the next three months to provide guidance and inform residents who own private swimming pools within the Ryde Local Government Area of their obligations under the Swimming Pool legislation. That the forums be advertised widely.
- (b) That Council document any issues or actions generated from the pool owners at each of these educational forums, and then notify the Minister of any suggested areas of improvement.
- (c) That Council review its existing Swimming Pool Barrier Inspection Program with a report to come back to council and that the review consider:-
 - (i) Payment Options
 - (ii) Fee Structure
 - (iii) Ratio of Failing and Passing
 - (iv) That educational items be available to residents
- (d) That any letter provided to residents on swimming pool barrier inspections must clearly identify it's a choice of the residents to engage either Council or private certifiers and links be made available on Council Website with the database.
- (e) That a report be prepared for Council providing statistical data on the cost of Council's mandated pool inspection and educational programs.

Record of the Voting:

For the Motion: Unanimous

21 ATTENDANCE AT LGNSW HUNTER VALLEY WINE COUNTRY CONFERENCE - Councillor Jordan Lane

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

22 DONATION TO ASSIST THOSE AFFECTED BY THE EXPLOSION IN BEIRUT, LEBANON – Councillor Sarkis Yedelian OAM

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

23 WATERLOO ROAD BUS SHELTER – Councillor Bernard Purcell

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

24 COULTER STREET CAR PARK – Councillor Roy Maggio

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

25 FENCE AROUND CHILDREN’S PLAY AREA AT PIDDING PARK – Councillor Penny Pedersen

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

26 INVESTIGATION OF CAR PARKING ACCIDENT AT COULTER STREET CAR PARK ON LINSLEY STREET, GLADESVILLE – Councillor Penny Pedersen

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

27 CONDOLENCES ON THE PASSING OF HAZEL MYERS – Councillor Trenton Brown

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

28 COUNCIL SUPPORT FOR PROMOTION OF LEGACY WEEK IN 2020 AND BEYOND – Councillor Trenton Brown

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

29 SUMMER SEASON SPORTSGROUND HIRE FEE – Councillor Roy Maggio
RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

- (a) That Council not increase the summer fees or charges (including sportsground hire) between the period October 20 to March 21.

- (b) That the proposed resolution (as identified in Part (a) above) be exhibited for a minimum period of 28 days with a further report being brought back to council to determine the resolution following the public exhibition period.
- (c) That an inclusive media release and photo shoot be issued on Council's decision with all supporting Councillors.

Record of the Voting:

For the Motion: Unanimous

30 COUNCILLORS REGISTER OF INTEREST – Councillor Dr Peter Kim

Note: In accordance with Clause 10.4(b) of Council's Code of Meeting Practice, the Mayor, Councillor Laxale deferred consideration of this Item to the next Council Meeting to be held on 22 September 2020.

31 CITY OF RYDE LEGAL PROCEEDINGS – Councillor Dr Peter Kim

Note: In accordance with Clause 10.4(b) of Council's Code of Meeting Practice, the Mayor, Councillor Laxale deferred consideration of this Item to the next Council Meeting to be held on 22 September 2020.

32 RYDE RELIEF SMALL BUSINESS FUND – Councillor Dr Peter Kim

Note: In accordance with Clause 10.4(b) of Council's Code of Meeting Practice, the Mayor, Councillor Laxale deferred consideration of this Item to the next Council Meeting to be held on 22 September 2020.

NOTICES OF RESCISSION

1 NOTICE OF RESCISSION: ITEM 8 - COUNCIL / COMMITTEE MEETINGS - Schedule of Proposed Meeting Dates - Councillor Roy Maggio, Councillor Jordan Lane, Councillor Dr Peter Kim

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

QUESTIONS BY COUNCILLORS AS PER POLICY

1 DEFERRED ITEM: QUESTIONS WITH NOTICE - Councillor Trenton Brown

Question 1:

What is the total number of small businesses registered in the City of Ryde?

Answer 1:

11,283 registered small businesses outside of Eastwood. Eastwood has 937 small businesses. These figures are based on ABS statistics for these areas. Not a preselected area as was the case with Eastwood.

Question 2:

What is the total dollar value estimate of the overall stimulus cost to Council of expanding this Small Business Hardship Fund to all businesses in the City, assuming that similar terms and conditions are applied?

