

Meeting Date: Tuesday 26 March 2024
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde and Online
Time: 6.00pm

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.

Statement of Ethical Obligations

Councillors are reminded of their Oath or Affirmation of Office made under Section 233A of the Local Government Act 1993 and their obligation under Council's Code of Conduct to disclose and appropriately manage Conflicts of Interest.

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COUNCIL REPORTS

1 ITEMS PUT WITHOUT DEBATE

Report prepared by: Civic Services Manager
File No.: CLM/24/1/1/2 - BP24/127

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 27 February 2024

Report prepared by: Civic Services Manager**File No.:** CLM/24/1/1/2 - BP24/128

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:

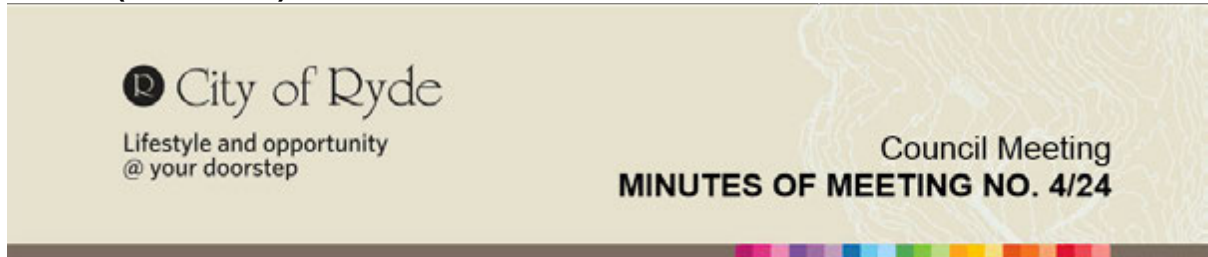
That the Minutes of the Council Meeting 4/24, held on 27 February 2024 be confirmed.

ATTACHMENTS

- 1 MINUTES - Council Meeting - 27 February 2024

ITEM 2 (continued)

ATTACHMENT 1



Meeting Date: Tuesday 27 February 2024

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

Time: 6.00pm

Councillors Present in Chambers: The Mayor, Councillor Yedelian OAM and Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Li, Maggio, O'Reilly, Pedersen, Purcell and Song.

Apologies: Nil.

Staff Present: Chief Executive Officer, General Manager – Business and Operations, General Manager – City Shaping, Chief Financial Officer, General Counsel, Executive Manager – People and Business, Executive Manager – City Infrastructure, Acting Executive Manager – City Development, Acting Executive Manager – City Life, Financial Controller, Manager – Business Assurance and Governance, Executive Officer – City Places, Executive Officer – City Spaces, Executive Officer – City Fabric, Executive Officer – City Transport, Executive Officer – Social and Cultural Planning, Executive Officer – City Economy, Acting Executive Officer – City Resilience, Manager – Engineering and Project Delivery, Manager – Parks and Open Spaces, Project Director, Senior Coordinator – Urban Design, Media and Communications Officer, IT Systems Support Officer, Alison Brown (NSW Audit Office), Kenneth Leung (NSW Audit Office), James Winter (Grant Thornton), Lesley Yang (Grant Thornton), Civic Services Manager and Civic Support Officer.

PRAYER

The Mayor, Councillor Yedelian OAM 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.

TABLING OF PETITIONS

No Petitions were tabled.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

CONDOLENCES AND ACKNOWLEDGMENTS

CONDOLENCES

The Mayor, Councillor Yedelian OAM, on behalf of the Councillors and staff at the City of Ryde, acknowledged the passing of Elizabeth (Betty) Willis.

Betty undertook research for a number of local publications including the "Ryde goes to War 1914 - 1918" project and the invaluable assistance that she provided to Council staff and families who were undertaking family history research cannot be overestimated.

Betty was a thorough and dedicated researcher, but more than that she brought a real sense of life to each of the soldiers and nurses she researched for the "Ryde goes to war" project and any other undertaking that she was involved with.

As president of the Ryde District Historical Society she oversaw a committed group of volunteers and lead them with warmth, clarity, dedication and pride. Her commitment to the local area and the preservation of its heritage was evident from her long association with the Society having been a member since the late 1990's and Secretary from 2012 – 2014.

Betty was also a member of Council's Centenary of ANZAC and Commemoration of World War 1 Committee which was established to ensure that this important time in the life of the local area and the sacrifices made by local residents was properly recognised and commemorated.

The strong commitment that Betty had to ensuring that the soldiers and their families who were a part of WW1 was recognised was most appreciated by those on that Committee and her assistance with background and important detail was invaluable.

On behalf of Council, I would like to pass on my condolences to Betty's family.

Note: A one minute silence was then observed by the meeting.

ACKNOWLEDGMENT

Councillor Maggio thanked Council staff for all their efforts with the renovations at Magdala Park.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons provided a written submission to Council:-

Name	Topic
Jullie Jin	Item 10 – Establishment of Parkrun in the City of Ryde
John Brown	Item 10 – Establishment of Parkrun in the City of Ryde
Lynn Herisson	Item 10 – Establishment of Parkrun in the City of Ryde
Max Chien	Item 10 – Establishment of Parkrun in the City of Ryde

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)
ATTACHMENT 1

 Lifestyle and opportunity
 @ your doorstep

Council Meeting Page 3

Name	Topic
Jordan Hodgson	Item 10 – Establishment of Parkrun in the City of Ryde
Gilbert Gaddi	Item 10 – Establishment of Parkrun in the City of Ryde
Adrian DiBartolo	Item 10 – Establishment of Parkrun in the City of Ryde
Christina Tigges (representing the Sydney Striders)	Item 10 – Establishment of Parkrun in the City of Ryde
Adam Barnier	Item 10 – Establishment of Parkrun in the City of Ryde
Tomoko Barnier	Item 10 – Establishment of Parkrun in the City of Ryde
Zoe Williamson	Item 10 – Establishment of Parkrun in the City of Ryde
Maria DiMarco	Item 10 – Establishment of Parkrun in the City of Ryde
Zita Rush	Item 10 – Establishment of Parkrun in the City of Ryde
Stella Xi	Item 10 – Establishment of Parkrun in the City of Ryde
Julie Song	Item 10 – Establishment of Parkrun in the City of Ryde
Dale Findlater	Item 10 – Establishment of Parkrun in the City of Ryde
Rebecca Bergin	Item 10 – Establishment of Parkrun in the City of Ryde
Lynn Hawes	Item 10 – Establishment of Parkrun in the City of Ryde
Ercan Boduk	Item 10 – Establishment of Parkrun in the City of Ryde
Hayley Smith	Item 10 – Establishment of Parkrun in the City of Ryde
Xanthe Black	Item 10 – Establishment of Parkrun in the City of Ryde
Nicole Smith	Item 10 – Establishment of Parkrun in the City of Ryde
Michael Geraghty	Item 10 – Establishment of Parkrun in the City of Ryde
Jin & Moo Kyung Song	Item 10 – Establishment of Parkrun in the City of Ryde
H Chen	Item 10 – Establishment of Parkrun in the City of Ryde
Dana Hatley	Item 10 – Establishment of Parkrun in the City of Ryde
Karyn Grebert	Item 10 – Establishment of Parkrun in the City of Ryde
Catherine Ennis	Item 10 – Establishment of Parkrun in the City of Ryde
Paul Yacobellis	Item 10 – Establishment of Parkrun in the City of Ryde
Joel Cunningham	Item 10 – Establishment of Parkrun in the City of Ryde
Melanie Warman	Item 10 – Establishment of Parkrun in the City of Ryde
Deirdre Clifford	Item 10 – Establishment of Parkrun in the City of Ryde
Lara Dominish	Item 10 – Establishment of Parkrun in the City of Ryde
Anthony Mckellar (representing Putney Parkrun)	Item 10 – Establishment of Parkrun in the City of Ryde
Samuel Kastelan	Item 10 – Establishment of Parkrun in the City of Ryde
Erin Cameron	Item 10 – Establishment of Parkrun in the City of Ryde
Helen Rubin	Item 10 – Establishment of Parkrun in the City of Ryde
Denise Ong	Item 10 – Establishment of Parkrun in the City of Ryde
Heather Morgan	Item 10 – Establishment of Parkrun in the City of Ryde

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons provided a written submission to Council:-

Name	Topic
Michelle and Brian Chau	Strongly oppose DA – 47a Jopling Street, North Ryde

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

COUNCIL REPORTS

1 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Lara-Watson and Deshpande)

That Council adopt Mayoral Minute 6/24, Item 2, Item 3, Item 4, Item 5, Item 6, Item 8, Item 9, Precis of Correspondence 1, Precis of Correspondence 2, Notice of Motion 5 and Notice of Motion 6 listed on the Council Agenda as per the Recommendations in the reports.

Record of Voting:

For the Motion: Unanimous

MAYORAL MINUTE

**MM6/24 FAILURE OF STREET LIGHT – RENNIE STREET, NORTH RYDE –
Mayor, Councillor Sarkis Yedelian OAM**

RESOLUTION:

- (a) That staff undertake the necessary steps to ensure that repairs to the broken street light in Rennie Street are made as quickly as possible.
- (b) That a system be put in place to ensure repairs required to Council street light assets in future, can be made without the need to enter into a separate procurement process.

COUNCIL REPORTS

**2 CONFIRMATION OF MINUTES – Council Meeting held on 12
December 2023**

RESOLUTION:

That the Minutes of the Council Meeting 14/23, held on 12 December 2023 be confirmed.

**3 CONFIRMATION OF MINUTES – Extraordinary Council Meeting held on 23
January 2024**

RESOLUTION:

That the Minutes of the Extraordinary Council Meeting 1/24, held on 23 January 2024 be confirmed.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

4 CONFIRMATION OF MINUTES – Extraordinary Council Meeting held on 30 January 2024

RESOLUTION:

That the Minutes of the Extraordinary Council Meeting 2/24, held on 30 January 2024 be confirmed.

5 CONFIRMATION OF MINUTES – Extraordinary Council Meeting held on 13 February 2024

RESOLUTION:

That the Minutes of the Extraordinary Council Meeting 3/24, held on 13 February 2024 be confirmed.

6 2022/23 DRAFT FINANCIAL STATEMENTS

RESOLUTION:

- (a) That the Mayor, Deputy Mayor, Chief Executive Officer and the Responsible Accounting Officer sign the 'Statement by Councillors and Management' for both the General Purpose and Special Purpose Financial Statements, as contained in the FY22/23 Draft Financial Statements, pursuant to Section 413 (2)(c) of the Local Government Act 1993.
- (b) That upon receiving the Auditor's Reports:-
 - a copy of the Audited Financial Statements be submitted to the Office of Local Government in accordance with Section 417 (5) of the Local Government Act 1993; and
 - the Audited Financial Statements be reported to Council at the next available Council meeting being 26 March 2024 and that public notice be given in accordance with Section 418 of the Local Government Act 1993.

8 2024 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (ALGWA) NSW ANNUAL CONFERENCE - 14 TO 16 MARCH 2024

RESOLUTION:

- (a) That Council consider Councillor Pedersen's request to attend the 2024 Australian Local Government Women's Association (ALGWA) NSW Annual Conference, including attendance fees and other associated expenses.
- (b) That Council determine whether other Councillors are to attend, and if so, who are to be the nominated participants.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

9 INVESTIGATION OF ADEQUACY OF CURRENT PENALTIES FOR ILLEGAL REMOVAL OF VEGETATION

RESOLUTION:

- (a) That Council note the current fines applicable for unlawful tree and vegetation related matters are as follows:
- a. Tier 1 penalty maximum up to \$5 million (corporation), \$1 million (individual).
 - b. Tier 2 maximum up to \$2 million (corporation), \$500,000 (individual).
 - c. Penalty Infringement Notices (PINs) maximum is \$6,000 (corporation) and \$3,000 (individual) with no increases since 2017.
- (b) That Council staff prepare a report for state government, supporting an increase in the current fines structure as a means of effectively deterring lesser offences such as tree vandalism and removal.

PRECIS OF CORRESPONDENCE

1 NSW URBAN DENSITY MANAGEMENT RECOMMENDATIONS REPORT 2024

RESOLUTION:

That the correspondence be received and noted.

2 RESPONSE BY MINISTER FOR TRANSPORT - CUTS TO ESSENTIAL INFRASTRUCTURE PROJECTS

RESOLUTION:

That the correspondence be received and noted.

NOTICES OF MOTION

5 COMMUNITY ENERGY UPGRADES FUND - Councillor Penny Pedersen

RESOLUTION:

- (a) That Council staff identify potentially suitable community facilities for energy upgrades, with a focus on steps that could be taken to transition Ryde Aquatic and Leisure Centre (along with other Council spaces) from gas to electricity and heat pumps.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

(b) That Council make an application for a grant from the Federal Government under Round 1 of the Community Energy Upgrades Fund.

(c) That the application be made before the deadline of 30 April 2024.

6 URGENT NEED TO MEET DISABILITY STANDARDS FOR ACCESSIBLE PUBLIC TRANSPORT - Councillor Penny Pedersen

RESOLUTION:

That Council prepare a report and a Councillor workshop outlining:

- (a) The requirements of the act as it pertains to accessible public transport.
- (b) The City of Ryde exemption application submission and the Commission's reasons for refusal.
- (c) The ramifications for City of Ryde (beside making life really hard for some of our ratepayers) for not complying with the Act and what this will cost Council.
- (d) An indication on how other hilly Councils with legacy infrastructure who might have been granted exemptions or what they did in order to comply.
- (e) What Council is now doing to try and meet the requirements of the DDA section 55/33a.1.
- (f) The number of these non-compliant bus stops that are still to be addressed.
- (g) A copy of where this information about the exemption application was shared with Councillors in 2022 or in the 22/23 Annual Report.
- (h) Whether there is a list of non-complying bus stops on Council's website's to warn people with mobility issues and their carers that there is an access issue.

MATTER OF URGENCY

Councillor Pedersen advised the meeting that she wished to raise a Matter of Urgency regarding the *Play Our Way* Program Grant Opportunity.

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

ITEM 2 (continued)

ATTACHMENT 1

MAYORAL MINUTES

MM5/24 AMENDMENT TO PART 4 OF COUNCIL'S CODE OF MEETING PRACTICE: WRITTEN SUBMISSIONS FROM THE PUBLIC – Mayor, Councillor Sarkis Yedelian OAM

MOTION: (Moved by the Mayor, Councillor Yedelian OAM)

- (a) That Council amend Part 4 of the Code of Meeting Practice – Written Submissions from the Public to alter the date for written submissions to be received from midday on the Friday prior to the meeting date to midday on the day of the meeting.
- (b) That Council amend Clause 4.2 of the Code of Meeting Practice to read as follows:-

4.2 Written submissions can be completed and submitted online via Council's website and must be received by midday on the day of the meeting and must identify the item of business on the meeting Agenda, the subject of the written submission.
- (c) That Council considers the above amendment to Council's Code of Meeting Practice as set out in parts (a) and (b) above to not be a substantial amendment and accordingly public exhibition is not required.

AMENDMENT: (Moved by Councillors Pedersen and Purcell)

- (a) That Council amend Part 4 of the Code of Meeting Practice – Written Submissions from the Public to alter the date for written submissions to be received from midday on the Friday prior to the meeting date to midday on the day of the meeting.
- (b) That Council amend Clause 4.2 of the Code of Meeting Practice to read as follows:-

4.2 Written submissions can be completed and submitted online via Council's website and must be received by midday on the day of the meeting and must identify the item of business on the meeting Agenda, the subject of the written submission.
- (c) That Council add to the Code of Meeting Practice Clause 4.3
"members of the public may register to speak at Council meetings. They may speak once at any one Council meeting for a period of three minutes and should register online before midday on the day of the meeting, identifying the item number they will be speaking on."

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

- (d) That these changes to the Code of Meeting Practice be put on public exhibition for a period of 28 days.

Note: The Mayor, Councillor Yedelian OAM did not accept the Amendment. The Motion was then put and **CARRIED**.

RESOLUTION: (Moved by the Mayor, Councillor Yedelian OAM)

- (a) That Council amend Part 4 of the Code of Meeting Practice – Written Submissions from the Public to alter the date for written submissions to be received from midday on the Friday prior to the meeting date to midday on the day of the meeting.
- (b) That Council amend Clause 4.2 of the Code of Meeting Practice to read as follows:-
- 4.2 *Written submissions can be completed and submitted online via Council's website and must be received by midday on the day of the meeting and must identify the item of business on the meeting Agenda, the subject of the written submission.*
- (c) That Council considers the above amendment to Council's Code of Meeting Practice as set out in parts (a) and (b) above to not be a substantial amendment and accordingly public exhibition is not required.

Record of Voting:

For the Motion: Unanimous

MM6/24 FAILURE OF STREET LIGHT – RENNIE STREET, NORTH RYDE – Mayor, Councillor Sarkis Yedelian OAM

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

COUNCIL REPORTS

2 CONFIRMATION OF MINUTES - Council Meeting held on 12 December 2023

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

3 CONFIRMATION OF MINUTES - Extraordinary Council Meeting held on 23 January 2024

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

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

4 CONFIRMATION OF MINUTES - Extraordinary Council Meeting held on 30 January 2024

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

5 CONFIRMATION OF MINUTES - Extraordinary Council Meeting held on 13 February 2024

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

6 2022/23 DRAFT FINANCIAL STATEMENTS

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

7 DECEMBER QUARTERLY BUDGET REVIEW AND OPERATIONAL PLAN PROGRESS REPORT

RESOLUTION: (Moved by Councillors Lara-Watson and Pedersen)

That the proposed budget variations as detailed in **ATTACHMENT 1** to this report be endorsed by Council.

