

Meeting Date: Tuesday 8 December 2020
Location: Online Audio Visual Meeting
Time: 7.02pm

The Mayor, Councillor Laxale opened the online audio visual meeting at 7.02pm. As a quorum was not present the Mayor adjourned the meeting.

ADJOURNMENT

In accordance with Clause 5.11 of the Code of Meeting Practice, The Mayor, Councillor Laxale adjourned the Council Meeting as a quorum was not present, the time being 7.06pm. The Council Meeting was adjourned to:

Tuesday, 15 December 2020 at 7.00pm to be held as an online audio visual meeting.

Councillors Present: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou.

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

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

MEETING RECONVENED

The Mayor, Councillor Laxale reconvened the online audio visual meeting at 7.01pm on Tuesday, 15 December 2020.

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

Note: Councillor Kim left the meeting at 10.58pm and did not return. He was not present for consideration or voting on Confidential Item 11, Confidential Item 12 and the Matter of Urgency raised by Councillor Lane (considered in Confidential Session).

Apologies: Nil.

Staff Present: General Manager, Acting Director – Customer and Community Services, Acting Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Acting Manager – Corporate Governance, Manager – Parks, Manager – Operations, Manager – Urban Strategy, Manager – Assets and Infrastructure, Senior Coordinator – Community Services, Senior Coordinator – Infrastructure Services, Senior Coordinator – Community Engagement, Economic Development Coordinator, Senior Strategic Planner, System Support Officer, Civic Services Manager and Civic Support Officer.

PRAYER

The Mayor, Councillor Laxale offered prayer prior to the commencement of the meeting.

NATIONAL ANTHEM

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

DISCLOSURES OF INTEREST

The Mayor, Councillor Laxale declared a Special Disclosure of Pecuniary Interest in Item 8 – Local Housing Strategy Review and Exhibition and Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal, for the reason that he has an interest in the land and an associated person of his has an interest in the land.

Councillor Clifton declared a Special Disclosure of Pecuniary Interest in Item 8 – Local Housing Strategy Review and Exhibition and Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal, for the reason that she has an interest in the land.

Councillor Pedersen declared a Special Disclosure of Pecuniary Interest in Item 8 - Local Housing Strategy Review and Exhibition and Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal, for the reason that she has an interest in the land.

Councillor Gordon declared a Special Disclosure of Pecuniary Interest in Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal, for the reason that he has an interest in the land.

Councillor Gordon declared a Special Disclosure of Pecuniary Interest in Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal, for the reason that associated person of his has an interest in the land.

Councillor Lane declared a Special Disclosure of Pecuniary Interest in Item 8 - Local Housing Strategy Review and Exhibition and Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal, for the reason that he has an interest in the land and an associated person of his has an interest in the land.

Councillor Kim declared a Special Disclosure of Pecuniary Interest in Item 8 – Local Housing Strategy Review and Exhibition and Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal, for the reason that he has an interest in the land.

Councillor Kim disclosed a Pecuniary Interest in Item 10 – Traffic and Parking matters approved by the Ryde Traffic Committee Meeting – November Meeting for the reason that he owns a business in Rowe Street, Eastwood.

TABLING OF PETITIONS

No Petitions were tabled.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons made a written submission to Council:-

Name	Topic
Jill Tapping	Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal
Sheryl Barton	Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal
Peter Wotton	Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal
Philip Peake	Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal
Ashley and Rae Isaacs	Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal
Barbara Poulter	Item 9 – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No written submissions were made to Council.

ORDER OF BUSINESS

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

That Council now consider the following Items (8 and 9) in conjunction, the time being 7.13pm:-

- **Item 8** – Local Housing Strategy Review and Exhibition.
- **Item 9** – Post Exhibition Report on the Multi-Dwelling Housing Planning Proposal.

Record of Voting:

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

Against the Motion: Councillors Kim and Yedelian OAM

PROCEDURAL MOTION

MOTION: (Moved by Councillors Yedelian OAM and Kim)

That all written submissions received be read out to the meeting.

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 Brown, Kim, Lane, Moujalli and Yedelian OAM

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

COUNCIL REPORTS

8 LOCAL HOUSING STRATEGY REVIEW AND EXHIBITION

9 POST EXHIBITION REPORT ON THE MULTI DWELLING HOUSING PLANNING PROPOSAL

Note: The Mayor, Councillor Laxale declared a Special Disclosure of Pecuniary Interest in this Item for the reason that he has an interest in the land and an associated person of his has an interest in the land.

Note: Councillor Clifton declared a Special Disclosure of Pecuniary Interest in this Item for the reason that she has an interest in the land.

Note: Councillor Pedersen declared a Special Disclosure of Pecuniary Interest in this Item for the reason that she has an interest in the land.

Note: Councillor Gordon declared a Special Disclosure of Pecuniary Interest in this Item for the reason that he has an interest in the land.

Note: Councillor Gordon declared a Special Disclosure of Pecuniary Interest in this Item for the reason that associated person of his has an interest in the land.

Note: Councillor Lane declared a Special Disclosure of Pecuniary Interest in this Item for the reason that he has an interest in the land and an associated person of his has an interest in the land.

