

Meeting Date: Tuesday 29 June 2021
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde and Online
Time: 7.00pm

Council Meetings will be recorded on audio tape for minute-taking purposes as authorised by the Local Government Act 1993. Council Meetings will also be webcast.

NOTICE OF BUSINESS

Item	Page
1 ITEMS PUT WITHOUT DEBATE	1
2 CONFIRMATION OF MINUTES - Council Meeting held on 25 May 2021	2
3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 5/21 held on 8 June 2021	23
4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 4/21 held on 8 June 2021.....	30
5 FOUR YEAR DELIVERY PROGRAM 2021-2025 INCLUDING ONE YEAR OPERATIONAL PLAN 2021/22	36
6 LOCAL GOVERNMENT ELECTION 2021 - "ELECTORAL MATTER", USE OF COUNCIL RESOURCES, CARETAKER PROVISIONS AND MEETING SCHEDULE	48
7 OUTCOMES FROM DOG OFF-LEASH TRIAL.....	56
8 MEADOWBANK TRAFFIC AND TRANSPORT STUDY FUNDING	66
9 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - JUNE 2021	70

INFORMATION REPORT

10 REPORT FOR THE INFORMATION OF COUNCIL - EXCLUSION OF ITEM OF BUSINESS FROM THE COUNCIL MEETING HELD ON 25 MAY 2021	112
-----------------------------------------------------------------------------------------------------------------------------------	-----

NOTICES OF MOTION

1 DEFERRED NOTICE OF MOTION: LOCAL ENVIRONMENTAL PLAN - Councillor Roy Maggio	113
2 ITALIAN MIGRANTS OF RYDE PROJECT - Councillor Roy Maggio	117
3 ACKNOWLEDGEMENT PLAQUE – ITALIAN MIGRANTS OF RYDE - Councillor Roy Maggio	117
4 SUPPORT FOR ITALIAN MIGRANTS BOOK - Councillor Sarkis Yedelian OAM.....	118

QUESTIONS BY COUNCILLORS AS PER POLICY

1 QUESTIONS WITH NOTICE - Councillor Roy Maggio.....	119
------------------------------------------------------	-----

CONFIDENTIAL ITEMS

11 REQUEST FOR TENDER - COR-RFT-16/20 - LEASE TO OPERATE TENNIS COURT FACILITIES	121
12 REQUEST FOR TENDER - COR-RFT-03/21 - LEASE OF THE KIOSK WITHIN THE RYDE AQUATIC LEISURE CENTRE.....	153
13 ADVICE ON COURT ACTIONS.....	176

1 ITEMS PUT WITHOUT DEBATE

Report prepared by: Civic Services Manager

File No.: CLM/21/1/1/2 - BP21/475

REPORT SUMMARY

In accordance with Council's Code of Meeting Practice, Council can determine those matters on the Agenda that can be adopted without the need for any discussion.

RECOMMENDATION:

That Council determine the Items on Council's Agenda that will be adopted without debate.

OR

That Council determine all Items on the Agenda.

2 CONFIRMATION OF MINUTES - Council Meeting held on 25 May 2021

Report prepared by: Civic Services Manager

File No.: CLM/21/1/1/2 - BP21/476

REPORT SUMMARY

In accordance with Council's Code of Meeting Practice, a motion or discussion with respect to such minutes shall not be in order except with regard to their accuracy as a true record of the proceedings.

RECOMMENDATION:

That the Minutes of the Council Meeting 5/21, held on 25 May 2021 be confirmed.

ATTACHMENTS

- 1 MINUTES - Ordinary Council Meeting - 25 May 2021

ITEM 2 (continued)

ATTACHMENT 1

**Council Meeting
MINUTES OF MEETING NO. 5/21**

Meeting Date: Tuesday 25 May 2021

Location: Council Chambers, Level 1A, 1 Pope Street, Ryde

Time: 7.00pm

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

Councillors Present online via audio visual: Councillors Clifton, Pedersen and Zhou.

Apologies: Nil.

Leave of Absence: Councillor Kim.

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 – People and Performance, Manager – Communications and Engagement, Manager – Community and Ranger Services, Manager – Parks, Manager – Operations, Manager – Project Development, Manager – Assets and Infrastructure, Manager – Strategic Property, Manager – Transport, Acting Manager – Corporate Governance, IT Applications Support Officer, Civic Services Manager and Civic Support Officer.

PRAYER

Pastor Dr Keith Ng of the Evangel Bible Church, Putney 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 4/21 – ALGWA and LGNSW Conferences for the reason that he is the elected Treasurer at LGNSW.

The Mayor, Councillor Laxale disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 1 – Naming of Denistone East Public School Swimming Centre for the reason that his children attend the school.

ITEM 2 (continued)

ATTACHMENT 1

Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 2 – Westminster Road and High Street, Gladesville for the reason that he lives in the vicinity at the corner of Westminster Road and High Street and uses that corner frequently.

Councillor Gordon disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 2 – Westminster Road and High Street, Gladesville for the reason that he lives in the area and uses the intersection regularly.

Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in Late Item 12 – Department of Planning Industry and Environment Transfer of Lands to Council for Open Space and Environmental Conservation for the reason that there is a transfer of ownership of public land proposed from the Department to the City of Ryde Council, one of the sites being located near his residence.

Councillor Clifton disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 2 – Westminster Road and High Street, Gladesville for the reason that she lives in the vicinity.

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Mayoral Minute 4/21 – ALGWA and LGNSW Conferences for the reason that she is a member of ALGWA.

Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in Mayoral Minute 4/21 – ALGWA and LGNSW Conferences for the reason that he is an associate member of ALGWA, one of the conference groups mentioned in this Mayoral Minute.

Councillor Clifton disclosed a Less than Significant Non-Pecuniary Interest in Late Item 12 – Department of Planning Industry and Environment Transfer of Lands to Council for Open Space and Environmental Conservation for the reason that she lives in the vicinity of Field of Mars Reserve.

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Confidential Item 11 – Advice on Court Actions for the reason that she lives in the same street as one of the Items listed in the report.

TABLING OF PETITIONS

Councillor Maggio tabled a petition in relation to Notice of Motion 2 – Westminster Road and High Street, Gladesville. The petition contains 44 signatures opposing proposed traffic and resident parking changes at the corner of Westminster Road and High Street, Gladesville and a copy is **ON FILE**.

The Mayor, Councillor Laxale tabled a petition with 290 signatures in relation to a proposed boarding house at 14 Rydale Road, Denistone and a copy is **ON FILE**.

ITEM 2 (continued)

ATTACHMENT 1

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Gary Bird	Notice of Motion 2 – Westminster Road and High Street, Gladesville
Belinda Ludlow	Notice of Motion 2 – Westminster Road and High Street, Gladesville
Spiro Tsokos	Notice of Motion 2 – Westminster Road and High Street, Gladesville

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following person made a written submission to Council:-

Name	Topic
Rebecca Morley	Notice of Motion 2 – Westminster Road and High Street, Gladesville

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Angelina Bonifacio	Italian Migrants of Ryde Project
Roseanna Gallo	Italian in Ryde Migrant Program
Frank Bonifacio	Project on book about Italian Immigrants in Ryde
Llew Morris	Community opposition to LDA2021/0122 and LDA2021/0123 currently before Council to build two boarding houses to house 32 lodgers at 14 Rydedale Road, Denistone

MATTER OF URGENCY

Councillor Maggio advised the meeting that he wished to raise a Matter of Urgency regarding that due to time restraints, there is a need for an urgent meeting to take place with the Ryde Italian Migrant Committee to discuss funding.

The Mayor, Councillor Laxale did not accept this matter as an Urgent Item.

ITEM 2 (continued)

ATTACHMENT 1

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Purcell and Maggio)

That Council now consider the following Items, the time being 7.35pm:-

- **Notice of Motion 2** – Westminster Road and High Street, Gladesville.
- **Item 1** – Items Put without Debate.

Record for the Voting:

For the Motion: Unanimous

NOTICE OF MOTION

2 WESTMINSTER ROAD AND HIGH STREET, GLADESVILLE - Councillor Roy Maggio

Note: Gary Bird, Belinda Ludlow and Spiro Tsokos addressed the meeting in relation to this Item.

Note: Rebecca Morely made a written submission on this Item.

Note: Councillor Maggio tabled a petition with 44 signatures in relation to this Item. The petition is opposing proposed traffic and resident parking changes at the corner of Westminster Road and High Street, Gladesville and a copy is **ON FILE**.

Note: A Memorandum from the Director – City Works dated 25 May 2021 was tabled in relation to this Item and a copy is **ON FILE**.

Note: Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he lives in the vicinity at the corner of Westminster Road and High Street and uses that corner frequently.

Note: Councillor Gordon disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he lives in the area and uses the intersection regularly.

Note: Councillor Clifton disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she lives in the vicinity.

RESOLUTION: (Moved by Councillors Maggio and Lane)

- (a) That Council note Australian Road Rule 170(3) and Council's formalisation of that rule at Corner of Westminster Road and High Street.

ITEM 2 (continued)

ATTACHMENT 1

- (b) That the Transport Department liaise with the Communications and Engagement Department to prepare further communications advising directly affected residents of the reason for these safety upgrade works and the required implementation.
- (c) That Council officers conduct a thorough consultation including a meeting with all signatories of the petition and other residents of High Street and Westminster Road, regarding the noted safety issues and consider their solutions.
- (d) That a concept solution be circulated before works are scheduled and a report be brought back to the Works and Community Committee.

Record of Voting:

For the Motion: Unanimous

COUNCIL REPORTS

1 ITEMS PUT WITHOUT DEBATE

Note: Councillor Zhou left the meeting at 8.07pm during consideration of this Item. He was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That Council adopt Mayoral Minute 4/21, Item 2, Item 3, Item 4, Item 5, Item 6, Notice of Motion 4, Confidential Item 8, Confidential Item 9 and Confidential Item 14 on Council's Agenda as per the recommendations in the reports.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

MAYORAL MINUTE

MM4/21 ALGWA AND LGNSW CONFERENCE – Mayor, Councillor Jerome Laxale

Note: The Mayor, Councillor Laxale disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is the elected Treasurer at LGNSW.

ITEM 2 (continued)

ATTACHMENT 1

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she is a member of ALGWA.

Note: Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is an associate member of ALGWA, one of the conference groups mentioned in this Mayoral Minute.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That the General Manager be given the authority to formally apply to host the ALGWA NSW Conference 2024 and the LGNSW Conference 2025.
- (b) That if successful appropriate funding be made available in future delivery plans to deliver both conferences.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

COUNCIL REPORTS

2 CONFIRMATION OF MINUTES - Council Meeting held on 27 April 2021

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That the Minutes of the Council Meeting 4/21, held on 27 April 2021 be confirmed.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

ITEM 2 (continued)

ATTACHMENT 1

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 4/21 held on 11 May 2021

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That Council determine Item 5(C) of the Works and Community Committee report 4/21, held on 11 May 2021 noting that Items 1, 2, 3, 4, 5(A), 5(B), 5(D), 5(E), 5(F), 5(G), 5(H), and 5(I) were dealt with by the Committee within its delegated powers.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 3/21 held on 11 May 2021

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That Council determine Item 4 of the Finance and Governance Committee report 3/21, held on 11 May 2021 noting that Items 1, 2 and 3 were dealt with by the Committee within its delegated powers.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

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

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That the report of the March 2021 Quarterly Review Statement - Four Year Delivery Plan 2020 - 2024 and One Year 2020/21 Operational Plan, *Quarter Three, January– March 2021* be received and endorsed by Council.
- (b) That the proposed budget adjustments and project changes summarised in **ATTACHMENT 1** 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.

ITEM 2 (continued)

ATTACHMENT 1

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

**6 LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION -
Councillors and Mayoral fees for 2021/2022**

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That Council adopt the following increases to Councillor and Mayoral fees effective from 1 July 2021:

- (a) 2% increase to Councillor fees from \$30,410 to \$31,020 per annum.
- (b) 2% increase to Mayoral fees from \$88,600 to \$90,370 per annum; in addition to the Councillor fees.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

NOTICE OF MOTION

**4 GREATER SYDNEY COMMISSION WOMEN'S SAFETY CHARTER -
Councillor Penny Pedersen**

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council note:-
 - In 2019, the Greater Sydney Commission partnered with Transport for NSW and the Committee for Sydney to develop a Women's Safety Charter, that aims to promote a safer city for women of all ages, abilities, identities and social and cultural backgrounds. It was launched in 2020 and since then over 70 participants have signed up to a strong and active Community of Practice.
 - The Charter meetings take place quarterly and the objective is to bring together businesses, government agencies, peak groups and not-for-profit organisations to take collective action that improves the safety of women and girls in the city.

ITEM 2 (continued)

ATTACHMENT 1

- The Charter is designed to influence participating organisations' policy and practice, services planning and delivery in ways that enable women and girls to feel safer and more confident participating in the city's social, economic and cultural life.
- (b) That Council join the Greater Sydney Commission Women's Safety Charter, Community of Practice and recognise the safety charter's founding principals and Council promote and embed a:-
 - (i) culture of gender equity
 - (ii) commitment to listen, share and reflect
 - (iii) commitment to collective action and continuous improvement
- (c) That Council grant the Commission permission to display our organisation's logo on the Charter webpage.
- (d) That our delegates take this Notice of Motion to NSROC and move that NSROC become a member of the Safety Charter and Community of Practice.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

COUNCIL REPORTS

8 REQUEST FOR TENDER - COR-RFT-14-20 ROWE STREET EAST CAR PARK OPERATOR

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That pursuant to Clause 178(1)(a) of the Local Government (General) Regulations 2005, Council accepts the tender from Point Parking Pty Ltd for COR-RFT-14/20 as detailed in the report.
- (b) That Council advise all the respondents of Council's decision.

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

ITEM 2 (continued)

ATTACHMENT 1

9 REQUEST FOR TENDER - COR-RFT 06/20 CLEANING SERVICES FOR COUNCIL BUILDINGS

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That the Tender for Cleaning Services for Council Buildings for a period of three (3) years with a one (1) plus one (1) year option be awarded to Arcadia Pacific Group Pty Limited.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Arcadia Pacific Group Pty Limited 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 Voting:

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

Against the Motion: Councillor Yedelian OAM

LATE COUNCIL REPORT

14 PROPERTY MATTER

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council subject to a resolution being passed to financially assist the owner(s) in the manner contemplated under Recommendation (d), then purchases the subject land as identified for the amount as specified within the body of this report.
- (b) That Council, on the purchase of the subject land, dedicate it as public road as soon as practicable but no later than 3 months after completion of the purchase.
- (c) That Council grants delegated authority to the General Manager to negotiate the terms of the contract for the purchase of the subject land and to execute all necessary documentation on behalf of the Council to effect such purchase.
- (d) That Council, pursuant to Section 356(2) of the Local Government Act 1993, gives public notice for 28 days that it intends to financially assist the owners of the land by paying for their legal costs associated with Council's purchase of the subject land. The financial assistance is to be capped at a maximum \$2,000.

ITEM 2 (continued)

ATTACHMENT 1

Record of Voting:

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

Against the Motion: Councillor Yedelian OAM

MAYORAL MINUTE

MM4/21 ALGWA AND LGNSW CONFERENCE – Mayor, Councillor Jerome Laxale

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

COUNCIL REPORTS

1 ITEMS PUT WITHOUT DEBATE

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

2 CONFIRMATION OF MINUTES - Council Meeting held on 27 April 2021

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

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 4/21 held on 11 May 2021

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

5 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - APRIL 2021

Note: Councillor Zhou returned to the meeting at 8.22pm during discussion on this item.

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

(C) ORCHARD ROAD, WEST RYDE – NEW BUS ZONE

- (a) That Council notes it's opposition to changes to bus routes without a transparent and robust community consultation process.

ITEM 2 (continued)

ATTACHMENT 1

- (b) That this matter be deferred pending consultation by Transport for NSW regarding potential changes to this particular bus route and associated impacts to local residents.
- (c) That results of this consultation be presented to the Works and Community Committee when the matter comes back to Council.

Record of Voting:

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

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

**4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING
3/21 held on 11 May 2021**

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

**4 DOMESTIC VIOLENCE AND COERCIVE CONTROL MASTERCLASS
- 9 and 10 June 2021 in Sydney**

RESOLUTION: (Moved by Councillors Clifton and Purcell)

That Council approve Councillors Pedersen and Clifton's request to attend the Domestic Violence and Coercive Control Masterclass in Sydney on 9 and 10 June 2021 including attendance fees, travel and other associated expenses.

Record of Voting:

For the Motion: Unanimous

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

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

**6 LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION -
Councillors and Mayoral fees for 2021/2022**

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

ITEM 2 (continued)

ATTACHMENT 1

7 VARIATIONS TO DEVELOPMENT STANDARDS UNDER CLAUSE 4.6 OF RYDE LOCAL ENVIRONMENT PLAN 2014

RESOLUTION: (Moved by Councillors Purcell and Clifton)

That the report on the Clause 4.6 variations 1 January to 31 March 2021 be received and noted.

Record of Voting:

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

Against the Motion: Councillor Lane

LATE COUNCIL REPORT

12 DEPARTMENT OF PLANNING INDUSTRY & ENVIRONMENT TRANSFER OF LANDS TO COUNCIL FOR OPEN SPACE AND ENVIRONMENTAL CONSERVATION

Note: Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that there is a transfer of ownership of public land proposed from the Department to City of Ryde Council, one of the sites being located near his residence.

Note: Councillor Clifton disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she lives in the vicinity of the Field of Mars Reserve.

RESOLUTION: (Moved by Councillors Gordon and Purcell)

- (a) That Council, subject to Due Diligence, accepts the proposal from the Department of Planning, Industry & Environment for the progressive transfer of those lands identified in this report, primarily for Open Space and Environmental Conservation purposes and grants delegated authority to the General Manager to negotiate acceptable terms of the Land Transfer Agreement between the Department and Council and to execute all relevant documentation associated with the transfers.
- (b) That Council resolves to classify those lands for Open Space and Environmental Conservation purposes (First Tranche) as Community Land under the Local Government Act, adopts the land categorisations as outlined in this report and updates Appendix A and Appendix B of the Generic Plan of Management to incorporate these lots.

ITEM 2 (continued)

ATTACHMENT 1

- (c) That Council resolves to accept the land in the Second Tranche (when made available by the Department) and classify this land as Operational Land under the Local Government Act.
- (d) That Council resolves to publish a notice of a proposed resolution to classify land, as required under Section 34 of the Local Government Act.
- (e) That subject to the transfer of land being finalised with the Department of Planning, Industry and Environment and the City of Ryde Council that local residents adjoining these lots be notified of the change of ownership from DPIE and the City of Ryde.

Record of Voting:

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

Against the Motion: Councillors Clifton, Maggio and Yedelian OAM

LATE INFORMATION REPORT

13 REPORT FOR THE INFORMATION OF COUNCIL - DEFERRAL OF NOTICE OF MOTION FROM THE COUNCIL MEETING HELD ON 25 MAY 2021

Note: An Information Report was presented to Council.

NOTICES OF MOTION

1 NAMING OF DENISTONE EAST PUBLIC SCHOOL SWIMMING CENTRE - Councillor Bernard Purcell

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: Councillor Brown left the meeting at 8.49pm during consideration of this Item. He was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Purcell and Lane)

- (a) That Council recognises the inception and realisation of the Denistone East Public School Swimming Pool, in the 1960's, by the then Principal Mr James Morrow and it's inaugural training professional Mr Joseph Howard.

ITEM 2 (continued)

ATTACHMENT 1

- (b) That, after family consultation where practicable, the Mayor write to the new managers of the Swimming Pool, Royal Life Saving Australia and request the new Centre be named after Mr Morrow.
- (c) That Council, if needed and with the approval of the owner, provide a plaque explaining the origins of the pool and the efforts by the above-mentioned men who gave to the City of Ryde, to be costed from the general reserve.
- (d) That Council recognises the inception and realisation of the Denistone East Public School Swimming Pool, in the 1960's, by the then Principal Mr James Morrow and it's inaugural training professional Mr Joseph Howard.
- (e) That, after family consultation where practicable, the Mayor write to the new managers of the Swimming Pool, Royal Life Saving Australia and request the new Centre be named after Mr Morrow.
- (f) That Council, if needed and with the approval of the owner, provide a plaque explaining the origins of the pool and the efforts by the above-mentioned men who gave to the City of Ryde, to be costed from the general reserve.
- (g) That should the plaque be approved for installation that:-
 - i) A ceremony working in conjunction with the families at Denistone East Public School and the owner.
 - ii) That the city of Ryde invite all Councillors to attend the event.
 - iii) That the Mayor write to the Education Minister and the Member of Ryde.
 - iv) That the ceremony be funded through General Revenue and a BBQ be conducted by City of Ryde.
 - v) That the event be conducted as soon as practicable.

Record of Voting:

For the Motion: Unanimous

2 WESTMINSTER ROAD AND HIGH STREET, GLADESVILLE - Councillor Roy Maggio

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

ITEM 2 (continued)

ATTACHMENT 1

3 PROVISION OF NDIS INFORMATION BOOKLETS IN KOREAN - Councillor Penny Pedersen

Note: Councillor Brown returned to the meeting, the time being 8:52pm.

