

Meeting Date: Tuesday 11 January 2022
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 7.07pm

Councillors Present: Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Laxale, Maggio, O'Reilly, Pedersen, Purcell, Song and Yedelian OAM.

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Corporate Governance, Manager – People and Performance, Team Leader – Customer Service, System Support Officers, Civic Services Manager and Civic Support Officer.

PRAYER

Reverend Simon Keith of the West Ryde Anglican Church, West Ryde was present and offered prayer prior to the commencement of the meeting.

NATIONAL ANTHEM

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

DISCLOSURES OF INTEREST

There were no disclosures of interest.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

No addresses or written submissions were made to Council.

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses or written submissions were made to Council.

ADJOURNMENT

The General Manager, George Dedes adjourned the Council Meeting for five (5) minutes due to technical reasons, the time being 7.16pm on Tuesday, 11 January 2022.

Councillors Present: Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Laxale, Maggio, O'Reilly, Pedersen, Purcell, Song and Yedelian OAM.

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Corporate Governance, Manager – People and Performance, Team Leader – Customer Service, System Support Officers, Civic Services Manager and Civic Support Officer.

MEETING RECONVENED

The General Manager, George Dedes reconvened the Council Meeting at 7.19pm on Tuesday, 11 January 2022.

Councillors Present: Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Laxale, Maggio, O'Reilly, Pedersen, Purcell, Song and Yedelian OAM.

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Corporate Governance, Manager – People and Performance, Team Leader – Customer Service, System Support Officers, Civic Services Manager and Civic Support Officer.

COUNCIL REPORTS

1 COUNCILLORS' OATH OR AFFIRMATION OF OFFICE

In accordance with section 233A of the *Local Government Act 1993*, Councillors (including Mayors) are required to take an Oath or Affirmation of Office at or before the first meeting of Council.

The General Manager, invited each Councillor to stand and undertake either the Oath or Affirmation of Office as follows:-

The following Councillors undertook the Oath of Office:-

- Councillor Brown
- Councillor Han
- Councillor Laxale
- Councillor Maggio
- Councillor Song
- Councillor Yedelian OAM

The following Councillors undertook the Affirmation of Office:-

- Councillor Deshpande
- Councillor Lane
- Councillor Lara-Watson
- Councillor O'Reilly
- Councillor Pedersen
- Councillor Purcell

2 ELECTION OF MAYOR

The General Manager, as Returning Officer, gave an overview of the election process.

METHOD OF VOTING FOR ELECTION OF MAYOR

The General Manager, as Returning Officer, presented the options on the method of voting for Mayor and requested a motion in respect of this Item.

MOTION: (Moved by Councillors Yedelian OAM and Brown)

- (a) That the method of voting for the election of Mayor be open voting by show of hands using the Zoom voting system.
- (b) That the General Manager, as Returning Officer, undertake the election of Mayor for the ensuing period until September 2023 by announcing the nominations and then conducting the election.

AMENDMENT: (Moved by Councillors Purcell and Pedersen)

- (a) That the method of voting for the election of Mayor be by Ordinary Ballot.
- (b) That the General Manager, as Returning Officer, undertake the election of Mayor for the ensuing period until September 2023 by announcing the nominations and then conducting the election.

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

Record of Voting:

For the Amendment: Councillors Laxale, O'Reilly, Pedersen, Purcell and Song

Against the Amendment: Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Maggio and Yedelian OAM

RESOLUTION: (Moved by Councillors Yedelian OAM and Brown)

- (a) That the method of voting for the election of Mayor be open voting by show of hands using the Zoom voting system.
- (b) That the General Manager, as Returning Officer, undertake the election of Mayor for the ensuing period until September 2023 by announcing the nominations and then conducting the election.

Record of Voting:

For the Motion: Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Laxale, Maggio, Pedersen, Song and Yedelian OAM

Against the Motion: Councillors O'Reilly and Purcell

As a result, THE METHOD OF VOTING FOR ELECTION OF MAYOR WAS OPEN VOTING BY SHOW OF HANDS USING THE ZOOM VOTING SYSTEM.