Note: Councillor Kim declared a Special Disclosure of Pecuniary Interest in this Item for the reason that he has an interest in the land.

Note: An email from the Director – City Planning and Environment dated 10 December 2020 was tabled in relation to this Item and a copy is ON FILE.

Note: Jill Tapping, Sheryl Barton, Peter Wotton, Philip Peake, Ashley and Rae Isaacs and Barbara Poulter made a written submission in relation to this Item and copies are ON FILE.

MOTION: (Moved by the Mayor, Councillor Laxale and Councillors Zhou)

That Council:-

- (a) That, in response to issues raised during the exhibition, Council amend the exhibited housing planning proposal in the following manner:-
- i. Decrease the minimum lot size for permissibility and subdivision of Dual Occupancy Development from 750m² to 580m² to increase the availability of this option to the community.
 - ii. Increase the minimum lot width for permissibility of Dual Occupancy development from 12 metres to 15 metres to better align Council's LEP with the SEPP and to provide better design outcomes.
 - iii. Include in the Savings and Transitional provisions of the planning proposal the ability for Dual Occupancy development, either lodged but not determined, approved and not constructed, or existing and constructed, that meet the current Torrens Title subdivision requirements in RLEP 2014, be permitted to subdivide using the current LEP 2014 provisions of minimum 580m² lot size. This savings provision is not to apply to new applications lodged after gazettal of this planning proposal (such new applications will be subject to the new provisions).
 - iv. Insert a time limit of 24 months in the Savings Clause.
- (b) Council's resolution be immediately forwarded to the Department of Planning, Industry and Environment and the amended planning proposal be submitted requesting that the Plan be made.
- (c) Acknowledgement letters be sent to all those who lodged a submission advising them of the Council resolution and thanking them for their submission.

- (d) Note the issues raised in the submissions relating to the Housing Strategy received during the public exhibition period and adopt the recommended amendments in the report made in response to those submissions.
- (e) Adopt the inclusion of flexibility in the timing of delivery in the Local Housing Strategy identified in the addendum to the strategy, and a reduced 2021-2026 Housing Forecast/Target of 2,700 (a reduction of 1,700 from 4,400 suggested in the draft).
- (f) Adopt the City of Ryde Local Housing Strategy, amended by this resolution, and forward a copy of the adopted Strategy to the Department of Planning, Industry and Environment for review and approval.
- (g) Authorise the General Manager to make minor administrative and wording changes to the draft Housing Strategy that are consistent with the intent of this resolution, so that the Local Housing Strategy can be finalised.
- (h) Review the Local Housing Strategy as soon as practicable following the 2021 Census updates to the population projections.
- (i) That the Mayor, Councillor Laxale write to Minister Stokes requesting a special exemption for villas to be permissible in the R2 Zone.

AMENDMENT: (Moved by Councillors Gordon and Clifton)

That Council:-

- (a) That, in response to issues raised during the exhibition, Council amend the exhibited housing planning proposal in the following manner:-
 - i. Decrease the minimum lot size for permissibility and subdivision of Dual Occupancy Development from 750m² to 700m² to increase the availability of this option to the community.
 - ii. Increase the minimum lot width for permissibility of Dual Occupancy development from 12 metres to 15 metres to better align Council's LEP with the SEPP and to provide better design outcomes.
 - iii. Include in the Savings and Transitional provisions of the planning proposal the ability for Dual Occupancy development, either lodged but not determined, approved and not constructed, or existing and constructed, that meet the current Torrens Title subdivision requirements in RLEP 2014, be permitted to subdivide using the current LEP 2014 provisions of minimum 580m² lot size. This savings provision is not to apply to new applications lodged after gazettal of this planning proposal (such new applications will be subject to the new provisions).
 - iv. Insert a time limit of 24 months in the Savings Clause.

- (b) Council's resolution be immediately forwarded to the Department of Planning, Industry and Environment and the amended planning proposal be submitted requesting that the Plan be made.
- (c) Acknowledgement letters be sent to all those who lodged a submission advising them of the Council resolution and thanking them for their submission.
- (d) Note the issues raised in the submissions relating to the Housing Strategy received during the public exhibition period and adopt the recommended amendments in the report made in response to those submissions.
- (e) Adopt the inclusion of flexibility in the timing of delivery in the Local Housing Strategy identified in the addendum to the strategy, and a reduced 2021-2026 Housing Forecast/Target of 2,700 (a reduction of 1,700 from 4,400 suggested in the draft).
- (f) Adopt the City of Ryde Local Housing Strategy, amended by this resolution, and forward a copy of the adopted Strategy to the Department of Planning, Industry and Environment for review and approval.
- (g) Authorise the General Manager to make minor administrative and wording changes to the draft Housing Strategy that are consistent with the intent of this resolution, so that the Local Housing Strategy can be finalised.
- (h) Review the Local Housing Strategy as soon as practicable following the 2021 Census updates to the population projections.
- (i) That the Mayor, Councillor Laxale write to Minister Stokes requesting a special exemption for villas to be permissible in the R2 Zone.