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

- (a) That Council notes that one of the most common languages spoken by our culturally and linguistically diverse community in Ryde is Korean. Like other cultural groups many Korean residents require access to the NDIS and presently, the NDIA do not provide printed booklets with important information about the service, in Korean.
- (b) That the Mayor write a letter to Senator the Hon Linda Reynolds CSC, Minister for the National Disability Insurance Scheme, calling for:-
 - (i) The inclusion of Korean, Dari, Persian, Armenian and Spanish in all translated language services for users of the NDIS.
 - (ii) Urgent priority to be given to providing translated materials that offer basic, essential information that includes:-
 - * The 3 NDIS Booklets titled: "Understand NDIS", "Planning" and "How to use your NDIS Plan".
 - * The "Easy Read Facts for participants".
 - * <https://www.ndis.gov.au/about-us/publications/booklets-and-factsheets#easy-read-factsheets-for-participants>
 - * The booklet "If you need to speak up, speak to us".

Record of Voting:

For the Motion: Unanimous

4 GREATER SYDNEY COMMISSION WOMEN'S SAFETY CHARTER - Councillor Penny Pedersen

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

ITEM 2 (continued)

ATTACHMENT 1

5 DEVELOPING A CITY OF RYDE WOMEN'S SHELTER AND INCREASING AVAILABILITY OF HOUSING FOR OLDER WOMEN FACING HOMELESSNESS - Councillor Penny Pedersen

Note: Councillor Yedelian OAM left the meeting at 8.55pm during consideration of this Item. He was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Pedersen and Lane)

- (a) That Council investigate the supply of women's shelters in Ryde and surrounding LGA's to identify the need to increase the availability of these facilities for women living in Ryde and housing for older women facing homelessness.
- (b) That council staff bring back a report that explores opportunities to:-
 - (i) Increase the supply of domestic and family violence shelters available to women living in Ryde and explore opportunities to collaborate on establishing a new refuge.
 - (ii) Increase the availability of housing for women over 55 who may be facing homelessness.

Record of Voting:

For the Motion: Unanimous

CLOSED SESSION

ITEM 10 – REQUEST FOR TENDER - COR-RFT-2/21 KISSING POINT PARK BOAT RAMP UPGRADE

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.

ITEM 2 (continued)

ATTACHMENT 1

ITEM 11 - ADVICE ON COURT ACTIONS

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (g) advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

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

RESOLUTION: (Moved by Councillors Purcell and Gordon)

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

Record of Voting:

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

Against the Motion: Councillor Lane

Note: The Council closed the meeting at 8.57pm. The public and media left the Chamber and the webcast.

CONFIDENTIAL REPORTS

8 REQUEST FOR TENDER - COR-RFT-14-20 ROWE STREET EAST CAR PARK OPERATOR

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

9 REQUEST FOR TENDER - COR-RFT 06/20 CLEANING SERVICES FOR COUNCIL BUILDINGS

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

ITEM 2 (continued)

ATTACHMENT 1

10 REQUEST FOR TENDER- COR-RFT-2/21 KISSING POINT PARK BOAT RAMP UPGRADE

Note: Councillor Yedelian OAM returned to the meeting, the time being 8:57pm.

Note: Councillor Lane left the meeting at 9.02pm during consideration of this Item. He was not present for voting on this Item.

RECOMMENDATION: (Moved by Councillors Maggio and Brown)

- (a) That pursuant to Clause 178(1)(a) of the Local Government (General) Regulations 2005, Council accepts the tender from Land and Marine Ocean Engineering Pty Ltd as detailed in this report.
- (b) That Council advise all the respondents of Council's decision.
- (c) That Council recognise the good work of Council staff in the preparation, consultation and design of the Kissing Point Boat Ramp upgrade.

Record of Voting:

For the Motion: Unanimous

11 ADVICE ON COURT ACTIONS

Note: Councillor Lane returned to the meeting, the time being 9:04pm.

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she lives in the same street as one of the Items listed in the report.

RECOMMENDATION: (Moved by Councillors Clifton and Purcell)

That the report of the General Counsel be received.

Record of Voting:

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

Against the Motion: Councillors Maggio and Lane

ITEM 2 (continued)

ATTACHMENT 1

LATE CONFIDENTIAL REPORT

14 PROPERTY MATTER

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

OPEN SESSION

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That the Council resolve itself into open Council.
- (b) That the recommendations of Items considered in Closed Session be received and adopted as resolutions of Council without any alteration or amendment thereto.
- (c) That the Minutes of the Closed Session be adopted.

Record of Voting:

For the Motion: Unanimous

Note: Open Council resumed at 9.17pm.

The meeting closed at 9.17pm.

CONFIRMED THIS 29TH DAY OF JUNE 2021

Chairperson

**3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 5/21
held on 8 June 2021**

Report prepared by: Civic Services Manager**File No.:** CLM/21/1/1/2 - BP21/477

REPORT SUMMARY

Attached are the Minutes of the Works and Community Committee Meeting 5/21 held on 8 June 2021. The Minutes will be listed for confirmation at the next Works and Community Committee Meeting.

Items 1, 2, 4, 5, 6, 7, 8(A), 8(B), 8(C), 8(D), 8(E), 8(F), 8(G) and 9 were dealt with by the Committee within its delegated powers.

The following Committee recommendation for Item 3 is submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

3 FUTURE USE OF UNNAMED PARK ON LANE COVE ROAD**RECOMMENDATION:** (Moved by Councillors Gordon and Pedersen)

- (a) That Council proceeds with Option 1: Maintain the existing land classification and use of the Park with particular emphasis on planting out the land with trees as part of Council's commitment to tree canopy coverage.
- (b) That the General Manager prepare a report with appropriate funding for this project to be brought back to Works and Community at the earliest.
- (c) That Council writes to the strata committee of 1-15 Fontenoy Road, Macquarie Park informing them of this decision.

Record of Voting:For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **29 JUNE 2021** as substantive changes were made to the published recommendation.

ATTACHMENTS

- 1 MINUTES - Works and Community Committee Meeting - 8 June 2021

ITEM 3 (continued)

ATTACHMENT 1

**Works and Community Committee
MINUTES OF MEETING NO. 5/21**

Meeting Date: Tuesday 8 June 2021

Location: Council Chambers, Level 1A, 1 Pope Street, Ryde and Online

Time: 6.03pm

Councillors Present: Councillors Purcell (Chairperson), Brown, Gordon and Pedersen.

Councillors Present online via audio visual: Councillors Clifton and Yedelian OAM.

Apologies: Nil.

Leave of Absence: Councillor Kim.

Absent: Councillor Maggio.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Works, Manager – Communications and Engagement, Manager – Environment, Manager – Parks, Manager – Transport, Acting Manager – Corporate Governance, Senior Coordinator – Community Engagement, Senior Sustainability Coordinator – Transport and Environment, System Support Officer, Civic Services Manager and Executive Assistant to Mayor and Councillors.

DISCLOSURES OF INTEREST

Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in Item 6 – Resignation Arts Advisory Committee Member for the reason that he knows Margaret Mayger as a friend and Labor member, having campaigned with her at the 2017 Local Government elections.

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Item 6 – Resignation Arts Advisory Committee Member for the reason that she is a personal friend of the person resigning from the Arts Committee.

**1 CONFIRMATION OF MINUTES - Works and Community Committee
Meeting held on 11 May 2021**

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

That the Minutes of the Works and Community Committee Meeting 4/21, held on 11 May 2021, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

2 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Gordon and Brown)

That the Committee adopt Item 6 on the Committee Agenda as per the recommendation in the report.

Record of Voting:

For the Motion: Unanimous

6 RESIGNATION ARTS ADVISORY COMMITTEE MEMBER

Note: Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he knows Margaret Mayger as a friend and Labor member, having campaigned with her at the 2017 Local Government elections.

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she is a personal friend of the person resigning from the Arts Committee.

RESOLUTION: (Moved by Councillors Gordon and Brown)

- (a) That Council endorse the resignation of Ms Margaret Mayger from the Arts Advisory Committee.
- (b) That Council write to Ms Mayger to thank her for her participation on the Arts Advisory Committee.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

3 FUTURE USE OF UNNAMED PARK ON LANE COVE ROAD

RECOMMENDATION: (Moved by Councillors Gordon and Pedersen)

- (a) That Council proceeds with Option 1: Maintain the existing land classification and use of the Park with particular emphasis on planting out the land with trees as part of Council's commitment to tree canopy coverage.
- (b) That the General Manager prepare a report with appropriate funding for this project to be brought back to Works and Community at the earliest.

ITEM 3 (continued)

ATTACHMENT 1

- (c) That Council writes to the strata committee of 1-15 Fontenoy Road, Macquarie Park informing them of this decision.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **29 JUNE 2021** as substantive changes were made to the published recommendation.

4 EV CHARGING INFRASTRUCTURE ON PUBLIC LAND POLICY AND GUIDELINES

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That Council acknowledges the contribution of public EV charging infrastructure in the City towards supporting the uptake of electric vehicles.
- (b) That Council adopts the proposed Electric Vehicle (EV) Charging Infrastructure on Public Land Policy and associated Guidelines (**ATTACHMENTS 1 AND 2**) effective immediately with the exception of Part F on page 8 of the Guideline which is to be removed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

5 DRAFT COMMUNICATIONS AND ENGAGEMENT POLICY AND STRATEGY

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

- (a) That Council endorse the Draft Communications and Engagement Policy and Strategy.
- (b) That the Draft Communications and Engagement Policy and Strategy be placed on public exhibition for a period of 28 days.
- (c) That should any objections be received during the exhibition they are to be reported to Council as soon as practicable; should there be no objections and/or minor changes to the Communications and Engagement Policy and Strategy documents, they will be finalised and adopted with Councillors advised via a CIB.

ITEM 3 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

6 RESIGNATION ARTS ADVISORY COMMITTEE MEMBER

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

7 SAFETY AT COULTER STREET CAR PARK

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

- (a) That bollards of recycled and recyclable materials, be installed in front of the accessible (disabled) parking spaces along Linsley Street, Gladesville.
- (b) That a review of all car parks in the Ryde LGA be undertaken to determine if similar treatments are required at other high pedestrian locations.
- (c) That a report be brought back to Council should approval for new funding be required for remedial measures.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

8 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - MAY 2021

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

That Council endorses the following Ryde Traffic Committee recommendations:-

(A) DOUGLAS STREET, PUTNEY – PARKING RESTRICTIONS

That the following changes be made in Douglas Street, Putney:

- a) No Stopping signage be installed on both sides of Douglas Street along the side frontages of Nos 250 & 252 to where it intersects with Morrison Road, Putney.

ITEM 3 (continued)

ATTACHMENT 1

(B) GORDON CRESCENT, DENISTONE - PARKING RESTRICTIONS

That the following changes be made in Gordon Crescent, Denistone:

- a) No Stopping signage be installed along the inner radius of the property boundary of 9 Gordon Crescent, Denistone where the 3m rule to double barrier lines is not met.

(C) WINBOURNE STREET, WEST RYDE - PARKING RESTRICTIONS

That the following changes be made in Winbourne Street, West Ryde:

- a) Converting some of the existing No Stopping zone to bus zone by extending the existing bus zone at the property frontages of Ermington Public School and Goodstart Early Learning in Winbourne Street, West Ryde.
- b) Extending the existing Kiss & Ride zone to the north of the property driveway of No: 10 Winbourne Street, West Ryde.

(D) ROAD SAFETY UPDATE - ROAD SAFETY PROGRAMS

- a) The Road Safety report be received and noted.

(E) BUSACO ROAD, MARSFIELD - PARKING RESTRICTIONS

The following changes be made in Busaco Road, Marsfield:

- a) The formed concrete area adjacent to the cul-de-sac on Busaco Road be signposted as a No Parking Area – Buses Excepted
- b) The layover area be delineated with RRPM's (reflector markers) to guide buses as they reverse into position.

(F) NEW LINK ROAD, NORTH RYDE - INTERSECTION UPGRADE

- a) This item be deferred pending additional investigation be undertaken as to the ownership of Lucknow Road.

(G) ROWE STREET, EASTWOOD - PROPOSED MOTORCYCLES ONLY ZONE

The following parking changes be made in Rowe Street, Eastwood:

- a) A 4.1m Motorcycles Only parking zone be created between the two driveways of 290 and 288 Rowe Street, Eastwood.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

LATE REPORT

9 ORCHARD STREET, WEST RYDE – NEW BUS ZONE

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That Council notes that the 500X bus service has been rerouted from its existing route from West Ryde Station to now use Ryedale Road, right into Terry Road and right into Orchard Street before it re-joins the existing route on Orchard Street east of Anzac Avenue.
- (b) That a new bus zone be created on the eastbound side of Orchard Street immediately west of Anzac Avenue to facilitate the rerouted bus service.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

The meeting closed at 6.36pm.

CONFIRMED THIS 10TH DAY OF AUGUST 2021.

Chairperson

4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 4/21 held on 8 June 2021

Report prepared by: Civic Services Manager
File No.: CLM/21/1/1/2 - BP21/478

REPORT SUMMARY

Attached are the Minutes of the Finance and Governance Committee Meeting 4/21 held on 8 June 2021. The Minutes will be listed for confirmation at the next Finance and Governance Committee Meeting.

Items 1, 2, 4, 6, 7 and 8 were dealt with by the Committee within its delegated powers.

The following Committee recommendations for Items 3 and 5 are submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

3 UPDATE TO CITY OF RYDE STATEMENT OF BUSINESS ETHICS

RECOMMENDATION: (Moved by Councillors Pedersen and Gordon)

That the City of Ryde Statement of Business Ethics be updated to reflect the following:-

- (a) That Council do business with companies which are aware that their own supply chain takes care of its workers with:-
 - (i) fair pay (always paying at least minimum wage);
 - (ii) sustainable work loads; and
 - (iii) ethical work conduct.

- (b) That Council has zero tolerance for organisations which engage in wage theft.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **29 JUNE 2021** as substantive changes were made to the published recommendation.

ITEM 4 (continued)**5 LARGE GENERATION SOLAR CERTIFICATES - RALC POWER PLANT****RECOMMENDATION:** (Moved by Councillors Pedersen and Gordon)

That Council resolves to sell the 436 currently registered LGC certificates generated from the RALC Solar Plant (for 2019 to January 2021) to Green Energy Trading for a price of \$32.50 per LGC ex GST using the Australian Financial Markets Association (AFMA) Contract for spot purchase/sale of environmental products **ATTACHMENT 1**, providing a financial generation of \$14,170 ex GST in income for the City of Ryde and project payback. That Council authorises the General Manager to sign the AFMA spot contract **ATTACHMENT 1**, with Green Energy Trading for this sale (pricing held until 30 June 2021). That Council authorises Council's primary contact on the Clean Energy Regulator's REC Registry website to transfer 436 LGCs to Green Energy Trading in accordance with the signed AFMA spot market contract.

Record of Voting:For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **29 JUNE 2021** as it is outside the Committee's delegations.

ATTACHMENTS

- 1 MINUTES - Finance and Governance Committee Meeting - 8 June 2021

ITEM 4 (continued)

ATTACHMENT 1

**Finance and Governance Committee
MINUTES OF MEETING NO. 4/21**

Meeting Date: Tuesday 8 June 2021

Location: Council Chambers, Level 1A, 1 Pope Street, Ryde and Online

Time: 6.56pm

Councillors Present: Councillors Purcell (Chairperson), Brown, Gordon and Pedersen.

Councillors Present online via audio visual: Councillor Clifton.

Apologies: Nil.

Leave of Absence: Councillor Kim.

Absent: Councillor Maggio.

Note: The Deputy Chairperson, Councillor Purcell chaired the meeting on behalf of the Chairperson, Councillor Clifton.

Note: Councillor Clifton arrived at the meeting at 7.00pm and was not present for consideration or voting on Item 1.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Works, Chief Financial Officer, Manager – Communications and Engagement, Manager – Environment, Acting Manager – Corporate Governance, Senior Coordinator – Community Engagement, System Support Officer, Civic Services Manager and Executive Assistant to Mayor and Councillors.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 11 May 2021

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

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

That the Minutes of the Finance and Governance Committee 3/21, held on 11 May 2021, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 4 (continued)

ATTACHMENT 1

2 ITEMS PUT WITHOUT DEBATE

Note: Councillor Clifton arrived at the meeting at 7.00pm.

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

That the Committee adopt Items 4, 7 and 8 on the Committee Agenda as per the recommendations in the reports.

Record of Voting:

For the Motion: Unanimous

**4 FRAUD AND CORRUPTION PREVENTION IMPLEMENTATION POLICY/
STRATEGY UPDATES AND ACTION PLAN**

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That the Finance and Governance Committee endorse the minor changes as made to the Policy and Strategy documents.
- (b) That the Finance and Governance Committee receives, reviews and endorses the Implementation Action Plan for Fraud and Corruption Prevention.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

LATE REPORTS

7 INVESTMENT REPORT AS AT 31 MAY 2021

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

That Council endorse the Investment Report as at 31 May 2021.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 4 (continued)

ATTACHMENT 1

8 ANNUAL RATES RECEIPT

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

That Council receives and notes the report.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

3 UPDATE TO CITY OF RYDE STATEMENT OF BUSINESS ETHICS

RECOMMENDATION: (Moved by Councillors Pedersen and Gordon)

That the City of Ryde Statement of Business Ethics be updated to reflect the following:-

- (a) That Council do business with companies which are aware that their own supply chain takes care of its workers with:-
 - (i) fair pay (always paying at least minimum wage);
 - (ii) sustainable work loads; and
 - (iii) ethical work conduct.
- (b) That Council has zero tolerance for organisations which engage in wage theft.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **29 JUNE 2021** as substantive changes were made to the published recommendation.

**4 FRAUD AND CORRUPTION PREVENTION IMPLEMENTATION POLICY/
STRATEGY UPDATES AND ACTION PLAN**

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

ITEM 4 (continued)

ATTACHMENT 1

5 LARGE GENERATION SOLAR CERTIFICATES - RALC POWER PLANT

RECOMMENDATION: (Moved by Councillors Pedersen and Gordon)

That Council resolves to sell the 436 currently registered LGC certificates generated from the RALC Solar Plant (for 2019 to January 2021) to Green Energy Trading for a price of \$32.50 per LGC ex GST using the Australian Financial Markets Association (AFMA) Contract for spot purchase/sale of environmental products **ATTACHMENT 1**, providing a financial generation of \$14,170 ex GST in income for the City of Ryde and project payback. That Council authorises the General Manager to sign the AFMA spot contract **ATTACHMENT 1**, with Green Energy Trading for this sale (pricing held until 30 June 2021). That Council authorises Council's primary contact on the Clean Energy Regulator's REC Registry website to transfer 436 LGCs to Green Energy Trading in accordance with the signed AFMA spot market contract.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **29 JUNE 2021** as it is outside the Committee's delegations.

6 REPORTS DUE TO COUNCIL

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

That the report on Outstanding Council Reports be endorsed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

7 INVESTMENT REPORT AS AT 31 MAY 2021

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

8 ANNUAL RATES RECEIPT

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

The meeting closed at 7.26pm.

CONFIRMED THIS 10TH DAY OF AUGUST 2021.

Chairperson

5 FOUR YEAR DELIVERY PROGRAM 2021-2025 INCLUDING ONE YEAR OPERATIONAL PLAN 2021/22

Report prepared by: Chief Financial Officer
File No.: FIM/21/63 - BP21/544

REPORT SUMMARY

The purpose of this report is to ensure that Council meets its legislative obligations in adopting a Delivery Program and Operational Plan and ensuring it is able to make and levy Rates and Charges in accordance with the Local Government Act 1993 for the 2021/22 financial year. The report includes the proposed 2021-2025 Four Year Delivery Program including the 2021/22 One Year Operational Plan and proposed 2021/22 Fees and Charges Schedule for adoption as provided for in **ATTACHMENTS - CIRCULATED UNDER SEPARATE COVER.**

Also included is a response to the public submissions received whilst the draft plans were on public exhibition from 1 May 2021 – 28 May 2021.

In adopting the 2021/22 budget, Council will deliver a balanced budget and maintain a Working Capital balance of \$4.50 million as at 30 June 2022.

RECOMMENDATION:

- (a) That Council considers the public submissions received during the public exhibition period and the response to that submission; and
- (b) That Council adopts the proposed Four Year Delivery Program 2021-2025 including the One year Operational Plan for 2021/22 and 2021/22 Fees and Charges Schedule.
- (c) That Council makes and levies the Rates and Charges for the 2021/22 financial year, as detailed in the Four Year Delivery Program 2021-2025 including One Year Operational Plan 2021/22 in accordance with the Local Government Act 1993.
- (d) That Council sets the rate of interest payable in respect of rates and charges that remain unpaid after they become due and payable be set at six percent (6%) per annum.

ATTACHMENTS

- 1 Proposed Fees And Charges - CIRCULATED UNDER SEPARATE COVER**
- 2 Proposed 2021-2025 Delivery Plan and 2021/22 Operational Plan - CIRCULATE UNDER SEPARATE COVER**
- 3 Attachment - Public Submissions**

ITEM 5 (continued)

Report Prepared By:

Pav Kuzmanovski
Chief Financial Officer

Report Approved By:

Mark Eady
Director - Corporate Services

ITEM 5 (continued)

Background

Council resolved, at its Ordinary Meeting on 27 April 2021, to place the “Draft Four Year Delivery Program 2021-2025 including One Year Operational Plan 2021/22” on public exhibition for 28 days from 1 May 2021 to 28 May 2021. It was proposed that the public submissions and final plans be considered and adopted by Council at its June 2021 meeting.