Record of Voting:

For the Motion: Unanimous

RECOMMITAL OF ITEM 8 – 2024 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (ALGWA) NSW ANNUAL CONFERENCE – 14 TO 16 MARCH 2024

RESOLUTION: (Moved by Councillors Brown and Lara-Watson)

That Item 8- 2024 Australian Local Government Women's Association (ALGWA) NSW Annual Conference – 14 to 16 March 2024 be recommitted, the time being 6.38pm.

Record of Voting:

For the Motion: Unanimous

8 2024 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (ALGWA) NSW ANNUAL CONFERENCE - 14 TO 16 MARCH 2024

RESOLUTION: (Moved by Councillors Lara-Watson and Brown)

- (a) That Council endorse Councillor Pedersen's request to attend the 2024 Australian Local Government Women's Association (ALGWA) NSW Annual Conference, including attendance fees and other associated expenses.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

- (b) That Council note that no other nominations from Councillors were received.

Record of Voting:

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

Against the Motion: Councillor Maggio

9 INVESTIGATION OF ADEQUACY OF CURRENT PENALTIES FOR ILLEGAL REMOVAL OF VEGETATION

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

10 ESTABLISHMENT OF PARKRUN IN THE CITY OF RYDE

Note: Julie Jin, John Brown, Lynn Herisson, Max Chien, Jordan Hodgson, Gilbert Gaddi, Adrian Di Bartolo, Christina Tigges (representing the Sydney Striders), Adam Barnier, Tomoko Barnier, Zoe Williamson, Maria Di Marco, Zita Rush, Stella Xi, Julie Song, Dale Findlater, Rebecca Bergin, Lynn Hawes, Ercan Boduk, Hayley Smith, Xanthe Black, Nicole Smith, Michael Geraghty, Jin & Moo Kyung Song, H Chen, Dana Hatley, Karyn Grebert, Catherine Ennis, Paul Yacobellis, Joel Cunningham, Melanie Warman, Deirdre Clifford, Lara Dominish, Anthony Mckellar (representing Putney Parkrun), Samuel Kastelan, Erin Cameron, Helen Rubi, Denise Ong and Heather Morgan submitted written submissions in relation to this Item and copies are ON FILE.

RESOLUTION: (Moved by Councillors Han and Lane)

- (a) That Council notes based on the Parkrun Australia specific course criteria listed in this report, there are no suitable Council owned Parks in the City of Ryde and the investigation process identified Macquarie University as the most suitable site to host an event.
- (b) That Council continue liaising with Macquarie University to assist the establishment of a 5km Parkrun event within the university campus grounds 2024.
- (c) That Council continue investigating the potential for using the Riverside Walk from Kissing Point Park to Anderson Park to establish a Parkrun event.
- (d) That Council notes Parkrun Australia has indicated an initial startup cost of \$7,000 is required to establish an event and this initial startup cost can be accommodated within existing Parks and Open Spaces budget in the 2023/24 financial year.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: Unanimous

11 STRIKING THE RIGHT BALANCE: CITY OF RYDE SUBMISSION TO THE NSW DEPARTMENT OF PLANNING, HOUSING AND INDUSTRY'S MACQUARIE PARK INNOVATION DISTRICT STAGE 1 REZONING PROPOSAL

RESOLUTION: (Moved by Councillors Lara-Watson and Brown)

- A. That Council does not support the draft City of Ryde submission to the NSW Department of Planning, Housing, and Industry's Stage 1 Rezoning Proposal prepared by staff for the Macquarie Park Innovation District at Attachment 1 as the City of Ryde has already well met and exceeded housing targets over many years, and making a counter offer to deliver over 38,000 new dwellings (or deliver more housing than the Rezoning Proposal) in the City of Ryde has not been endorsed by this Council or by the local community.

Council to submit an amended City of Ryde submission to the NSW Department of Planning, Housing, and Industry's Stage 1 Rezoning Proposal for the Macquarie Park Innovation District reflecting the following:

- I. The rejection of the Minn's Labor Government one size fits all planning policy, noting that City of Ryde already has plans to meet and beat the 8,100 new homes in a progressive manner across the City.
- II. Request the State Government to fund the following infrastructure and policy recommendations in order to meet the current and future needs of a growing community:
 - a) Protect Jobs at Macquarie Park through the Innovation SEPP
 - b) Additional funding for Ryde Hospital
 - c) An additional Primary and high school in Macquarie Park
 - d) Funding to acquire TG Millner for community open space to meet demand from the growing population
 - e) Assist with the development of the Ryde Civic centre, including building a performance hall
 - f) a new Community Centre in Eastwood and a new Car Park on the Western side of Eastwood Town Centre
 - g) Upgrade to the Macquarie Health Hospital as a mental health facility
 - h) Widen Victoria Road

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

III. Omits making any counter offer to deliver over 38,000 new dwellings in the City of Ryde (or delivering more housing than the Rezoning Proposal).

- B. Endorse the Chief Executive Officer acting on behalf of the Council to bring effect to the Amended Submission's recommendations for Stage 1 and work with the NSW Government to ensure Stage 2 is consistent with Council's Stage 1 recommendations.
- C. Collaborate with the NSW Government on the Amended Submission if they agree with the City of Ryde, and report back at Council's April 2024 ordinary meeting
- D. The CEO recirculate a draft Amended Submission through the CIB to all Councillors prior to submission deadline.

On being put to the meeting, Councillors Maggio, O'Reilly, Pedersen, Purcell and Song abstained from voting and accordingly their votes were recorded Against the Motion.

Record of Voting:

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

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

INFORMATION REPORT

12 REPORT FOR THE INFORMATION OF COUNCIL - INVESTMENT REPORT AS AT 31 DECEMBER 2023

Note: An Information Report was presented to Council.

13 REPORT FOR THE INFORMATION OF COUNCIL - INVESTMENT REPORT AS AT 31 JANUARY 2024

Note: An Information Report was presented to Council.

ITEM 2 (continued)

ATTACHMENT 1

COUNCIL REPORT

14 RYDE CENTRAL - PROPOSED OPEN SPACE

RESOLUTION: (Moved by Councillors Lara-Watson and Li)

That Council:

- A. Resolve to instruct staff to provide further information on costings.
- i. The only costed figure provided is \$5 million to submit a DA with no references nor considering the alteration of the current DA.
 - ii. There is a further \$9 million in this solution unexplained.
 - iii. On the following scenarios:
 - a. A base case: no amenities on site – covered in grass v covered in concrete.
 - b. Mid case: plants with minor structural covering and seats in addition to base.
 - c. Top tier case: further lighting and features in addition to mid case.
- B. Notes the hole presents a health hazard for residents and cannot be left in its present state and therefore it is urgent this is resolved.

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

Record of Voting:

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

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

PRECIS OF CORRESPONDENCE

1 NSW URBAN DENSITY MANAGEMENT RECOMMENDATIONS REPORT 2024

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

2 RESPONSE BY MINISTER FOR TRANSPORT - CUTS TO ESSENTIAL INFRASTRUCTURE PROJECTS

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

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

NOTICES OF MOTION

1 RATES INCENTIVE SCHEME - Councillor Roy Maggio

MOTION: (Moved by Councillor Maggio)

- (a) That Council explore rates incentives options for residential ratepayers who pay on time such as movie tickets, free swimming lessons, food vouchers and other options in light of recent increased cost of living pressures.
- (b) That the rates incentive options be investigated ensuring minimal financial impact to Council.
- (c) That a report be presented back to Council with the view to implementation next financial year.

Note: The Motion Lapsed due to the lack of a Secunder.

2 RECOGNITION OF COMMONWEALTH SENIORS HEALTH CARE CARD AT RYDE AQUATIC LEISURE CENTRE - Councillor Roy Maggio

MOTION: (Moved by Councillor Maggio)

That staff investigate the ability to recognise the Commonwealth Seniors Health Care Card for 1 free entry per week, Monday to Friday, at the Ryde Aquatic Leisure Centre and report back to Council at the March meeting with expected costs and a funding source.

Note: The Motion Lapsed due to the lack of a Secunder.

3 RESTORATION OF BOWLING GREENS AT RYDE CITY BOWLING CLUB AND PUTNEY BOWLING CLUB - Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

That consideration of this Item be moved to Closed Confidential Session, the time being 7.30pm.

Record of Voting:

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

Against the Motion: Councillor Maggio

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

4 REPORT ON SUPPORT FOR YOUTH THEATRE IN CITY OF RYDE -
Councillor Penny Pedersen

MOTION: (Moved by Councillors Pedersen and Purcell)

1. Council notes that:

- i) It was resolved unanimously, on 25 February 2020 in Item 4.4 "That an evaluation of Ryde Youth Theatre is undertaken in late 2023 and the findings **be presented to Council.**"
- ii) Funding was allocated by a resolution of Council to Youth Theatre. A unanimous resolution of Council dated 24 November 2020, stated that the funding of \$75,000 (excluding GST) per annum was for Youth Theatre services from 2020/21 to 2024/25, **meaning funding still exists for the provision of theatre workshops in 24/25.**
- iii) Covid lockdowns meant that in 2020/21 for a large part of the contract with Shop Front, that they were forced to deliver workshops online, meaning participation dropped off and like most activities were slow to recover.
- iv) That the February 2020 resolution 4.4 states:

"(b) That Council calls for tenders from established not-for-profit arts organisations to help deliver Ryde Youth Theatre for the next four years."

"(e) That Council continues to provide free venue hire for the delivery of Ryde Youth Theatre workshops and productions."
- v) That publicly funded performing arts workshops for young people provide:
 - (a) an opportunity for teens and younger people to build interpersonal skills, prevent isolation and help prevent mental health issues - regardless of gender; physical ability and socio-economic status.
 - (b) Opportunities for young people seeking careers as writers, sound/lighting technicians, designers, producers as well as performers.
- vi) That the City of Ryde spends millions of dollars on the provision of sporting facilities and not all young people excel or feel comfortable playing organised sport.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

2. That Council:

- i) Call for tenders to provide services to deliver the remaining 24/25 Ryde Youth Theatre program, as resolved at the February 2020 meeting in item 4.4 part b. and that the program be reviewed and presented to a Council meeting in December 2025.
- ii) Advertise using all of Councils networks that the Ryde Youth Theatre program is running for 24/25 as resolved in 2020 - including notices in the Mayors column, rate notices, social media; letters/emails to different cultural groups; school drama clubs; sports clubs; housing providers; Headspace; community service providers; community social media groups and community youth organisations.
- iii) Supply a report to the CIB that includes:
 - (a) Where the Shop Front Program was advertised by Council; what venue Shop Front used in the Ryde LGA for workshops and whether travel to Carlton was expected of participants.
 - (b) Why the evaluation and decision to cease provision of youth theatre workshops was made by staff and why it was not "presented to Council" with two years of funding remaining.
 - (c) Why there was no notice sent by the Helpdesk to Councillors with a link to the December CIB as per usual practice.

AMENDMENT: (Moved by Councillors Lara-Watson and Brown)

That a workshop be held with Councillors regarding the Ryde Youth Theatre program before calling for tenders.

On being put to the meeting, Councillor Maggio abstained from voting and accordingly, his vote was recorded Against the Amendment. The voting on the Amendment was seven (7) For and five (5) Against. The Amendment was CARRIED and then became the Motion.

Record of Voting:

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

Against the Amendment: Councillors Maggio, O'Reilly, Pedersen, Purcell and Song

RESOLUTION:

That a workshop be held with Councillors regarding the Ryde Youth Theatre program before calling for tenders.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

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

Record of Voting:

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

Against the Motion: Councillor Maggio

5 COMMUNITY ENERGY UPGRADES FUND - Councillor Penny Pedersen

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

6 URGENT NEED TO MEET DISABILITY STANDARDS FOR ACCESSIBLE PUBLIC TRANSPORT - Councillor Penny Pedersen

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

7 ANDERSON PARK PEDESTRIAN SAFETY ENHANCEMENTS - Councillor Sophie Lara-Watson

RESOLUTION: (Moved by Councillors Lara-Watson and Deshpande)

1. That Council note:
 - (a) The significant increase in foot traffic along Belmore Street due to Sunday Markets and popularity of the Meadowbank Foreshore Walk.
 - (b) Since the last traffic study, which was pre-Covid, more cars are using the Meadowbank slip road to avoid delays on Church Street and turn onto Morrison Road. This causes significant noise during all hours and increases traffic congestion.
 - (c) Further, there are several cars speeding out of the roundabout causing motor noises to echo through Belmore Street.
 - (d) The children's play equipment is not enclosed, and it is possible for children to walk onto the road.
2. That Council staff investigate and report back within 2 months of this meeting with the following assessment:
 - (a) The installation of a pedestrian crossing at Belmore Street.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

- (b) Possible solutions to reducing noise from speeding cars.
- (c) Enhancing the safety of children by enclosing the Anderson Park equipment.

Record of Voting:

For the Motion: Unanimous

8 SUPPORTING LOCAL FOOD TRUCKS - Councillor Sophie Lara-Watson

RESOLUTION: (Moved by Councillors Lara-Watson and Maggio)

1. That Council notes there are several successful food trucks operating within the City of Ryde however, operators have reported many of the car parks do not have safe locations for people to access the food trucks.
2. That Council staff investigate and report back to Council within 3 months of this meeting with the following assessment:
 - (a) The number of car parks / streets suitable for food trucks.
 - (b) Whether safety enhancement such as elevated steps or clear ways could be added on a trial basis for some car parks to make food trucks more accessible.
 - (c) Developing a food truck policy which includes local food truck providers having priority access to City of Ryde events.

Record of Voting:

For the Motion: Unanimous

QUESTIONS BY COUNCILLORS AS PER POLICY

1 QUESTIONS WITH NOTICE - Councillor Roy Maggio

Question 1:

How much has been spent on the Civic Centre project since its commencement till now including all related consultants, designs, contractors, legal, marketing, planning etc.?

Answer 1:

As at 15 February 2024, expenditures on the Ryde Central Project since the start of the 2019/2020 financial year have been approximately \$20.5 million.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

These costs are mainly associated with the site establishment, demolition of the existing buildings, project management costs, site fencing/hoarding and engagement of consultants/contractors for the planning and design phases.

CLOSED SESSION

NOTICE OF MOTION 3 – RESTORATION OF BOWLING GREENS AT RYDE CITY BOWLING CLUB AND PUTNEY BOWLING CLUB

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 Councillors Lara-Watson and Brown)

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

Record of Voting:

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

Against the Motion: Councillor Maggio

Note: The Council closed the meeting at 8.09pm. The public and media left the chamber and the webcast.

NOTICE OF MOTION

3 RESTORATION OF BOWLING GREENS AT RYDE CITY BOWLING CLUB AND PUTNEY BOWLING CLUB - Councillor Roy Maggio

MOTION: (Moved by Councillors Maggio and Purcell)

- (a) That Council investigate the restoration of the bowling greens at Ryde City Bowling Club and Putney Bowling Club for an interim period for use by the Denistone bowlers and report back to Council.
- (b) That Council liaise with the Denistone bowlers for support to assist with the maintenance and restoration of the greens.

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

ITEM 2 (continued)

ATTACHMENT 1

- (c) That Council seeks support from remaining clubs in the Ryde district to reopen Putney Bowling Club and Denistone Sports Club.

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 Maggio, O'Reilly, Pedersen, Purcell and Song

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

OPEN SESSION

RESOLUTION: (Moved by Councillors Purcell and Lara-Watson)

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

Record of Voting:

For the Motion: Unanimous

Note: Open Council resumed at 8.33pm.

The meeting closed at 8.33pm.

CONFIRMED THIS 26TH DAY OF MARCH 2024

Chairperson

Minutes of the Council Meeting No. 4/24, dated 27 February 2024.

3 CONFIRMATION OF MINUTES - Extraordinary Council Meeting held on 19 March 2024

Report prepared by: Civic Services Manager**File No.:** CLM/24/1/1/2 - BP24/211

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:

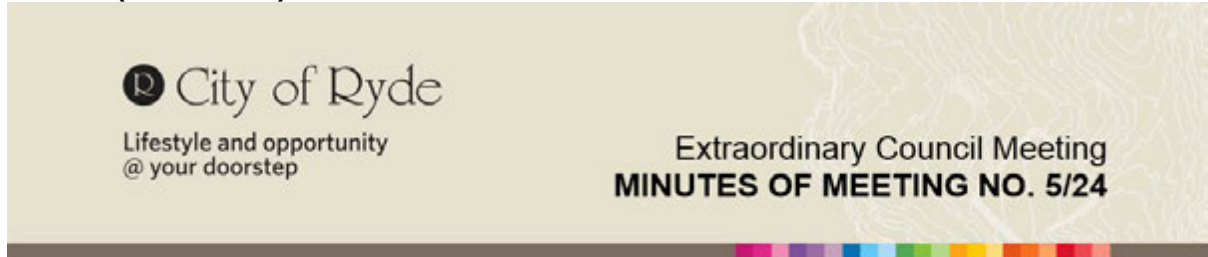
That the Minutes of the Extraordinary Council Meeting 5/24, held on 19 March 2024 be confirmed.