Answer 2:

The total dollar value estimate of the overall stimulus cost to council of expanding this Small Business Hardship Fund to all businesses in the City, assuming that similar terms and conditions are applied is in the broad range of \$6m to \$8m. This range is based purely on the recent experience of the Eastwood Small Business Grant Program, its take-up rate and the ABS figures.

2 QUESTIONS WITH NOTICE - Councillor Roy Maggio

Question 1:

What is the status of discussions between Council and NSW Department of Planning on the Macquarie Park Strategic Masterplan?

Answer 1:

The Macquarie Park Strategic Review is a NSW State Government led review. City of Ryde staff are collaborating with the Department of Planning, Industry and Environment (DPIE) and the Greater Sydney Commission through the Ryde Coordination Group.

The investigation work is on-going focussing on land use and infrastructure.

Question 2:

When will the draft plan be on exhibition?

Answer 2:

It is anticipated a discussion appear will be released in August by DIPE.

The Masterplan will then be exhibited before the end of the year. The Director - City Planning and Environment has requested a briefing of Councillors before this exhibition occurs which has been agreed by DPIE, however the date is yet to be confirmed as it is dependent on their work program.

Details will be provided in the Councillor Diary when confirmed.

3 QUESTIONS WITH NOTICE - Councillor Jordan Lane

Question 1:

With respect to Council's review of the Ryde Local Environment Plan (2014), does an itemised list of expenditure of both the NSW Government's \$2.5 million grant, and Council's own funds exist, and if so can it be made available to the public?

Answer 1:

The following budget summary is provided – note it includes funds committed to the project but not yet expended, it is not considered to be confidential:

Budget Item	DPIE grant funds	Council funds
Staff costs	\$150,000	\$520,000
Consultant costs	\$1,820,000	\$80,000
Exhibition costs	\$100,000	(included in staff costs above)
Total	\$2,070,000	\$600,000

Contingency funds (approx. 15%) remain uncommitted.

Question 2:

With respect to Council's review of the Ryde Local Environment Plan (2014), does a detailed timeline of process, appointments of consultants and awarding of any tenders exist, and if so can it be made available to the public?

Answer 2:

Project Manager appointed – August 2018
LSPS Contractor appointed – April 2019
Resilience Strategy (study inhouse) Consultation Program commenced -
December 2018
Heritage Consultant appointed – December 2018
Creative Enterprise Consultant appointed – July 2019
Housing Strategy Consultant appointed – February 2019
Employment Lands Study Consultant appointed – July 2019
West Ryde Masterplan Consultant RFQs close – August 2020
West Ryde Traffic Study Consultant – September 2019

All appointments were made in accordance with Council's procurement policies and procedures; a Panel Tender was undertaken for many of the planning services required by the Accelerated LEP Review program and the results of the tender were reported to Council in February 2019. The timeframes for evaluation of that tender were detailed in the report: "Request for tender COR-RFT-30/18 being for the formation of the City of Ryde Consultancy Panel was advertised through Tenderlink and the Sydney Morning Herald for the period from 27 November 2018 to 18 December 2018. Tender submissions closed on Tuesday 18 December 2018 at 2.00pm." The above information is not considered confidential (however, the full tender report contains confidential commercial information and was, therefore, considered in closed session).

Question 3:

With respect to Council's review of the Ryde Local Environment Plan (2014), do granular maps highlighting all proposed zoning changes exist, and if so can they be made available to the public?

Answer 3:

Under NSW legislation all rezonings go on public exhibition. Even outside the public exhibitions, all proposed amendments (including maps) to the Ryde Local Environmental Plan associated with the LEP accelerated grant are made publicly available as follows:

Ryde Heritage Review 2019 and Planning Proposal public exhibition was reported to Council on 10/12 December 2019. Agendas and Minutes of Ryde Council meetings are publicly available on the Council webpage. In addition, the LEP tracker makes DPIE reports, the Gateway Determination, the PP and other documents publicly available. For this PP Refer to:

<http://leptracking.planning.nsw.gov.au/proposal/details.php?rid=6231>

The Draft Ryde Housing Strategy and Multi-dwelling Housing Planning Proposal was presented to Council on 24 March 2020. As abovementioned, information is publicly available on Council's webpage and on the LEP Tracker. For this PP refer LEP tracker at:

<http://leptracking.planning.nsw.gov.au/proposal/details.php?rid=6629>

Question 4:

With respect to Council's review of the Ryde Local Environment Plan (2014), were any contracts entered into with any other party outside of the City of Ryde, and can their terms and conditions be made available to the public?