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

Record for the Voting:

For the Amendment: Councillors Clifton, Gordon and Moujalli

Against the Amendment: The Mayor, Councillor Laxale and Councillors Brown, Kim, Lane, Maggio, Pedersen, Purcell, Yedelian OAM and Zhou

FURTHER AMENDMENT: (Moved by Councillors Lane and Brown)

1. That Council:-

- (a) Note the issues raised in the submissions received during the public exhibition period and adopt the recommended amendments made in response to those submissions.

- (b) Adopt the inclusion of flexibility in the timing of delivery in the Local Housing Strategy identified in the addendum to the strategy, and a reduced 2021-2026 Housing Forecast/Target of 2,500 (a reduction of 1,900 from 4,400 suggested in the draft), of which, a target of 0 is set for high-rise development.
 - (c) Adopt the City of Ryde Local Housing Strategy, amended as specified in this amendment, and forward a copy of the adopted Strategy to the Department of Planning, Industry and Environment for review and approval.
 - (d) Authorise the General Manager to make minor administrative and wording changes to the draft strategy that are consistent with the intent of this resolution, so that the Local Housing Strategy can be finalised;
 - i. That a summary of all changes made under this provision be reported to Council as soon as practicable;
 - (e) Review the Local Housing Strategy as soon as practicable following the 2021 Census updates to the population projections;
 - i. In response, initiate a comprehensive and ongoing biennial reform program of the Ryde Local Environment Plan; and
 - (f) Send acknowledgement letters to those who lodged a submission to advise them of Council's resolution and to thank them for their participation.
2. That Council:-
- (a) Amend the exhibited housing planning proposal in the following manner:-
 - i. Decrease the minimum lot size for permissibility and subdivision of Dual Occupancy Development from 750m² to 580m² to increase the availability of this option to the community.
 - ii. Increase the minimum lot width for permissibility of Dual Occupancy development from 12 metres to 18 metres to provide better design outcomes.
 - iii. Include in the Savings and Transitional provisions of the planning proposal the ability for Dual Occupancy development, either lodged but not determined, approved and not constructed, or existing and constructed, that meet the current Torrens Title subdivision requirements in RLEP 2014, be permitted to subdivide using the current LEP 2014 provisions. This savings provision is not to apply to new applications lodged after gazettal of this planning proposal (such new applications will be subject to the new provisions).

- iv. Insert a time limit of 18 months in the Savings Clause.
- (b) Forward the amended planning proposal to the Department of Planning, Industry and Environment requesting that the Plan be made;
- (c) Send acknowledgement letters to those who lodged a submission to advise them of Council's resolution and to thank them for their participation.

Note: The Mayor, Councillor Laxale ruled that the component of the Further Amendment in Part 1(b) above which reads 'of which, a target of 0 is set for high-rise development' out of order in accordance with Appendix B Clause 6 of Council's Code of Meeting Practice.

MOTION OF DISSENT

MOTION: (Moved by Councillors Lane and Brown)

That a Motion of Dissent be moved against the Mayor, Councillor Laxale's ruling that the component of the Further Amendment in Part 1(b) above which reads 'of which, a target of 0 is set for high-rise development' out of order in accordance with Appendix B Clause 6 of Council's Code of Meeting Practice.

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

Record for the Voting:

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

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

FURTHER AMENDMENT: (Moved by Councillors Lane and Brown)

1. That Council:-
 - (a) Note the issues raised in the submissions received during the public exhibition period and adopt the recommended amendments made in response to those submissions.
 - (b) Adopt the inclusion of flexibility in the timing of delivery in the Local Housing Strategy identified in the addendum to the strategy, and a reduced 2021-2026 Housing Forecast/Target of 2,500 (a reduction of 1,900 from 4,400 suggested in the draft).

- (c) Adopt the City of Ryde Local Housing Strategy, amended as specified in this amendment, and forward a copy of the adopted Strategy to the Department of Planning, Industry and Environment for review and approval.
 - (d) Authorise the General Manager to make minor administrative and wording changes to the draft strategy that are consistent with the intent of this resolution, so that the Local Housing Strategy can be finalised;
 - i. That a summary of all changes made under this provision be reported to Council as soon as practicable;
 - (e) Review the Local Housing Strategy as soon as practicable following the 2021 Census updates to the population projections;
 - i. In response, initiate a comprehensive and ongoing biennial reform program of the Ryde Local Environment Plan; and
 - (f) Send acknowledgement letters to those who lodged a submission to advise them of Council's resolution and to thank them for their participation.
2. That Council:-
- (a) Amend the exhibited housing planning proposal in the following manner:-
 - i. Decrease the minimum lot size for permissibility and subdivision of Dual Occupancy Development from 750m² to 580m² to increase the availability of this option to the community.
 - ii. Increase the minimum lot width for permissibility of Dual Occupancy development from 12 metres to 18 metres to provide better design outcomes.
 - iii. Include in the Savings and Transitional provisions of the planning proposal the ability for Dual Occupancy development, either lodged but not determined, approved and not constructed, or existing and constructed, that meet the current Torrens Title subdivision requirements in RLEP 2014, be permitted to subdivide using the current LEP 2014 provisions. This savings provision is not to apply to new applications lodged after gazettal of this planning proposal (such new applications will be subject to the new provisions).
 - iv. Insert a time limit of 18 months in the Savings Clause.