ATTACHMENTS

- 1 MINUTES - Extraordinary Council Meeting - 19 March 2024

ITEM 3 (continued)

ATTACHMENT 1



Meeting Date: Tuesday 19 March 2024

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

Time: 6.02pm

Councillors Present in Chambers: The Mayor, Councillor Yedelian OAM and Councillors Brown, Deshpande, Han, Lara-Watson, Li, O'Reilly, Maggio, Purcell and Song.

Councillors Present via online Audio Visual: Councillors Lane and Pedersen.

Apologies: Nil.

Staff Present: Chief Executive Officer, General Manager – Business and Operations, General Manager – City Shaping, Acting Executive Manager – City Development, Executive Manager – City Infrastructure, Executive Manager – City Life, Executive Manager – People and Business, Senior Solicitor (Planning and Enforcement), Financial Controller, Manager – Business Assurance and Governance, Manager – Engineering and Project Delivery, Executive Officer – City Fabric, Project Director, Senior Coordinator – Communications, Communications Coordinator, IT Applications Support Officer, Civic Services Manager and Civic Support Officer.

PRAYER

The Mayor, Councillor Yedelian OAM 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.

TABLING OF PETITIONS

No Petitions were tabled.

Minutes of the Extraordinary Council Meeting No. 5/24, dated 19 March 2024.

ITEM 3 (continued)

ATTACHMENT 1

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

No written submissions were received.

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No written submissions were received.

MAYORAL MINUTE

MM7/24 ISSUING OF INFRINGEMENT NOTICES FOR PARKING OFFENCES - Mayor, Councillor Sarkis Yedelian OAM

Note: Councillor Deshpande arrived at the meeting at 6.09pm during discussion on this Item.

RESOLUTION: (Moved by the Mayor, Councillor Yedelian OAM)

- (a) That a response be sent to the Minister for Finance outlining Council's current procedures with regard to the issuing of parking infringements and noting that the current system is in line with the recommendations made by the Minister.
- (b) That Council continue to regulate parking matters in accordance with fair and transparent practices and legislative requirements.

Record of Voting:

For the Motion: Unanimous

MM8/24 PRECIS OF SERVICE TO CITY OF RYDE BY SARKIS YEDELIAN OAM AS COUNCILLOR, DEPUTY MAYOR AND MAYOR - Mayor, Councillor Sarkis Yedelian OAM

RESOLUTION: (Moved by the Mayor, Councillor Yedelian OAM)

That the service of Mayor Sarkis Yedelian OAM as both a Councillor and Mayor be noted.

Record of Voting:

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

Against the Motion: Councillor Maggio

Minutes of the Extraordinary Council Meeting No. 5/24, dated 19 March 2024.

ITEM 3 (continued)

ATTACHMENT 1

COUNCIL REPORT

1 ELECTION OF MAYOR

Note: Councillor Maggio left the meeting at 6.30pm and was not present for consideration or voting on this Item.

At this stage of the meeting, the Mayor, Councillor Yedelian OAM, thanked his fellow Councillors and staff for their support. He then vacated the Chair and the Chief Executive Officer, as Returning Officer, conducted the election of Mayor.

The Chief Executive Officer, as Returning Officer, gave an overview of the election process.

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

RESOLUTION: (Moved by Councillors Deshpande and Han)

- (a) That the method of voting for the election of Mayor be open voting by a show of hands.
- (b) That the Chief Executive Officer, as Returning Officer, undertake the election of Mayor for the ensuing period up until the next Local Government Election on 14 September 2024 by announcing the nominations and then conducting the election.

On being put to the meeting, Councillors Pedersen, Purcell and Song abstained from voting and accordingly their votes were recorded against the Motion.

Record of Voting:

For the Motion: Councillors Brown, Deshpande, Han, Lane, Lara-Watson, Li, O'Reilly and Yedelian OAM

Against the Motion: Councillors Pedersen, Purcell and Song

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

The Chief Executive Officer, as Returning Officer, advised that there was one (1) nomination for Office of Mayor, namely Councillor Brown.

The Chief Executive Officer invited further nominations. There were no further nominations.

ITEM 3 (continued)

ATTACHMENT 1

As there was only one nomination, COUNCILLOR BROWN WAS DULY ELECTED MAYOR FOR THE ENSUING PERIOD UP UNTIL THE NEXT LOCAL GOVERNMENT ELECTION ON 14 SEPTEMBER 2024.

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

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

NOTICE OF RESCISSION

1 NOTICE OF RESCISSION: ITEM 14 - RYDE CENTRAL - PROPOSED OPEN SPACE - Councillor Bernard Purcell, Councillor Penny Pedersen, Councillor Katie O'Reilly

Note: Councillor Maggio returned to the meeting, the time being 6.37pm.

MOTION: (Moved by Councillors Purcell and Pedersen)

That Council rescind the previous resolution in relation to Item 14 – RYDE CENTRAL – PROPOSED OPEN SPACE, passed at the Ordinary Council Meeting held on 27 February 2024, namely:-

COUNCIL REPORT

14 RYDE CENTRAL – PROPOSED OPEN SPACE

That Council:

- A. *Resolve to instruct staff to provide further information on costings.*
- i. The only costed figure provided is \$5 million to submit a DA with no references nor considering the alteration of the current DA.*
 - ii. There is a further \$9 million in this solution unexplained.*
 - iii. On the following scenarios:*
 - a. A base case: no amenities on site – covered in grass v covered in concrete.*
 - b. Mid case: plants with minor structural covering and seats in addition to base.*
 - c. Top tier case: further lighting and features in addition to mid case.*
- B. *Notes the hole presents a health hazard for residents and cannot be left in its present state and therefore it is urgent this is resolved.*

Minutes of the Extraordinary Council Meeting No. 5/24, dated 19 March 2024.

ITEM 3 (continued)

ATTACHMENT 1

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

Record of Voting:

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

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

The meeting closed at 6.52pm.

CONFIRMED THIS 26TH DAY OF MARCH 2024

Chairperson

4 ADOPTION OF THE 2022/23 FINANCIAL STATEMENTS

Report prepared by: Financial Controller

File No.: GRP/24/36 - BP24/139

REPORT SUMMARY

The purpose of this report is to present the audited FY22/23 Financial Statements, together with the Auditor's Reports in accordance with Section 419 (1) of the Local Government Act 1993.

Public notice was provided to the community that the FY22/23 Financial Statements will be presented to Council on 26th March 2024. At the time of writing this report, there have been no public submissions received by Council.

In accordance with Section 420 of the *Local Government Act 1993*, submissions relating to the Financial Statements will be received up to 2nd April 2024, being seven days after the 26th March 2024 Ordinary Council meeting. Any submissions received will be referred to the auditor in accordance with the Act.

RECOMMENDATION:

- (a) That in accordance with Section 419 (1) of the *Local Government Act 1993*, Council receive and note the Auditor's Reports on the 2022/23 Annual Financial Statements for the year ended 30 June 2023.
- (b) That any public submissions about the FY22/23 Financial Statements be referred to the Auditor in accordance with Section 420 of the *Local Government Act 1993*.

ATTACHMENTS

- 1 City of Ryde Annual Financial Statements 2022-23 – CIRCULATED UNDER SEPARATE COVER

Report Prepared By:

Sacha Thirimanne
Financial Controller

Report Approved By:

Aneesh Zahra
Chief Financial Officer

ITEM 4 (continued)

Discussion

Council's Financial Statements, which includes the Auditor's Reports for 2022/23 have been completed and is provided for in **ATTACHMENT 1 - CIRCULATED UNDER SEPARATE COVER**.

The FY22/23 Financial Statements are now formally presented as required by Section 419 of the *Local Government Act 1993*.

Council, at its meeting of 27 February 2024, resolved to endorse the Draft FY22/23 Financial Statements for the year ended 30 June 2023. The Audit Office of NSW have since provided Council with their Auditor's Reports which are now included in the FY22/23 Financial Statements. These were submitted to the Office of Local Government (OLG) on 28 February 2024, meeting the revised deadline granted by the OLG of 29 February 2024.

Whilst Council had provided all the information required by the auditors and completed the FY22/23 Financial Statements within normal deadlines, delays in this year's audit was a result of the NSW Audit Office requiring additional time to understand and seek their own advice from the Crown Solicitor regarding the improper movements of Council's Externally Restricted Reserves, particularly in relation to the Ryde Central Project that should have never occurred in the FY20/21 Financial Year.

In the Auditor's Reports issued to Council., the NSW Audit Office have stated "*In consideration of Council's most recent legal advice and the Crown Solicitor's advice, we support the transfers of the funds back to externally restricted reserves in 2022–23.*" In consideration of this, the NSW Audit Office have issued an '**unqualified audit opinion**' in the Audit Report.

At the completion of an audit, a *Management Letter* is often issued by the external auditors to highlight any material findings, concerns, or recommendations for improvements in financial controls that have arisen during the audit. It is important to note for the FY22/23 Financial Statements due to prudent financial management, **Council did not receive a Management Letter**. This is an outstanding achievement for Council considering that it is quite rare for any Council to not receive a management letter and despite the financial management practices in the past, Council's Executive Team have acted quickly and decisively to implement corrective measures to ensure that that these actions do not occur again. It is also important to note that we are not aware of any prior years' audits whereby City of Ryde Council were not issued a management letter.

The Financial Statements have been placed on public exhibition since 13th March 2024 and are currently open for public comment (submissions). In accordance with Section 420 of the *Local Government Act 1993*, submissions relating to the Financial Statements will be received up to 2nd April 2024, being seven days after the 26th March 2024 Ordinary Council meeting.

ITEM 4 (continued)

All submissions will be considered by Council and referred to its external auditors in accordance with the *Local Government Act 1993*. No public submissions had been received at the time of writing this report.

Financial Implications

Adoption of the recommendation will have no financial impact.

5 PROPOSED MOTIONS FOR 2024 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT - 2 TO 4 JULY 2024

Report prepared by: Civic Support Officer
File No.: CLM/24/1/1/2 - BP24/7

REPORT SUMMARY

This report is presented to Council as part of a process for the consideration of any recommended Motions received from Councillors, to be submitted to the National General Assembly 2024 for inclusion in the Business Papers for the Conference.

It is noted that no proposed motions have been received from Councillors for consideration.

RECOMMENDATION:

That Council consider any recommended Motions received from Councillors to be submitted to the National General Assembly 2024 for inclusion in the Business papers for the Conference.

ATTACHMENTS

- 1 2024 National General Assembly - Motions Discussion Paper

Report Prepared By:

Kathryn Fleming
Civic Support Officer

Report Approved By:

Graham Humphreys
Manager - Business Assurance and Governance

Wayne Rylands
Chief Executive Officer

ITEM 5 (continued)

Discussion

Conference

Councillors are advised that the National General Assembly of Local Government will be held in Canberra from 2 July 2024 to 4 July 2024.

This national event is hosted by the Australian Local Government Association (ALGA) and the theme of the Assembly this year is “Our Communities, Our Future”.

Motions

At the Assembly, Council has an opportunity to contribute to the development of national local government policy. The Australian Local Government Association is now calling for motions relevant to the theme.

Councillors and the Executive Team are invited to prepare motions for Council's consideration to submit to the Association.

To be eligible for inclusion in the National General Assembly Business Papers, and subsequent debate, motions must meet the following criteria:-

1. Be relevant to the work of local government nationally.
2. Not be focused on a specific jurisdiction, location or region – unless the project or issue has national implications.
3. Be consistent with the themes of the National General Assembly.
4. Complement or build on the policy objectives of ALGA and your state or territory local government association.
5. Be submitted by a council which is a financial member of their state or territory local government association.
6. Propose a clear action and outcome ie; call on the Australian Government to act on something.
7. Not be advanced on behalf of external third parties that may seek to use the National General Assembly to apply pressure to board members, or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.
8. Address issues that will directly improve the capacity of local government to deliver services and infrastructure for the benefit of all Australian communities.

ITEM 5 (continued)

9. Not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
10. Be supported by sufficient evidence to support the outcome being sought and demonstrate the relevance and significance of the matter to local government nationally.

All Motions must be endorsed by Council prior to being submitted to the Association. The Motions will then be reviewed by a Committee of the ALGA Board and State and Territory Government Associations to determine their eligibility for inclusion on the Business Paper.

Provided for in **ATTACHMENT 1** is a Discussion Paper was previously circulated to Council to assist in preparing Motions.

Councillors were invited through the Councillor Information Bulletin dated 6 February 2024 to prepare Motions for Council's consideration to submit to the Association. Councillors were requested to submit any draft Motions by Monday 4, March 2024. The deadline to submit Motions to the Association is 29 March 2024. It is noted that no proposed motions were received from Councillors. The Executive Team have also not proposed any motions for Council's consideration.

Critical Dates

The following deadline is required to be met:-

- Motions for inclusion on the National General Assembly of Local Government Business Paper are required to be submitted to the Australian Local Government Association by 29 March 2024.

ITEM 5 (continued)

ATTACHMENT 1



The cover features a green and orange color scheme. The left side is green with white text and graphics, while the right side is dark blue and orange. The text includes the year '2024', the acronym 'NGA', the title 'Building Community Trust', the dates '2-4 JULY 2024', and the location 'National Convention Centre Canberra'. The right side includes the 'AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION' logo, a cloud with a lightning bolt, and the words 'DISCUSSION PAPER' above three question marks.

**2024
NGA**

Building
Community
Trust

National Convention Centre
Canberra

**2 - 4
JULY
2024**

AUSTRALIAN
LOCAL GOVERNMENT
ASSOCIATION

DISCUSSION
PAPER

?

?

?

ITEM 5 (continued)

ATTACHMENT 1

KEY DATES

29 March 2024 | Acceptance of Motions

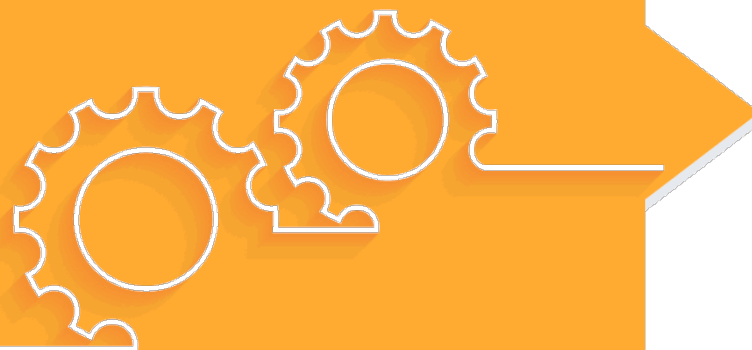
2 July 2024 | Regional Cooperation & Development Forum

3 - 4 July 2024 | National General Assembly

5 July 2024 | Australian Council of Local Government

TO SUBMIT YOUR MOTION

VISIT: [ALGA.COM.AU](https://alga.com.au)



ITEM 5 (continued)

ATTACHMENT 1



The Australian Local Government Association (ALGA) is pleased to convene the 30th National General Assembly of Local Government (NGA), to be held in Canberra from 2-4 July 2024.

As convenor of the NGA, the ALGA Board cordially invites all councils to send representatives to this important national event.

The NGA is the premier national gathering of local governments, and provides councils with the opportunity to come together, share ideas, debate motions, and most importantly unite and further build on the relationship between local government and the Australian Government.

This discussion paper contains essential information for Australian councils considering submitting motions for debate at the 2024 National General Assembly of Local Government (NGA).

It is recommended that all councils and delegates intending to attend the 2024 NGA familiarise themselves with the guidelines for motions contained in this paper on page 6.

BACKGROUND TO ALGA AND THE NGA

ALGA was established 1947. In structure, ALGA is a federation of member state and territory associations. Its mission is to achieve outcomes for local government through advocacy with impact, and maximise the economic, environmental and social wellbeing of councils and our communities.

Since 1994, the NGA has built the profile of local government on the national stage, showcased the value of councils, and most importantly demonstrated - particularly to the Australian Government - the strength and value of working with local government to help deliver on national priorities.

Debate on motions was introduced to the NGA as a vehicle for councils from across the nation to canvas ideas. Outcomes of debate on motions (NGA Resolutions) could be used by participating councils to inform their own policies and priorities, as well as their advocacy when dealing with federal politicians.

At the same time, they help ALGA and its member state and territory associations gain valuable insight into council priorities, emerging national issues, and the level of need and support for new policy and program initiatives.

Given the structure of ALGA, its Constitution, and level of resources, the NGA does not bind the ALGA Board. However, the Board carefully considers NGA resolutions as it determines ALGA's policies, priorities and strategies to advance local governments within the national agenda.

This is your NGA and ALGA is pleased to act as the convenor. ALGA's policies and priorities will continue to be determined by the ALGA Board in the interests of all councils.

The ALGA Board thanks all councils for attending the NGA and those that will take the time to reflect on the purpose of debate on motions outlined in this paper, and to submit motions for debate at the 2024 NGA.

ITEM 5 (continued)

ATTACHMENT 1

SUBMITTING MOTIONS

Australia is one of the world's great democracies. It is held in high regard across the world but should never be taken for granted.

The theme of the 2024 NGA is – Building Community Trust.

This theme aims to explore the critical importance of trust in governments, between governments, its institutions, and its citizens. This trust is a fundamental building block of our nation's democracy.