Ryde 2028 Community Strategic Plan

In formulating the Four Year Delivery Program 2021-2025 including One Year Operational Plan 2021/22, consideration has been given to Council’s adopted Ryde 2028 Community Strategic Plan. A summary of the proposed expenditure allocations for each of the Outcome areas in the Four-Year Delivery Program 2021-2025 is outlined below:

2028 Community Strategic Plan Outcome	Base \$m	Projects \$m	Total \$m
Our Connected and Accessible City	95.0	75.5	170.5
Our Natural and Sustainable City	125.8	18.9	144.7
Our Diverse and Inclusive City	28.1	0.8	28.9
Our Vibrant and Liveable City	50.3	2.7	53.0
Our Open and Progressive City	166.3	138.5	304.8
Our Smart and Innovative City	7.0	5.2	12.2
Our Active and Health City	99.5	42.6	142.1
Total	572.0	284.2	856.2

Key Aspects of the Four Year Delivery Plan 2021-2025 including One Year Operational Plan 2021/22

- The total operating expenditure budget for 2021/22 is \$136.88 million, including \$2.22 million for one-off Operating Projects;
- The Operating Result for 2021/22 is projected to be a surplus of \$16.70 million, including Capital Grants and Contributions and Net Gain on Disposal and a \$5.66 million surplus without Capital Grants and Contributions and Net Gain on Disposal;
- Capital Expenditure in 2021/22 is budgeted at \$97.11 million, funded primarily by Internal Reserves, Section 7.11 Contributions, Grants and other external sources of income.

ITEM 5 (continued)

A summary of Council's proposed 2021/22 Project expenditure by Program is outlined below.

Program	Capital Project \$M	Non-Capital Project \$M	Total Project \$M
Catchment program	4.02	0.25	4.27
Centres and Neighbourhood program	4.50	0.12	4.62
Community and Cultural program	0.62	0.25	0.87
Customer and Community Relations program	-	-	-
Economic Development program	-	-	-
Environmental program	-	0.08	0.08
Foreshore program	0.48		0.48
Governance and Civic program	0.06	0.75	0.81
Internal Corporate Services program	4.63	-	4.63
Land Use Planning program		-	-
Library program	0.25	-	0.25
Open Space, Sport & Recreation program	8.48	0.20	8.68
Organisational Development program	-		-
Paths and Cycleways program	1.69		1.69
Property Portfolio program	51.64	-	51.64
Regulatory program	-	-	-
Risk Management program	-	-	-
Roads program	14.71	-	14.71
Strategic City program	0.04	0.10	0.14
Traffic & Transport program	4.85	-	4.85
Waste and Recycling program	1.15	0.47	1.62
Total	97.11	2.22	99.33

Proposed Changes

During the public exhibition period, minor changes were made to Council's base budget including the change in rateable properties during this period. These changes had no net impact on Council's work capital position of \$4.5m.

The following capital projects have been included to be undertaken as part of the 2021/22 Road Kerb Renewal Capital Program as a result of Council resolution.

- Reserve Street (\$1M)
- McGowan Street (\$0.24M)

ITEM 5 (continued)

Other projects have been rescoped to accommodate for these additional capital projects to ensure there was no net impact of Council's working funds position.

Public Notification/Consultation

In accordance with Council's resolution at its meeting on 27 April 2021, the Draft Four Year Delivery Program 2021-2025 including One Year Operational Plan 2021/22 was advertised on 1 May 2021 seeking feedback from our community. The following means of engagement were used to inform the community of opportunities to provide feedback during the 28 day period:

- Formal public advertising of the Draft Four Year Delivery Program and Draft One Year Operational Plan featured in a local newspaper (TWT) and the draft plans were available on Council's "Have your Say" website;
- A news item was placed on Council's website advising the community it was on public exhibition
- The "Have Your Say" portal was available for the community to provide feedback via Council's website.

Public Submissions

Council received three (3) public submissions from public exhibition of the Draft Four year Delivery Program and One Year Operational Plan and Draft Fees and Charges. The submissions concerned the proposed Fees and Charges:

1. A request from GoGet Carshare that the increased charges to carshare be either removed from the FY21/22 Fees & Charges or be adapted to reflect the maximum cost which a resident would be asked to pay for a parking permit. The initial charges review applying a CPI increase on carshare spaces was completed after the GoGet program application process had commenced. It was anticipated that the car share spaces would have been installed before this timeframe. However, due to delays, the new car spaces have only recently been launched. Council therefore considers a fee increase to be unwarranted for this coming period.

Recommendation: Council officers are proposing not to increase the fees and charges for the Car Share program for the 2021/22 financial year and will revert charges for set up and removal of designated car spaces, and annual fees for Metered and Unmetered spaces to the charges applying for the 2020/21 financial year.

ITEM 5 (continued)

2. Requests from two community members that City of Ryde consider adding registered political parties to the categories providing discounted hall and meeting room hire rates for Not-For-Profit organisations. Historically political parties have been charged the Standard Rate for the hire of Council's halls and meeting rooms. Political parties do not have the same status as Not-For-Profit (NFP) organisations. Generally, a political party is defined under electoral laws in Australia as an organisation or body that has as one of its aims the promotion of endorsed candidates for election to public office. Therefore the submission to charge political parties the NFP rate when using Council's halls and meeting rooms is not supported.

Recommendation: That Council does not add registered political parties to the categorisation of Not-For-Profit organisations for the hire of Council halls and meeting rooms.

Details of the original submissions are provided in the attachment to this report.

Proposed Rating Table

The following rating table outlines the various rating categories and associated yields for the 2021/22 financial year. The rating table has been updated to represent the supplementary valuations received during the public exhibition period. The changes made during the public exhibition period are immaterial in nature.

Rate Type	Category/Sub Category	No. of Properties	Land Values \$	Base Charge \$	Minimum \$	Ad Valorem (cents in \$)	Rate Yield \$
Ordinary	Residential - Minimum	31,193	7,660,064,163		593.79		18,522,091
Ordinary	Residential - Ad Valorem	19,928	21,754,651,520			0.0748050	16,273,629
Ordinary	Business - Minimum	486	15,864,221		593.79		288,582
Ordinary	Business - Ad Valorem	1,606	2,964,857,623			0.6004090	17,801,263
Ordinary	Business- Major Retail Centre - Macquarie Park	1	380,000,000			0.4591160	1,744,641
Ordinary	Business- Major Retail Centre - Top Ryde	7	47,623,900			0.4591160	218,649
TOTAL YIELD	ORDINARY RATES						54,848,856
Special	Macquarie Park Corridor – Ad Valorem	540	1,756,964,205			0.0967900	1,700,563
Special	Special Infrastructure Renewal - Base Charge	53,221		125.00			6,652,625
Special	Special Infrastructure Renewal - Ad Valorem	53,221	32,823,061,427			0.0203320	6,673,452
Special	Environmental Management - Base Charge	53,221		59.20			3,150,683
Special	Environmental Management - Ad Valorem	53,221	32,823,061,427			0.0143760	4,718,649
TOTAL YIELD	ORDINARY & SPECIAL RATES						77,744,828

The Residential Minimum and Business Minimum rates include mixed developments that have been apportioned in accordance with NSW Land Registry Service records.

The Environmental Management Rate Base Charge yields 40% of the total Environmental Management yield.

The Special Infrastructure Renewal Rate Base Charge yields 50% of the total Special Infrastructure Renewal yield.

The above rates figures include the rate pegging amount of 2.0% as determined by the Independent Pricing and Regulatory Tribunal.

Note: The Minister for Local Government determined the maximum interest rate to charge on overdue rates was 6.0%.

ITEM 5 (continued)

Fees and Charges Schedule

As a result of the public submissions received, it is proposed not to increase the fees and charges for the Car Share program for the 2021/22 financial year and revert to the amounts set in the 2020/21 Fees and Charges schedule.

There were no other changes made to the 2021/22 Fees and Charges schedule during the public exhibition period.

Financial Implications

The proposed financial changes outlined in the report will have no net impact on Council's Working Capital position. Overall, Council's Uncommitted Working Capital is forecast to remain at \$4.50 million as at 30 June 2022.

Conclusion

The proposed 2021-25 Delivery Program and 2021/22 Operational Plan and proposed 2021/22 Fees and Charges schedule, as amended, is presented to Council for adoption.

ITEM 5 (continued)

ATTACHMENT 3

ATTACHMENT – Community Submissions

Three (3) community submissions were received from the public exhibition of the **Draft 2021-2025 Four Year Delivery Program (including the One Year Operational Plan 2021/22)** and **Draft 2021/22 Fees and Charges** schedule.

Submission 1

A community member from North Ryde

I refer to the schedule of categories of organisations entitled to "Reduction or waiving of fees via Council Resolution" on pages 4 and 5 of the Proposed Fees and Charges Document, and urge the City of Ryde to consider adding the local branches of registered political parties to the categories providing discounted hire rates to NFPs.

Local political meetings are organised and attended by City of Ryde residents, who are almost always volunteers, with a shared interest in matters concerning their local community and fellow Australians. CoR should offer support to local residents in their grassroots political endeavours through reduced fees for facility hire, with appropriate use agreements in place.

Increased support for such events is likely to facilitate widespread, grassroots involvement in politics, which is good for the health of our democracy. Such support, provided by council, could help to make these meetings more accessible to a wider range of residents, enhancing the capacity of such organisations to provide true representation to our local community.

It is proposed that Council's support is offered only to registered political parties, which would allow the Electoral Commission to carry the responsibility of verifying the identity of appropriate bodies eligible for this type of support.

Response

Historically political parties have been charged the Standard Rate for the hire of Council's halls and meeting rooms. Political parties do not have the same status as Not-For-Profit (NFP) organisations. Generally, a political party is defined under electoral laws in Australia as an organisation or body that has as one of its aims the promotion of endorsed candidates for election to public office. Therefore the submission to charge political parties the NFP rate when using Council's halls and meeting rooms is not supported.

Recommendation: That Council does not add registered political parties to the categorisation of Not-For-Profit organisations for the hire of Council halls and meeting rooms.

ITEM 5 (continued)

ATTACHMENT 3

Submission 2 (Late submission received 8 June 2021)

A community member from Ryde

Full submission included below.

Response

Historically political parties have been charged the Standard Rate for the hire of Council's halls and meeting rooms. Political parties do not have the same status as Not-For-Profit (NFP) organisations. Generally, a political party is defined under electoral laws in Australia as an organisation or body that has as one of its aims the promotion of endorsed candidates for election to public office. Therefore the submission to charge political parties the NFP rate when using Council's halls and meeting rooms is not supported.

Recommendation: That Council does not add registered political parties to the categorisation of Not-For-Profit organisations for the hire of Council halls and meeting rooms.

Submission 3

A request from GoGet Carshare that the increased charges to carshare be either removed from the FY21/22 Fees & Charges, or be adapted to reflect the maximum cost which a resident would be asked to pay for a parking permit.

Full submission included below.

Response

The initial charges review applying a CPI increase on carshare spaces was completed after the GoGet program application process had commenced. It was anticipated that the car share spaces would have been installed before this timeframe. However, due to delays, the new car spaces have only recently been launched. Council therefore considers a fee increase to be unwarranted for this coming period.

Recommendation: Council has determined that it will not increase the fees and charges for the Car Share program for the FY2021/22 period and will revert charges for set up and removal of designated car spaces, and annual fees for Metered and Unmetered spaces to the charges applying for the FY2020/21 year.

ITEM 5 (continued)

ATTACHMENT 3



To City of Ryde - **Re: Draft Fees & Charges for FY21/21**

On behalf of over 3,000 GoGet carshare members in your LGA, we thank you for the opportunity to comment on the *Draft Fees & Charges* for FY21/22.

The current Fees & Charges support private car ownership while disincentivising the uptake and growth of carshare. For this reason, we're concerned that City of Ryde is looking to further disadvantage carshare users and increase fees on carshare in FY21/22.

In City of Ryde's *GoGet Annual Member Survey*, the percent of members who did not own a car grew from 37% (prior to joining the service) to 50% (after joining the service). As well as this, 59% of members actively avoided purchasing a new or second car in the last year because they can access carshare. Had they been purchased, 27% of these cars would have been parked on Council streets, taking up parking unnecessarily.

The Draft Fees & Charges for FY21/22 proposes:

- an increase in the cost of the *annual carshare permit* by 5.7% in unmetered spaces and 4.8% in metered spaces
- *resident parking permits* remains free

We request that the increased charges to carshare be either removed from the FY21/22 Fees & Charges, or, be amended to match the maximum cost which a resident would pay for a parking permit.

Should the proposed fees be implemented, GoGet may consider a **City of Ryde Council Surcharge** of an additional \$0.30 per hour and \$3 per day on the use of carshare spaces to recover this added cost. This would be communicated to our City of Ryde resident members before being implemented.

Carshare, and its resident members, support various Council strategies, including the *City of Ryde 2028 Community Strategic Plan, Four Year Delivery Plan 2020-2024*, and the *City of Ryde Integrated Transport Strategy 2016-2031*. Carshare supports these strategies as it:

- reduces overall demand for parking, particularly from poorly used 2nd and 3rd cars¹
- reduces vehicle kilometres driven annually by up to 50%²
- reduces congestion and Co2 emissions³
- has a benefit to cost ratio for Council of 19:4⁴
- improves overall road safety⁵

¹ Phillip Boyle and Associates (2017) *The Impact of Carshare Services in Australia*

² Phillip Boyle and Associates (2017) *The Impact of Carshare Services in Australia*

³ Phillip Boyle and Associates (2017) *The Impact of Carshare Services in Australia*

⁴ Austroads (2015) *Research Report AP-R534-16*

⁵ ANCAP (2020)

ITEM 5 (continued)

ATTACHMENT 3

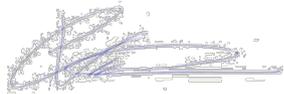


Based on this, we argue that City of Ryde rate payers who choose to use carshare should not be penalised with higher rates than those who choose to own private vehicles. We request that the increased charges to carshare be either removed from the FY21/22 Fees & Charges, or be adapted to reflect the maximum cost which a resident would be asked to pay for a parking permit.

Should you wish to discuss this further, or if you have any questions, please feel free to contact either

- Chris Vanneste (chris@goget.com.au 0404863 228)
Head of Space, or
- Harri Bancroft (harri@goget.com.au 0404 712 452)
Council Space Manager

Regards,

A handwritten signature in blue ink, appearing to read "Chris Vanneste".

Chris Vanneste
Head of Space
GoGet Carshare

ITEM 5 (continued)

ATTACHMENT 3

The General Manager

City of Ryde

cityofryde@ryde.nsw.gov.au

Dear Sir/ Madam,

Apologies I Had intended to write a submission regarding the issue outlined below, in the Councils, **"Have Your Say/ Draft Delivery Plan 2021-2025 Inclusive Operational Plan and Fees Charges"**. I mistakenly thought that the "Have Your say Portal" was open until the end of June. I tried to access this "Portal" on Thursday 2nd June only to find Response time had closed on May 28th.

I contacted the Council office on Friday 3rd June, and was advised to write and request (with respect), that my Submission/ suggestion on **"Fee Charges"** be considered either as a Submission or as valid ongoing concern.

I write respectfully requesting that consideration be given by Council in reassessing the **Fees and Charges as "Hiring Fee", for Council Meeting Rooms and Halls**. As published in "Councils Community Halls and Meeting Room Hire Guidelines". Currently Council does assess Political Party's as "Not for Profit: Category ONE" Viz- generating an annual Income of \$100,000 or above. Subsequently the "Standard Hire Rate" is applied in circumstances of "Hiring Facilities" for local interested groups such as 'Local Political Party Branch's'. Applying the "Standard Rate" over the period of an **annual calendar year creates a Financial Barrier** that this group, of local residents is unable to meet.

I seek to have the **Categorisation** for Local Political Parties **Reassessed and Reclassified** to "Not for Profit Category Two" Viz- generate an annual Income below \$100,000 in respect of Hall/ Room Hire and fees.

I am a member of a local Political Party Branch (Ryde ALP). My experience is that many "Local Party Branch's inclusive of Party persuasion, traditionally in the formal conduct of local branch meetings. Discuss Local Issues that would be of 'common concern' to the many residents of the City of Ryde. In fact membership of local Political Party Branch's is made up entirely of Local Residents (albeit with specific common interests) who are genuinely interested in the progress and advancement of the City of Ryde and its community. 'Local Political Party Branch's' do not generate an **Annual Income** and are in fact made up of **"Honorary officers" and members** who meet **once a month** to discuss "Local issues". **Reducing or reassessing the "Hire Fee"** in relative to Council charges would reduce a financial burden for this group of 'Interested local residents. I sincerely believe that as active local community members it would benefit the City of Ryde if local Political Party Branch's had less financial barriers to overcome. I submit my submission for consideration.

Yours Sincerely

6 LOCAL GOVERNMENT ELECTION 2021 - "ELECTORAL MATTER", USE OF COUNCIL RESOURCES, CARETAKER PROVISIONS AND MEETING SCHEDULE

Report prepared by: Civic Services Manager
File No.: CLR/21/50 - BP21/590

REPORT SUMMARY

This report addresses a number of matters related to the upcoming 4 September 2021 Local Government Election.

The report also contains discussion of the Office of Local Government's advice regarding Council publications being 'Electoral Matter' and the use of Council resources and facilities during the period 26 July 2021 to 4 September 2021. The report also identifies that the Caretaker Period commences on 6 August 2021, and the areas where Council decision making is limited during the four weeks prior to the Election.

The report also recommends that the final Council meeting of this Council is to be Tuesday, 24 August 2021.

RECOMMENDATION:

- (a) That Council note and endorse the actions detailed in this report relating to the use of Council resources and the publishing of 'Electoral Matter' during the regulated period which commences on 26 July 2021.
- (b) That Council note the caretaker provisions as prescribed in the Local Government (General) Regulation 2005.
- (c) That Council endorse 24 August 2021 as the last Council meeting prior to the 2021 Local Government Elections, noting that the caretaker provisions commence on 6 August 2021.

ATTACHMENTS

- 1** OLG Circular 21-12 - "Electoral Matter" and use of Council resources prior to local government elections - 11 June 2021

Report Prepared By:
Amanda Janvrin
Civic Services Manager

Report Approved By:
Rafik Meleka
Acting Manager - Corporate Governance

Mark Eady
Director - Corporate Services

ITEM 6 (continued)**Discussion**

The Office of Local Government (OLG) has recently issued Circular 21-12: “Electoral Matter” and the use of council resources prior to local government elections. This Circular is dated 11 June 2021 and is provided for in **ATTACHMENT 1**. This Circular advises that Council officials must not use council resources, property (including intellectual property), and facilities for the purposes of assisting their election campaign or the election campaign of others unless the use is lawfully authorised and proper payment is made where appropriate.

Additionally it is noted that under Council’s Code of Conduct (clause 8.17-8.18), the following must not be used for the purpose of assisting an election campaign or the election campaign of others:-

- Council resources (including Council staff), property or facilities (unless the resources, property or facilities are otherwise available for use or hire by the public and any publicly advertised fee is paid for use of the resources, property or facility); or
- Council letterhead, Council crests, Council email or social media and other information that could give the appearance it is official council material.

This OLG circular also addresses Council activities during the regulated period for an election. Clause 356A – Interpretation, of the *Local Government (General) Regulation 2005* states that:-

regulated period for an election means:-

- (a) the period starting with the closing date and ending at 6 pm on election day, and*
- (b) all days to which polling for the election is adjourned.*

For the 4 September 2021 election, the regulated period commences on Monday 26 July 2021, which is 40 days preceding the election day.

During this regulated period, Councils are to consider whether their publications could amount to being classified as electoral matter. “Electoral Matter” is defined under Clause 356A of the *Local Government (General) Regulation 2005* and broadly includes any matter that is intended or likely to affect voting in an election.

Council publications that promote the achievements of the Council may potentially fall within the definition of “electoral matter” – this could include websites, newsletters, e-newsletter, media releases, published speeches, brochures on services/facilities, advertisements, letters to residents and newspapers. The name, photograph and likeness of a candidate also fall within the definition of “electoral matter”.

ITEM 6 (continued)

To clarify what is meant by the phrase “electoral matter”, and to assist in being with its consistent implementation, the OLG has provided a Frequently Asked Questions document. This is contained in **ATTACHMENT 1**.

Particular points to note are:-

Council’s Mayoral column is considered “electoral matter”

As advised, Councils should instead consider publishing the Mayor’s column as a generic Council column during this regulated period.

Council’s end-of-term report may constitute “electoral matter”

As the end-of-term report identifies the achievements of the Council over its preceding term, this has the potential to impact on voting at the election. The end-of-term report is to be presented to the final meeting of an outgoing Council as part of the business papers of the meeting. However, because the final meeting of the outgoing Council will fall within the 40 day “regulated period” preceding the election, Councils should refrain from publishing the end-of-term report as a separate publication until after the elections on 4 September 2021. The end-of-term report should be appended to that year’s annual report.

Council’s end-of-term report will be reported to Council’s 24 August 2021 Meeting.

Attendance at Council arranged or community events

Mayors or Councillors who are candidates must not use Council arranged events that they attend in an official capacity to actively campaign for re-election. However, they are not precluded from attending or presiding over these events, or expressing their own political views at such events. This includes being able to comment to the media, as long as that comment is not inconsistent with Council’s media policy, and is not made in an advertisement, newspaper column, or a radio or television broadcast that is paid for by Council, or produced by or using Council resources.