- (b) Forward the amended planning proposal to the Department of Planning, Industry and Environment requesting that the Plan be made;
- (c) Send acknowledgement letters to those who lodged a submission to advise them of Council's resolution and to thank them for their participation.

On being put to the meeting, Councillor Kim abstained from voting and accordingly his vote was recorded Against the Amendment. The voting on the Amendment was four (4) For and eight (8) Against. The Amendment was **LOST**.

Record for the Voting:

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

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

FURTHER AMENDMENT: (Moved by Councillors Kim and Maggio)

That Council:-

- (a) That, in response to issues raised during the exhibition, Council amend the exhibited housing planning proposal in the following manner:-
 - i. Decrease the minimum lot size for permissibility and subdivision of Dual Occupancy Development from 750m² to 580m² to increase the availability of this option to the community.
 - ii. Increase the minimum lot width for permissibility of Dual Occupancy development from 12 metres to 15 metres to better align Council's LEP with the SEPP and to provide better design outcomes.
 - iii. Include in the Savings and Transitional provisions of the planning proposal the ability for Dual Occupancy development, either lodged but not determined, approved and not constructed, or existing and constructed, that meet the current Torrens Title subdivision requirements in RLEP 2014, be permitted to subdivide using the current LEP 2014 provisions of minimum 580m² lot size. This savings provision is not to apply to new applications lodged after gazettal of this planning proposal (such new applications will be subject to the new provisions).
 - iv. Insert a time limit of 5 years in the Savings Clause.

- (b) Council's resolution be immediately forwarded to the Department of Planning, Industry and Environment and the amended planning proposal be submitted requesting that the Plan be made.
- (c) Acknowledgement letters be sent to all those who lodged a submission advising them of the Council resolution and thanking them for their submission.
- (d) Note the issues raised in the submissions relating to the Housing Strategy received during the public exhibition period and adopt the recommended amendments in the report made in response to those submissions.
- (e) Adopt the inclusion of flexibility in the timing of delivery in the Local Housing Strategy identified in the addendum to the strategy, and a reduced 2021-2026 Housing Forecast/Target of 2,700 (a reduction of 1,700 from 4,400 suggested in the draft).
- (f) Adopt the City of Ryde Local Housing Strategy, amended by this resolution, and forward a copy of the adopted Strategy to the Department of Planning, Industry and Environment for review and approval.
- (g) Authorise the General Manager to make minor administrative and wording changes to the draft Housing Strategy that are consistent with the intent of this resolution, so that the Local Housing Strategy can be finalised.
- (h) Review the Local Housing Strategy as soon as practicable following the 2021 Census updates to the population projections.
- (i) That the Mayor, Councillor Laxale write to Minister Stokes requesting a special exemption for villas to be permissible in the R2 Zone.
- (j) That the Mayor organise a meeting with State and Federal MP and interested Councillors to collaborate on how to desist over-development and improve infrastructure requirements in Ryde in January 2021.

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

Record for the Voting:

For the Amendment: Councillors Kim, Maggio and Yedelian OAM

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

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

That Council:-

- (a) That, in response to issues raised during the exhibition, Council amend the exhibited housing planning proposal in the following manner:-
 - i. Decrease the minimum lot size for permissibility and subdivision of Dual Occupancy Development from 750m² to 580m² to increase the availability of this option to the community.
 - ii. Increase the minimum lot width for permissibility of Dual Occupancy development from 12 metres to 15 metres to better align Council's LEP with the SEPP and to provide better design outcomes.
 - iii. Include in the Savings and Transitional provisions of the planning proposal the ability for Dual Occupancy development, either lodged but not determined, approved and not constructed, or existing and constructed, that meet the current Torrens Title subdivision requirements in RLEP 2014, be permitted to subdivide using the current LEP 2014 provisions of minimum 580m² lot size. This savings provision is not to apply to new applications lodged after gazettal of this planning proposal (such new applications will be subject to the new provisions).
 - iv. Insert a time limit of 24 months in the Savings Clause.
- (b) Council's resolution be immediately forwarded to the Department of Planning, Industry and Environment and the amended planning proposal be submitted requesting that the Plan be made.
- (c) Acknowledgement letters be sent to all those who lodged a submission advising them of the Council resolution and thanking them for their submission.
- (d) Note the issues raised in the submissions relating to the Housing Strategy received during the public exhibition period and adopt the recommended amendments in the report made in response to those submissions.
- (e) Adopt the inclusion of flexibility in the timing of delivery in the Local Housing Strategy identified in the addendum to the strategy, and a reduced 2021-2026 Housing Forecast/Target of 2,700 (a reduction of 1,700 from 4,400 suggested in the draft).
- (f) Adopt the City of Ryde Local Housing Strategy, amended by this resolution, and forward a copy of the adopted Strategy to the Department of Planning, Industry and Environment for review and approval.