While relatively low key, over the past decade there has been increasing public debate by scholars and policy makers about the level of trust in government, its institutions and indeed the operation of our democracy more broadly.

Mark Evans et al (2019) published research in 'The Conversation' indicating that Australians' trust in politicians (our political representatives) and democracy has hit an all-time low. This report indicates 'fewer than 41% of Australian citizens are satisfied with the way democracy works in Australia, down from 86% in 2007.

Public satisfaction has fallen particularly sharply since 2013, when 72% of Australian citizens were satisfied. Generation X is least satisfied (31%) and Baby Boomers most satisfied (50%). Some political authors suggest that these trends in part explain the rise in popularity and the relative success of independents and micro or single-issue parties.

These statistics should be of concern to every level of government and those interested in the future of our communities and Australia's democratic system.

It is said that 'trust is hard-earned, easily lost, and difficult to re-establish – and a key to absolutely everything.' While media and public attention frequently focuses on levels of trust in the national and state governments, local governments have an equally important role in building, maintaining and indeed, often repairing government-community relationships.

At its most fundamental level, the 2024 NGA focusses on the role of local government and how all levels of government can help each other build, maintain and strengthen government-community relationships.

This discussion paper is a call for councils to submit motions for debate at the 2024 NGA to be held in Canberra from 2-4 July 2024.

ITEM 5 (continued)

ATTACHMENT 1



Motions for this year's NGA should consider:

- how all levels of government in Australia can build trust in each other and earn greater trust from the community;
- practical opportunities for the Australian Government to leverage the trust that local communities have in their local council;
- focus on practical programs that can strengthen the system of local government nationally to provide the services and infrastructure required to support and strengthen our communities; and
- new program ideas that that would help the local government sector to deliver the Australian Government's objectives.

Motions should be concise, practical and implementable and meet the guidelines for motions set out in the paper.

You are encouraged to read all the sections of the paper but are not expected to respond to every issue or question. Your council's motion/s must address one or more of the issues identified in the discussion paper.

Motions must be lodged electronically using the online form available on the NGA website at www.alga.com.au and received no later than 11:59pm AEST on Friday 29 March 2024.

All notices of motions will be reviewed by the ALGA Board's NGA Sub-committee prior to publishing the NGA Business Paper to ensure that they meet these guidelines. This sub-committee reserves the right to select, edit or amend notices of motions to facilitate the efficient and effective management of debate on motions at the NGA.

All NGA resolutions will be published on www.nationalgeneralassembly.com.au.

As the host of the NGA, ALGA will communicate resolutions to the relevant Australian Government Minister and publish Ministerial responses as they are received on this website.

Please note that if your council does submit a motion, there is an expectation that a council representative will be present at the NGA to move and speak to that motion if required.

We look forward to hearing from you and seeing you at the 2024 NGA.



ITEM 5 (continued)

ATTACHMENT 1

CRITERIA FOR MOTIONS

To be eligible for inclusion in the NGA Business Papers, and subsequent debate on the floor of the NGA, motions must meet the following criteria:

1. Be relevant to the work of local government nationally.
2. Not be focused on a specific jurisdiction, location or region – unless the project or issue has national implications.
3. Be consistent with the themes of the NGA.
4. Complement or build on the policy objectives of ALGA and your state or territory local government association.
5. Be submitted by a council which is a financial member of their state or territory local government association.
6. Propose a clear action and outcome ie call on the Australian Government to act on something.
7. Not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members, or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.
8. Address issues that will directly improve the capacity of local government to deliver services and infrastructure for the benefit of all Australian communities.
9. Not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
10. Be supported by sufficient evidence to support the outcome being sought and demonstrate the relevance and significance of the matter to local government nationally.

Motions must commence with the following wording:

This National General Assembly calls on the Australian Government to ...

Please note that resolutions of the NGA do not automatically become ALGA's national policy positions.

ITEM 5 (continued)

ATTACHMENT 1

OTHER THINGS TO CONSIDER

It is important to complete the background section of the submission form. Submitters of motions should not assume that NGA delegates will have background knowledge of the proposal. The background section helps all delegates, including those with no previous knowledge of the issue, in their consideration of the motion. Please note, motions should NOT be prescriptive in directing how the matter should be pursued.

Try to keep motions practical, focussed and capable of implementation to ensure that relevant Australian Government Ministers provide considered, thoughtful and timely responses.

Try to avoid motions that are complex, contain multi-dot points and require complex cross-portfolio implementation.

All motions submitted will be reviewed by the ALGA Board's NGA Sub-committee, in consultation with state and territory local government associations, to determine their eligibility for inclusion in the NGA Business Papers.

When reviewing motions, the Sub-committee considers the criteria, clarity of the motion and the importance and relevance of the issue to local government.

If there are any questions about the substance or intent of a motion, ALGA will raise these with the nominated contact officer. With the agreement of the submitting council, these motions may be edited before inclusion in the NGA Business Papers.

To ensure an efficient and effective debate, where there are numerous motions on a similar issue, the NGA Sub-committee will group these motions together under an overarching strategic motion. The strategic motions will have either been drafted by ALGA or will be based on a motion submitted by a council which best summarises the subject matter.

Debate will occur in accordance with the rules for debate published in the Business Papers and will focus on the strategic motions. Associated sub-motions will be debated by exception only or in accordance with the debating rules.

Any motion deemed to be primarily concerned with local or state issues will be referred to the relevant state or territory local government association and will not be included in the NGA Business Papers.

All motions require:

- a contact officer;
- a clear national objective;
- a summary of the key arguments in support of the motion; and
- endorsement of your council.

**Motions should be lodged electronically using the online form available at www.alga.asn.au.
Motions should be received no later than 11:59pm AEST on Friday 29 March 2024.**

ITEM 5 (continued)

ATTACHMENT 1

SETTING THE SCENE

The theme for NGA24 'Building Community Trust' aims to focus on the role of local government in the Australian system of government and explore the critical importance of trust in governments, between governments, its institutions, and our citizens.

In a recent essay on Capitalism after the Crisis (2023) the Treasurer the Hon Dr Jim Chalmers MP wrote:

'Our mission is to redefine and reform our economy and institutions in ways that make our people and communities more resilient, and our society and democracy stronger as well.'

The need to strengthen our democracy was also emphasised the Prime Minister the Hon Anthony Albanese MP in a speech at Queensland's Woodford Folk Festival toward the end of 2022:

'I urge anyone who thinks our democracy is unassailable to have a look around the world. Even some of the oldest, most stable democracies have come under attack from a whole range of corrosive, insidious forces. No one is immune. Our democracy is precious, something we have carefully grown and nurtured from one generation to the next. One of our core responsibilities is to make it stronger, and the key to that strength is transparency and accountability.'

In early 2023 the Australian Government established a taskforce to advise government on 'what can be done – practically – to strengthen Australian democracy'.

ITEM 5 (continued)

ATTACHMENT 1



The 2024 NGA provides you - the elected representatives of Australia's local councils and communities - with the opportunity to engage with the Federal Government and key Ministers.

Further, it is your opportunity to advocate for new or expanded programs and key policy initiatives that could strengthen local governments, its capacity to deliver services and infrastructure to local communities across the nation. This service delivery is critical to build, maintain and strengthen the trust of our citizens.

This year's call for motion focusses on twelve priority areas:

- Intergovernmental relations;
- Financial sustainability;
- Roads and infrastructure;
- Emergency management;
- Housing and homelessness;
- Jobs and skills;
- Community services;
- Closing the Gap and Aboriginal and Torres Strait Islander Reconciliation;
- Data, digital technology and cyber security;
- Climate change and renewable energy;
- Environment; and
- Circular economy.



ITEM 5 (continued)

ATTACHMENT 1

1. INTERGOVERNMENTAL RELATIONS

'Australia's federal structure, built upon reciprocal financial, legislative and policy responsibilities, requires intelligent cooperation on issues of strategic national significance.'

National Cabinet is a forum for the Prime Minister, Premiers and Chief Ministers to meet and work collaboratively. National Cabinet was established on 13 March 2020 and is chaired by the Prime Minister. The National Cabinet is a key mechanism in Australia's current intergovernmental architecture.

A representative of local government, the President of ALGA, is invited to meet with National Cabinet once each year. The President of ALGA also attends one meeting per year of the Council on Federal Financial Relations comprising the Commonwealth Treasurer as Chair and all state and territory treasurers.

A substantial body of research, from Australia and internationally, has highlighted that governments that work together are generally more successful in achieving shared national objectives, including economic recovery from events like the COVID-19 pandemic as well as in service and infrastructure delivery.

This research reinforces the need for local government to be included in relevant ministerial forums that support national priorities – from housing affordability to reaching net-zero emissions. ALGA currently participates in National Cabinet (1/year), Council on Federal Financial Relations (1/year), Infrastructure Transport Ministers Meeting, National Emergency Managers Meeting, Local Government Ministers Forum, Joint Council on Closing the Gap, Planning Ministers Meeting, Meeting of Environment Ministers, Energy and Climate Change Ministers and the Road Safety Ministers Meeting, to represent local government views.

Local government input can provide a community voice, enabling our intergovernmental forums to make decisions with greater legitimacy and authority.

Given the importance of trust in governments, between governments and its citizens, how can intergovernmental arrangements be further improved in Australia?

Are there ways of maintaining and enhancing the community's trust in local government?

Are there new initiatives and programs that could be adopted to improve the level of cooperation and collaboration between the Australian Government and local government?

ITEM 5 (continued)

ATTACHMENT 1

2. FINANCIAL SUSTAINABILITY

Trust in governments is highly correlated with their ability to fulfill the implicit social contract between government and its citizens by keeping promises.

Local government is the third sphere of government in Australia's system of government. Councils are comprised of locally elected representatives who understand local needs and engage locally on strategies to meet those needs.

Councils are responsible for providing a wide range of critical local area services including planning, libraries, waste management systems, transport and infrastructure (eg roads and footpaths, parks, sporting grounds and swimming pools) and social services.

These services are critical to the wellbeing, liveability and productivity of all local communities, and therefore the nation. Equally important is the sustaining of democratic processes at the local and regional level.

Local government's total annual expenditure in 2021 -22 was approximately \$43.6 billion. Non-financial assets including roads, community infrastructure such as buildings, facilities, airports, water, and sewerage (in some states) including land, are valued at \$539 billion [ABS Government Finance Statistics, Australia, 2021-22].

In 2021-22, the Australian Government provided \$2.6 billion in Financial Assistance Grants funding to councils. This included \$1.3b which was brought forward from the 2021-22 estimate and paid through state and territory governments in 2020-21.

Nationally, local government derives nearly 90% of its revenue from its own sources (including rates and services charges), compared to around 50% for state governments. Grants from other levels of government make up just over 10% of local government's total revenue, however these grants are particularly important in areas with a low-rate base, and/or high growth rates, and rapidly expanding service and infrastructure needs.

In 2021-22 Financial Assistance Grants to local governments was less than 0.6% of Commonwealth taxation revenue (CTR), a significant drop from 1996 when these grants were at 1% of CTR. In 2023-24 Financial Assistance Grants have fallen to 0.5% of Commonwealth taxation.

What improvements are needed to the intergovernmental financial transfer system, particularly the Commonwealth transfers to local government, to enhance the community's trust in local government and by extension all governments?

Noting that Commonwealth tied funding is provided with detailed requirements how can this system be improved to provide flexibility and maximize the benefit to local communities?

ITEM 5 (continued)

ATTACHMENT 1

3. ROADS AND INFRASTRUCTURE

ALGA's 2021 National State of the Assets Report (NSoA) is currently being updated and expected to be launched in 2024. The most recent NSoA shows that while most local government assets such as roads, bridges, buildings, parks and recreation, stormwater, water and wastewater, and airports and aerodromes are generally in good to very good condition, around 10% are not fit for purpose, and around 20–25% are only fair and over time will need attention.

The last NSoA found that in 2019–20 non-financial infrastructure assets were valued at \$342 billion and were depreciating at \$7.7 billion per year. Replacement costs of these infrastructure assets were in the order of \$533 billion.

Local government assets make up a significant proportion of the physical structure of local communities and often provide critical access to and support for citizens to engage in state and national assets and opportunities.

For example, local roads provide important “first and last-mile access” for communities and industry to road networks, integral to economic development and community connection. Local sporting grounds can provide access for community groups to build community participation that has social, health and economic benefits.

Are there programs or initiatives that the Australian Government could adopt to improve the long-term sustainability of local government infrastructure?

Are there programs or initiatives that the Australian Government could provide to improve the sector's capacity to manage local government infrastructure and to integrate these plans into long-term financial plans?

Are there programs or initiatives that the Australian Government could develop to maintain, strengthen and enhance the reputation of Australia's infrastructure providers, including local government?

ITEM 5 (continued)

ATTACHMENT 1

4. EMERGENCY MANAGEMENT

In 2022 alone, 46 disasters were declared across Australia, covering more than 300 different council areas. In recent years, almost every Australian council has been impacted in some way by fires, floods, or cyclones.

Last year's flooding caused a damage bill of approximately \$3.8 billion to local roads across Queensland, New South Wales, Victoria and South Australia. This was just a fraction of the total disaster costs incurred by governments across the country.

There have been numerous NGA motions in recent years regarding natural disasters and this has been a significant priority in ALGA's advocacy program.

In 2022 ALGA successfully advocated for a new \$200 million per year Disaster Ready Fund, with the first round of funding allocated in June 2023. This fund will support councils and communities to mitigate against the risk of future disasters and help address the significant imbalance between mitigation and recovery spending.

Councils are encouraged to draw on their practical experience of the improvements that could be made to managing emergencies.

Please note that many aspects of emergency management are state or territory responsibilities, and your motions should focus on how the Australian Government could assist.

What new programs, or improvements to existing programs, could the Australian Government develop to partner with local government to improve the current natural disaster management systems to further assist in recovery and build resilience?

ITEM 5 (continued)

ATTACHMENT 1

5. HOUSING AND HOMELESSNESS

Almost every Australian council and community is facing challenges around a lack of affordable housing.

Alarming research by the UNSW City Futures Research Centre shows 640,000 Australian households – or one in 15 households – are under housing stress.

All levels of government, including councils, have a fundamental role to play in addressing this crisis, which is being compounded by high interest rates, rising construction costs and skills shortages.

At a national level, ALGA is a signatory to the National Housing Accord, and in 2023 successfully advocated for a new \$500 million Housing Support Program for state and local governments to deliver supporting infrastructure for new housing developments.

While the provision of affordable housing is not a local government responsibility, councils have a role to play in ensuring there is enough suitably located land available for housing and that a diversity of housing stock is supported. Councils also want to ensure that new housing developments are supported with the necessary services and infrastructure to create liveable and sustainable communities.

Many councils are also addressing thin markets and developing land and housing themselves, delivering local solutions to meet the needs of their communities.

Councils also want to ensure that they engaged with planning decisions that affect local communities. Taking planning powers away from councils does not always support the best local outcomes.

Councils also play an important role addressing some of the causes of homelessness, including social inclusion programs that can assist mental health and family violence issues, as well as providing support for people currently experiencing homelessness.

What new programs and policies could the Australian Government develop to partner with local government to support the provision of more affordable housing?

How can the Australian Government work with councils to address the causes and impacts of homelessness?

ITEM 5 (continued)

ATTACHMENT 1

6. JOBS AND SKILLS

Local government is a major employer in Australia providing employment, career advancement and training opportunities for more than 190,800 Australians, across an estimated 400 occupations.

However, councils are facing significant jobs and skills shortages that are constraining their capacity to deliver services and build and maintain local infrastructure.

ALGA's 2022 National Local Government Workforce Skills and Capability Survey indicated that more than 90 percent of Australia's 537 councils were experiencing skills shortages.

The survey also showed that for approximately two-thirds of these councils, these shortages were impacting on project delivery.

In particular, councils are facing a shortage of planners, engineers, building surveyors, environmental officers and human resources professionals.

Skills shortages occur for a variety of reasons including an inability to compete against the private sector, worker accommodation, support services for families, ageing of the workforce and geographic isolation.

Are there programs or initiatives that the Australian Government could implement that would enhance local government's capacity to attract and retain appropriately skilled staff now and into the future?

Are there programs or changes to existing programs that would increase local government's ability to employ apprentices and trainees?

Are there other initiatives that the Australian Government could provide to improve the sector's ability to plan and develop skills fit for the future?

ITEM 5 (continued)

ATTACHMENT 1

7. COMMUNITY SERVICES

Councils provide a wide range of services based on local characteristics, needs, priorities, and the resources of their community. Indeed, it is this level of responsiveness and accountability to the local community that is an essential feature of democratic local governments worldwide.

Some of these services are provided to address market failure, and many of them are provided by councils on behalf of other levels of government.

It is important to note that nationally local government is more than 83% self-sufficient ie funded at the local level either through rates, fees and charges, sale of goods and services, or interest. The Australian Bureau of Statistics data shows that total local government annual expenditure in 2021-22 was \$43.6 billion.

Only 17% comes from grants and subsidies from other levels of government. Unfortunately, many of these grants and subsidies are tied, or require matching funding which restricts the ability to address local priorities in the way the council and community might need.

Arguably there is no greater obligation upon government than to maintain the trust that citizens have in meeting their community services obligations and promises, particularly to society's most vulnerable.