Council’s media policy states that the Mayor and the General Manager are Council’s official spokespersons on all matters and that Councillors may provide the media with comment, identifying that this is provided as their own personal opinion and not representing the official position of Council.

Council decision-making prior to the September 2021 local government elections

Council is reminded that the exercise of some of their functions is limited during the four weeks preceding the date of a local government election, in accordance with Clause 393B of the *Local Government (General) Regulation 2005*. This period is known as the caretaker period. It commences on Friday, 6 August 2021 and ends on Saturday, 4 September 2021.

ITEM 6 (continued)

Councils, the General Manager or any other delegate of the Council (other than a Joint Regional Planning Panel of the Central Sydney Planning Committee) must not exercise the following functions during the caretaker period:-

- Entering a contract or undertaking involving an expenditure or receipt by the Council of an amount equal to or greater than \$150,000 or 1% of the Council's revenue from rates in the preceding financial year (whichever is the larger). This figure is \$765K based on the 2020/21 financial statements.
- Determining a "controversial development application", except where a failure to make such a determination would give rise to a deemed refusal under Section 82 of the *Environmental Planning and Assessment Act 1979*, or such a deemed refusal arose before the commencement of the caretaker period.

"Controversial development application" means a development application under the *Environmental Planning and Assessment Act 1979* for which at least 25 persons have made submissions under Section 79(5) of that Act by way of objection.

- The appointment or reappointment of a person as the Council's General Manager (or the removal of a person from that position) except for temporary appointments.

In certain circumstances, these functions may be exercised with the consent of the Minister.

Meeting Schedule

Council is required to review its meeting schedule and determine the date for the last Council Meeting prior to the 2021 Local Government Elections. Although caretaker provisions commence on 6 August 2021, Council is still able to hold meetings after the commencement of the caretaker period in order to conduct Council business.

Council's current meeting schedule, as adopted on 25 August 2020, includes a Council meeting on 24 August 2021. This report recommends that Council endorse 24 August 2021 as the last Council meeting prior to the 2021 Local Government Elections, noting that the caretaker provisions commence from 6 August 2021.

Financial Implications

Adoption of the recommendations will have no financial impact.

ITEM 6 (continued)

ATTACHMENT 1

Strengthening local government



Circular to Councils

Circular Details	21-12 / 11 June 2021 / A755939
Previous Circular	17-12 – “Electoral matter” and use of council resources prior to local government elections
Who should read this	Councillors / General Managers / All council staff
Contact	Council Governance Team / 02 4428 4100 / olg@olg.nsw.gov.au
Action required	Information / Council to Implement

“Electoral matter” and use of council resources prior to local government elections

What’s new or changing

- Council officials must not use council resources, property (including intellectual property), and facilities for the purposes of assisting their election campaign or the election campaign of others unless the use is lawfully authorised and proper payment is made where appropriate.
- In the 40 days preceding the election, councils need to consider whether their publications could amount to an “electoral matter”.

What this will mean for your council

- Council officials must use council resources lawfully, ethically, effectively and carefully keeping in mind the council’s code of conduct and other policies such as the policy on the payment of expenses and the provision of facilities to mayors and councillors.
- “Electoral matter” is defined under clause 356A of the *Local Government (General) Regulation 2005*, and broadly includes any matter that is intended or likely to affect voting in an election. The name, photograph and likeness of a candidate fall within the definition of “electoral matter”.
- Council publications that promote the achievements of the council may also potentially fall within the definition of “electoral matter”.

Key points

- Under the *Model Code of Conduct for Local Councils in NSW*, the following **must not** be used for the purpose of assisting anyone’s election campaign:
 - council resources, property or facilities (unless the resources, property or facilities are otherwise available for use or hire by the public and any publicly advertised fee is paid for use of the resources, property or facility); and
 - council letterhead, council crests and other information that could give the appearance it is official council material.
- Breaches of a council’s code of conduct may result in disciplinary action.
- Councils and council officials should be mindful of the need to maintain community confidence in the integrity of the performance of the council’s functions and activities in the lead-up to elections. Councils should be mindful of how the community may perceive any of their activities or actions during this time.

Office of Local Government
5 O’Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 20 770 707 468

ITEM 6 (continued)

ATTACHMENT 1

Where to go for further information

- For further clarification on “electoral matter”, refer to “Frequently Asked Questions” attached to the Circular.
- For further information, contact the Office’s Council Governance Team on 4428 4100.



Luke Walton
Acting Deputy Secretary
Local Government, Planning and Policy

Office of Local Government
5 O’Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 20 770 707 468

ITEM 6 (continued)

ATTACHMENT 1

Frequently Asked Questions

Q. What is “electoral matter”?

“Electoral matter” is defined under clause 356A of the *Local Government (General) Regulation 2005* (the Regulation) and broadly includes any matter that is intended or likely to affect voting in an election. The name, photograph and likeness of a candidate also fall within the definition of electoral matter.

The regulatory requirements that relate to “electoral matter” and “electoral material” under the Regulation apply in the 40 days preceding the election.

Q. Can council publications be “electoral matter”?

A council publication that makes no reference to the Mayor or councillors who are candidates and does not carry their images or statements will not constitute electoral matter if it is not intended or likely to affect voting at the election.

However, council publications that promote the achievements of the council may potentially have this effect and therefore may constitute “electoral matter” even if they do not carry the images or statements of the Mayor or councillors. This potentially includes end-of-term reports. More information on this is provided below.

Ultimately whether a council publication constitutes “electoral matter” is an assessment that needs to be made by each council on a case-by-case basis. If a council is in doubt, then it should defer issuing the publication until after the election.

Q. Does the Mayoral column constitute “electoral matter”?

Yes. Because the Mayoral column carries the Mayor’s image and name, it will constitute electoral matter if the Mayor is a candidate. Councils should instead consider publishing the Mayoral column in the 40 days preceding the election as a generic council column.

Q. Does the end-of term report constitute “electoral matter”?

Because the end of term report identifies the achievements of the council over its preceding term it may potentially constitute “electoral matter” because of its potential to impact on voting at the election.

Q. Can the end of term report be reported to council during caretaker period?

Yes. The end-of-term report *must* be presented to the final meeting of an outgoing council. The provisions in the Regulation relating to “electoral material” do not prevent the end-of-term report being presented to the council or from being made available on a council’s website as part of the business papers of the meeting.

However, because the final meeting of the outgoing council will normally fall within the 40 day “regulated period” preceding the election, councils should refrain from publishing the end-of-term report as a separate publication until after the elections on 4 September 2021. The end-of-term report should be appended to that year’s annual report.

Office of Local Government
5 O’Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 20 770 707 468

ITEM 6 (continued)

ATTACHMENT 1

Q. Can mayors or councillors who are candidates attend council-arranged or community events?

Nothing in this circular should be interpreted as preventing the Mayor or councillors who are candidates from attending or presiding over council-arranged or community events in the lead up to the election.

Q. Can mayors or councillors who are candidates make “political statements” at council-arranged events?

Mayors or councillors who are candidates must not use council arranged events that they attend in an official capacity to actively campaign for re-election. However, nothing under the Model Code of Conduct would serve to preclude a councillor who is a candidate from expressing their political views or making political statements at such events.

Q. Can the mayor or councillors who are candidates make comments in the media?

This circular does not seek to prevent the Mayor or councillors who are candidates from offering media comment, provided that comment is not made in an advertisement, newspaper column, or a radio or television broadcast paid for by the council or produced by the council or with council resources and the comment is not inconsistent with the council's adopted media policy.

Office of Local Government
5 O'Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 20 770 707 468

7 OUTCOMES FROM DOG OFF-LEASH TRIAL

Report prepared by: Senior Coordinator – Parks Operations
File No.: GRP/21/8 - BP21/473

REPORT SUMMARY

In May 2020, Council resolved to endorse the 'Dog Recreation Needs Study' and to implement 7 trial sites (being the 6 sites proposed in the Study as well as Marsfield Park) for 6 months, subject to residents surrounding the proposed off leash areas being consulted and that general consensus be gained. Furthermore a report was to be brought back to Council at the completion of the 6 month trial outlining the community feedback received.

Stage 1 of the consultation was held between 24 August – 13 September 2020. This consultation asked for feedback on the proposed seven sites. Council received over 550 submissions on the proposals.

A key finding of this consultation phase was that residents surrounding the sites at Fontenoy Park and Waterloo Park lacked a consensus supporting the initiative. As such, a trial of dog off leash activity at these locations did not proceed.

As a result of this, staff proceeded with the six-month dog off-leash trial at the following 5 locations:

- Marsfield Park: Off leash when not used for organised sport
- Kissing Point Park: Off leash at specific times relative to tides
- Monash Park: Off leash when not used for organised sport
- Memorial Park: Off leash at all times
- Moore Park: feedback on the proposal sought, however, this park could not operate as a dog off leash area without the installation of fencing.

Stage 2 of the consultation (six-month trial of the identified sites) began on Monday 19 October 2020 and concluded Sunday 11 April 2021. In total 289 comments were received from the community with 270 from the online survey, 19 email submissions and 1 phone submission. In addition to the feedback collected, 1 petition was received during the consultation period in objection to the Kissing Point Park trial dog off-leash area.

As a result of the feedback received during the trial period and based on the recommendations from the Avifauna study completed by external consultant InSight Ecology and provided in **ATTACHMENT 2 – CIRCULATED UNDER SEPARATE COVER**, the following locations have been recommended to be made permanent permitted dog off-leash areas:

ITEM 7 (continued)

Marsfield Park: Unfenced Off leash when not used for organised sport

This location is recommended to be made permanent. Was strongly supported by most respondents during the trial and provides a dog off leash area in the northern area of the city as Fontenoy and Waterloo Parks were not supported. No negative responses from the sporting groups was received during this period. Minimal operational impact due to the change in use of the area during the trial. It is not an appropriate site for fencing due to the nature of the sportsgrounds as the primary use.

Monash Park: Unfenced Off leash when not used for organised sport

This location is recommended to be made permanent. Was strongly supported by most respondents during the trial and is a popular location for dog owners. No negative responses received from the sporting user groups. Change in use of the area will create additional maintenance expenses for Council to maintain the surface for sports use. While there is a fence surrounding the field, this is to suit the purposes of sporting use and not to make the area a fully enclosed dog off leash site. The fencing will be maintained accordingly.

Moore Park: Enclosed Off leash at all times

This location is recommended to be made permanent. Supported by most respondents, however it is noted that there was some opposition to the proposal. Prior to the installation of any infrastructure a design would be prepared for the proposal and community consultation undertaken. Implementation of this project is subject to funding being made available. The Dog Recreation Needs study identified an undersupply of dog recreation facilities in this area of the city

Bennelong Park Foreshore – as an alternate water/beach location to kissing point park

This alternate location is recommended as the trial site at Kissing Point Park received opposition and was operationally challenging due to the limited use that could be made as a result of the impact on shorebirds. This location is recommended by the Avifauna Study that Council obtained and meets the identified need in the community for a dog off leash swimming area.

ITEM 7 (continued)**Memorial Park – Fenced Beach Access at all times**

It is the recommendation that Memorial Park does not continue as a dog off-leash area. Substantial feedback was received regarding the functionality and aesthetics of the fencing. It was raised that the fencing and the proximity of dogs inhibited access for people launching kayaks or families with young children wanting to play. Some of those in favour also noted that the fence would need to be increased to be effective, however with the area being surrounded by natural bushland and water there would not be an option to make the area completely contained.

The nearby shared user path sees heavy traffic and the location would pose too great a risk to the safety of park users to be unfenced.

RECOMMENDATION:

- (a) That the following parks be identified by Council as dog off leash areas:
- Marsfield Park: Unfenced and off leash when not used for organised sport
 - Monash Park: Unfenced and off leash when not used for organised sport
 - Moore Park: Enclosed off leash area at all times
 - Bennelong Park Foreshore – (alternate location to Kissing Point Park): Unfenced off leash swimming area at all times
- (b) That Council remove the temporary fencing located at the Memorial Park trial site and endorse that dog off leash use of this site is not permitted.
- (c) That funding be identified in the next iteration of Council's Four-Year Delivery Plan, for a capital project to install infrastructure at Moore Park to make an area fully fenced.

ATTACHMENTS – CIRCULATED UNDER SEPARATE COVER

- 1 2021-04 Dog Off Leash Trial - Consultation Report
- 2 Kissing Point Park avifauna study report InSight Ecology - 28 January 2021

Report Prepared By:

Jackie Bolger
Senior Coordinator – Parks Operations

Report Approved By:

Simon James
Manager - Parks**Wayne Rylands**
Director - City Works

ITEM 7 (continued)

Discussion

The City of Ryde Dog Recreation Needs Study was endorsed in May 2020. This study provides recommendations in accordance with current 'best practice' in the provision of dog exercise areas and the needs of the City's dog-owning population.

The review found that:-

- The on-going provision of dog off-leash facilities is justified by the demonstrated social and health benefits associated with well-designed and located facilities,
- The City of Ryde has a relatively low provision of off-leash facilities compared to most North District Councils,
- The main provision gaps are in Marsfield, Macquarie Park, Putney and parts of Eastwood, Meadowbank and East Ryde,
- Community and stakeholder consultations confirmed the importance of dog off-leash areas in the community, and
- The consultations also identified strong support (84% of respondents) for additional off-leash areas and strong support (77% of respondents) for off-leash areas with access to recreational water.

Based on the study findings, new site selection criteria were identified as the basis for determining the need for new off-leash sites (and where they should be located) and enhancement opportunities for existing facilities.

The study concluded that there was a substantial case for trialling an additional six (6) off-leash areas within the City, as follows:-

- Fontenoy Park (Macquarie Park)
- Kissing Point Park (Putney),
- Memorial Park (Meadowbank),
- Moore Park (Eastwood),
- Monash Park (Gladesville),
- Waterloo Park (Marsfield).

Two (2) of these sites have access to the Parramatta River foreshore and respond to the high demand within the City of off-leash areas with access to water play.

Council subsequently resolved, at its meeting held 26 May 2020;

- (a) *That the draft "Dog Recreation Needs Study" be endorsed and Council implement the proposed trial sites including Marsfield Park for the 6 months subject to residents surrounding the proposed off leash areas be consulted and that general consensus be gained otherwise a report be brought back to Council detailing the issues raised.*

ITEM 7 (continued)

- (b) *That a report be brought back to Council at the completion of the 6-month trial outlining the community feedback received.*

Following this resolution, community feedback was sought on 7 new off-leash areas, comprising the 6 sites recommended in the *Dog Recreation Needs Study* as well as Marsfield Park.

Stage 1 Community Consultation

Stage 1 community consultation was conducted from 24 August – 13 September 2020, with the community asked to provide feedback on the 7 proposed Dog Off-Leash Trial Areas via an online survey or at a registered phone session with Council staff. This consultation was promoted through City of Ryde's Have Your Say website, flyers to surrounding residents, an eNewsletter to stakeholders, signage in the parks, social media and an advertisement in the local newspaper.

The Stage 1 consultation identified a lack of community support for the proposed sites at Fontenoy Park and Waterloo Park, largely because of perceptions around the safety of children and families using the parks. Stage 1 also identified good support for the other 5 proposed sites.

Accordingly, the proposed trials at Fontenoy Park and Waterloo Park did not proceed and Council commenced community consultation on trials at the following 5 parks:

- Kissing Point Park (Putney),
- Marsfield Park (Marsfield),
- Memorial Park (Meadowbank)
- Monash Park (Gladesville).
- Moore Park (Eastwood) site was open for feedback during the trial period as a proposed future dog off-leash area, however, was not included as part of the six-month trial due to the fencing requirements.

Stage 2 Community Consultation

The City of Ryde's internal community engagement team facilitated the Stage 2 community consultation to gather feedback from the community on the proposed dog off-leash facilities, what they liked about the proposals and any ideas or suggestions for improvement.

The Stage 2 community consultation was conducted from Monday 19 October 2020 and concluded Sunday 11 April 2021, with the community able to provide comments and suggestions via an online survey. This was promoted through City of Ryde's Have Your Say website, flyers to surrounding residents, an eNewsletter to stakeholders, signage in the park, social media and an advertisement in the local newspaper.

ITEM 7 (continued)

A total of 289 comments were received from the community, with 270 from the online survey, 19 email submissions and 1 phone submission. In addition to the feedback collected and presented in this dashboard, 1 petition was received during the consultation period objecting to the Kissing Point Park trial dog off-leash area.

The survey demographics showed that 60% of the respondents were dog owners.

The Stage 2 consultation findings are summarised in the following table.

Trial site	% respondents supporting	% respondents supporting with changes	Changes required
Marsfield Park	72	16	Additional bins, bags, dog bowls and fencing.
Kissing Point Park	69	24	Additional bins, bags and dog bowls
Memorial Park	50	17	Improving the fence, providing a larger space, improving water quality, removing the fence
Monash Park	79	8	Additional bins, bags, dog bowls and signage
Moore Park	58	8	Providing fencing, seating, shade, bins and bags

Consultation with relevant internal bodies

Internal consultation was undertaken with the following departments:

- Environment
- Operations
- Compliance/Rangers

Kissing Point Park Avifauna Study

The Kissing Point Avifauna Study (provided in **ATTACHMENT 2 – CIRCULATED UNDER SEPARATE COVER**) was undertaken by InSight Ecology to: -

- Survey aquatic bird species present during winter and summer at Kissing Point Park and nearby foreshore reserves;
- Assess the potential impact of the dog off-leash trial on shorebirds and other aquatic bird species and their habitat at Kissing Point Park;
- Recommend practical management actions to mitigate the potential impact of the dog off-leash trial on shorebirds and other aquatic bird species at Kissing Point Park.

ITEM 7 (continued)

The study determined that the Kissing Point Park site was frequented by vulnerable shorebirds and that a more suitable location, where there would be minimal impact on fauna, was available at Bennelong Park Beach. This location also allows use of the area at an tidal time and therefore can be more effectively managed by Council and available time of use are clearer for the community.

Extract from the Avifauna Report prepared by Insight Ecology (January 2021) below, identifying the ecological benefits of relocating the dog off leas area:

Consideration for a designated dog off-leash area for use at any tidal phase at Bennelong Park Beach (BPB).

Potential benefits: Dog access for swimming and exercise at any tidal phase at BPB –existing use of this 50-60 m long sandy beach for dog exercise and swimming was evident during the summer survey and discussions with dog owners indicated strong support for ongoing dog access to this site; protection and desirably restoration of Kissing Point Park (KPP) main beach saltmarsh and mangrove vegetation and dunes; future potential use of KPP main beach for human swimming; improved spatial separation of dog and human use of foreshores in this area thus reducing potential conflicts.

*Recommended new dog off-leash site at Bennelong Park Beach is identified in **Figure 1**, between Concord-Ryde Sailing Club and the old Halvorsen complex. The proposed dog beach access and swimming site is indicated by an enclosed yellow line. The purple shaded area indicates the existing remnant mangrove forest which needs restoration - dog and human access to this area should be discouraged. The red arrowed boxes indicate suggested locations for dog off-leash beach access signs. The beach is accessed by walking from Bennelong Park and the northern carpark of Kissing Point Park.*

ITEM 7 (continued)

Figure 1



Council resolution on Kissing Point Park

In response to a petition during the Stage 2 consultation period, objecting to the Kissing Point Park off-leash site, Council resolved at its meeting held 27 April 2021;

- (b) That Council strongly consider in the upcoming report in May 2021 to have the Dog Off Leash Area at Kissing Point Putney relocated to another designated area.*

Therefore, the recommended alternate dog swimming area, the Bennelong Park Foreshore is consistent with the existing Council resolution, meet the identified community desire to have a location within the LGA which provides a swimming area for dog off lead and gives consideration to minimising the impact on the natural environment.

ITEM 7 (continued)**Conclusions and recommendations on trial sites**

Based on the Stage 1 and Stage 2 consultations, the results of the Avifauna Study and Council's Kissing Point Park resolution of 27 April 2021, the following conclusions and recommendations are made on the 5 trial sites.

Marsfield Park, Marsfield

Recommendation – Unfenced off leash when not used for organised sport

It is the recommendation that Marsfield Park continues as a dog off-leash area when not in use by organised sport. It is not an appropriate site for fencing due to the nature of the sportsgrounds and their primary use.

Kissing Point Park, Putney

Recommendation – Alternate location at Bennelong Park Foreshore – with unrestricted hours

As per the recommendations in the Avifauna Report, Kissing Point Park foreshore was only to be considered during high tide windows, as such unrestricted/additional hours would not be recommended due to environmental concerns.

Because the same environmental constraints do not apply to the nearby Bennelong Park Foreshore (as documented in the Avifauna Study), it is recommended that this alternate location become a designated dog off-leash area at all times, providing for water-based dog recreation in this area.

Memorial Park, Meadowbank

Recommendation – Do not proceed with this location as a dog off-leash facility

It is the recommendation that Memorial Park does not continue as a dog off-leash area. Substantial feedback was received regarding the functionality and aesthetics of the fencing. It was raised that the fencing and the proximity of dogs inhibited access for people launching kayaks or families with young children wanting to play. Some of those in favour also noted that the fence would need to be increased to be effective, however with the area being surrounded by natural bushland and water there would not be an option to make the area completely contained.

The nearby shared user path sees heavy traffic and the location would pose too great a risk to the safety of park users to be unfenced.