- (g) Authorise the General Manager to make minor administrative and wording changes to the draft Housing Strategy that are consistent with the intent of this resolution, so that the Local Housing Strategy can be finalised.
- (h) Review the Local Housing Strategy as soon as practicable following the 2021 Census updates to the population projections.
- (i) That the Mayor, Councillor Laxale write to Minister Stokes requesting a special exemption for villas to be permissible in the R2 Zone.

On being put to the meeting, Councillor Clifton abstained from voting and accordingly her vote was recorded Against the Motion.

Record for the Voting:

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

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

1 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Gordon and Purcell)

That Council adopt Items 2, 5, 10 and 14 on the Council Agenda as per the recommendations in the reports.

Record for the Voting:

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

Against the Motion: Councillors Lane and Yedelian OAM

2 CONFIRMATION OF MINUTES - Council Meeting held on 24 November 2020

RESOLUTION: (Moved by Councillors Gordon and Purcell)

That the Minutes of the Council Meeting 13/20, held on 24 November 2020 be confirmed.

Record for the Voting:

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

Against the Motion: Councillors Lane and Yedelian OAM

5 SOCIAL INCLUSION ADVISORY COMMITTEE RESIGNATIONS

RESOLUTION: (Moved by Councillors Gordon and Purcell)

- (a) That Council endorse the resignations of Ms Janice Perrett and Ms Jen Humphrey from the Social Inclusion Advisory Committee.
- (b) That Council write to Ms Janice Perrett and Ms Jen Humphrey to thank them for their participation on the Social Inclusion Advisory Committee.

Record for the Voting:

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

Against the Motion: Councillors Lane and Yedelian OAM

10 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - NOVEMBER MEETING

Note: Councillor Kim disclosed a Pecuniary Interest in this Item for the reason that he owns a business on Rowe Street, Eastwood.

RESOLUTION: (Moved by Councillors Gordon and Purcell)

That Council endorses the following Ryde Traffic Committee recommendations:

(A) ROWE STREET (EAST), EASTWOOD – CHANGE OF PARKING RESTRICTIONS

The following changes be made to on-street parking controls in Rowe Street (East), Eastwood:

- a) 1P (8AM-6PM, MON_SUN) parking along Rowe Street be temporarily changed to 2P (8AM-6PM, MON_SUN) until the completion of the Rowe Street East carpark in July 2021.

- b) Convert a single 1P car park space to “NO STOPPING, MOTORCYCLES EXCEPTED” in front of the Eastwood Hotel.

(B) 12 TRELAWNEY STREET, EASTWOOD – CHANGE OF PARKING RESTRICTIONS

The following changes be made to on-street parking controls in Trelawney Street, Eastwood:

- a) That “MOTORCYCLES ONLY” parking be installed in front of the 12 Trelawny Street Eastwood (between the driveway and speed hump).

Record for the Voting:

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

Against the Motion: Councillors Lane and Yedelian OAM

14 NEW NOMINATIONS FOR THE SPORT AND RECREATION AND WHEELED SPORTS ADVISORY COMMITTEE

RESOLUTION: (Moved by Councillors Gordon and Purcell)

That Council endorses nominees, Donna Armstrong and Andrew Hill, as new members of the Sport and Recreation and Wheeled Sports Advisory Committee until the expiry of the current term in September 2021.

Record for the Voting:

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

Against the Motion: Councillors Lane and Yedelian OAM

MAYORAL MINUTES

MM13/20 ADDITIONAL RECYCLING WASTE SERVICE – CHRISTMAS PERIOD – Mayor, Councillor Jerome Laxale

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

- (a) That Council recognise the extra recycling waste generated by Christmas and associated festivities and re-affirm its commitment to reducing the amount of recyclable waste going into the red bin.
- (b) That Council endorse this at call Christmas service being permanent for single dwellings, strata and apartments from 2021 onwards and a contract variation be negotiated if required.
- (c) That the service is to be funded from Council's waste reserve.

Record for the Voting:

For the Motion: Unanimous

MM14/20 RESIGNATION OF STEVE KLUDASS - DIRECTOR OF CORPORATE SERVICES – Mayor, Councillor Jerome Laxale

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

- (a) That Council note the work undertaken by Steve Kludass during his term with Council.
- (b) That Council record its thanks for the work and duties undertaken by Steve Kludass.
- (c) That the General Manager present a Certificate of Appreciation from all Councillors to Mr Kludass.

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

Record for the Voting:

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

Against the Motion: Councillor Kim

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 24 November 2020

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

3 ECONOMIC DEVELOPMENT STRATEGY (2020-2024)

RESOLUTION: (Moved by Councillors Maggio and Clifton)

- (a) That Council endorse the draft Economic Development Strategy (2020-24).
- (b) That the Strategy be placed on public exhibition for 28 days (3 February – 7 March 2021).
- (c) That should any objections be received during the exhibition they are to be reported to Council as soon as is practicable; should there be no objections the Strategy is to be finalised and adopted and Councillors advised by CIB.
- (d) That Goal 6 be added stating ‘that as an Employer of Choice, the City of Ryde encourages locals to work for our City.’
- (e) That the reports are to be included in the quarterly Corporate Reporting.