The General Manager, as Returning Officer, advised that there were two (2) nominations for Office of Mayor, namely Councillor Laxale and Councillor Lane.

The General Manager invited further nominations. There were no further nominations.

THE ELECTION FOR MAYOR was conducted by the General Manager, as Returning Officer, which resulted in the following voting:-

Councillor Laxale 5 votes

Voting in favour: Councillors Laxale, O'Reilly, Pedersen, Purcell and Song

Councillor Lane 7 votes

Voting in favour: Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Maggio and Yedelian OAM

As a result of the voting, COUNCILLOR LANE WAS DULY ELECTED MAYOR FOR THE ENSUING PERIOD UNTIL SEPTEMBER 2023.

The Mayor, Councillor Lane then assumed the Chair of Mayor, as Chairperson of the meeting.

The Mayor, Councillor Lane gave a brief acknowledgement following his election.

3 DETERMINATION OF OFFICE AND FEE OF DEPUTY MAYOR

RESOLUTION: (Moved by Councillors Brown and Yedelian OAM)

- (a) That Council elect a Deputy Mayor for the ensuing period until September 2022.
- (b) That a subsequent election for Deputy Mayor take place in September 2023, for a 12 month term.
- (c) That where the Deputy Mayor is to act in the Office of the Mayor, that this is to be done by way of Council resolution.
- (d) That where there is a resolution in accordance with Part (c) above, the Deputy Mayor will be paid a fee to undertake the responsibilities of the Office of the Mayor on a pro rata basis, deducted from the Mayoral fee.

Record of Voting:

For the Motion: The Mayor, Councillor Lane and Councillors Brown, Deshpande, Han, Lara-Watson, Laxale, Maggio, Pedersen, Purcell, Song and Yedelian OAM

Against the Motion: Councillor O'Reilly

4 ELECTION OF DEPUTY MAYOR

The General Manager, as Returning Officer, gave an overview of the election process.

METHOD OF VOTING FOR ELECTION OF DEPUTY MAYOR

The General Manager, as Returning Officer, presented the options on the method of voting for Deputy Mayor and requested a motion in respect of this Item.

RESOLUTION: (Moved by Councillors Yedelian OAM and Brown)

- (a) That the method of voting for the election of Deputy Mayor be open voting by show of hands using the Zoom voting system.
- (b) That the General Manager, as Returning Officer, undertake the election of Deputy Mayor for the ensuing period until September 2022 by announcing the nominations and then conducting the election.

Record of Voting:

For the Motion: Unanimous

As a result, THE METHOD OF VOTING FOR ELECTION OF DEPUTY MAYOR WAS OPEN VOTING BY SHOW OF HANDS USING THE ZOOM VOTING SYSTEM.

The General Manager, as Returning Officer, advised that there were two (2) nominations for Office of Deputy Mayor, namely Councillor Pedersen and Councillor Maggio.

The General Manager invited further nominations. There were no further nominations.

THE ELECTION FOR DEPUTY MAYOR was conducted by the General Manager, as Returning Officer, which resulted in the following voting:-

Councillor Pedersen 5 votes

Voting in favour: Councillors Laxale, O'Reilly, Pedersen, Purcell and Song

Councillor Maggio 7 votes

Voting in favour: The Mayor, Councillor Lane and Councillors Brown, Deshpande, Han, Lara-Watson, Maggio and Yedelian OAM

As a result of the voting, COUNCILLOR MAGGIO WAS DULY ELECTED DEPUTY MAYOR FOR THE ENSUING PERIOD UNTIL SEPTEMBER 2022.

The Mayor, Councillor Lane then invited the Deputy Mayor, Councillor Maggio to address the meeting.

The Deputy Mayor, Councillor Maggio gave a brief acknowledgement following his election.

MATTER OF URGENCY

Councillor Yedelian OAM advised the meeting that he wished to raise a Matter of Urgency regarding access to Rapid Antigen Tests (RAT) for the most vulnerable.

The Mayor, Councillor Lane accepted this matter as an Urgent Item, the time being 7.46pm.