Local government community services are broadly defined, and may include but are not limited to:

- environmental health including food safety;
- childcare, early childhood education, municipal health;
- aged care, senior citizens;
- services to people living with disability;
- programs to address disadvantage, to reduce poverty and homelessness;
- sporting and recreational programs;
- arts and cultural activities, programs and festivals;
- tourism and economic development activities; and
- library services.

Noting the funding arrangements for the provision of local government community services are there programs and initiatives that the Australian Government could implement to improve the delivery of these services?

Are there reforms or improvements in national community services program that would help local governments support the Australian Government to deliver on its national objectives?

ITEM 5 (continued)

ATTACHMENT 1

8. CLOSING THE GAP AND ABORIGINAL AND TORRES STRAIT ISLANDER RECONCILIATION

In 2021, ALGA co-signed a landmark national agreement to close the gap between Indigenous and non-Indigenous Australians. At the heart of the National Agreement on Closing the Gap Partnership are four agreed priority reform targets and 19 socio-economic targets in areas including education, employment, health and wellbeing, justice, safety, housing, land and waters, and Aboriginal and Torres Strait Islander languages.

The Indigenous Voice Co-design Final Report to the Australian Government was released in December 2021. The Local & Regional Voice will contribute to achieving the Closing the Gap outcomes by providing avenues for Indigenous voices to be heard, including to provide feedback to government on Closing the Gap.

As the level of government closest to the people, councils have an essential role supporting and helping to steer the development of policies and programs in partnership with local Indigenous peoples that address closing the gap priorities at the local and regional level.

Local government plays a positive role in reconciliation and celebrating Indigenous culture and identity, and sustainably funded could work effectively to reduce Indigenous disadvantage in all its forms.

On 14 October 2023, Australians voted in a referendum about whether to change the Constitution to recognise the First Peoples of Australia by establishing a body called the Aboriginal and Torres Strait Islander Voice. The referendum did not pass.

Are there programs or initiatives that the Australian Government could adopt to assist local government to advance reconciliation and close the gap?

Are there practical programs or initiatives that local government and the Australian Government could introduce to maintain, build and strengthen the level of trust between Aboriginal and Torres Strait Islanders and governments?

ITEM 5 (continued)

ATTACHMENT 1

9. DATA, DIGITAL TECHNOLOGY AND CYBER SECURITY

Provision of information technology to all Australians is vital to innovation, economic growth, and social equity. However, it is potentially even more important to regional Australia where the tyranny of distance increases the inequity of services available – including education, health, economic and social. Innovative technology is becoming more broadly available and could boost productivity and economic growth.

Councils around Australia continue to embrace new technologies to improve their service delivery standards and broaden consultation and engagement with their local communities. However, implementation can be hindered without access to basic technological infrastructure and the necessary IT skills and resources.

In recent times, cyber-attacks on major corporations and other businesses have resulted in significant data breaches. It is a timely reminder as digital information, services and products become an increasing feature of modern business operation including in local government.

Like all risks, local government must manage the risk of cyber-attacks and address cyber security. At a national level, there is limited understanding of local governments' vulnerability to cyber-attacks, preparedness and adequacy of risk management strategies or business continuity planning.

While this is primarily a responsibility of the sector itself, governments at all levels must work together to ensure that the public have confidence in government information management systems and its security.

Drawing upon your council's experience, and your knowledge of other councils within your state or territory, are there programs and initiatives that the Australian Government could implement to help local government develop its digital technology services and infrastructure?

Are there actions the Australian Government could take to improve cyber security within the local government sector?

ITEM 5 (continued)

ATTACHMENT 1

10. CLIMATE CHANGE AND RENEWABLE ENERGY

Australia's changing climate presents a significant challenge to governments, individuals, communities, businesses, industry, and the environment.

The Australian Government has committed to address climate change and in June 2022 submitted its revised National Determined Contribution (NDC) to the United Nations Framework Convention on Climate Change. The revised NDC included reaffirming a target of net zero emissions by 2050 and committing to reduce greenhouse gas emissions by 43% from 2005 levels.

Local governments have played an important leadership role in addressing climate change, and councils have supported a wide range of community-based programs and initiatives to lower the carbon footprint of their own business operations and of their local communities.

As a sector, local government has been an advocate and active participant in the debate for lowering carbon emissions, is sourcing renewable energy, has responded creatively to reduce greenhouse gas emissions from landfills, and facilitated the construction of green buildings and water sensitive design of cities and towns.

Local government has been at the forefront in addressing the impacts of climate change and adaptation to climate change. In particular, councils have a practical understanding of the risk and impact of climate change on Australia's infrastructure and physical assets, natural ecosystems, local economies and their community.

Noting the Australian Government's approach to reducing emissions, are there partnerships, programs, and initiatives that local government and the Australian Government can form to achieve Australia's 2050 net zero emissions target?

Are there initiatives that could assist local governments to build trust in the community for implementation of key climate change and emissions reduction initiatives?

ITEM 5 (continued)

ATTACHMENT 1

11. ENVIRONMENT

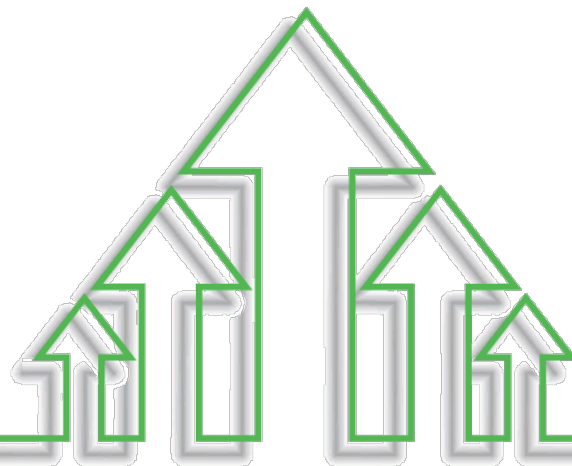
Australia's 537 local councils play an essential role in providing, regulating and managing Australia's environmental services and infrastructure.

Whether it's biodiversity, biosecurity, natural resource management (NRM), contaminated lands, waste management, water resources, sustainability or roadside environments, councils are responsible for educating households and businesses on environment policy, as well as driving environmental programs and initiatives in their local communities.

In recent years the National General Assembly has considered a range of environmental issues, and passed resolutions on biodiversity, biosecurity, conservation, climate change and water security.

How could the Australian Government partner with local government to strengthen Australia's environmental services and infrastructure?

What new programs could the Australian Government partner with local government in to progress local regional and national objectives?



ITEM 5 (continued)

ATTACHMENT 1

12. CIRCULAR ECONOMY

Local government is responsible for the management of household and domestic waste and has a critical role to play in further developing the circular economy.

Australia's 537 councils manage approximately 26 percent of Australian waste, either directly or through contractual arrangements. Each year, local governments collect around 9.7 million tonnes of waste from kerbside bin services, sort it at material recovery facilities (MRFs), and dispatch what can be recycled to reprocessing facilities in Australia and overseas.

Where waste cannot be recovered it is landfilled, and local governments in most jurisdictions must pay a significant levy per tonne for landfilled waste, as well as incur the operational costs of maintaining and managing a landfill.

Collecting, treating, and disposing of Australian domestic waste costs local government an estimated \$3.5 billion annually. Local government also dedicates resources to administering community waste-education programs, collecting litter, addressing illegal rubbish dumping, and ensuring compliance with waste bylaws.

In November 2023, Australia's Environment Ministers agreed that the Federal Government would establish new regulations for packaging as well as mandate how packaging is designed, develop minimum recycled content requirements and prohibit harmful chemicals being used. These changes are expected to have a positive impact on the amount of waste sent to landfill, and the costs borne by councils and their communities.

How could the Australian Government further strengthen product stewardship arrangements to support local governments in their endeavours to increase recycling and reduce the volume of waste?

How could the Australian Government partner with local government to advance the circular economy?

ITEM 5 (continued)

ATTACHMENT 1

CONCLUSION

Thank you for taking the time to read this discussion paper and your support for the 2024 National General Assembly of Local Government.

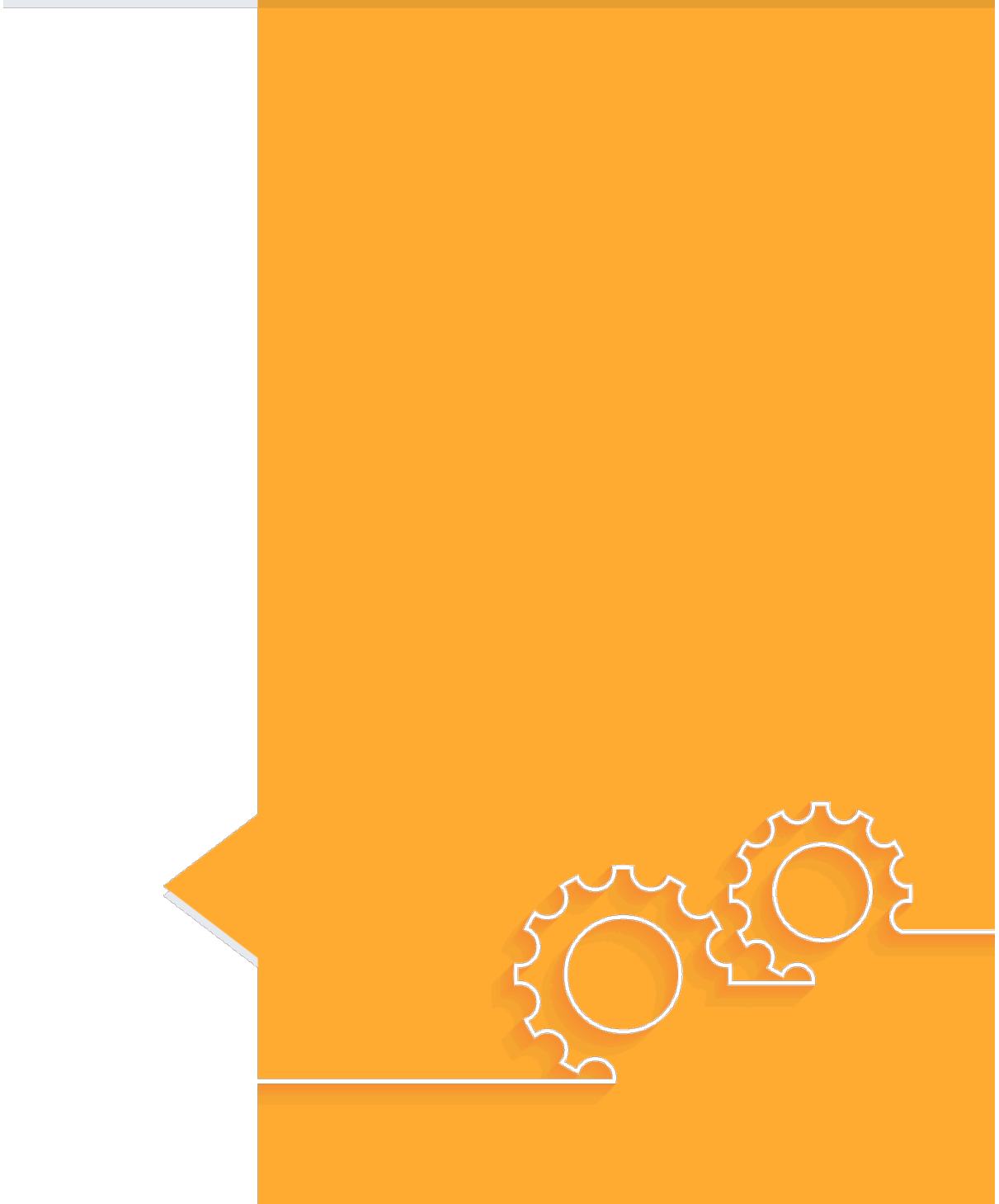
A FINAL REMINDER:

- » Motions should be lodged electronically at www.alga.com.au and received no later than 11.59pm on Friday 29 March 2024.
- » Motions must meet the criteria published in this paper.
- » Motions should commence with the following wording: 'This National General Assembly calls on the Australian Government to...'
- » Motions should not be prescriptive in directing how the matter should be pursued.
- » Motions should be practical, focussed and relatively simple.
- » It is important to complete the background section on the form.
- » Motions must not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
- » When your council submits a motion there is an expectation that a council representative will be present at the 2024 National General Assembly to move and speak to that motion if required.
- » Resolutions of the National General Assembly do not automatically become ALGA's national policy positions. The resolutions are used by the ALGA Board to inform policies, priorities and strategies to advance local governments within the national agenda.

We look forward to hearing from you and seeing you at the 2024 National General Assembly in Canberra.

ITEM 5 (continued)

ATTACHMENT 1



ITEM 5 (continued)

ATTACHMENT 1



**AUSTRALIAN
LOCAL GOVERNMENT
ASSOCIATION**

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6 PUBLIC INTEREST DISCLOSURE POLICY

Report prepared by: Senior Governance Officer
File No.: COR2018/151/1 - BP24/191

REPORT SUMMARY

On 1 October 2023, a new public interest disclosures framework, established by the *Public Interest Disclosures Act 2022* (the Act), commenced in NSW replacing the *Public Interest Disclosures Act 1994*.

The Act applies to all public sector agencies in NSW, including Council's.

This report provides an updated Public Interest Disclosures Policy reflecting the requirements of the updated Act.

RECOMMENDATION:

That Council adopt the Public Interest Disclosure Policy.

ATTACHMENTS

- 1 City of Ryde Draft Public Interest Disclosure Policy

Report Prepared By:

Robyn Winn
Senior Governance Officer

Report Approved By:

Graham Humphreys
Manager - Business Assurance and Governance

Wayne Rylands
Chief Executive Officer

ITEM 6 (continued)

Discussion

The *Public Interest Disclosures Act 2022* (the Act) introduces reforms to the way that public interest disclosures are made; received and dealt with; and provides greater protection of persons who make public interest disclosures than currently afforded under the 1994 Act.

Council's existing Public Interest Disclosure policy has been reviewed and an amended draft prepared that addresses and ensures compliance with the various changes that have come into effect when the new Act, which commenced on 01 October 2023. The significant elements of the new Act, which are reflected in the updated policy, are outlined below.

The Act provides a clearer definition of matters such as the term serious wrongdoing replaces the previous lengthy descriptions of conduct that may be the subject of a public interest disclosure. Section 13 of the Act defines wrongdoing as one or more of the following:

- a) corrupt conduct,
- b) a government information contravention,
- c) a local government pecuniary interest contravention,
- d) serious maladministration,
- e) a privacy contravention, or
- f) a serious and substantial waste of public money.

In accordance with the section 21 of the Act, public interest disclosures will now fall under the following three categories determined by the circumstances under which the disclosure was made.

- A witness public interest disclosure, or
- A mandatory public interest disclosure, or
- A voluntary public interest disclosure.

A **witness public interest disclosure** means a disclosure of information, in an investigation of serious wrongdoing, at the request of or in response to a requirement of a person or agency investigating the serious wrongdoing.

A **mandatory public interest disclosure** means a disclosure that occurs while the maker is meeting the ordinary requirements of their role or function or under some legal or statutory obligation imposed.

A **voluntary public interest disclosure** is made when a disclosure complies with sections 25, 26 and 27 of the Act. To meet these requirements, the disclosure must be made by a public official, where the maker of the disclosure believes, on honest and on reasonable grounds, that the disclosure shows or tends to show serious wrongdoing, and is made to one of the following:

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- The head of an agency,
- Another disclosure officer for an agency,
- A manager of the person making the disclosure,
- Subject to section 24(3)(c)—a Minister or a member of a Minister’s staff, or
- Subject to section 28—a member of Parliament or a journalist.

Protections under the Act

Part 3 of the Act (ss30-41) enhances the protections afforded to makers of public interest disclosures and increases some of the penalties for taking detrimental action against those individuals.

Council has an additional obligation under section 34 of the Act to refer evidence of a detrimental action offence to the Commissioner of Police and the Independent Commission Against Corruption (ICAC). An agency must also notify the NSW Ombudsman as soon as reasonably practicable after:

- Becoming aware of an allegation that a detrimental action offence has been committed by a public official associated with the agency, or
- Referring evidence under section 34(1), or
- Becoming aware of the outcome of a prosecution against a public official associated with the agency for the commission of a detrimental action offence, or
- Otherwise becoming aware of a detrimental action offence that has been committed or alleged and arises from a public interest disclosure relating to the agency.

Disclosure Officers

Under the Act, disclosure officers are responsible for receiving voluntary public interest disclosures on behalf of Council. Persons considered to be disclosure officers include:

- The head of the Council (Chief Executive Officer),
- For each work site that is permanently maintained by Council the most senior ongoing employee who ordinarily works at the site,
- A person specified in Council’s public interest disclosure policy as a person with responsibility for receiving voluntary public interest disclosures on behalf of the agency.

Public Interest Disclosure Policies

Part 4 of the Act explicitly outlines the required content of Council’s Public Interest Disclosure Policy.

The draft Policy is compliant with Part 4 of the legislated requirements.

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Financial Implications

Adoption of the recommendation will have no financial impact.

The NSW Ombudsman's Office has provided online training modules and promotional resources without charge.

Consultation

Given this Policy is a statutory requirement under section 42 of the Act, has been developed in accordance with the NSW Ombudsman's Guidelines and is not open to the general public to lodge disclosures, external engagement is not required.

History

This Policy was last adopted by Council on 11 December 2018.