Record for the Voting:

For the Motion: Unanimous

MATTER OF URGENCY

Councillor Lane advised the meeting that he wished to raise a Matter of Urgency regarding Council urgently taking all necessary steps to allow for the City of Ryde to express and interest in participating in the JLT Local Council Class Action (NSW), the time being 9.54pm.

The Mayor, Councillor Laxale accepted this matter as an Urgent Item.

MATTER OF URGENCY – JLT CLASS ACTION

RESOLUTION: (Moved by Councillors Clifton and Purcell)

That this matter be dealt with in Confidential Session.

Record for the Voting:

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

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

COUNCIL REPORTS

4 SUMMER SEASON SPORTSGROUND HIRE FEES

RESOLUTION: (Moved by Councillors Maggio and Brown)

- (a) That Council adopts the resolution to not increase the summer fees or charges (including sportsground hire) between the period 20 October 2020 to 21 March 2021.
- (b) That all Councillors be invited to a joint photo shoot on Friday afternoon, 18 December 2020.

Record for the Voting:

For the Motion: Unanimous

5 SOCIAL INCLUSION ADVISORY COMMITTEE RESIGNATIONS

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

6 POWER OUTAGE SUPPORT

RESOLUTION: (Moved by Councillors Lane and Kim)

- (a) That Council notes the availability of the City of Ryde Library Service to provide support services and resources to the community during extended power outages and other emergency events.
- (b) That Council notes the communication strategies that have been developed to ensure the community is kept informed and aware of available support services during extended power outages and other emergency events.

- (c) That Council investigates options for the disposal of food spoilage for inclusion in the City of Ryde Emergency Waste Management Plan.
- (d) That Council provides information, tools and support to the community to better inform and prepare the community for power outages.

Record for the Voting:

For the Motion: Unanimous

7 CITY OF RYDE CCTV POLICY

RESOLUTION: (Moved by Councillors Yedelian OAM and Maggio)

- (a) That Council adopts the CCTV Systems Policy, dated 23 November 2020.
- (b) That a brief be circulated to Councillors through the CIB in relation to CCTV equipment and costings.

Record for the Voting:

For the Motion: Unanimous

8 LOCAL HOUSING STRATEGY REVIEW AND EXHIBITION

Note: This Item was dealt with earlier in the meeting in conjunction with Item 9 – Post Exhibition Report on the Multi Dwelling Housing Planning Proposal as detailed in these Minutes.

9 POST EXHIBITION REPORT ON THE MULTI DWELLING HOUSING PLANNING PROPOSAL

Note: This Item was dealt with earlier in the meeting in conjunction with Item 8 – Local Housing Strategy Review and Exhibition as detailed in these Minutes.

10 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - NOVEMBER MEETING

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

LATE COUNCIL REPORTS

13 REFERENDUM REGARDING POPULAR ELECTION OF MAYOR

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

- (a) That Council, as part of the proposed 2021 local government election, reaffirm its desire to conduct a constitutional referendum, seeking a response to the question as to whether the City of Ryde electors support a popularly elected Mayor.
- (b) That all costs associated with the referendum be funded from Council's Election Reserve.
- (c) That if the referendum is carried, Council adopt a 13 Councillor model, with equal number of Councillors in each ward plus the popularly elected Mayor.

AMENDMENT: (Moved by Councillors Lane and Brown)

- (a) That Council, as part of the proposed 2021 local government election, reaffirm its desire to conduct a constitutional referendum, seeking a response to the question as to whether the City of Ryde electors support a popularly elected Mayor.
- (b) That Council conduct a simultaneous referendum regarding abolishing wards and increasing the number of Councillors to 15.
- (c) That all costs associated with the referendum be funded from Council's Election Reserve.

On being put to the Meeting, Councillor Kim abstained from voting and accordingly his vote was recorded Against the Amendment. The voting on the Amendment was four (4) For and eight (8) Against. The Amendment was LOST. The Motion was then put and **CARRIED**.

Record for the Voting:

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

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

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

- (a) That Council, as part of the proposed 2021 local government election, reaffirm its desire to conduct a constitutional referendum, seeking a response to the question as to whether the City of Ryde electors support a popularly elected Mayor.

- (b) That all costs associated with the referendum be funded from Council's Election Reserve.
- (c) That if the referendum is carried, Council adopt a 13 Councillor model, with equal number of Councillors in each ward plus the popularly elected Mayor.

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

Record for the Voting:

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

Against the Motion: Councillors Brown, Kim and Lane

14 NEW NOMINATIONS FOR THE SPORT AND RECREATION AND WHEELED SPORTS ADVISORY COMMITTEE

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

15 LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION – RECATERGORISATION OF CITY OF RYDE FROM METROPOLITAN MEDIUM TO METROPOLITAN LARGE COUNCIL

MOTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council acknowledges the Local Government Remuneration Tribunal determination that categorises the City of Ryde as a Metropolitan Large Council.
- (b) That Council determine to fix the fee for Councillors and the Mayor for 2020/21 to the maximum for a Metropolitan Large Council as detailed in Table 2 within this report, effective 1 July 2020, and be funded from savings in the 2020/21 Operational Plan as part of the December Quarterly Budget Review.