Monash Park, Gladesville

Recommendation – Unfenced off leash when not used for organised sport

It is the recommendation that Monash Park continues as a dog off-leash area when not in use by organised sport. Additional bins, bags, dog bowls and signage can be considered.

ITEM 7 (continued)**Moore Park, Eastwood**

Recommendation – Fully Enclosed Off leash at all times

It is the recommendation that Moore Park becomes a permanent fully fenced dog off-leash area. The site would require detailed design and construction of fencing, pending funding being identified. Associated infrastructure including bins, bags and water would be provided as part of the design. Community consultation would be undertaken prior to this infrastructure being delivered and would be done so following the identification of funding for the project and the preparation of a proposed design,

Financial Implications

The financial costs associated with the adoption of the recommendations of this report can be accommodated within the existing Parks Operational Budget. Funding for the installation of infrastructure at Moor Park to make the area fenced for off leash dog use would need to be identified in the next iteration of Council's Four-Year Delivery Plan.

8 MEADOWBANK TRAFFIC AND TRANSPORT STUDY FUNDING

Report prepared by: Senior Coordinator - Transport Development
File No.: PCM2020/27/4 - BP21/445

REPORT SUMMARY

The purpose of this report is to provide details of the funding arrangements for the Meadowbank Traffic and Transport Study and seek Council's approval for acceptance of a funding contribution from Transport for NSW (TfNSW). The study is currently being undertaken by an external consultant (Bitzios Consulting) on behalf of Council and Transport for NSW (TfNSW). This study will assess a number of transport infrastructure initiatives proposed by Council, TfNSW and the Greater Sydney Commission (GSC) within the Meadowbank precinct to determine their implications with respect to supporting the future transport needs of residents and visitors travelling within this area.

Officers from both Council and TfNSW commenced this study together, in order to minimise costs to both organisations and align proposals to improve the transport network. Council received a formal letter from TfNSW to the General Manager, provided as **ATTACHMENT 1**, on 15 October 2020, indicating their commitment to contribute to 50% of the total cost of the project.

The total cost of the Meadowbank Traffic and Transport Study is anticipated to be \$152,586.50 (GST included). Currently, Bitzios Consulting has invoiced Council for completion of the first phase of the project for the amount of \$56,782 (GST included). With the second phase of the project anticipated to be completed around mid-June 2021, an invoice for the second phase of the works being in the order of \$46,931.50 (GST included) is expected to be issued to Council for payment prior to the end of the 2020/21 financial year.

A draft report is scheduled to be provided to Council and TfNSW by the end of July 2021 with the remainder of the funds then to be paid to Bitzios Consulting. In order to ensure that Council is reimbursed by TfNSW to minimise the financial impact to our capital expenditure, it is recommended that Council accept TfNSW's funding offer. This will facilitate the issuing of an invoice to TfNSW before the end of the 2020/21 financial year for half of the total project cost.

RECOMMENDATION:

That Council accept TfNSW's funding for the Meadowbank Traffic and Transport Study for 50% of the total project cost.

ATTACHMENTS

- 1 Letter of partnership agreement with CoR - October 2020 Final Signed

ITEM 8 (continued)

Report Prepared By:

Yafeng Zhu
Senior Coordinator - Transport Development

Report Approved By:

Michael Dixon
Transport Manager

Wayne Rylands
Director - City Works

ITEM 8 (continued)
Financial Implications

Should Council accept TfNSW's funding offer, it will enable an invoice to be generated by Council's finance team to be sent to TfNSW for payment by the end of the 2020/21 financial year, which will reduce the financial outlay from the ITS implementation bucket. This is highlighted in the table below:

Meadowbank Traffic and Transport Study (Part of the 'ITS Implementation' budget (PM20_41900))				
Total Cost (\$) – GST Included	Funding Options	Estimated project cost (\$) – GST Included (2020/21 FY)	TfNSW contribution (\$) – GST Included (2020/21 FY)	Net 2020/21 expenditure (\$) – GST Included (2020/21 FY)
152,586.50	Accept TfNSW and issue invoice before end of 2020/21 FY	103,713.50 (Stage 1 - 56,782 Stage 2 - 46,931.50)	76,293.25 (50% of total project cost)	27,420.25
	Inaction	103,713.50 (Stage 1 - 56,782 Stage 2 - 46,931.50)	0	103,713.50

It is therefore recommended that Council accept the TfNSW funding.

ITEM 8 (continued)

ATTACHMENT 1



15 October 2020

Mr. George Dedes
General Manager
City of Ryde
Locked Bag 2069
North Ryde
NSW 1670

Dear Mr. George Dedes

The purpose of this memo is to act as a notice of intention for Transport for NSW to engage in a partnership with City of Ryde (CoR) to complete traffic modelling for the Meadowbank Pedestrian Access Project (MPAP) as part of wider traffic modelling requirements for the Meadowbank Local Area Network.

It is understood that the traffic modelling contract will be procured by CoR to include the works outlined in Attachment A – Request for Quotation (RFQ). Transport for NSW acknowledges that completion of the traffic modelling for the MPAP is a portion of a larger engagement to be completed by CoR.

As per joint discussions held during a Microsoft Teams meeting on Wednesday, 26 August 2020, the total cost of the project as agreed at contract award, will be split 50/50 between Transport for NSW and City of Ryde. Any further variations to the scope of work as agreed at contract award will need to be funded by the party requiring the variation or if the variation is for works affecting both parties the split will also be 50/50. It is envisaged that this engagement will last for a period of 16 weeks.

At the conclusion of the engagement, both parties will receive copies of all traffic reports produced by the chosen consultant, all traffic data in a format suitable to be used for future modelling, and electronic copies of the AIMSUN and SIDRA files.

If you have any further questions, please contact Mr. Alex Mosse-Robinson, at alex.mosse-robinson@transport.nsw.gov.au, or on 0434 603 448.

Yours sincerely



Anna Bradley
A/Director Precinct and Program Development

Transport for NSW
Level 5, Tower A, Zenith Centre, 821-823 Pacific Highway, Chatswood NSW 2067
Locked Bag 6501, St Leonards NSW 2065
T 02 9200 0200 | F 02 9200 0290 | W transport.nsw.gov.au | ABN 18 804 239 602

9 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - JUNE 2021

Report prepared by: Senior Coordinator - Transport Services
File No.: GRP/09/3 - BP21/596

REPORT SUMMARY

This report provides recommendations on each traffic/parking matter separately and details on how Council may proceed with the proposed measures. Council has resumed face to face Traffic Committee meetings at North Ryde Offices from March 2021. Members of the committee are listed below.

City of Ryde (Chair) Senior Coordinator Transport Services (for Mgr. Transport)
Transport for New South Wales (TfNSW) North West Precinct
NSW Police Force Ryde Local Area Command
Member for Ryde (8 items) The Hon. V Dominello MP
Member for Lane Cove (4 items) The Hon. A Roberts MP

The June Traffic Committee agenda consisted of eleven (11) traffic and parking proposals, one of which (road safety update) applied to both State electorate areas. There was no representative for the Member for Ryde at the meeting, however they had been sent a copy of the agenda prior to the meeting.

All items were approved at the meeting. There were no disclosures of interest received with respect to any of the items.

The proposed traffic and parking matters now require the approval of Council. For ease of review, details of the proposals identified in the recommendations below are provided as **ATTACHMENT 1**.

RECOMMENDATION:

That Council endorses the following Ryde Traffic Committee recommendations:

(A) ROSS SMITH AVENUE, MEADOWBANK– STOP CONTROL

That the following changes be made in Ross Smith Avenue, Meadowbank:

- a) STOP signage and associated line marking be installed on Ross Smith Avenue at its intersection with Constitution Road West, Meadowbank.

(B) WEST PARADE, WEST RYDE - PARKING RESTRICTIONS

That the following changes be made in West Parade, West Ryde:

- a) No Stopping signage be installed on both sides of West Parade along the property frontages of No's 60 to 64 where it intersects with Marlow Avenue, West Ryde.

ITEM 9 (continued)**(C) MEADOWBANK STATION, MEADOWBANK - PROPOSED MOTORBIKES ONLY ZONE**

That the following changes be made in the car park adjacent to the Meadowbank Station, Meadowbank:

- a) Two 'Motorbikes Only' parking spaces be installed on the northern end of the Meadowbank Station commuter car park adjacent to the property boundary of the Meadowbank Education and Employment Precinct.

(D) WICKS ROAD, MACQUARIE PARK - EXTENSION OF EXISTING RAISED MEDIAN WITHIN WICKS ROAD (NORTH OF EPPING ROAD)

That the following changes be made in Wicks Road, Macquarie Park:

- a) The existing raised median within Wicks Road (north of Epping Road) be extended by approximately 25m northerly across the driveway of 109 Wicks Road to create a left in/out arrangement in accordance with attached drawing No. 2020/898-01B (Dated 4/6/2021).
- b) The extended median is to be constructed to Council and TfNSW specifications and installed by the applicant at no cost to Council.

(E) ROAD SAFETY UPDATE - ROAD SAFETY PROGRAMS

- a) The Road Safety report be received and noted

(F) WESTMINSTER PARK- PEDSTRIAN CROSSING

That the following changes be made in Ryde Road:

- a) The existing pedestrian refuge on Ryde Road be upgraded to a zebra crossing be approved in principle, subject to detailed design and a lighting assessment being undertaken.
- c) Funding be allocated for the above work to be undertaken.

(G) CUTLER PARADE, NORTH RYDE- PARKING RESTRICTIONS

The following parking changes be made in Cutler Parade, North Ryde:

- a) That an 11m area of 'No Parking – Wedding and Funeral Vehicles Excepted' be installed on the southern side of Cutler Parade between the driveway access to North Ryde Community Church and the rear access to the Blenheim Road Shops.

ITEM 9 (continued)**(H) PITTWATER ROAD, NORTH RYDE- PEDESTRIAN REFUGE**

The following changes be made in Pittwater Road, North Ryde:

- a) That a pedestrian refuge on Pittwater Road in the vicinity of No.307 Pittwater Road be approved in principle and included in a future capital works program, subject to detailed design, lighting assessment and consultation with directly affected residents being undertaken.

(I) WATERLOO ROAD, MACQUARIE PARK- PARKING RESTRICTIONS AND ONE-WAY

The following changes be made in Waterloo Road, Macquarie Park:

- a) A C3 yellow line, signifying 'No Stopping', be installed around the inner island of the bus layover section of Waterloo Road.
- b) The westbound one-way system in the bus layover loop on Waterloo Road be endorsed and signposted accordingly.

(J) OWEN STREET, GLADESVILLE- PARKING RESTRICTIONS

The following parking changes be made in Owen Street, Gladesville:

- a) A 2P 8am-6pm Mon-Fri Authorised Permit Holders Excepted - Zone 9 resident parking scheme be installed on the western side of Owen Street, Gladesville.
- b) Residents be advised of the number of permits that they will be eligible for and invited to apply for permits.

(K) RYEDALE ROAD, WEST RYDE- TRAFFIC ARRANGEMENTS

The following changes be made in Ryedale Road, West Ryde:

- a) Council endorses the proposed access arrangements for the new commuter car park on Ryedale Road, with only a left turn movement being permitted from the egress point from the car park. The car park is to be signposted to ensure that motorists are aware of this left turn restriction when egressing from the car park.
- b) All deficiencies as identified in the Road Safety Audit undertaken by GHD associated with this car park be undertaken by TfNSW at no cost to Council.
- c) The existing 1/2P parking zone on the western side of Ryedale Road preceding the zebra crossing be converted to a No Parking KISS and RIDE zone.

ITEM 9 (continued)

- d) All unrestricted parking on the western side of Ryedale Road not otherwise designated as bus zone be converted to 1P 8am -6pm Mon-Sun & Public Holidays.

ATTACHMENTS

- 1 Ryde Traffic Committee Agenda - June 2021

Report Prepared By:

John Begley
Senior Coordinator - Transport Services

Report Approved By:

Michael Dixon
Transport Manager

Wayne Rylands
Director - City Works

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

ITEM (A): ROSS SMITH AVENUE, MEADOWBANK

SUBJECT: STOP CONTROL

ELECTORATE: RYDE
WARD: CENTRAL
ROAD CLASS: NON-CLASSIFIED

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest about the item discussed below.

PROPOSAL

Council is proposing to install a 'STOP' control in Ross Smith Avenue at its intersection with Constitution Road West, Meadowbank.



Figure 1: Location Plan

DISCUSSION

Council has received a request from a resident to investigate the provision of STOP control at the unsigned intersection of Ross Smith Avenue and Constitution Road West to improve pedestrian and vehicle safety.

Under AS1742.2 - Manual of Uniform Traffic Control Devices, a 'STOP' control at any intersection is warranted where sight distance falls below 30m (for a road with 50km/h speed) on the major road observed from 3m back on the minor road.

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

A site investigation was undertaken to assess the sight distance of vehicles entering from Ross Smith Avenue onto Constitution Road West. This investigation indicated that the sight distance for vehicles turning right onto Constitution Road West is below 30m and thus meets the warrant for a 'STOP' control at the intersection.

A crash analysis for the period 2015 to Sept 2020 indicates that only 1 crash has occurred on Constitution Road West approximately 20m east of Ross Smith Avenue. This was a loss of control type crash resulting in 1 injury in January 2020.

The proposed STOP signage and associated line marking will formalise the intersection and raise motorist's awareness that additional care and attention should be taken when exiting from Ross Smith Avenue onto Constitution Road West. It should be noted that the proposed change in priority at the intersection will not have any impact on parking arrangements within Ross Smith Avenue.

CONSULTATION

All residents of Ross Smith Avenue were consulted about the proposed change in priority at the intersection of Ross Smith Avenue and Constitution Road West. No adverse responses were received from residents.

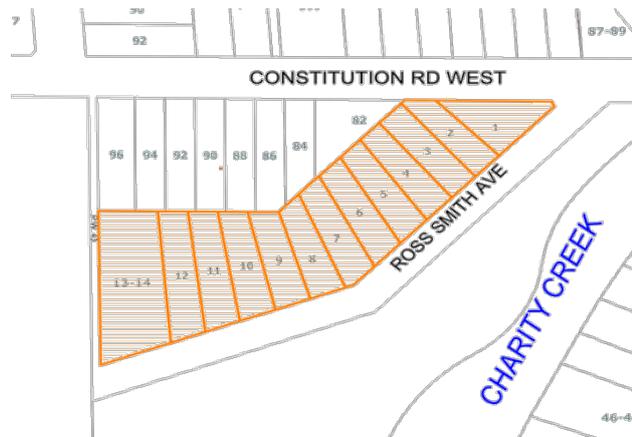


Figure 2: Distribution Map:

RECOMMENDATION:

The Ryde Traffic Committee recommends that the following changes be made:

- a) STOP signage and associated line marking be installed on Ross Smith Avenue at its intersection with Constitution Road West, Meadowbank.

ITEM 9 (continued)

ATTACHMENT 1

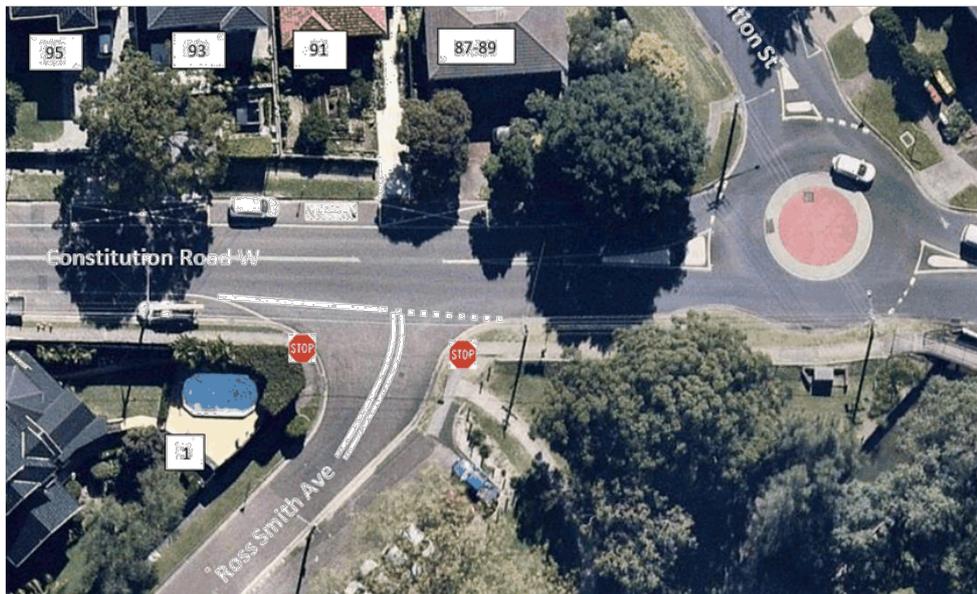


Figure 3: Proposed STOP control on Ross Smith Avenue

ITEM 9 (continued)**ATTACHMENT 1**

Ryde Traffic Committee

ITEM (B): WEST PARADE, WEST RYDE
SUBJECT: PARKING RESTRICTIONS
ELECTORATE: RYDE
WARD: CENTRAL
ROAD CLASS: NON-CLASSIFIED

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest about the item discussed below.

PROPOSAL

Council is proposing to install No Stopping signage on both sides of West Parade along the property frontages of 60 to 64 West Parade near its intersection with Marlow Avenue, West Ryde to reinforce the NSW Road Rule that prohibits parking within 3m of double barrier lines.

DISCUSSION

Council has received a request from a resident to investigate the provision of additional No Stopping signage on West Parade near its intersection with Marlow Avenue to raise motorist's awareness to the 3m rule to double barrier lines.

In response to this request, a site investigation was undertaken to assess the extent of illegal parking along West Parade. Currently double barrier lines and a median island have been installed on West Parade along the property frontages of 60 to 64 West Parade.

The carriageway at the property frontage of 64 West Parade is approximately 7m wide and the median island at the property frontages of 60 to 62 West Parade restricts the carriageway width to approximately 3m. Vehicles parked along this section of West Parade adjacent to the double barrier lines do so in contravention of the NSW Road Rule 208

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1

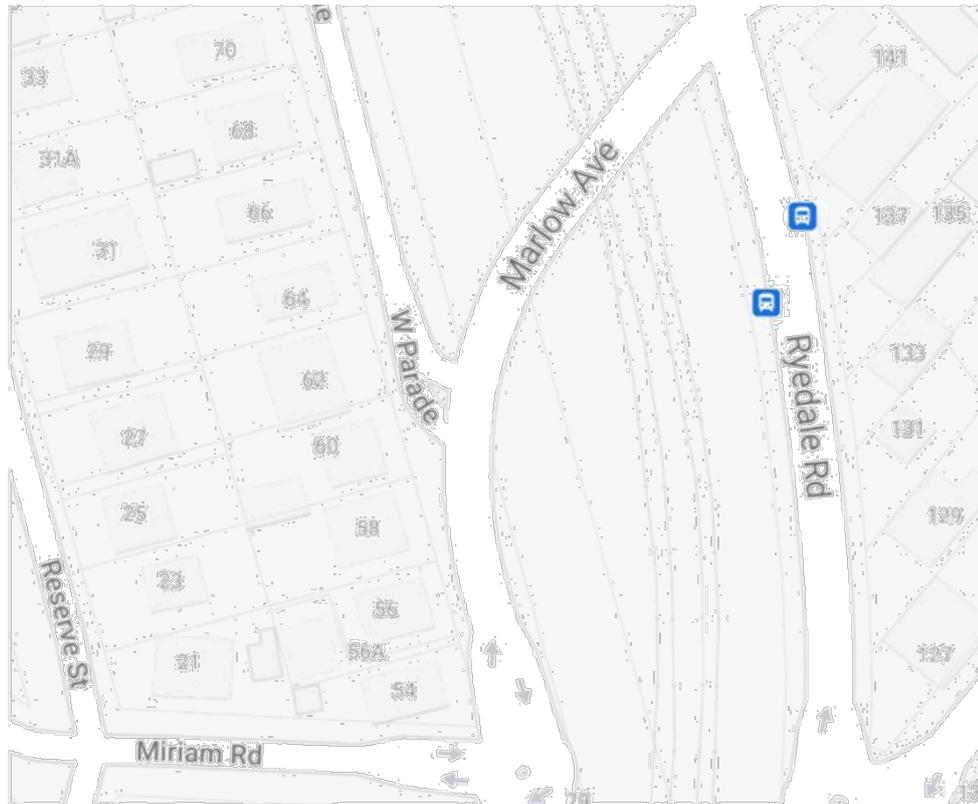


Figure 1: Location Plan

CONSULTATION

All directly affected residents were advised that Council intends to install additional No Stopping signage to reinforce the existing NSW Road Rule associated with the 3m rule.

No comments were received from any of the affected residents regarding this matter.

RECOMMENDATION

The Ryde Traffic Committee recommends that the following changes be made:

- a) No Stopping signage be installed on both sides of West Parade along the property frontages of Nos 60 to 64 where it intersects with Marlow Avenue, West Ryde.

ITEM 9 (continued)

ATTACHMENT 1



Figure 2: Proposed Restrictions:

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

ITEM (C): MEADOWBANK STATION, MEADOWBANK
SUBJECT: PROPOSED MOTORBIKES ONLY ZONE
ELECTORATE: RYDE
WARD: CENTRAL
ROAD CLASS: NON-CLASSIFIED

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest with regards to the item discussed below.

PROPOSAL

Council has received representation from a local resident requesting consideration be given to providing 'Motorbikes Only' parking in the vicinity of the Meadowbank Station, Meadowbank.