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Lifestyle and opportunity @ your doorstep



**Public Interest Disclosure
Policy 2024**

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ATTACHMENT 1

Document Version Control

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1. Scope

This Policy covers the reporting of matters in accordance with the Public Interest Disclosure Act (2022, No 14) (PID, PID Act).

The new PID Act has wide application, and this is explained in Section 3 of this Policy.

2. Purpose

All agencies and local government authorities in NSW are required to have a Public Interest Disclosure Policy under section 42 of the *Public Interest Disclosures Act 2022*.

At City of Ryde we take reports of serious wrongdoing seriously. We are committed to building a 'speak up' culture where public officials are encouraged to report any conduct that they reasonably believe involves wrongdoing.

The integrity of our agency relies upon our staff, volunteers, contractors and subcontractors speaking up when they become aware of wrongdoing.

This policy sets out:

- how City of Ryde will support and protect you if you come forward with a report of serious wrongdoing
- how we will deal with the report and our other responsibilities under the PID Act
- who to contact if you want to make a report
- how to make a report
- the protections which are available to you under the PID Act.

This policy also documents our commitment to building a speak up culture. Part of that speak up culture is having in place a framework that facilitates public interest reporting of wrongdoing by:

- protecting those who speak up from detrimental action
- imposing duties on agencies who receive reports of wrongdoing to take appropriate action to investigate or otherwise deal with them.

In NSW, that framework is the PID Act.

This policy should be read in conjunction with City of Ryde's relevant policies such as a Code of Conduct and other policies and guidelines detailed in Section 4 of this Policy.

3. Principles / Responsibilities

Accessibility of this policy

This policy is available on the City of Ryde publicly available website as well as on internal Infonet.

An overview of the key elements of the Policy will be provided to all staff upon their commencement.

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Who does this policy apply to?

This policy applies to, and for the benefit of, all public officials in NSW. You are a public official if you are:

- a Councillor
- a person employed in or by an agency or otherwise in the service of an agency on a permanent, temporary and casual basis
- a person having public official functions or acting in a public official capacity whose conduct or activities an integrity agency is authorised by another Act or law to investigate (Refer Appendix C list of Integrity Agencies)
- an individual in the service of the Crown
- a statutory officer
- a person providing services or exercising functions on behalf of an agency, including a contractor, subcontractor or volunteer
- an employee, partner or officer of an entity that provides services, under contract, subcontract or other arrangement, on behalf of an agency or exercises functions of an agency, and are involved in providing those services or exercising those functions
- a judicial officer
- a Member of Parliament, including a Minister
- a person employed under the *Members of Parliament Staff Act 2013*.

The Chief Executive Officer of City of Ryde, other nominated disclosure officers and managers within City of Ryde have specific responsibilities under the PID Act. This policy also provides information on how people in these roles will fulfil their responsibilities. Other public officials who work in and for the public sector, but do not work for City of Ryde may use this policy if they want information on who they can report wrongdoing to within City of Ryde.

Who does this policy not apply to?

This policy does not apply to:

- people who have received services from Council and want to make a complaint about those services
- people, such as contractors, who provide services to an agency. For example, employees of a company that sold computer software to an agency.

This means that if you are not a public official, this policy does not apply to your complaint (there are some circumstances where a complaint can be deemed to be a voluntary PID, see section A (i) of this policy for more information).

However, you can still make a complaint to City of Ryde. This can be done by following the Complaints Management guidelines available on the City of Ryde external website at:

<https://www.ryde.nsw.gov.au/Information-Pages/Complaints-Guidelines>

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Compliance with the PID Act

The Manager, Business Assurance and Governance will monitor the Policy and its operation and will assess whether the Policy is meeting its purpose.

What is contained in this policy?

This policy will provide you with information on the following:

- ways you can make a voluntary PID to City of Ryde under the PID Act
- the names and contact details for the nominated disclosure officers in City of Ryde
- the roles and responsibilities of people who hold particular roles under the PID Act and who are employees of City of Ryde
- what information you will receive once you have made a voluntary PID
- protections available to people who make a report of serious wrongdoing under the PID Act and what we will do to protect you
- City of Ryde procedures for dealing with disclosures
- City of Ryde procedures for managing the risk of detrimental action and reporting detrimental action
- City of Ryde record-keeping and reporting requirements
- how City of Ryde will ensure it complies with the PID Act and this policy.

If you require further information about this policy, how public interest disclosures will be handled and the PID Act you can:

- confidentially contact a nominated disclosure officer within City of Ryde
- contact a member of the Business Assurance and Governance team
- contact the PID Advice Team within the NSW Ombudsman by phone: (02) 9286 1000 or email: pidadvice@ombo.nsw.gov.au, or
- access the NSW Ombudsman's PID guidelines which are available on its website.

If you require legal advice with respect to the PID Act or your obligations under the PID Act, you may need to seek independent legal advice.

A. How to make a report of serious wrongdoing

(a) Reports, complaints and grievances

When a public official reports suspected or possible wrongdoing in the public sector, their report will be a PID if it has certain features which are set out in the PID Act.

Some internal complaints or internal grievances may also be PIDs, as long as they have the features of a PID. If an internal complaint or grievance is a report of serious wrongdoing, we will consider whether it is a PID. If it is a PID, we will deal with it as set out in this policy, but we will also make sure we follow our Grievance and Dispute Resolution Policy and Procedure.

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It is important that we quickly recognise that we have received a PID. This is because once a PID is received, the person who has made the report is entitled to certain protections and we have certain decisions that we have to make on how we will deal with the PID and how we will protect and support the person who has made the report.

(b) When will a report be a PID?

There are three types of PIDs in the PID Act. These are:

1. *Voluntary PID*: This is a PID where a report has been made by the public official because they decided, of their own accord, to come forward and disclose what they know.
2. *Mandatory PID*: This is a PID where the public official has made a report about serious wrongdoing because they have a legal obligation to make that report, or because making that report is an ordinary aspect of their role or function in an agency.
3. *Witness PID*: This is a PID where a person discloses information during an investigation of serious wrongdoing following a request or requirement of the investigator.

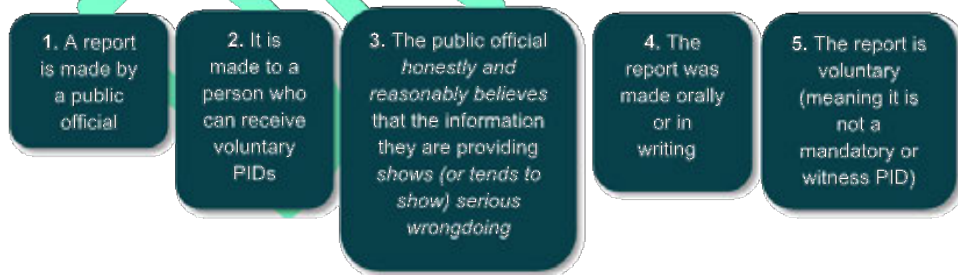
This policy mostly relates to making a voluntary PID and how we will deal with voluntary PIDs. People who make a mandatory PID or a witness PID are still entitled to protection. More information about protections is available in section B of this policy.

You can find more information about mandatory and witness PIDs in the Ombudsman's guidelines 'Dealing with mandatory PIDs' and 'Dealing with witness PIDs'.

Voluntary PIDs are the kind of PIDs most people have in mind when they think about public interest reporting and 'whistleblowing'.

They involve a public official making a report because they have information that they believe shows (or tends to show) serious wrongdoing, where they are not under a legal obligation to make that report and where it is not an ordinary part of their role to report such wrongdoing.

A report is a voluntary PID if it has the following five features, which are set out in sections 24 to 27 of the PID Act:



If the report has all five features, it is a voluntary PID.

You will not be expected to prove that what you reported actually happened or is serious wrongdoing. You *do* have to honestly believe, on reasonable grounds, that the information you are reporting shows or tends to show serious wrongdoing.

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Even though you do not have to prove the serious wrongdoing happened or provide evidence, a mere allegation with no supporting information is unlikely to meet this test.

If we make an error and do not identify that you have made a voluntary PID, you will still be entitled to the protections under the PID Act.

If you make a report and believe we have made an error by not identifying that you have made a voluntary PID, you should raise this with a nominated disclosure officer or your contact officer for the report. If you are still not satisfied with this outcome, you can seek an internal review or we may seek to conciliate the matter. You may also contact the NSW Ombudsman. Further information on rights to internal review and conciliation is found in section G of this policy.

(c) Who can make a voluntary PID?

Any public official can make a voluntary PID — see 'Who this policy applies to'. You are a public official if:

- you are employed by City of Ryde
- you are a contractor, subcontractor or volunteer who provides services, or exercises functions, on behalf of City of Ryde, or
- you work for an entity (such as a non-government organisation) who is contracted by City of Ryde to provide services or exercise functions on behalf of City of Ryde — if you are involved in undertaking that contracted work.

A public official can make a PID about serious wrongdoing relating to *any* agency, not just the agency they are working for. This means that we may receive PIDs from public officials outside our agency. It also means that you can make a PID to any agency, including an integrity agency like the Independent Commission Against Corruption (ICAC) and the NSW Ombudsman. Attachment C of this policy has a list of integrity agencies.

(d) What is serious wrongdoing?

Reports must be of one or more of the following categories of *serious wrongdoing* to be a voluntary PID (in addition to having the other features set out here). Serious wrongdoing is defined in the PID Act as:

- *corrupt conduct* — such as a public official accepting a bribe
- *serious maladministration* — such as an agency systemically failing to comply with proper recruitment processes when hiring staff
- *a government information contravention* — such as destroying, concealing or altering records to prevent them from being released under a Government Information Public Access application
- *a local government pecuniary interest contravention* — such as a senior council staff member recommending a family member for a council contract and not declaring the relationship
- *a privacy contravention* — such as unlawfully accessing a person's personal information on an agency's database

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- a *serious and substantial waste of public money* — such as an agency not following a competitive tendering process when contracting with entities to undertake government work.

When you make your report, you do not need to state to City of Ryde what category of serious wrongdoing you are reporting or that you are reporting serious wrongdoing.

(e) Who can I make a voluntary PID to?

For a report to be a voluntary PID, it must be made to certain public officials.

Making a report to a public official who works for City of Ryde

You can make a report inside City of Ryde to:

- The Chief Executive Officer
- a disclosure officer for City of Ryde — a list of disclosure officers for City of Ryde and their contact details can be found at Attachment B of this policy
- your manager — this is the person who directly, or indirectly, supervises you. It can also be the person who you directly, or indirectly, report to. You may have more than one manager. Your manager will make sure that the report is communicated to a disclosure officer on your behalf or may accompany you while you make the report to a disclosure officer.

Making a report to a recipient outside of City of Ryde

You can also make your report to a public official in another agency (meaning an agency you do not work for) or an integrity agency. These include:

- the *head of another agency* — this means the head of any public service agency
- an *integrity agency* — a list of integrity agencies is located at Attachment C of this policy
- a *disclosure officer for another agency* — ways to contact disclosure officers for other agencies is located in an agency's PID policy which can be found on their public website
- a *Minister or a member of a Minister's staff* but the report *must be made in writing*.

If you choose to make a disclosure outside of City of Ryde, it is possible that your disclosure will be referred back to City of Ryde so that appropriate action can be taken.

Making a report to a Member of Parliament or journalist

Disclosures to MPs or journalists are different to other reports. You can only disclose a report of wrongdoing as a voluntary PID to an MP or journalist in the following circumstances:

- You must have first made substantially the same disclosure (described here as a 'previous disclosure') to someone who can receive disclosures.
- The previous disclosure must be substantially true.
- You did not make the previous disclosure anonymously.

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- You did not give a written waiver of your right to receive information relating to your previous disclosure.
- You did not receive the following from City of Ryde:
 - notification that City of Ryde will not investigate the serious wrongdoing and will also not refer the previous disclosure to another agency, or
 - the following information at the end of the investigation period:
 - notice of City of Ryde decision to investigate the serious wrongdoing
 - a description of the results of an investigation into the serious wrongdoing
 - details of proposed or recommended corrective action as a result of the previous disclosure or investigation.

Investigation period means:

- after six months from the previous disclosure being made, or
- after 12 months if you applied for an internal review of the agency's decision within six months of making the disclosure.

If all the above requirements are met, your disclosure to an MP or journalist may be a voluntary PID.

(f) What form should a voluntary PID take?

You can make a voluntary PID:

- *in writing* — this could be an email or letter to a person who can receive voluntary PIDs.
- *orally* — have a private discussion with a person who can receive voluntary PIDs. This can be face-to-face, via telephone or virtually.
- *anonymously* — write an email or letter or call a person who can receive PIDs to make a report without providing your name or anything that might identify you as the maker of the report. A report will only be considered anonymous if there is no reasonable or practical way of communicating with the person making the report. Even if you choose to remain anonymous, you will still be protected under the PID Act. It may be difficult, however, for City of Ryde to investigate the matter(s) you have disclosed if we cannot contact you for further information.

(g) What should I include in my report?

You should provide as much information as possible so we can deal with the report effectively. The type of information you should include is:

- date, time and location of key events
- names of person(s) involved in the suspected wrongdoing, their role, title and how they are involved
- your relationship with the person(s) involved, such as whether you work closely with them
- your explanation of the matter you are reporting

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- how you became aware of the matter you are reporting
- possible witnesses
- other information you have that supports your report.

A sample PID Disclosure Report form is included at Attachment A.

(h) What if I am not sure if my report is a PID?

You should report all wrongdoing you become aware of regardless of whether you think it is serious wrongdoing. It is important for Council to understand what is or may be occurring.

We are then responsible for making sure your report is handled appropriately under the PID Act, or if it is not a PID, in line with our other procedures. Even if your report is not a PID, it may fall within another one of the agency's policies for dealing with reports, allegations or complaints.

(i) Deeming that a report is a voluntary PID

The Chief Executive Officer can, in certain circumstances, determine that a report is a voluntary PID even if the report does not otherwise have all the features of a voluntary PID. This is known as the 'deeming power'.

By deeming that a report is a voluntary PID, it ensures that reporters are provided with protections under the PID Act.

If you make a report that has not met all the requirements of a voluntary PID, you can refer your matter to Chief Executive Officer to request that they consider deeming your report to be a voluntary PID.

A decision to deem a report to be a voluntary PID is at the discretion of the Chief Executive Officer. For more information about the deeming power, see the Ombudsman's guideline 'Deeming that a disclosure is a voluntary PID'.

(j) Who can I talk to if I have questions or concerns?

Questions regarding the PID process should be directed to the Manager Business Assurance and Governance or any of the disclosure officers listed in Attachment B.

B. Protections

(a) How is the maker of a voluntary PID protected?

When you make a voluntary PID you receive special protections under the PID Act.

We are committed to taking all reasonable steps to protect you from detriment as a result of having made a PID. We are also committed to maintaining your confidentiality as much as possible while the PID is being dealt with.

We will not tolerate any type of detrimental action being taken against you because you have made a report, might make a report or are believed to have made a report.

The maker of a voluntary PID is protected in the following ways:

- *Protection from detrimental action*

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- A person cannot take detrimental action against another person because they have made a voluntary PID or are considering making a PID. Detrimental action includes bullying, harassment, intimidation or dismissal.
- Once we become aware that a voluntary PID by a person employed or otherwise associated with City of Ryde that concerns serious wrongdoing relating to City of Ryde has been made, City of Ryde will undertake a risk assessment and take steps to mitigate the risk of detrimental action occurring against the person who made the voluntary PID.
- It is a criminal offence for someone to take detrimental action against a person because they have made or may make a voluntary PID. It is punishable by a maximum penalty of 200 penalty units or imprisonment for five years or both.
- A person may seek compensation where unlawful detrimental action has been taken against them.
- A person can apply for a court order (injunction) where detrimental action is threatened or has occurred (for example, an order to prevent dismissal or to require reinstatement).

Note that a person who makes a PID can still be subject to reasonable management action (such as ordinary performance reviews and performance management). Provided such action is not taken because of the PID, it is not detrimental action under the PID Act.

- *Immunity from civil and criminal liability*

Some public officials are often subject to a duty of confidentiality that prevents them disclosing certain information that they obtain or become aware of at work. Sometimes, in order to make a PID, public officials will need to breach or disregard such confidentiality duties. If that happens, a public official cannot be disciplined, sued or criminally charged for breaching confidentiality.

- *Confidentiality*

Public officials and agencies must not disclose information tending to identify a person as the maker of a voluntary PID unless doing so is permitted by the PID Act.

- *Protection from liability for own past conduct*

The Attorney General can give the maker an undertaking that a disclosure of their own past conduct will not be used against them if a person discloses their own wrongdoing or misconduct while making a report. This undertaking can only be given on application by an integrity agency to the Attorney General.

(b) Protections for people who make mandatory and witness PIDs

Apart from PIDs that are made voluntarily by public officials, there are other types of reports that are recognised as PIDs under the PID Act:

- *A mandatory PID:* This is a PID where the public official has made the report about serious wrongdoing because they have a legal obligation to make that report, or because making that report is an ordinary aspect of their role or function in an agency.

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- A *witness PID*: This is a PID where a person discloses information during an investigation of serious wrongdoing following a request or requirement of the investigator.

Protections for makers of mandatory and witness PIDs are detailed in the table below.