AMENDMENT: (Moved by Councillors Yedelian OAM and Brown)

- (a) That Council acknowledges the Local Government Remuneration Tribunal determination that categorises the City of Ryde as a Metropolitan Large Council.

- (b) That Council determine to fix the fee for Councillors and the Mayor for 2020/21 to the Councillors \$25,790.00 not adopt the maximum of \$30,410.00 for a Metropolitan Large Council as detailed in Table 2 within this report, and that Council determine Mayor's fee to \$68,530.00 not adopt the maximum of \$88,600.00 effective 1 July 2020.

On being put to the Meeting, Councillors Maggio and Zhou abstained from voting and accordingly their vote was recorded Against the Amendment. 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 for the Voting:

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

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

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council acknowledges the Local Government Remuneration Tribunal determination that categorises the City of Ryde as a Metropolitan Large Council.
- (b) That Council determine to fix the fee for Councillors and the Mayor for 2020/21 to the maximum for a Metropolitan Large Council as detailed in Table 2 within this report, effective 1 July 2020, and be funded from savings in the 2020/21 Operational Plan as part of the December Quarterly Budget Review.

Record for the Voting:

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

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

QUESTIONS BY COUNCILLORS AS PER POLICY

1 QUESTIONS WITH NOTICE - Councillor Penny Pedersen

Question 1:

Given litter has been photographed by the public overflowing close to the river, can City of Ryde Council provide extra bins or larger bins at litter collection points where capacity is not currently sufficient – particularly on those collection points closest to Parramatta River and its tributaries?

Answer 1:

There is a total of 21 bin stations located in the Putney Park area. Up until now, bin stations were serviced on Friday in preparation of Saturday's usage. Parks staff attending on Sunday have historically collected any loose rubbish and left the bagged material next to the bin stations for collection on Monday morning. In addition, three (3) larger 1100 litre bins are placed around the park during December and January to cater for the increased volumes. Council will investigate into installing the below structures in the high use areas with Councils branding and educational stickers to reduce overflowing bins.



Staff will continue to monitor the situation and provide photographic evidence to assist in determining the success, or otherwise, of the various measures outlined in this response.

The waste team can assist through providing the public with education on reducing waste particularly when they are utilising Council public places.

Question 2:

If extra bins are not able to be supplied could staff increase collections over weekends?

Answer 2:

In addition to the extra bins mentioned above, the following foreshore parks have been added to the scheduled run of bin servicing for Saturday:

- Putney Park
- Bennelong Point
- Anderson Park
- Kissing Point Park

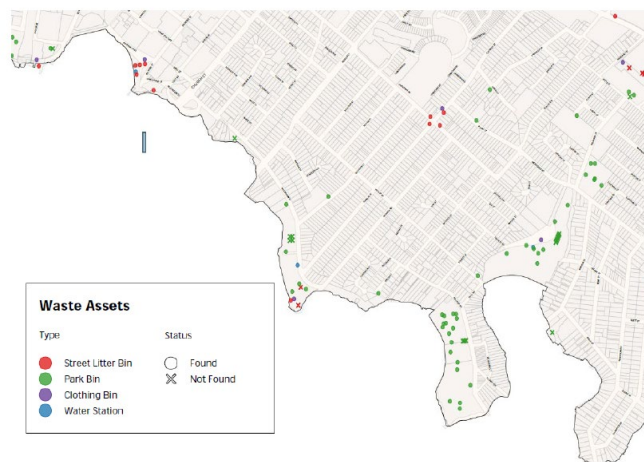
Staff will continue to monitor the situation and assess whether the additional servicing and the new stations above will be adequate to address the issue.

Question 3:

Does Council have a map showing where all public bin collection points are located and the capacity of each of those bins and what days and how often on each of those days are the bins emptied?

Answer 3:

A map showing bin station locations is below.



Prior to this current situation, bin stations were serviced Friday and Monday. This was considered adequate for the volume of material generated. More recent changes to the usage of the Recreation and Open Space areas suggests the current arrangement is not meeting user demands. As a result, the frequency of collection now includes Sunday morning to empty bin stations from the Saturday usage of the parks.

Question 4:

Has Council considered installing bin capacity sensors and monitoring apps to optimise collection management?

Answer 4:

This has been considered, however, the cost benefit is not justified at this time. Previous research has identified to implement the technology efficiently and effectively is would have to be done so throughout the LGA. There is a need for back to base technology to read the sensors. As the technology develops, staff will continue to monitor the feasibility of installing the required infrastructure across the LGA.

Question 5:

What is the suitability and cost associated with the installation of a solar compacting bin at collection points where overflowing bins risk allowing litter to blow into the river?

Answer 5:

The implementation of such technology has been previously investigated by Council's Waste Team. Detailed costings were obtained in 2018 for solar compacting bins. The rental cost is circa \$6,000 per bin per annum. This does not include collection costs. However, it is recommended that such an option only be considered if other improvements, such as increased service frequency and/or larger bin stations have limited success.

2 QUESTIONS WITH NOTICE - Councillor Roy Maggio

Question 1:

Please provide status on 5 Kennedy Street, Gladesville (tree matters).