DISCUSSION

In response to this request, a site investigation was undertaken to find a suitable location in the car park adjacent to the Meadowbank Station off Constitution Road.

Currently, there are no 'Motorbikes Only' parking spaces available in the existing car park or anywhere in close proximity to the Meadowbank Station. There is a sufficiently wide area available for the installation of two 'Motorbikes Only' parking spaces on the northern side of the car park between the existing car parking spaces and the property boundary of the Meadowbank Education and Employment Precinct.

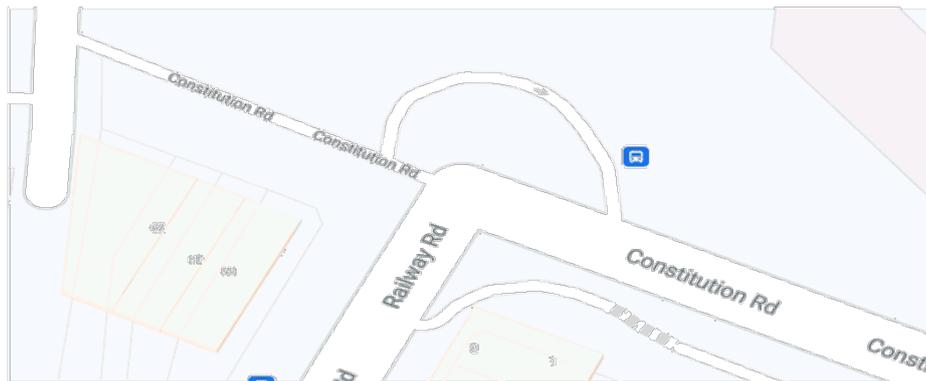


Figure 1: Site Location

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Figure 2: Location map of Proposed Motorbikes Only Zone

To fulfill the motorbikes parking needs around the Meadowbank Station, Council is proposing to install two (2) 'Motorbikes Only' parking spaces in the commuter car park associated with the Meadowbank Station, Meadowbank.

CONSULTATION

The following properties were advised of Council's intentions, with no adverse comments received.

ITEM 9 (continued)

ATTACHMENT 1

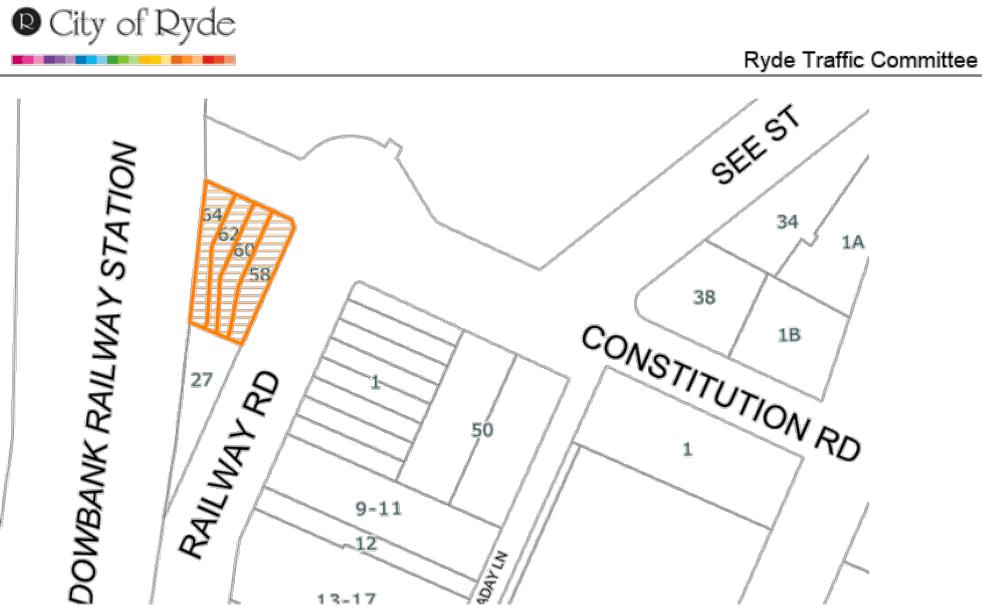


Figure 3: Distribution Map

RECOMMENDATION

The Ryde Traffic Committee recommends that:

- a) Two 'Motorbikes Only' parking spaces be installed on the northern end of the Meadowbank Station commuter car park adjacent to the property boundary of the Meadowbank Education and Employment Precinct.

ITEM 9 (continued)

ATTACHMENT 1



Figure 5: Proposed Motorbikes Only Zone

ITEM 9 (continued)

ATTACHMENT 1

ITEM (D): WICKS ROAD, MACQUARIE PARK
SUBJECT: EXTENSION OF EXISTING RAISED MEDIAN WITHIN WICKS ROAD
(NORTH OF EPPING ROAD)

ELECTORATE: RYDE
WARD: EAST
ROAD CLASS: NON-CLASSIFIED
REFERENCE: LDA2020/301

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest regarding the item discussed below.



Figure 1: Location Plan

INTRODUCTION

Development Consent is currently being sought from Council for a change of use of an existing warehouse and distribution centre within land located at 109 Wicks Road,

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

Macquarie Park into a vehicle servicing facility with ancillary offices. The subject development proposes the following:

- 20 work bays for vehicle servicing up to 40 vehicles per day, with vehicle services by booking only;
- Warehouse and storage area providing a total GFA of 504m²;
- Offices providing a total GFA of 336m²; and
- An at-grade and basement level car park containing 135 off-street car parking spaces

Vehicular access to the above development is proposed via the existing combined ingress/egress driveway connecting with Wicks Road at the north-western corner of the site, approximately 70m to the north of Epping Road.

The operating hours of the vehicle servicing facility is proposed as follows:

- 6:30am – 6:00pm Monday to Friday and 7:00am – 6:00pm Saturday

A maximum staff employment of 23 employees will be on site at any one-time during business operational periods.

PROPOSED TRAFFIC MANAGEMENT MEASURE WITHIN WICKS ROAD

The traffic study prepared by an external traffic consultant (McLaren Traffic Engineering) on behalf of the applicant (Alto Group) in support of this development proposal, has identified that there is currently significant congestion (queuing) within the southbound Wicks Road carriageway on approach to Epping Road during weekday peak periods. This existing queuing within Wicks Road, which has been assessed to be approximately 140m in length, extends well past the site access driveway.

The applicant's traffic consultant has indicated that the proposed development is projected to generate 61 AM and 47 PM peak hour vehicle movements to and from the site based on the proposed future site operations. This additional traffic will exacerbate the existing congestion issues within Wicks Road adjacent to the site during peak periods.

In order to minimise conflict/interactions with the current congestion within Wicks Road during peak periods, vehicle movements at the access driveway are to be restricted to left in/left out. This is to be achieved through extending the existing raised central median within Wicks Road past the access driveway servicing the development site.

DISCUSSION

The existing median within Wicks Road is proposed to be extended by a length of approximately 25m. It is proposed to provide the same width (650mm) as the currently built median, which is compliant with dimensions specified within Transport for NSW's

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

(TfNSW) Technical Drawings (Reference: R0300-01). Please see concept drawing (Drawing No. 2020/898-01B, dated 4/6/2021) provided at the end of this report prepared by McLaren Traffic Engineering for more details.

The proposed median extension will not change the existing carriageway widths of Wicks Road, nor will it involve any changes to the existing signal operations at the intersection of Epping Road and Wicks Road. Further, recent observations have confirmed that there are no existing driveways servicing adjacent properties that would be affected by the proposed median extension.

As the proposed median extension is intended to assist with mitigating traffic impacts generated by the proposed development, it is to be installed by the applicant at no cost to Council as part of the approval of the development.

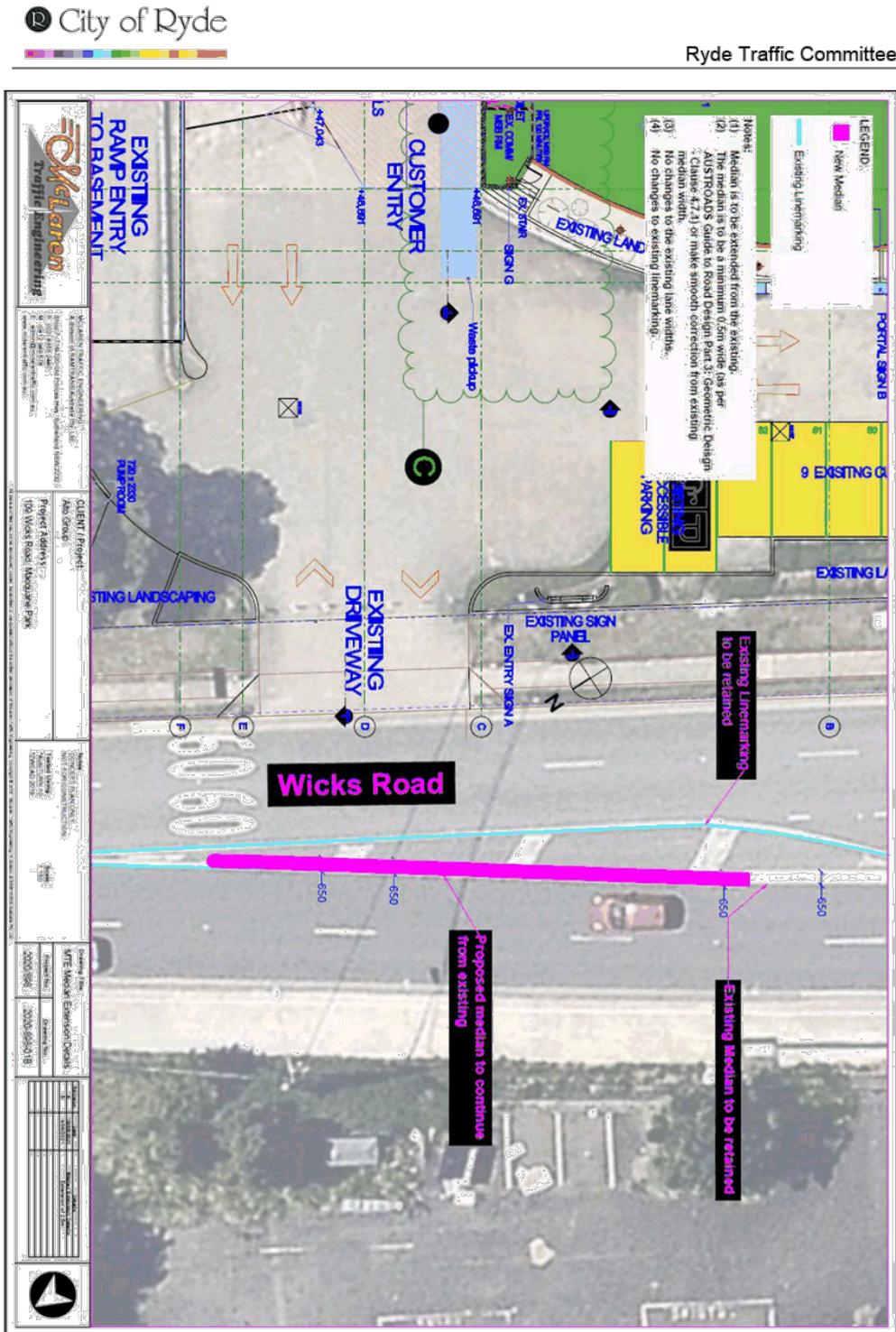
RECOMMENDATION

The Ryde Traffic Committee recommends that:

- a) The existing raised median within Wicks Road (north of Epping Road) be extended by approximately 25m northerly across the driveway of 109 Wicks Road to create a left in/out arrangement in accordance with attached drawing No. 2020/898-01B (Dated 4/6/2021).
- b) The extended median is to be constructed to Council and TfNSW specifications and installed by the applicant at no cost to Council.

ITEM 9 (continued)

ATTACHMENT 1



Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

ITEM (E): ROAD SAFETY UPDATE
SUBJECT: ROAD SAFETY PROGRAMS
ELECTORATE: RYDE / LANE COVE
WARD: ALL

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest with regards to the items discussed below.

TRANSPORT FOR NEW SOUTH WALES (TfNSW) FUNDED PROGRAMS

Local Government Road Safety Program (LGRSP)

Currently completing evaluation reports for 2020-2021 Programs. All invoices have been forwarded to TfNSW for final payments.

COUNCIL FUNDED PROGRAMS

Meadowbank Education Precinct – Travel Planning

Consultants have been engaged to begin work on active travel planning with Meadowbank Public School ahead of the move to the Meadowbank Education Precinct. They will be working with the school community to identify walking and cycling routes, options for establishing walking buses and other transport modes and engaging with school community to impress on them the expected issues for those intending to drop-off and pick-up by car at the new site and the need to consider alternate travel modes.

Speed Program

Council is purchasing another six fixed speed check signs which will be installed in the following locations by the end of June 2021:

- Cox's Road, North Ryde
- Twin Road, North Ryde
- Morrison Road, Ryde
- Badajoz Road, North Ryde
- Parkes Street, Ryde
- Bridge Road North Ryde

The signs are installed in local streets that have been identified as having speeding issues and flash SLOW DOWN messages when vehicles are detected travelling above the speed limit. There are currently six fixed signs installed throughout the Ryde LGA and four mobile speed check trailers that are installed for short periods in response to resident concerns.

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

Road Safety Calendar

Planning has begun for the 2022 Road Safety Calendar, a collaboration between City of Ryde, Hornsby, Lane Cove, Ku-ring-gai, North Sydney, Willoughby and Northern Beaches Councils. The 2022 calendar will promote safe behaviours in various road user settings using illustrations by a local artist. This is in line with the aim of promoting positive messages to road users, reinforcing courtesy and responsibility and using humour to engage the community.

The Road Safety Calendar project collaboration began in 2009 targeting seniors and has evolved in response to feedback to now target families and a younger demographic.

RECOMMENDATION

The Ryde Traffic Committee recommends that:

- a) The Road Safety report be received and noted

ITEM 9 (continued)

ATTACHMENT 1

ITEM (F) WESTMINSTER PARK
SUBJECT: PEDSTRIAN CROSSING
ELECTORATE: LANE COVE
WARD: EAST
ROAD CLASS: NON-CLASSIFIED

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest with regards to the item discussed below.

BACKGROUND

Westminster Park is located on the corner of Ryde Road and Westminster Road in Gladesville directly opposite Monash Park.

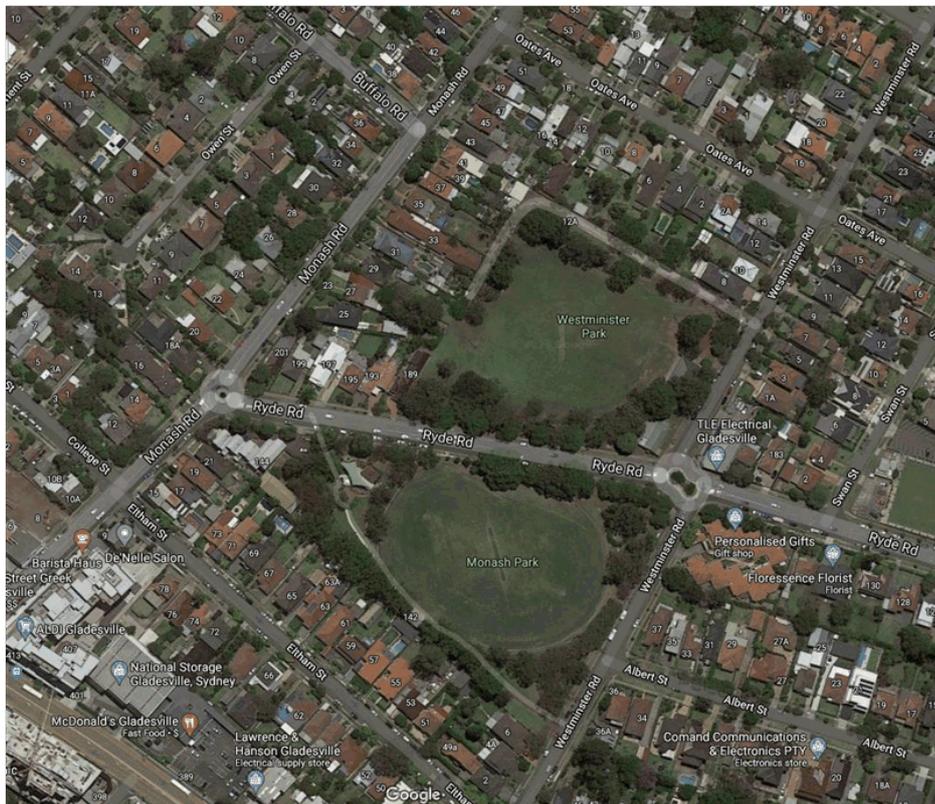


Figure 1: Locality Map – Westminster Park

ITEM 9 (continued)**ATTACHMENT 1**

Ryde Traffic Committee

Within Westminster Park there is a sportsground, some passive parkland elements and community facilities. It is well utilised by the community predominately for sporting use, but also includes recreation and passive uses. The parkland is a former quarry site and includes a variety of existing established vegetation.

In February 2020, Council adopted the final master plan report for Westminster Park. The purpose of this Masterplan is to provide Council with a framework for how the park will be maintained and upgraded in the short to medium term. The aim of this Masterplan is to provide a strategic plan that takes into consideration the current and future needs of the community and user groups, while ensuring a sustainable and efficient use and ecological outcomes.

Stage 1 of community consultation for this masterplan was completed between 12 June and 17 July 2019. Information obtained from the first stage of consultation provided community feedback on Westminster Park, its sports field surface, the former scout hall site and was used to inform the draft Masterplan prepared for Stage 2 community consultation.

Stage 2 community consultation was completed between 23 October and 17 November 2019, during which the draft Masterplan was presented to the community for their feedback. Council has given the feedback received during the Stage 2 community consultation careful consideration. This information has been used to inform the strategic planning for this project and the final Masterplan contained within the report and presented to Council for adoption.

DISCUSSION

The master plan identified three existing pedestrian refuge locations to be potentially upgraded as zebra crossings to improve pedestrian safety and access to the park. Refer to Figure 2.

A preliminary assessment concluded that two pedestrian refuges near the asymmetrical roundabout at Westminster Road and Ryde Road are not suitable locations for a crossing due to high traffic volumes and poor sight distances at the intersection.

The existing pedestrian refuge on Ryde Road between Monash Road and Westminster Road provides a good pedestrian link between the two parks. Both parks are popular sports fields for schools, used for soccer in the winter and cricket in the summer. There are many occasions when both parks are used at the same time and children are crossing Ryde Road to access the other park. With good sight distances in both direction (approx. 110m) and high usage by children, it is considered that the existing pedestrian refuge should be upgraded to a zebra crossing pending funding allocation. Conversion of the existing pedestrian refuge to a zebra crossing will necessitate detailed design and a lighting evaluation to be undertaken.

It should be noted that no on-street parking spaces would be compromised by the proposed conversion of the existing pedestrian refuge to a zebra crossing as the statutory No Stopping restrictions are already in place.

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Figure 2: Westminster Park Master plan

RECOMMENDATION

The Ryde Traffic Committee recommends that

- a) The existing pedestrian refuge on Ryde Road be upgraded to a zebra crossing be approved in principle, subject to detailed design and a lighting assessment being undertaken.
- b) Funding be allocated for the above work to be undertaken.

ITEM 9 (continued)

ATTACHMENT 1

ITEM (G): CUTLER PARADE, NORTH RYDE

SUBJECT: PARKING RESRICTIONS

ELECTORATE: RYDE
WARD: EAST
ROAD CLASS: NON-CLASSIFIED

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest about the item discussed below.

PROPOSAL

Council is proposing to install an 11m section of 'No Parking – Wedding and Funeral Vehicles Excepted' adjacent to North Ryde Community Church on Cutler Parade, North Ryde.

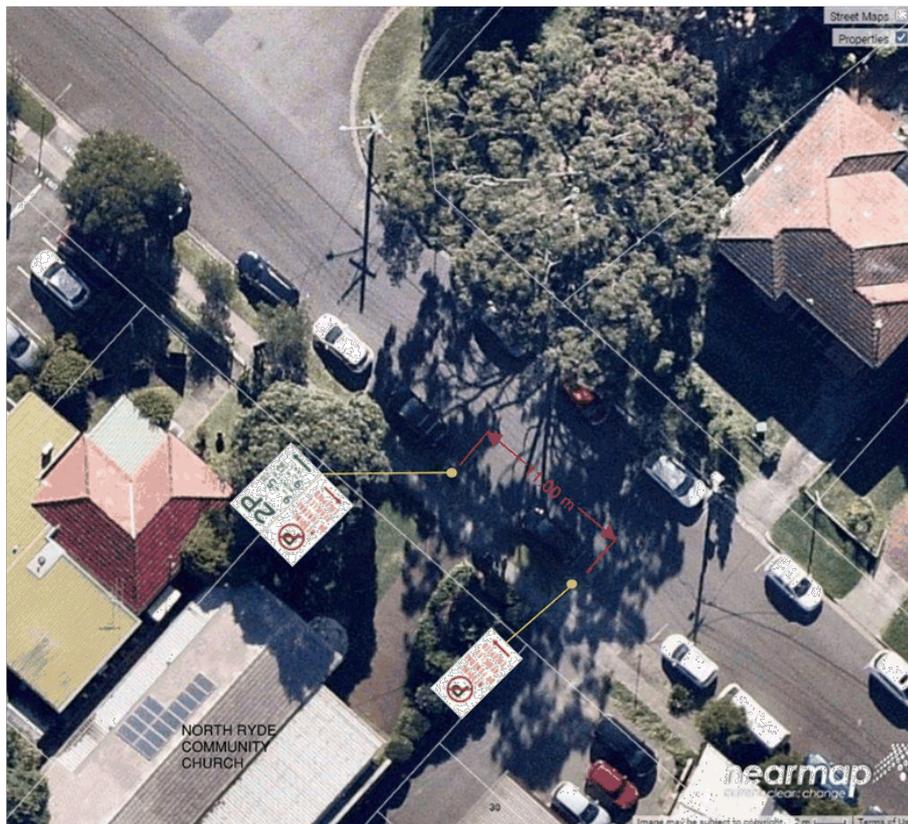


Figure 1: Location Plan

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

DISCUSSION

Council has been contacted by North Ryde Community Church with a request to improve the access arrangements, particularly for those patrons with limited mobility. The Church initially requested that additional dedicated disabled parking be provided in proximity to its premises.