RESOLUTION: (Moved by Councillors Yedelian OAM and Brown)

That Council consider a Matter of Urgency, raised by Councillor Yedelian OAM, regarding access to Rapid Antigen Tests (RAT) for the most vulnerable.

Record of Voting:

For the Motion: Unanimous

MATTER OF URGENCY – ACCESS TO RAPID ANTIGEN TESTS (RAT) FOR THE MOST VULNERABLE

Due to the current shortage of Rapid Antigen Test Kits (RAT), the community is placing a strain on PCR Testing Centres and as a result is creating difficult, unhealthy and stressful situations for those requiring Covid tests. In the coming weeks, the Federal and State Governments are planning to supply a large quantity of RAT kits.

The most vulnerable citizens in our community such as the elderly, students and refugees may require assistance accessing RAT kits and could utilise the relationship Council has established with our local Community partners to ensure that the most vulnerable in our community are not disadvantaged in accessing RAT kits.

RESOLUTION: (Moved by Councillors Yedelian OAM and Brown)

- (a) That the General Manager contact the relevant Federal and State Government officials to investigate ways to facilitate the distribution of Rapid Antigen Test (RAT) kits via Council's community partners to ensure that the most vulnerable and disadvantaged in our community have access to RAT kits.
- (b) That Council promote this initiative through its regular media channels.

Record of Voting:

For the Motion: Unanimous

COUNCIL REPORTS

5 CASUAL VACANCIES OCCURRING IN THE OFFICE OF A COUNCILLOR WITHIN 18 MONTHS OF THE ORDINARY ELECTION HELD ON 4 DECEMBER 2021

MOTION: (Moved by Councillors Laxale and Purcell)

That pursuant to Section 291A(1)(b) of the *Local Government Act* 1993 (the Act), City of Ryde Council declares that casual vacancies occurring in the office of a Councillor within 18 months after the last ordinary election of Councillors for the Council on 4 December 2021 are to be filled by a countback of votes cast at that election for the office in accordance with Section 291A of the Act, and directs the General Manager to notify the NSW Electoral Commissioner within seven days of the Council's decision.

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

Record of Voting:

For the Motion: Councillors Laxale, O'Reilly, Pedersen, Purcell and Song

Against the Motion: The Mayor, Councillor Lane and Councillors Brown, Deshpande, Han, Lara-Watson, Maggio and Yedelian OAM

6 COUNCIL/COMMITTEE MEETINGS STRUCTURE AND SCHEDULE OF PROPOSED MEETING DATES

RESOLUTION: (Moved by Councillors Brown and Han)

That Council endorse the Ordinary Council meeting components of Option 2 on a temporary basis until the end of March 2022, with a workshop to be arranged with Councillors in February to formalise a meeting schedule for the remainder of 2022, with other matters to be deferred pending the Council workshop.

Record of Voting:

For the Motion: Unanimous

7 COUNCIL COMMITTEE MEETINGS - Appointment of Councillor Members to Standing Committees

RESOLUTION: (Moved by Councillors Brown and Yedelian OAM)

That Council defers consideration of this matter, pending the workshop as set out in the Resolution for Item 6 – Council/Committee Meetings Structure and Schedule of Proposed Meeting Dates.

Record of Voting:

For the Motion: Unanimous

8 EXTERNAL COMMITTEES - Appointment of Delegates

MOTION: (Moved by Councillors Brown and Yedelian OAM)

(a) That Council appoint the following delegates to NSROC:-

- The newly elected Mayor, Councillor Lane
- Councillor Yedelian OAM as a formal delegate
- Councillors Lara-Watson and Han as alternate delegates

(b) That Council appoint The Mayor, Councillor Lane and Councillor Yedelian OAM as Council's delegates and Councillors Deshpande and Han as alternate delegates to the Sydney North Planning Panel.

(c) That Council appoint Councillor Deshpande as a formal delegate and Councillor Pedersen as an alternate delegate to the Parramatta River Catchment Group.