Answer 4:

Contracts were only entered into with DPIE regarding the grant funding itself and to procure consultant expertise. Refer to the response to question above for information regarding consultants. Contracts contain commercial in confidence information and are not available to the public.

Question 5:

With respect to Council's review of the Ryde Local Environment Plan (2014), does any evidence exist of when it first became apparent that Council would fail to meet the 1 July deadline for completion, and if so can it be made available to the public?

Answer 5:

Evidence of the progress of LEP amendments is publicly available on the LEP tracker webpage – see above links. Key dates are:

1. Ryde Heritage Review 2019 and Planning Proposal. The outcomes of the exhibition were reported to Council on 10 and 12 December 2019. On 13 December 2019, Council staff requested that DPIE finalise the Planning Proposal accordance with Council resolutions. The proposal remains with DPIE to finalise having been submitted to DPIE in December 2019.

2. The Draft Ryde Housing Strategy and Multi-dwelling Housing Planning Proposal was presented to Council on 24 March 2020. On 30 March 2020, Council staff submitted the Council's request for A Gateway Determination to DPIE. A Gateway Determination was issued on 1 June, requiring additional information to be approved by DPIE staff prior to a 28 day public exhibition. This information has been supplied but approval for public exhibition has not yet been received.

In summary Ryde LEP amendments (heritage and housing) were programmed to be completed by 1 July 2020 or very soon thereafter. However, steps in the legislated process requiring DPIE approval have not occurred in a timely fashion – presumably because the Councils that have accelerated LEP grants are on a similar timeline making it difficult for DPIE to resource the Planning Proposals process.

On 1 June Council responded to a series of questions put to all Council grant recipients regarding issues completing programs funded under the grant. Given the response from all of the Council's - DPIE extended the timeframes to complete the LEP accelerated programs to 31 December 2020. See letter **ATTACHED** (D20/100913).



Planning,
Industry &
Environment

IRF20/2886

Mr George Dedes
General Manager
City of Ryde

Via email: gdedes@ryde.nsw.gov.au


Dear Mr Dedes

Thank you for your correspondence to the Hon. Rob Stokes MP, Minister for Planning and Public Spaces, regarding its request for additional time under the Accelerated LEP Review Program. The Minister asked me to respond on his behalf.

Based on consideration of Council's progress to date under the program I am writing to confirm that the Minister has agreed to grant Council an additional 2 months beyond the 30 June 2020 deadline to submit its consolidated LEP to the Department for finalisation by 31 August 2020.

The Minister has also agreed that Council is able to utilise surplus funds under this same Accelerated LEP Review Program to continue to fund important strategic planning work aligned to the assured Local Strategic Planning Statement up until 31 December 2020.

This approval is subject to Council submitting its Local Housing Strategy by or before 30 September 2020. The Local Housing Strategy is a critical next step in demonstrating how each local government area can achieve the Greater Sydney Commission's 6-10 year housing targets. Should this requirement not be achieved the Department will not provide the remaining grant funds and will instead redirect these to other strategic planning projects.

I have asked that Mr Chris Kennedy from the Department contact you to work with you to amend the funding agreement to reflect the above. If you have any more questions, please contact Mr Chris Kennedy on 8275 1372.

Yours sincerely



Brett Whitworth
Deputy Secretary
Place and Infrastructure, Greater Sydney

19 June 2020

CC: Ms Liz Coad, Director City Planning

CONFIDENTIAL COUNCIL REPORTS

16 CITY OF RYDE RECYCLABLES PROCESSING

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

17 OFFER TO ENTER INTO A VOLUNTARY PLANNING AGREEMENT FROM KAMIRICE IN RELATION TO A PROPOSED DEVELOPMENT AT 1 EDEN PARK DRIVE

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

18 ADVICE ON COURT ACTIONS

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

19 ADVICE ON COURT ACTIONS

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

LATE CONFIDENTIAL COUNCIL REPORT

20 REQUEST FOR TENDER – COR-RFT-01/20 – CONSTRUCTION OF A MULTI-LEVEL CAR PARK AT 53-71 ROWE STREET, EASTWOOD

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

The meeting closed at 9.24pm on Tuesday, 1 September 2020.

CONFIRMED THIS 22ND DAY OF SEPTEMBER 2020

Chairperson