The Church has been advised that vehicles displaying a valid mobility parking permit are able to park for an unlimited time period in the adjoining Cutler Parade carpark and in the time restricted area on Cutler Parade.

There are 4 dedicated disabled parking spaces in proximity to the Church, 2 in the Cutler Parade carpark and two on Blenheim Street.

The provision of an additional disabled parking space in this instance will not address the primary issue, which is the capacity for patrons to be dropped off directly at the Church driveway. It is considered that the installation of a No Parking zone on Cutler Parade immediately west of the access laneway serving the Blenheim Road shops will provide a safe location for disabled parishioners to be dropped off and collected from the Church.

CONSULTATION

North Ryde Community Church have endorsed the proposal for the installation of a 'No Parking – Wedding and Funeral Vehicles Excepted' zone adjacent to its premises on Cutler Parade.

ITEM 9 (continued)

ATTACHMENT 1

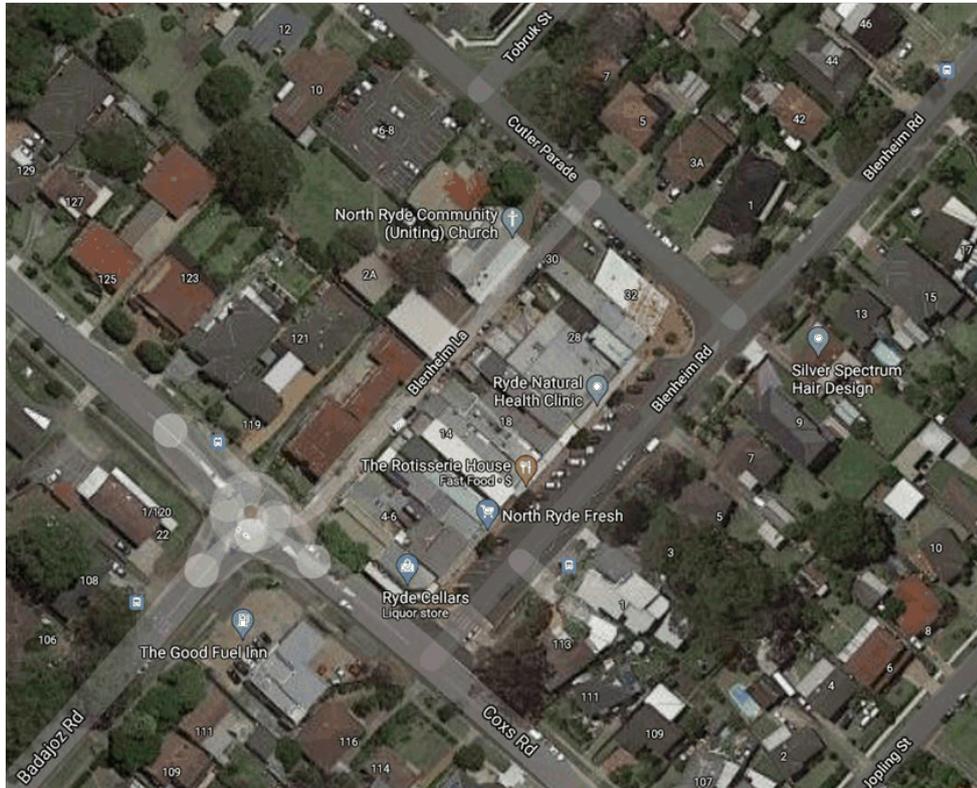


Figure 2: Location Plan

RECOMMENDATION:

The Ryde Traffic Committee recommends that the following changes be made:

- a) That an 11m area of 'No Parking – Wedding and Funeral Vehicles Excepted' be installed on the southern side of Cutler Parade between the driveway access to North Ryde Community Church and the rear access to the Blenheim Road Shops.

ITEM 9 (continued)

ATTACHMENT 1

ITEM (H): PITTWATER ROAD, NORTH RYDE

SUBJECT: PEDESTRIAN REFUGE

ELECTORATE: LANE COVE
WARD: EAST
ROAD CLASS: REGIONAL

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest about the item discussed below.

PROPOSAL

Council is proposing to include a pedestrian refuge on Pittwater Road in a future works program and is seeking in principle approval for a new pedestrian refuge to align with the entrance of North Ryde Oval.



Figure 1: Location Plan

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

DISCUSSION:

As part of a review of the existing road network it has been determined that it would be beneficial to provide an east-west pedestrian link to facilitate access to North Ryde Oval from the new shared user path on the eastern side of Pittwater Road.

The intention of this link is to connect to the existing access at North Ryde Oval and provide a safe and level crossing point across Pittwater Road.

The nearest pedestrian facility south (100m) of this location is a splitter island at the roundabout controlled intersection of Magdala Road and Pittwater Road. Whilst this island does provide some amenity it is insufficient to accommodate a cyclist, pram or wheelchair.

North (101m) of the proposed site, Pittwater Road becomes a divided carriageway with a median in the vicinity of Cressy Road. Due to the crossfall of the road, it is not practical to provide a gap this median as it will have a negative impact on the road level and would provide an uneven surface for pedestrians.

As the nominated location is equidistant between the two nearest alternatives and provides a link to an existing recreational facility it is considered that this is the optimal location for the installation of a pedestrian facility. It is intended to construct the refuge with a gap of 3.6m to accommodate a marked foot crossing should the device be upgraded at a future date.

An initial assessment indicates that the proposed location has the optimum sight distance on both approaches to allow for the safe operation of a pedestrian refuge. Appropriate lighting will be considered as part of any installation.

Pedestrian refuges are considered to have a secondary traffic calming function, and this device may result in a lowering of spot speeds on Pittwater Road.

Any design in the area will need to consider the existing driveway locations and be designed to accommodate turn movements from residential properties.

Some on-street parking adjacent to the oval will be removed as a result of the proposal. There would be no impact to parking on the eastern (residential) side of the street, as No Stopping restrictions are already in force along this side of the road.

CONSULTATION

The proposed pedestrian refuge would not directly impact any residential on-street parking. Should funding be obtained for the above facility to proceed, all directly impacted residents would be consulted as part of the project.

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Figure 2: Street View of Proposed Location:

RECOMMENDATION:

The Ryde Traffic Committee recommends that the following changes be made:

- a) That a pedestrian refuge on Pittwater Road in the vicinity of No.307 Pittwater Road be approved in principle and included in a future capital works program, subject to detailed design, lighting assessment and consultation with directly affected residents being undertaken.

ITEM 9 (continued)

ATTACHMENT 1

ITEM (I): WATERLOO ROAD, MACQUARIE PARK
SUBJECT: PARKING RESTRICTIONS AND ONE-WAY SYSTEM

ELECTORATE: RYDE
WARD: EAST
ROAD CLASS: LOCAL

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest about the item discussed below.

PROPOSAL

Council is proposing to install C3 - Yellow No Stopping line to prevent parking on the inside of the loop in the bus layover/storage area on Waterloo Road, Macquarie Park. The proposal will also signpost and delineate the westbound one-way nature of the roadway.



Figure 1: Signage/Linemarking Plan

DISCUSSION

This matter is under consideration due to a parking infringement issued by Council which has identified a discrepancy on the existing road network. Whilst this area was intended to serve as a one-way westbound system it is not currently defined as such by either signage or linemarking. The current legal status of this road is a two-way system.

ITEM 9 (continued)

ATTACHMENT 1

As creating a one-way system is a permanent change to the road network, it requires that a Traffic Management Plan (PLAN) be approved by Transport for NSW (TfNSW). A TMP has been submitted to TfNSW for its approval.

This section of Waterloo Road serves primarily as a bus layover and storage area for State Transit Authority services operating in Macquarie Park. It is also the only access for the Nought to Five childcare centre.

The loop road is formed as a 5.5m road. The Australian Standard for on street parking requires an absolute minimum of 2.1m for parked passenger vehicles. Vehicles parking in this area prevent parking of buses opposite, and dependant on the specific location may block the passage of buses entirely.



Figure 2: Location Plan

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

RECOMMENDATION

The Ryde Traffic Committee recommends that:

- a) A C3 yellow line, signifying 'No Stopping', be installed around the inner island of the bus layover section of Waterloo Road.
- b) The westbound one-way system in the bus layover loop on Waterloo Road be endorsed and signposted accordingly.

ITEM 9 (continued)**ATTACHMENT 1**

Ryde Traffic Committee

ITEM (J): OWEN STREET, GLADESVILLE
SUBJECT: PARKING RESTRICTIONS

ELECTORATE: LANE COVE
WARD: EAST
ROAD CLASS: NON-CLASSIFIED

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest about the item discussed below.

PROPOSAL

Council is proposing to install Resident Parking Scheme (RPS) restrictions, 2P 8am-6pm Mon-Fri Authorised Permit Holders Excepted - Zone 9 on the western side of Owen Street, Gladesville.

DISCUSSION

Council received a petition from residents of Owen Street, Gladesville in March 2021 requesting an extension of the Zone 9 - RPS into Owen Street. This was shortly after the resident parking scheme was extended to cover nearby streets (Nelson Street and Lyndhurst Street). Residents advised that there had been a sudden increase in demand for on street parking.

As part of the review process Council officers conducted site observations to determine the eligibility of Owen Street for inclusion into the RPS. Council's policy requires that an on-street parking utilisation survey be undertaken which demonstrates that 85% of the available on-street parking spaces on both sides of the street are being utilised over 3 days of a normal week.

Site observations indicated that on-street parking in the street between 8am and 6pm on weekdays currently is well above the 85% criteria required, and on occasions was approaching 100%.

CONSULTATION

All residents and property owners in Owen Street and those with a side frontage onto Owen Street were consulted on 2 June 2021 as to whether they wished their street to be included into a resident parking scheme.

Council received 13 responses supporting the proposal, and no objections. A response rate of 81%, representing a clear majority.

Information sent to residents clearly stated that as most properties had access to off street parking, not all resident vehicles would qualify for resident parking stickers, but each property would be eligible for a visitor's permit. If approved Council will conduct further site inspections to quantify the off-street parking availability associated with each property and

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1

advise residents of the results of the assessment. The majority of properties have access to off street parking thus only one side of the street will become part of the resident parking scheme. In this way all streets contained within resident parking schemes must share the load of commuter parking whilst also providing for the parking needs of residents.

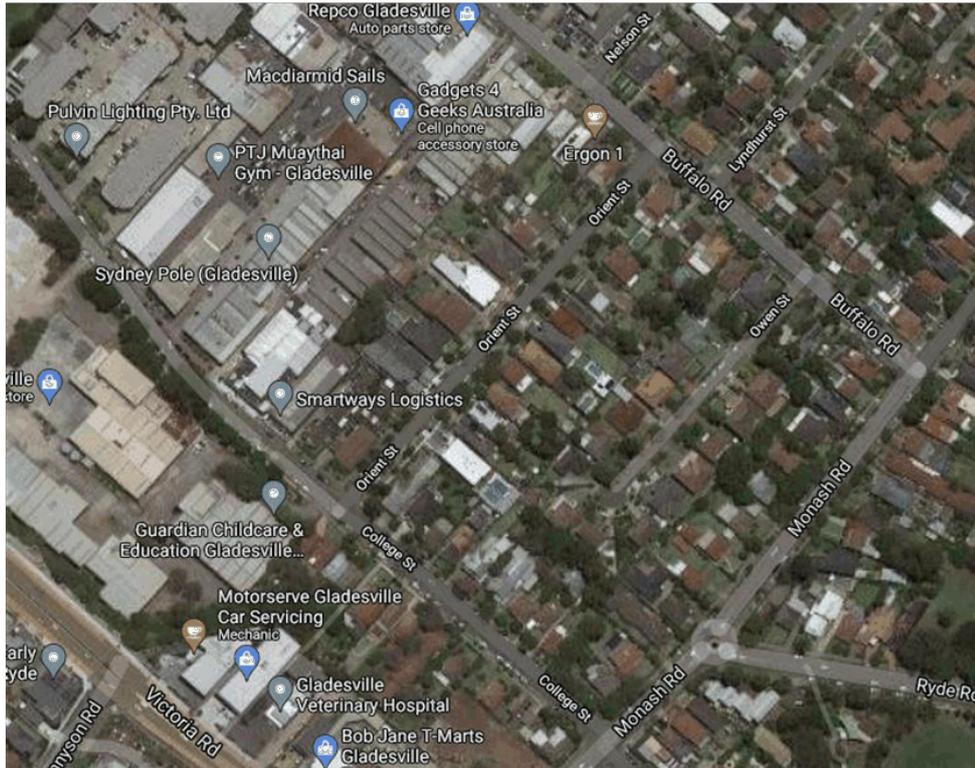


Figure 1: Location Plan

RECOMMENDATION

The Ryde Traffic Committee recommends that:

- a) A 2P 8am-6pm Mon-Fri Authorised Permit Holders Excepted - Zone 9 resident parking scheme be installed on the western side of Owen Street, Gladesville.
- b) Residents be advised of the number of permits that they will be eligible for and invited to apply for permits.

ITEM 9 (continued)

ATTACHMENT 1



Figure 2: Proposed Restrictions – Owen Street, Gladesville:

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

ITEM (K): RYEDALE ROAD, WEST RYDE

SUBJECT: TRAFFIC ARRANGEMENTS

ELECTORATE: RYDE
WARD: CENTRAL
ROAD CLASS: NON-CLASSIFIED

Traffic Committee Members are required to advise whether they have any pecuniary or non-pecuniary interest about the items discussed below.

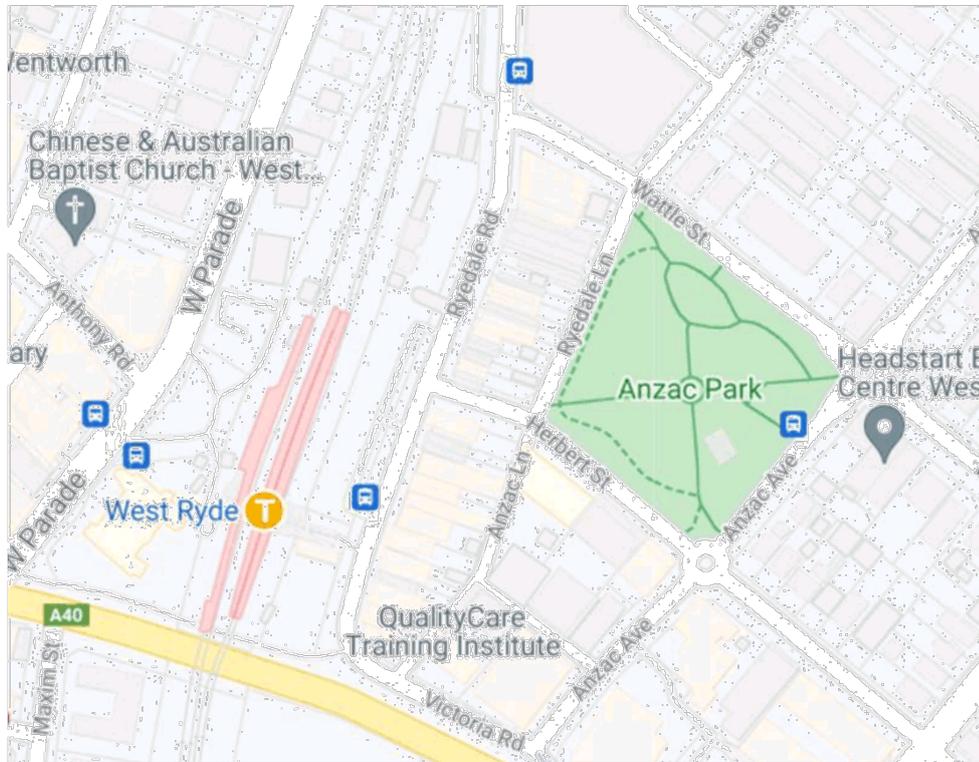


Figure 1: Site Location

PROPOSAL

This report seeks to gain concurrence from the Ryde Traffic Committee and Council for the following measures on Ryedale Road:

- Approval of the proposed access/egress arrangements from the proposed Transport for NSW West Ryde Commuter Car Park onto Ryedale Road.

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1

- Conversion of the remaining unrestricted parking on the western side of Ryedale Road to 1P 8am – 6pm Mon – Sun & Public Holidays.
- Conversion of the ½ P parking zone on the northbound approach to the pedestrian crossing outside the access point to the West Ryde Railway Station to a No Parking KISS and RIDE zone.

DISCUSSION

Ryedale Road Town Centre is undergoing considerable change which will see an upgraded and expanded commuter car park being provided by Transport for NSW (TfNSW), whilst Council is also undertaking major public domain works on both sides of Ryedale Road from Wattle Street to Little Victoria Road.



Figure 2: Proposed Commuter Car Park

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

Commuter Car Park:

Transport for NSW will be delivering additional commuter car parking spaces at Ryedale Road, West Ryde. The project is part of the NSW Government’s Commuter Car Park Program, which aims to provide the community with more convenient access to public transport at key interchanges and helping to ease congestion on our roads.

The project has received planning approval with construction of the expanded commuter carpark having commenced in April 2021 and is expected to be completed in late 2021.

Key benefits:

- a new commuter car park with approximately 100 additional spaces at the existing car park site to the east of West Ryde Station
- accessible parking spaces, motorcycle parking bays and bicycle parking hoops
- Transport Park & Ride infrastructure (Opal operated boom gates)
- provision for future electric vehicle charging spaces
- dedicated paths to provide safe and convenient access between the car park and the station
- lighting, wayfinding signage and new rail corridor fencing for improved safety
- landscaping within the car park, including tree planting along the Ryedale Road footpath.

Between September and October 2020, the community were invited to provide feedback on the proposed concept design for the new commuter car park at West Ryde Station. Feedback from this consultation process was considered in the detailed design phase of the project.

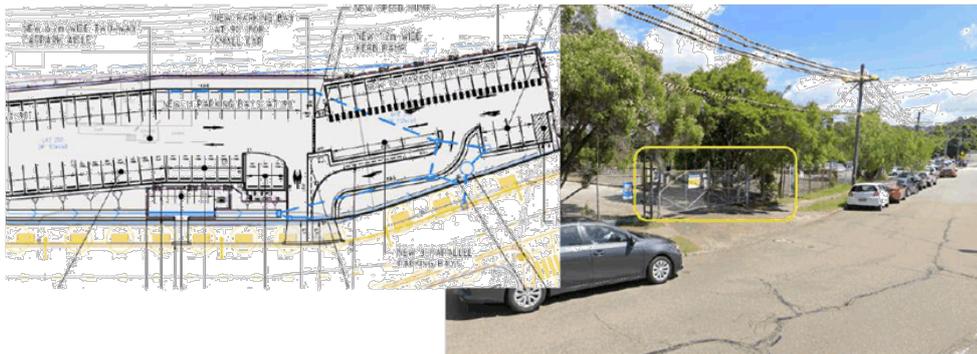


Figure 3: Location of Combined Access to Car Park

Council has met with TfNSW and its consultants on a number of occasions regarding the proposed design of the car park, especially regarding the dimensional characteristics of the parking spaces, the circulation route through the car park and the

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1

proposed access/egress point to the car park. Council still has concerns with the significant number of 'small car spaces' that are proposed to form part of the car park, the restricted circulation routes for vehicles through the car park and the fact that it has only been designed for a B99 vehicle. Council has been advised by TfNSW that it considers that its car park meets Australian Standards. It is only the proposed access/egress point from the car park onto Ryedale Road that Council's concurrence is required.

It should be noted that there is only 1 combined access and egress point to this expanded commuter car park which will be located south of the intersection of Ryedale Road and Wattle Street. TfNSW had requested that all movements should be permitted at this location, however Council considers that permitting all movements at an access point located on a bend and in close proximity to another intersection is a road safety issue and has advised that all egress movements from the car park must be restricted to a left turn movement only. The roundabout at Ryedale Road/Terry Road will facilitate those vehicles wishing to turn south.