AMENDMENT: (Moved by Councillors Pedersen and Purcell)

(a) That Council appoint the following delegates to NSROC:-

- The newly elected Mayor, Councillor Lane
- Councillor Yedelian OAM as a formal delegate
- Councillors Lara-Watson and Han as alternate delegates

(b) That Council appoint Councillors Purcell and Yedelian OAM as Council's delegates and Councillors Deshpande and Han as alternate delegates to the Sydney North Planning Panel.

(c) That Council appoint Councillor Pedersen as a formal delegate and Councillor Deshpande as an alternate delegate to the Parramatta River Catchment Group.

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

Record of Voting:

For the Amendment: Councillors Laxale, O'Reilly, Pedersen, Purcell and Song

Against the Amendment: The Mayor, Councillor Lane and Councillors Brown, Deshpande, Han, Lara-Watson, Maggio and Yedelian OAM

RESOLUTION: (Moved by Councillors Brown and Yedelian OAM)

(a) That Council appoint the following delegates to NSROC:-

- The newly elected Mayor, Councillor Lane
- Councillor Yedelian OAM as a formal delegate
- Councillors Lara-Watson and Han as alternate delegates

(b) That Council appoint The Mayor, Councillor Lane and Councillor Yedelian OAM as Council's delegates and Councillors Deshpande and Han as alternate delegates to the Sydney North Planning Panel.

(c) That Council appoint Councillor Deshpande as a formal delegate and Councillor Pedersen as an alternate delegate to the Parramatta River Catchment Group.

Record of Voting:

For the Motion: The Mayor, Councillor Lane and Councillors Brown, Deshpande, Han, Lara-Watson, Maggio and Yedelian OAM

Against the Motion: Councillors Laxale, O'Reilly, Pedersen, Purcell and Song

9 DETERMINATION OF ADVISORY COMMITTEES AND APPOINTMENT OF COUNCILLOR REPRESENTATIVES

RESOLUTION: (Moved by Councillors Yedelian OAM and Brown)

- (a) That Council defer determination of the Advisory Committees (with the exception of the Audit, Risk and Improvement Committee) and the Expression of Interest process for community members until after a briefing has been conducted with Councillors to discuss the City of Ryde Advisory Committee Structure.
- (b) That Councillors Lara-Watson and Brown to be appointed as members of the Audit, Risk and Improvement Committee in accordance of the Terms of Reference.

Record of Voting:

For the Motion: Unanimous

10 LOCAL GOVERNMENT NSW SPECIAL CONFERENCE - HYATT REGENCY HOTEL, SYDNEY - 28 FEBRUARY TO 2 MARCH 2022

RESOLUTION: (Moved by Councillors Brown and Yedelian OAM)

- (a) That Council confirm the appointment of The Mayor, Councillor Lane and Councillors Brown, Deshpande, Han, Lara-Watson and Yedelian OAM to attend the Local Government NSW Special Conference as the six (6) voting delegates and Councillors Laxale, Pedersen, Purcell, O'Reilly and Song to attend the Local Government NSW Special Conference as observers.
- (b) That Council note that motions to the Local Government NSW Conference are due on 30 January 2022, however, late motions will be accepted and accordingly, calls on Councillors to submit motions through the HelpDesk.
- (c) That if motions are submitted to the HelpDesk, that they be brought to Council at its next Ordinary meeting for consideration prior to submission to Local Government NSW.

Record of Voting:

For the Motion: The Mayor, Councillor Lane and Councillors Brown, Deshpande, Han, Laxale, Lara-Watson, Pedersen, Purcell, O'Reilly, Song and Yedelian OAM

Against the Motion: Councillor Maggio

INFORMATION REPORT

**11 REPORT FOR THE INFORMATION OF COUNCIL - ANNUAL REPORT ON
CODE OF CONDUCT COMPLAINT STATISTICS FOR THE PERIOD 1
SEPTEMBER 2020 TO 31 AUGUST 2021**

Note: An Information Report was presented to Council.

The meeting closed at 8.27pm.

CONFIRMED THIS 31ST DAY OF JANUARY 2022

Chairperson