Protection	Mandatory PID	Witness PID
Detrimental action — It is an offence to take detrimental action against a person based on the suspicion, belief or awareness that a person has made, may have made or may make a PID.	P	P
Right to compensation — A person can initiate proceedings and seek compensation for injury, damage or loss suffered as a result of detrimental action being taken against them.	P	P
Ability to seek injunction — An injunction can be sought to prevent the commission or possible commission of a detrimental action offence against a person. For example, an order to prevent dismissal or to require reinstatement.	P	P
Immunity from civil and criminal liability — a person will not incur civil or criminal liability if the person breaches a duty of confidentiality while making a disclosure. This means that legal action cannot be taken against a person for: <ul style="list-style-type: none"> • breaching a duty of secrecy or confidentiality, or • breaching another restriction on disclosure. 	P	P

C. Reporting detrimental action

If you experience adverse treatment or detrimental action, such as bullying or harassment, you should report this immediately. You can report any experience of adverse treatment or detrimental action directly to a City of Ryde disclosure officer listed at Attachment B, or to an integrity agency. A list of integrity agencies is located at Attachment C of this policy.

D. General support

City of Ryde provides support and guidance for people who have made a report by the Manager Business Assurance and Governance.

People who have made a report, may seek wellbeing support via the City of Ryde Employee Assistance Program at any time. Refer Employee Assistance Program Guidelines.

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E. Roles and responsibilities of City of Ryde employees

Certain people within City of Ryde have responsibilities under the PID Act.

(a) The Chief Executive Officer is responsible for:

- fostering a workplace culture where reporting is encouraged
- receiving disclosures from public officials
- ensuring there is a system in place for assessing disclosures
- ensuring the City of Ryde complies with this policy and the PID Act
- ensuring that the City of Ryde has appropriate systems for:
 - overseeing internal compliance with the PID Act
 - supporting public officials who make voluntary PIDs, including by minimising the risk of detrimental action
 - implementing corrective action if serious wrongdoing is found to have occurred
 - complying with reporting obligations regarding allegations or findings of detrimental action
 - complying with yearly reporting obligations to the NSW Ombudsman.

(b) Chief Disclosure co-ordinator

The Chief Disclosure co-ordinator is the Manager Business Assurance and Governance who assists the Chief Executive Officer by:

- Owning the PID Policy and overseeing the operation of the PID process
- Providing general guidance and support regarding the PID process
- Ensuring that PIDs once made are assessed and managed in accordance with this Policy.

(c) Disclosure officers

Disclosure officers are responsible for:

- receiving reports from public officials
- receiving reports when they are passed on to them by managers
- ensuring reports are dealt with appropriately, including by referring the matter to the appropriate complaint unit (if relevant)
- ensuring that any oral reports that have been received are recorded in writing.

(d) Managers

The responsibilities of managers include:

- receiving reports from persons that report to them or that they supervise
- passing on reports they receive to a disclosure officer.

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(e) All employees

All employees must:

- report suspected serious wrongdoing or other misconduct
- use their best endeavours to assist in an investigation of serious wrongdoing if asked to do so by a person dealing with a voluntary PID on behalf of City of Ryde
- treat any person dealing with or investigating reports of serious wrongdoing with respect.

All employees must not take detrimental action against any person who has made, may in the future make, or is suspected of having made, a PID.

F. How we will deal with voluntary PIDs

(a) How City of Ryde will acknowledge that we have received a report and keep the person who made it informed

When a disclosure officer in City of Ryde receives a report which is a voluntary PID, or looks like it may be a voluntary PID, the person who made the report will receive the following information:

- You will receive an acknowledgment that the report has been received. This acknowledgement will:
 - state that the report will be assessed to identify whether it is a PID
 - state that the PID Act applies to how City of Ryde deals with the report
 - provide clear information on how you can access this PID policy
 - provide you with details of a contact person and available supports.
- If the report is a voluntary PID, we will inform you as soon as possible how we intend to deal with the report. This may include:
 - that we are investigating the serious wrongdoing
 - that we will refer the report to a different agency (if appropriate) to deal with the voluntary PID. If we do this, we will provide you with details of this referral
 - If we decide to not investigate the report and to not refer it to another agency for it to be investigated, we will tell you the reasons for this decision. We will also notify the NSW Ombudsman of this decision.
- If we decide to investigate the serious wrongdoing, we will provide you with updates on the investigation at least every three months. During this time, if you would like more frequent updates, you should contact the contact person who was nominated when you made the report.
 - If we investigate the serious wrongdoing, we will provide you with the following information once the investigation is complete:
 - o a description of the results of the investigation — that is, we will tell you whether we found that serious wrongdoing took place.
 - o information about any corrective action as a result of the investigation/s — this means we will tell you what action we took in relation to the person

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who engaged in the serious wrongdoing or if the serious wrongdoing was by our agency, what we have put in place to address that serious wrongdoing.

- Corrective action could include taking disciplinary action against someone or changing the practices, policies and procedures that we have in place which led to the serious wrongdoing.
- There may be some details about both the findings made as a result of the investigation and the corrective action taken that cannot be revealed to you. We will always balance the right of a person who makes a report to know the outcome of that report, with other legal obligations we have.
- If you have made an anonymous report, in many cases we may not be able to provide this information to you.

(b) How City of Ryde will deal with voluntary PIDs

Once a report that may be a voluntary PID is received City of Ryde will look at the information contained in the report to see if it has the features of a voluntary PID. Manager Business Assurance and Governance undertake this assessment to identify whether the report is a voluntary PID or another type of disclosure, and to make sure that the right steps are followed.

The assessment will be subject to quality assessment review by City of Ryde General Counsel.

If it is a voluntary PID, we will ensure that we comply with the requirements in the PID Act.

Report not a voluntary PID

Even if the report is not a voluntary PID, it will still need to be dealt with in a manner consistent with our Grievance and Dispute Resolution Policy and Procedure or through an alternate process.

If the report is not a voluntary PID, we will let you know that the PID Act does not apply to the report and how we will deal with the concerns raised in the report.

If you are not happy with this assessment or otherwise disagree with it, you can raise it with the person who has communicated the outcome with you or a disclosure officer, request an internal review or request that the matter be conciliated. City of Ryde can, but do not have to, request the NSW Ombudsman to conciliate the matter.

Cease dealing with report as voluntary PID

City of Ryde may stop dealing with a voluntary PID because it is not actually a voluntary PID (meaning it does not have all the features of a PID).

Where City of Ryde ceases dealing with a voluntary PID because it is not actually a voluntary PID, we will provide reasons to the maker of a purported PID for City of Ryde ceasing to deal with the report as a voluntary PID.

Where the report is a voluntary PID

If the report is a voluntary PID:

- In most cases we will conduct an investigation or appoint investigators to make findings about whether the serious wrongdoing disclosed in the report occurred, who was

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involved, who was responsible, and whether the people involved, or the agency engaged, in serious wrongdoing. There may be circumstances where we believe an investigation is not warranted — for example, if the conduct has previously been investigated.

- There may also be circumstances where we decide that the report should be referred to another agency, such as an integrity agency. For example, reports concerning possible corrupt conduct may be required to be reported to the ICAC in accordance with section 11 of the *Independent Commission Against Corruption Act 1988*.
- Before referring a matter, we will discuss the referral with the other agency, and we will provide you with details of the referral and a contact person within the other agency.
- If we decide not to investigate a report and to not refer the matter to another agency, we must let you know the reasons for this and notify the NSW Ombudsman.

(c) How City of Ryde will protect the confidentiality of the maker of a voluntary PID

We understand that people who make voluntary PIDs may want their identity and the fact that they have made a report to be confidential.

Under the PID Act, information tending to identify a person as the maker of a voluntary PID (known as identifying information) is not to be disclosed by a public official or an agency.

There are certain circumstances under the PID Act that allow for the disclosure of identifying information. These include:

- where the person consents in writing to the disclosure
- where it is generally known that the person is the maker of the voluntary PID because of their voluntary self-identification as the maker
- when the public official or City of Ryde reasonably considers it necessary to disclose the information to protect a person from detriment
- where it is necessary the information be disclosed to a person whose interests are affected by the disclosure
- where the information has previously been lawfully published
- when the information is disclosed to a medical practitioner or psychologist for the purposes of providing medical or psychiatric care, treatment or counselling to the individual disclosing the information
- when the information is disclosed for the purposes of proceedings before a court or tribunal
- when the disclosure of the information is necessary to deal with the disclosure effectively
- if it is otherwise in the public interest to disclose the identifying information.

We will not disclose identifying information unless it is necessary and authorised under the PID Act.

We will put in place steps to keep the identifying information of the maker and the fact that a report has been made confidential. It may not be possible for us to maintain complete

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confidentiality while we progress the investigation, but we will do all that we practically can to not unnecessarily disclose information from which the maker of the report can be identified. We will do this by:

- We will limit the number of people who are aware of the maker's identity or information that could identify them.
- If we must disclose information that may identify the maker of the PID, we will still not disclose the actual identity of the maker of the PID, unless we have their consent to do so.
- We will ensure that any person who does know the identity of the maker of a PID is reminded that they have a legal obligation to keep their identity confidential.
- We will ensure that only authorised persons have access to emails, files or other documentation that contain information about the identity of the maker.
- We will undertake an assessment to determine if anyone is aware of the maker's identity and if those persons have a motive to cause detrimental action to be taken against the maker or impede the progress of the investigation.
- We will provide information to the maker of the PID about the importance of maintaining confidentiality and advising them how best to protect their identity, for example, by telling them not to discuss their report with other staff.

If confidentiality cannot be maintained or is unlikely to be maintained, City of Ryde will:

- advise the person whose identity may become known
- update the agency's risk assessment and risk management plan
- implement strategies to minimise the risk of detrimental action
- provide additional supports to the person who has made the PID
- remind persons who become aware of the identifying information of the consequences for failing to maintain confidentiality and that engaging in detrimental action is a criminal offence and may also be a disciplinary matter.

(d) How City of Ryde will assess and minimise the risk of detrimental action

City of Ryde will not tolerate any detrimental action being taken by any person against a person who has made a PID, investigators, witnesses or the person the report is about.

City of Ryde will assess and take steps to mitigate detrimental action from being taken against the maker of a voluntary PID, the person whose conduct is the subject of a PID, investigators and witnesses.

City of Ryde will take steps to assess and minimise the risk of detrimental action by:

- explaining that a risk assessment will be undertaken, and a risk management plan will be created (including reassessing the risk throughout the entirety of the matter)
- providing details of the unit/role that will be responsible for undertaking a risk assessment

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- explaining the approvals for risk assessment and the risk management plan, that is, rank or role of the person who has final approval
- explaining how the agency will communicate with the maker to identify risks
- listing the protections that will be offered, that is, City of Ryde will discuss protection options with the maker which may including remote working or approved leave for the duration of the investigation
- outlining what supports will be provided.

Further information on assessing the risk of detrimental action is found in the Ombudsman's guideline 'Agencies — assessing and managing the risk of detrimental action'.

Detrimental action against a person is an act or omission that causes, comprises, involves or encourages detriment to a person or a threat of detriment to a person (whether express or implied). Detriment to a person includes:

- injury, damage or loss
- property damage
- reputational damage
- intimidation, bullying or harassment
- unfavourable treatment in relation to another person's job
- discrimination, prejudice or adverse treatment
- disciplinary proceedings or disciplinary action, or
- any other type of disadvantage.

Detrimental action does not include:

- lawful action taken by a person or body to investigate serious wrongdoing or other misconduct
- the lawful reporting or publication of a finding of serious wrongdoing or other misconduct
- the lawful making of adverse comment, resulting from investigative action
- the prosecution of a person for a criminal offence
- reasonable management action taken by someone in relation to a person who made or may make a PID. For example, a reasonable appraisal of a PID maker's work performance.

(e) How City of Ryde will deal with allegations of a detrimental action offence

If City of Ryde become(s) aware of an allegation that a detrimental action offence has occurred or may occur, City of Ryde will:

- take all steps possible to stop the action and protect the person(s)
- take appropriate disciplinary action against anyone that has taken detrimental action
- refer any evidence of a detrimental action offence to the Commissioner of Police and the ICAC or the Law Enforcement Conduct Commission (whichever is applicable)

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- notify the NSW Ombudsman about the allegation of a detrimental action offence being committed.

These steps will be taken by the Chief Executive Officer and the Manager Business Assurance and Governance will continue to provide support to the maker regarding the process and actions taken in relation to the allegation of detrimental action.

(f) What City of Ryde will do if an investigation finds that serious wrongdoing has occurred

If, after an investigation, it is found that serious wrongdoing or other misconduct has occurred, City of Ryde will take the most appropriate action to address that wrongdoing or misconduct. This is also known as corrective action.

Corrective action can include:

- a formal apology
- improving internal policies to adequately prevent and respond to similar instances of wrongdoing
- providing additional education and training to staff where required
- taking employment action against persons involved in the wrongdoing (such as termination of employment, relocation, a caution or reprimand)
- payment of compensation to people who have been affected by serious wrongdoing or other misconduct.

Depending on the complexity of the investigation, the maker will receive the findings and actions being taken together with City of Ryde associated responsibilities and oversight.

G. Review and dispute resolution

(a) Internal review

People who make voluntary PIDs can seek internal review of the following decisions made by City of Ryde:

- that City of Ryde is not required to deal with the report as a voluntary PID
- to stop dealing with the report because City of Ryde decided it was not a voluntary PID
- to not investigate the serious wrongdoing and not refer the report to another agency
- to cease investigating the serious wrongdoing without either completing the investigation or referring the report to another agency for investigation.

City of Ryde will ensure internal reviews are conducted in compliance with the PID Act.

If you would like to make an application for an internal review, you must apply in writing within 28 days of being informed of City of Ryde decision. The application should state the reasons why you consider City of Ryde decision should not have been made. You may also submit any other relevant material with your application.

Internal review applications should be directed to the Chief Executive Officer. The Manager Business Assurance and Governance and General Counsel will conduct the review.

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(b) Voluntary dispute resolution

If a dispute arises between City of Ryde and a person who has made a report which is, or may be, a voluntary PID, we may request the NSW Ombudsman to conciliate the dispute. Conciliation is a voluntary process and will only be suitable for disputes where City of Ryde and the maker of the report are willing to resolve the dispute.

H. Other agency obligations

(a) Record-keeping requirements

City of Ryde must keep full and accurate records with respect to all information received in connection with the PID Act. This ensures that City of Ryde complies with its obligations under the *State Records Act 1998*.

All information received in connection with the PID Act is stored in accordance with City of Ryde data management and security standards.

(b) Reporting of voluntary PIDs and City of Ryde annual return to the Ombudsman

Each year City of Ryde provide an annual return to the NSW Ombudsman which includes:

- information about voluntary PIDs received by City of Ryde during each return period (yearly with the start date being 1 July)
- action taken by City of Ryde to deal with voluntary PIDs during the return period
- how City of Ryde promoted a culture in the workplace where PIDs are encouraged.

The information for the annual return is compiled by the Manager Business Assurance and Governance.

(c) How City of Ryde will ensure compliance with the PID Act and this policy

The Manager Business Assurance and Governance has oversight responsibility for this Policy. This helps ensure compliance with PID Act.

Steps taken by the Manager Business Assurance and Governance in connection with oversight role include:

- Internal promotion and awareness of the Policy
- Training provision to managers and reporting officers
- Oversight of the progress of any reported matter
- Internal audits of PID Policy awareness and compliance actions
- Regular reporting to the Audit Risk and Improvement Committee regarding PID compliance.