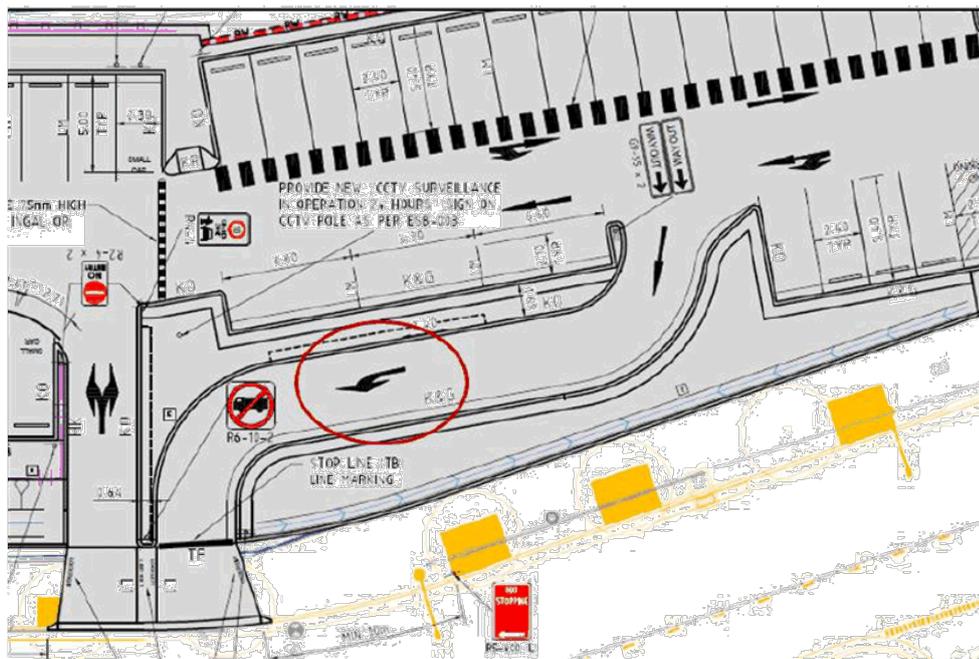


Figure 4: Combined Access Point - Showing Left Turn Only Egress Point

Council initially had requested that a left in/out arrangement be provided at the access point, however data associated with the utilisation rate of the previous commuter car park indicated that the car park had generally be 100% occupied by 7.30am which means that all activity of vehicles wishing to access the car park has occurred before much of the regular traffic volumes on Ryedale Road have begun.

ITEM 9 (continued)

ATTACHMENT 1



Ryde Traffic Committee

Imposing a left turn only restriction for all egress movements from the car park is justified as the evening commuter peak from the car park will coincide with significantly increased vehicular activity on Ryedale Road.

The location of the combined access/egress point to the car park on a bend on Ryedale Road requires significant No Stopping restrictions on both approaches to meet sight distance requirements and will result in the loss of approximately 5 on-street parking spaces.

TfNSW has been requested to provide advanced warning signage on all approaches to the commuter car park advising motorists when the car park is fully occupied. Signage advising motorists of pedestrian activity in relation to the combined access driveway has also been requested.

GHD Pty Ltd was commissioned by ADCO Constructions Pty Ltd to undertake a Detail Design Road Safety Audit (Critical Design Stage) to support the upgrade of the commuter car park at West Ryde. Council staff have reviewed this report and concurs with the recommendations that it raises, with all corrections to be borne by TfNSW.

KISS and RIDE Zone:

Council has been in receipt of several requests from the public regarding the lack of provision of a KISS and RIDE zone near the West Ryde Railway Station. Residents have indicated that there is no safe place to drop off or collect people from the station on the western side of Ryedale Road as much of the available on-street parking is designated as bus zones.

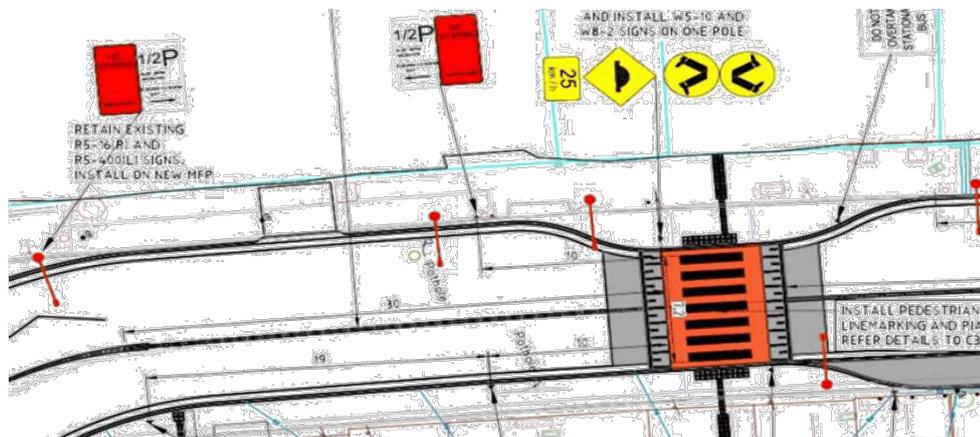


Figure 5: Proposed location of the Kiss n Ride Zone immediately south of the zebra crossing.

It is considered that the optimum location for a KISS and RIDE zone is immediately south of the access point to the West Ryde Railway Station. It adjoins a footpath and lies near a zebra crossing. Currently this location is signposted as a 1/2 P parking zone, with the proposed KISS and RIDE resulting in the loss of 3 on-street parking spaces.

Agenda of the Ryde Traffic Committee, dated 17 June 2021

ITEM 9 (continued)

ATTACHMENT 1

It should be noted that the provision of a KISS and RIDE facility was one of the more common requests from the community when they were previously consulted regarding the public domain works associated with Ryedale Road. It is considered that this is an opportune time to fulfill this request as part of on-going construction works.

Changes to Parking Restrictions – Western Side of Ryedale Road

Council has been contacted by many of the commercial premises along Ryedale Road regarding the fact that with the closure of the commuter car park due to construction works, all of the available on-street parking on Ryedale Road is now being utilised by all day commuters.

Commercial owners indicate that patrons of the town centre now have nowhere to park and are bringing their business elsewhere. They have thus requested that all unrestricted on-street parking on the western side of Ryedale Road between the Railway Station and Ryde-Eastwood Leagues Club be converted to time restricted parking.

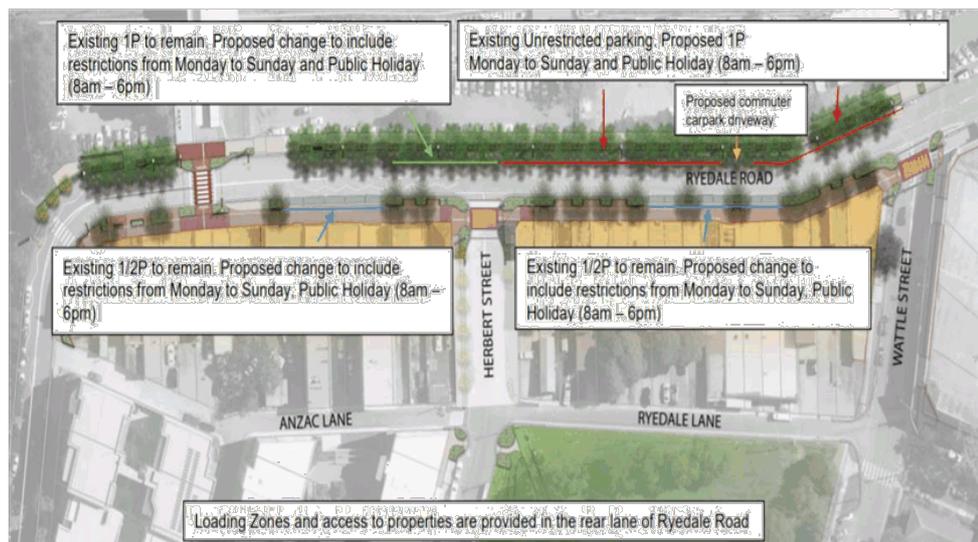


Figure 6: Proposed On-Street Parking Options

Council letterboxed all commercial premises along Ryedale Road as well as provided a Have Your Say Page on Council's website from 17th May 2021 to 1st June 2021 to canvass public opinion as to the type and duration of parking restrictions that most respondents would require.

It should be noted that 5 of the 11 respondents to the Have Your Say Page were not in favour of any restrictions being installed on the western side of Ryedale Road, however on examination of these replies it was noted that some were in fact commuters who use the unrestricted parking area as part of their journey to work. The other group of respondents

ITEM 9 (continued)**ATTACHMENT 1**

Ryde Traffic Committee

who are opposed to the change in restrictions are employees who work at the Ryedale Road Town Centre who are opposed to the loss of all-day parking near their employment.

One of the proprietors of a business in the Town Centre forwarded Council a list of requests that had been endorsed by all the commercial owners along Ryedale Road. This request indicated that all would be in favour of timed restrictions on the western side of the road with a 1-hour time limit being the preferred timeframe. They wished that the ½ P parking restrictions on the commercial side of Ryedale Road to be retained. The commercial premises who have endorsed the proposed parking restrictions on Ryedale Road are as follows:

Godfreys Engraving, ACG Electrical, Northern Districts Physiotherapy & Sports Clinic – Physiotherapy, Mr. Piano, Hall Psychology, ATS Surveyor, Cofi-Com, Into-Arts, Tyler Insurance and Antiques, The Ugly Baker, Element 6, LS Flower Design, Helen De Cut Hairdresser, Kandaloft Butcher, Lebanese Loaf, Café 35, Fruit and Veg.

Council had previously undertaken consultation with the commercial community in August 2020 regarding the preferred timed duration along the commercial side of the road and the response at that time is that ½ P timed restrictions should be retained.

While 1 business namely Mr Piano had requested that he be provided with a loading zone outside his premises, it should be noted that the lane ways at the rear of the commercial component of the Ryedale Road are designated as loading zones, with many of the commercial properties having extensive off street parking areas, which is the situation for Mr Piano at 91 Ryedale Road. It is considered that adequate provision of loading zone facilities are already in place for the commercial premises along Ryedale Road and no additional facilities are required.

RECOMMENDATION

The Ryde Traffic Committee recommends that:

- a) Council endorses the proposed access arrangements for the new commuter car park on Ryedale Road, with only a left turn movement being permitted from the egress point from the car park. The car park is to be signposted to ensure that motorists are aware of this left turn restriction when egressing from the car park.
- b) All deficiencies as identified in the Road Safety Audit undertaken by GHD associated with this car park be undertaken by TfNSW at no cost to Council.
- c) The existing 1/2P parking zone on the western side of Ryedale Road preceding the zebra crossing be converted to a No Parking KISS and RIDE zone.
- d) All unrestricted parking on the western side of Ryedale Road not otherwise designated as bus zone be converted to 1P 8am -6pm Mon-Sun & Public Holidays.

Agenda of the Ryde Traffic Committee, dated 17 June 2021

INFORMATION REPORT

10 REPORT FOR THE INFORMATION OF COUNCIL - EXCLUSION OF ITEM OF BUSINESS FROM THE COUNCIL MEETING HELD ON 25 MAY 2021

Report prepared by: General Manager

File No.: CLM/21/1/1/2 - BP21/474

REPORT

The purpose of this report is to advise Council of one (1) item of business (proposed Notice of Motion) that was excluded from the Agenda for the Council Meeting of 25 May 2021 in accordance with Section 3.32 of Council's Code of Meeting Practice which reads as follows:-

- 3.32 *The General Manager must not include in the agenda for a meeting of Council any business of which due notice has been given if, in the opinion of the General Manager, the business is, or the implementation of the business would be, unlawful. The General Manager must report, without giving details of the item of business, any such exclusion to the next meeting of Council.*

This was excluded as in my opinion and after consultation with the appropriate Council staff, the implementation of the item of business was considered to be unlawful.

ATTACHMENTS

There are no attachments for this report.

Report Prepared and Approved By:

George Dedes
General Manager

NOTICES OF MOTION

1 DEFERRED NOTICE OF MOTION: LOCAL ENVIRONMENTAL PLAN - Councillor Roy Maggio

File Number: CLM/21/1/1/6 - BP21/486

MOTION:

- (a) That the City of Ryde provides a comprehensive community consultation advocating to the State Government to allow the City of Ryde to amend the current LEP to allow town houses and villas to be within the medium density planning instruments.
- (b) That a workshop of Councillors is conducted to discuss the strategy put forward to the community.
- (c) That the community consultation process commence in July for 28 days with a full report to come back to full Council.

This Notice of Motion was deferred from the Council Meeting of 25 May 2021, pending preparation of a report as it has financial implications. The Notice of Motion was deferred in accordance with Clause 3.23(b) of Council's Code of Meeting Practice which reads as follows:-

3.23 If the General Manager considers that a Notice of Motion submitted by a Councillor for consideration at a meeting of the Council has legal, strategic, financial or policy implications which should be taken into consideration by the meeting, the General Manager may either:-

- (a) prepare a report in relation to the Notice of Motion for inclusion with the business papers for the meeting at which the Notice of Motion is to be considered by the Council or;*
- (b) by written notice in relation to the Notice of Motion for inclusion with the business papers, defer consideration of the Notice of Motion to the next meeting, pending preparation of such a report.*

This Notice of Motion should be considered in conjunction with the attached Report provided for at **ATTACHMENT 1**.

ATTACHMENTS

- 1** Report regarding Deferred Notice of Motion – Local Environmental Plan

NOTICE OF MOTION 1 (continued)

ATTACHMENT 1

REPORT REGARDING DEFERRED NOTICE OF MOTION – LOCAL ENVIRONMENTAL PLAN

Report prepared by: Senior Strategic Planner

File No.: URB/08/1/52/2/3 - BP21/502

REPORT SUMMARY

The Notice of Motion regarding the Local Environmental Plan set out below, has been deferred to the Council Meeting to be held on 25 May 2021, pending preparation of a report in accordance with Section 3.23(b) of Council's Code of Meeting Practice as it has legal, financial and/or policy implications.

That the City of Ryde provides a comprehensive community consultation advocating to the state Government to allow the City of Ryde to amend the current LEP to allow town houses and villas to be within the medium density planning instruments.

That a workshop of councillors is conducted to discuss the strategy put forward to the community.

That the community consultation process commence in July for 28 days with a full report to come back to full Council.

RECOMMENDATION:

That Council continue advocating for outcomes consistent with "Planning Ryde" - Local Strategic Planning Statement and the City of Ryde Local Housing Strategy in its regular meetings with the Department of Planning Industry, and Environment, the Greater Sydney Commission, and in relevant State policy consultations.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Matthew Owens
Senior Strategic Planner

Report Approved By:

Dyalan Govender
Manager - Urban Strategy

Liz Coad
Director - City Planning and Environment

NOTICE OF MOTION 1 (Continued)

ATTACHMENT 1

Discussion

In 2018 Council received Grant funding under the accelerated LEP review program of up to \$2.5M, from the now Department of Planning, Industry and Environment (DPIE). Council used this funding for the preparation of a number of background studies and strategies that strategically informed the review of the LEP.

The work was undertaken over three years. Each of the projects involved comprehensive community consultation as part of their preparation and included the following:

- Local Strategic Planning Statement (LSPS) (Completed and adopted by Council),
- Heritage Study Review (Completed and LEP amendment Gazetted),
- Local Housing Strategy (Completed and adopted by Council 8 December 2020. LEP amendment Gazetted),
- Macquarie Park Employment Land Study (Completed),
- Creative Enterprise Strategy (Completed),
- West Ryde Traffic and Parking Study (Draft prepared),
- West Ryde Masterplan (Draft masterplan (Options) publicly exhibited),
- Infrastructure Strategy (Draft prepared).

Whilst all of the above strategies are valuable in informing the LEP review, the key documents are the LSPS (“Planning Ryde”), that provides the direction for land uses (Commercial, industrial, residential and open space), and the Local Housing Strategy. Both of these strategies were supported and adopted by Council in 2020, with the Local Housing Strategy to be reviewed after the results of the 2021 census are released.

An immediate action of the Local Housing Strategy was to mitigate the impacts of the July 2020 introduction of the Housing Diversity Code State Environmental Planning Policy (the Codes SEPP), formerly known as the Medium Density Housing Code SEPP.

Council made multiple concerted attempts to gain exemption from this SEPP but the Minister stated that there would be no exemptions and no amendments to the SEPP. These were well publicised in the community. Council also challenged the implementation of the SEPP in court. Despite our clear objections, the State Government implemented the SEPP.

The introduction of the SEPP permitted previously prohibited development forms into the Low Density R2 zone, being Terrace Houses and Manor Homes (two storey flat buildings), where Council had only permitted Multi Dwelling Housing (Villas) in the R2 zone of the LEP. Note: Dual Occupancy development was, and still is, permitted in the R2 zone.

NOTICE OF MOTION 1 (Continued)**ATTACHMENT 1**

The introduction of these new dwelling types significantly increased the development potential of the R2 zone by up to 11,500 additional dwellings and changing the future character of the zone. To mitigate that uncontrolled development and re-establish the low density future character of the zone, Council prepared a planning proposal to prohibit Multi Dwelling Housing, but retain Dual Occupancy development, in the R2 zone. That planning proposal was supported and adopted by Council and was Gazetted on 5 March 2021.

All LEPs in NSW must follow the Standard Instrument format and use the standard definitions for land uses. “Villas” and “Townhouses” are not separately defined in the LEP as these uses fall under the definition for ‘Multi Dwelling Housing’. It is not within Council’s power to alter these definitions. If Multi Dwelling Housing is permitted in an LEP zone it will also permit “Manor Houses” and “Terraces” as the SEPP legislates those uses in the definition. The SEPP specifically operates using this definition and DPIE rejected suggestions to consider separating the definitions.

Council has previously attempted to gain exemption from the SEPP and those requests were denied by the Minister. Similarly, changes to the Standard Instrument definitions used in LEPs have been attempted by many councils in NSW and the DPIE and Minister have consistently advised that those definitions cannot be amended individually.

Council does not have the legislative power to allow only Villas and Townhouses and exclude Manor Houses, Terraces and other Multi Dwelling developments in the R2 zone. The State Government’s position on this matter has been clear and the prospects of this position are considered to be negligible.

Financial Implications

In addition to the costs associated with producing community information materials, the strategy and LEP review work undertaken, as discussed above, has taken over three years and has cost in excess of \$2M, utilizing grant funds provided by the State Government. Should Council pursue the Notice of Motion, that work will essentially become redundant and will need to be substantially reviewed.

There is currently no allocated budget or resources available for this substantial review of that strategic planning work that is less than one year old. It is highly unlikely such work would be supported by the State Government, which would have final ability to approve or reject any proposed LEP changes that might arise.

There are no available grants that could fund this work and the cost would fall to the local community.

Due to the substantial cost and lack of resources for this work it is not recommended that the Notice of Motion be pursued at this time.

Adoption of the recommendation to this report will have no financial impact.

2 ITALIAN MIGRANTS OF RYDE PROJECT - Councillor Roy Maggio

File Number: CLM/21/1/1/6 - BP21/617

MOTION:

- (a) That Council allocate an amount of \$40,000 to the Italian Migrants of Ryde Project at the next budget quarterly review.
- (b) That a meeting be facilitated within 10 days to discuss the financial implications of the project with the Italian Migrants Committee.
- (c) That the proposed resolution 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.
- (d) That the report be presented to Council at the August 2021 meeting.

3 ACKNOWLEDGEMENT PLAQUE – ITALIAN MIGRANTS OF RYDE - Councillor Roy Maggio

File Number: CLM/21/1/1/6 - BP21/618

MOTION:

- (a) That Council consult with the Italian Migrants of Ryde Committee to discuss inclusion of an acknowledgement plaque displayed on a wooden block in front of the Mall as part of the Coxs Road Precinct Upgrade.
- (b) That the plaque acknowledge the history of the predominant migrant Italian market gardens and pioneers of North Ryde/City of Ryde.
- (c) That a report be brought back to full Council in December 2021 with the options to be presented including an implementation plan with a funding source.

**4 SUPPORT FOR ITALIAN MIGRANTS BOOK - Councillor Sarkis Yedelian
OAM**

File Number: CLM/21/1/1/6 - BP21/619

MOTION:

- (a) That Council approve up to \$20,000 as a special one off grant for funding required to complete the “community cultural/arts/heritage project, Italian Migrants of Ryde” into a published local history book.
- (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 this is a valuable asset for City of Ryde, to have a missing chapter of local history documented in a published book for all to learn from.
- (d) That the volunteers have letters of recommendation from Ryde Library, the Historical Society and others.
- (e) That this funding could be sourced from City of Ryde Grants and from General budgets.

QUESTIONS BY COUNCILLORS AS PER POLICY

1 QUESTIONS WITH NOTICE - Councillor Roy Maggio

File Number: CLM/21/1/1/10 - BP21/587

Question 1:

Please provide the consultant costs associated to the amount of Code of Conducts in this term of Council?

CONFIDENTIAL ITEMS

11 REQUEST FOR TENDER - COR-RFT-16/20 - LEASE TO OPERATE TENNIS COURT FACILITIES

Report prepared by: Senior Coordinator – Parks Operations

Report approved by: Manager - Parks; Director - City Works

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) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council.

File Number: GRP/21/8 - BP21/431

Page No: 121

12 REQUEST FOR TENDER - COR-RFT-03/21 - LEASE OF THE KIOSK WITHIN THE RYDE AQUATIC LEISURE CENTRE

Report prepared by: Senior Coordinator - Ryde Aquatic Leisure Centre Operations

Report approved by: Manager - Ryde Aquatic Leisure Centre; Director - Customer and Community Services

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

File Number: PCM2021/6/4 - BP21/533

Page No: 153

13 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.

Report prepared by: General Counsel

File Number: GRP/21/8 - BP21/526

Page No: 176