Answer 1:

Following reports from the community of alleged illegal tree works at 5 Kennedy Street Gladesville, staff have been reviewing information provided by the property owner. This review was completed last week and Council staff have determined that it is not warranted to pursue action against either the property owner or the contracted arborist for illegal tree works. The owner of the property will be advised accordingly.

CLOSED SESSION

ITEM 11 - REQUEST FOR TENDER - COR-RFT 05/20 - FLOOD STUDIES HARMONISATION

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

ITEM 12 - 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.

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

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

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

Record for the Voting:

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

Against the Motion: Councillors Kim, Lane and Yedelian OAM

Note: The Council closed the meeting at 10.55pm. The public and media left the webcast.

CONFIDENTIAL COUNCIL REPORTS

11 REQUEST FOR TENDER - COR-RFT 05/20 - FLOOD STUDIES HARMONISATION

Note: Councillor Kim left the meeting at 10.58pm and did not return. He was not present for consideration or voting on this Item.

RECOMMENDATION: (Moved by Councillors Purcell and Pedersen)

- (a) Pursuant to clause 178 (1) (a) of the Local Government (General) Regulations 2005, Council accept the tender from WMAwater for COR-RFT-5/20 to the amount of \$276,770.00 ex GST for the Flood Harmonisation Study as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with WMAwater for COR-RFT-5/20: Flood Harmonisation Study on the terms contained within the tender and for minor amendments to be made to the contract documents.

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

Record for the Voting:

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

Against the Motion: Councillor Maggio

12 ADVICE ON COURT ACTIONS

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

RECOMMENDATION: (Moved by Councillors Purcell and Pedersen)

That the report of the General Counsel be received.

Record for the Voting:

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

Against the Motion: Councillors Lane and Maggio

MATTER OF URGENCY – JLT CLASS ACTION

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

MOTION: (Moved by Councillors Lane and Brown)

That Council urgently take all necessary steps to allow for the City of Ryde to express interest in participating in the JLT Local Council Class Action (NSW) being run by Quinn Emanuel Urquhart & Sullivan, noting that as a client of JLT between 2009-2018, the City of Ryde alongside several other local Councils in NSW may have been significantly overcharged as a result of JLT's failure to properly provide insurance broking services to NSW Councils.

On being put to the meeting the voting on the Motion was five (5) For and six (6) Against. The Motion was **LOST**.

Record for the Voting:

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

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

OPEN SESSION

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

MOTION: (Moved by Councillors Purcell and Clifton)

- (a) That the Council resolve itself into open Council.
- (b) That the recommendations of Items considered in Closed Session be received and adopted as a resolution of Council without any alteration or amendment thereto.
- (c) That all outstanding Items be deferred to the next Ordinary Council Meeting, to be held on Tuesday, 23 February 2021.

AMENDMENT: (Moved by Councillors Yedelian OAM and Maggio)

- (a) That the Council resolve itself into open Council.
- (b) That the recommendations of Items considered in Closed Session be received and adopted as a resolution of Council without any alteration or amendment thereto.
- (c) That the meeting be adjourned and reconvene on Tuesday, 22 December 2020 at 7.00pm.

On being put to the meeting the voting on the Amendment was four (4) For and seven (7) Against. The Amendment was LOST. The Motion was then put and **CARRIED**.

Record for the Voting:

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

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

RESOLUTION: (Moved by Councillors Purcell and Clifton)

- (a) That the Council resolve itself into open Council.
- (b) That the recommendations of Items considered in Closed Session be received and adopted as a resolution of Council without any alteration or amendment thereto.
- (c) That all outstanding Items be deferred to the next Ordinary Council Meeting, to be held on Tuesday, 23 February 2021.

Record for the Voting:

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

Against the Motion: Councillors Lane and Yedelian OAM

Note: Open Council resumed at 11.38pm.

NOTICES OF MOTION

1 DEFERRED NOTICE OF MOTION: POLICY REGISTER - Councillor Dr Peter Kim

Note: This Item was deferred and will be dealt with at the Council Meeting on 23 February 2021.

2 DEFERRED NOTICE OF MOTION: IMPROVE INFRASTRUCTURE - Councillor Dr Peter Kim

Note: This Item was deferred and will be dealt with at the Council Meeting on 23 February 2021.

3 LITTER OVERFLOWING FROM BINS ALONG PARRAMATTA RIVER - Councillor Penny Pedersen

Note: This Item was deferred and will be dealt with at the Council Meeting on 23 February 2021.

4 CONSULTATION PROCESS - Councillor Roy Maggio

Note: This Item was deferred and will be dealt with at the Council Meeting on 23 February 2021.

5 MAINTENANCE POLICY FOR TREES PLANTED ON NATURE STRIPS AND COUNCIL OWNED LAND - Councillor Roy Maggio

Note: This Item was deferred and will be dealt with at the Council Meeting on 23 February 2021.

6 REMOVE AND REPLACE MAYORAL NEWS COLUMN - Councillor Dr Peter Kim

Note: This Item was deferred and will be dealt with at the Council Meeting on 23 February 2021.

The meeting closed at 11.38pm on 15 December 2020.

CONFIRMED THIS 23RD DAY OF FEBRUARY 2021

Chairperson