4. References and Legislation

- Public Interest Disclosures Act 2022
- Code of Conduct – Standards of Conduct
- Grievance and Dispute Resolution Policy

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- Grievance and Dispute Resolution Procedure
- Employee Assistance Program Guidelines
-

5. Attachments

Attachment A — Public Interest Disclosure Internal Report Form

Attachment B — Names and contact details of Disclosure Officers for City of Ryde

Attachment C — Flow Chart of Disclosure Process

Attachment D — List of integrity agencies

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Attachment A

Attachment A — Public Interest Disclosure Internal Report Form

To be completed by an internal reporter and submitted to a nominated disclosures officer

Details of reporter (You can make an anonymous report by leaving this section blank)									
Name:									
Position:									
Division/Unit:									
Telephone:	<input type="checkbox"/> Telephone								
Email:	<input type="checkbox"/> Email								
Postal address:	<input type="checkbox"/> Post								
Details of the wrongdoing being reported									
Description: • What happened? • Where did this happen? • When did this happen? • Is it still happening? <i>(use an additional page if needed)</i>									
How did you become aware of this?									
Name and position of people involved in the wrongdoing	<table border="1"> <thead> <tr> <th>Name</th> <th>Position</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> </tr> </tbody> </table>	Name	Position						
Name	Position								
Your relationship to the person	Relationship <table border="1"> <tbody> <tr> <td></td> </tr> </tbody> </table>								
Attach any other relevant information or indicate where supporting evidence may be found:	<table border="1"> <thead> <tr> <th>Supporting evidence</th> <th>Attached</th> </tr> </thead> <tbody> <tr> <td></td> <td><input type="checkbox"/></td> </tr> <tr> <td></td> <td><input type="checkbox"/></td> </tr> <tr> <td></td> <td><input type="checkbox"/></td> </tr> </tbody> </table>	Supporting evidence	Attached		<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
Supporting evidence	Attached								
	<input type="checkbox"/>								
	<input type="checkbox"/>								
	<input type="checkbox"/>								
Name and position of other people who be a witness and/or have other information:	<table border="1"> <thead> <tr> <th>Name</th> <th>Position/extra witness information</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> </tbody> </table>	Name	Position/extra witness information						
Name	Position/extra witness information								
Statement									
I honestly believe that the above information shows or tends to show wrongdoing.									
Signature of reporter <i>(Do not sign if you want to make an anonymous report)</i>	Date report submitted <i>(Essential information)</i>								

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Attachment B

Attachment B — Names and contact details of disclosure officers for City of Ryde

Disclosure Officer	Contact Details
NORTH RYDE OFFICE - 3 Richardson Place, North Ryde NSW 2113	
Chief Executive Officer	Wayne Rylands CEO@ryde.nsw.gov.au 02 9952 8052
General Manager Business and Operations	Luke Homann LukeHo@ryde.nsw.gov.au 0468 537 762
General Manager City Shaping	Michael Galderisi MichaelGal@ryde.nsw.gov.au 0422 797 955
Manager Business Assurance and Governance. Chief Disclosure Co-ordinator	Graham Humphreys GrahamHu@ryde.nsw.gov.au 0413 018 620
CUSTOMER SERVICE CENTRE/RYDE LIBRARY - 1 Pope Street, Ryde NSW 2112	
Manager Libraries & Customer Service	02 9952 8368
EASTWOOD LIBRARY - Cnr Hillview Road and West Parade, Eastwood 2122	
Team Leader Librarian Eastwood	02 9952 8375
GLADESVILLE LIBRARY - 6 Pittwater Road, Gladesville 2111	
Team Leader Librarian Gladesville	02 9952 8378

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NORTH RYDE LIBRARY - 201 Coxs Road, North Ryde NSW 2113	
Team Leader Librarian North Ryde	0479 176 806
WEST RYDE LIBRARY - 2 Graf Avenue, West Ryde NSW 2114	
Team Leader Librarian West Ryde	0299 528 376
RYDE AQUATIC LEISURE CENTRE - 504 Victoria Road, Ryde NSW 2112	
Manager Ryde Aquatic Leisure Centre	02 8878 5101
OPERATIONS CENTRE – 1-3 Constitution Road, Ryde NSW 2112	
Manager Operations	02 9952 8003
Manager Parks & Open Spaces	0403 068 293
PORTERS CREEK DEPO – 160 Wicks Road, Macquarie Park NSW 2113	
Construction Recycling Manager	02 9952 8414

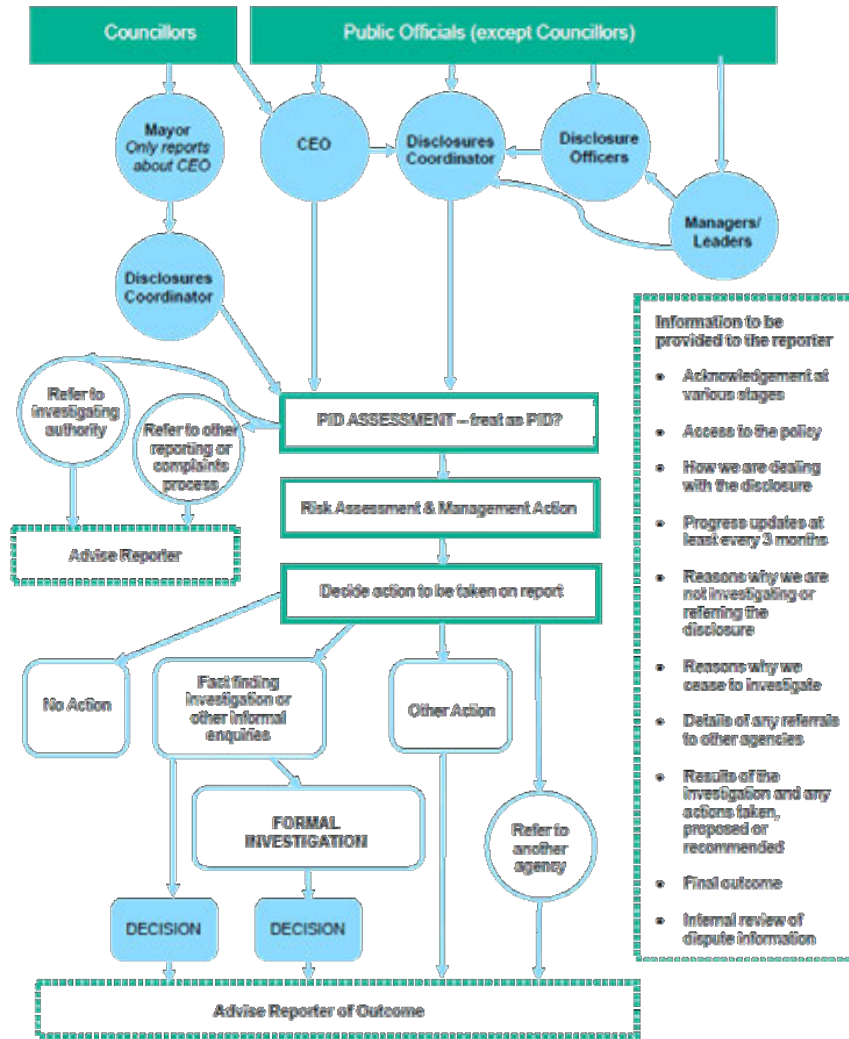
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Attachment C

Attachment C — Flow Chart of Disclosure Process



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Attachment D

Attachment D — List of integrity agencies

Integrity agency	What they investigate	Contact information
The NSW Ombudsman	Most kinds of serious maladministration by most agencies and public officials (but not NSW Police, judicial officers or MPs)	Telephone: 1800 451 524 between 9am to 3pm Monday to Friday Writing: Level 24, 580 George Street, Sydney NSW 2000 Email: info@ombo.nsw.gov.au
The Auditor-General	Serious and substantial waste of public money by auditable agencies	Telephone: 02 9275 7100 Writing: GPO Box 12, Sydney NSW 2001 Email: governance@audit.nsw.gov.au
Independent Commission Against Corruption	Corrupt conduct	Telephone: 02 8281 5999 or toll free on 1800 463 909 (callers outside Sydney) between 9am and 3pm, Monday to Friday Writing: GPO Box 500, Sydney NSW 2001 or faxing 02 9264 5364 Email: icac@icac.nsw.gov.au
The Inspector of the Independent Commission Against Corruption	Serious maladministration by the ICAC or the ICAC officers	Telephone: 02 9228 3023 Writing: PO Box 5341, Sydney NSW 2001 Email: oiicac_executive@oiicac.nsw.gov.au
The Law Enforcement Conduct Commission	Serious maladministration by the NSW Police Force or the NSW Crime Commission	Telephone: 02 9321 6700 or 1800 657 079 Writing: GPO Box 3880, Sydney NSW 2001 Email: contactus@lecc.nsw.gov.au
The Inspector of the Law Enforcement Conduct Commission	Serious maladministration by the LECC and LECC officers	Telephone: 02 9228 3023 Writing: GPO Box 5341, Sydney NSW 2001 Email: oilecc_executive@oilecc.nsw.gov.au
Office of the Local Government	Local government pecuniary interest contraventions	Email: olg@olg.nsw.gov.au
The Privacy Commissioner	Privacy contraventions	Telephone: 1800 472 679 Writing: GPO Box 7011, Sydney NSW 2001 Email: ipcinfo@ipc.nsw.gov.au
The Information Commissioner	Government information contraventions	Telephone: 1800 472 679 Writing: GPO Box 7011, Sydney NSW 2001 Email: ipcinfo@ipc.nsw.gov.au

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7 COUNCILLOR DISCRETIONARY FUNDS POLICY

Report prepared by: Senior Governance Officer
File No.: COR2018/151/1 - BP24/194

REPORT SUMMARY

The draft Councillor Discretionary Funds Policy provides a framework for the allocation of funding for discretionary projects for Councillor sponsored projects.

This Policy has been drafted to facilitate ongoing Councillor Discretionary Funding applications while ensuring due diligence, accountability, transparency, and compliance.

This report presents the draft Councillor Discretionary Funds Policy to Council to be endorsed and placed on public exhibition for 28 days.

RECOMMENDATION:

- (a) That Council endorse the draft Councillor Discretionary Funds Policy as **attached** to be placed on public exhibition for 28 days and allow submissions to be received.
- (b) That at the conclusion of the public exhibition period, should no submissions be received the Councillor Discretionary Funds Policy be adopted by Council.
- (c) That should any submissions be received during the public exhibition period, a further report be presented to Council detailing the submissions.

ATTACHMENTS

- 1 Draft Councillor Discretionary Funds Policy

Report Prepared By:

Robyn Winn
Senior Governance Officer

Report Approved By:

Graham Humphreys
Manager - Business Assurance and Governance

Wayne Rylands
Chief Executive Officer

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Discussion

The draft Policy further provides guidance to ensure that administration of discretionary funding is separate and distinct from Council's Community Grants and Charitable Donations Policies and the discretionary funding administration is consistent with Council corporate priorities; and complies with the Local Government Act 1993 and the Local Government Regulation 2021.

The allocation of funds to Councillors for discretionary projects is to be regularly reviewed and may be discontinued due to Council's funding priorities.

The draft Councillor Discretionary Funds Policy provides a framework that ensures accountability, transparency, and compliance.

Application Criteria

Conditions to facilitate the exercise of due diligence checks include:

- 1) Applications must be completed by the relevant Councillor/s via the Councillor Discretionary Fund Project: Minor Works or Project Application Form.
- 2) Applications can be allocated to minor works or projects and will supplement Council's existing capital works program and maintenance program.
- 3) When applications are approved, are implemented by the City of Ryde rather than in the name of individual Councillor/s.
- 4) Any public recognition or acknowledgement of the project will be in the name of the City of Ryde. As such, no funding or projects will be approved for political purposes.
- 5) Funds are only able to be utilised within the financial year in which they are allocated, carryover of unspent funds to the following financial year is not permitted.
- 6) All funding allocated within this Policy must only be used for works that are:
 - a) for the benefit of the wider community;
 - b) a purpose that is consistent with Council's adopted Operational Plan and future Capital Works Programs; and
 - c) in accordance with Council exercising its functions under relevant legislation, including the Local Government Act 1993.
- 7) Applications of minor works or projects are separate and distinct from applications made in accordance with Council's Community Grants and Charitable Donations Policy.
- 8) Applications for the same works or projects cannot be made under both the Discretionary funding and Community Grants and Charitable Donations policies.

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- 9) In all applications, Councillors are required to make a declaration regarding Conflicts of Interest in accordance with Council's Code of Conduct regardless if there is or isn't a perceived or actual conflict of interest.
- 10) Funds under this policy must not be used for works on private property.
- 11) Eligible applications will be referred to Council for consideration via a Notice of Motion format by the relevant Councillor/s.
- 12) Details of all funds awarded through the Councillor Discretionary Fund will be made available on Council's website.
- 13) Details of all funds awarded through the Councillor Discretionary Fund will be reported in Council's Annual Report.

Funding Amounts

- 1) Currently (2023/24) the nominal funding allocation is \$50,000 per Councillor.
- 2) The project funding cap per financial year is \$200,000 per ward, which amounts to a total allocation of \$600,000.
- 3) Councillors may agree to combine individual ward allocations to the total annual funding cap of \$600,000.
- 4) The amount of funds is allocated annually and will be determined by Council through its annual Draft Budget cycle.

Financial Implications

Should Council resolve to endorse this Policy it will result in a financial impact of \$600,000. These funds have been incorporated in Council's Base Budget, therefore no further budget adjustments will be required to accommodate this Policy.

Consultation with relevant external bodies

Should Council endorse the draft Policy, consultation will be undertaken via public exhibition for a period of 28 days.

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Lifestyle and opportunity @ your doorstep



**Councillor Discretionary
Funds Policy
(Councillor Bids)**

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**Councillor Discretionary
Funds Policy**

Document Version Control

Document Name:	Councillor Discretionary Funds Policy
CM Reference WORD:	[Content Manager Ref]
CM Reference PDF:	[Content Manager Ref]
Document Status:	[Draft / Approved by General Manager / Approved by Council]
Version Number:	Version Initial Issue March 2024
Review Date:	March 2028
Owner:	City of Ryde
Endorsed By:	Council on [Date]
Distribution:	Internal and External

Change History

Version	Review Date	Author	Reason for Change
1.0	Initial Issue March 2024	Business Assurance and Governance	Creation of Policy

Councillor Discretionary Funds		
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Councillor Discretionary Funds Policy

1. Scope

- 1.1 This Policy applies to all requests for the allocation of funds to Councillor sponsored projects for minor works and projects through the City of Ryde- Councillor Discretionary Fund or otherwise known as "Councillor Bids."

2. Purpose

- 2.1 This Councillor Discretionary Funds Policy provides a framework for the allocation of funding for discretionary projects for Councillor sponsored projects. The allocation of funds to Councillors for discretionary projects is regularly reviewed and may be discontinued due to Council's funding priorities and availabilities.
- 2.2 In addition, this policy is to provide guidance to ensure that administration of discretionary funding is separate and distinct from Council's Community Grants and Charitable Donations Policies and the discretionary funding administration is consistent with Council corporate priorities; and complies with the Local Government Act 1993 and the Local Government Regulation 2021.

Term	Meaning
<i>City of Ryde Discretionary Fund</i>	The allocation nominally made to each Councillor in the financial budget of the City of Ryde for the purposes of this policy and subject to the requirements of this policy.

3. Funding Applications and Guiding Principles

- 3.1 The following principles guide Council's administration of discretionary funding:
- Good governance – decision making is undertaken in the public interest; processes are effective and efficient, and feedback and evaluation mechanisms ensure opportunities for improvement are identified and addressed.
 - Transparency and fairness – processes are transparent, applications are assessed objectively against eligibility criteria and any conflicts of interest are addressed and declared.
 - Access and equity – documents, resources and application forms are publicly available, easy to access and understand, and provide all necessary information in a clear and concise manner.
- 3.2 Applications for the City of Ryde Councillor Discretionary Fund must demonstrate benefit to the residents of the City of Ryde. Fund applications can be allocated to minor works or projects and will supplement Council's existing capital works program and maintenance program.
- 3.3 Discretionary projects, once approved, are implemented by the City of Ryde rather than in the name of individual Councillor/s. Any public recognition or acknowledgement of the project will be in the name of the City of Ryde. As such, no funding or projects will be approved for political purposes.

Councillor Discretionary Funds		
Owner: Business Assurance & Governance	Accountability: Governance Framework	Endorsed:
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ITEM 7 (continued)

ATTACHMENT 1

Councillor Discretionary Funds Policy

- 3.4 Funding will be made available through the Office of the Chief Executive. The amount of funds allocated annually and will be determined by Council through its annual Draft Budget cycle.
- 3.5 Currently the nominal funding allocation is \$50,000 per Councillor. The project funding cap per financial year is \$200,000 per ward, which amounts to a total allocation of \$600,000. Councillors may agree to combine individual ward allocations to the total annual funding cap of \$600,000.
- 3.6 Funds are only able to be utilised within the financial year in which they are allocated, carryover of unspent funds to the following financial year is not permitted.

4. Applications for Minor Works or Projects

- 4.1 Councillors can apply for funding using the prescribed form (*Appendix A*) which must be lodged to Council with sufficient notice prior to the Council meeting for which the application is to be considered. Business Assurance and Governance can provide guidance regarding application submission timing.
- 4.2 Council's General Manager Business and Operations will coordinate the assessment and conformance to the objectives of the Discretionary Fund and that the project is ancillary and consistent with the operating plans of Council.
- 4.3 Following review and consideration of applications by the City of Ryde staff to determine feasibility, resourcing and cost, the Chief Executive Officer will provide a report to an Ordinary Meeting of Council as soon as practicable outlining the details of any lawful applications that conform as being ancillary to and not in conflict with Council's strategies.
- 4.4 Councillors will then be able to vote to approve via resolution for project requests they wish to support and have an opportunity to contribute from their funding allocation, should the project request exceed the \$50,000 provided to each individual Councillor. Multiple Councillors can nominate to support the same request for funding and Councillors may collaborate across Wards for community benefit, however the maximum amount a proposed funds project may receive in the financial year is limited to the aggregate of the nominal total annual fund allocation.
- 4.5 Each funding Application report to Council will detail the following:
 - o Name and location of project / purpose of funding;
 - o Amount of funding required;
 - o The evaluation undertaken by Council staff and the net benefit to the City of Ryde;
 - o The consistency of the proposal with the works identified in Council's adopted Operational Plan and future Capital Works Programs;
 - o The Councillor who has requested the funding (including any additional amounts contributed from other Councillor's discretionary fund); and
 - o The balance of funds remaining for the specific Councillor and Ward.

Councillor Discretionary Funds		
Owner: Business Assurance & Governance	Accountability: Governance Framework	Endorsed:
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ITEM 7 (continued)

ATTACHMENT 1

Councillor Discretionary Funds Policy

- 4.6 In all Fund applications, Councillors are required to make a declaration regarding Conflicts of Interest in accordance with Council's Code of Conduct regardless if there is or isn't a perceived or actual conflict of interest.
- 4.7 Details of all funds awarded through the Councillor Discretionary Fund will be made available on Council's website via the Councillor Discretionary Fund Register, including the amount of funds approved, expended and the purpose for which the funds are to be utilised and the outcome.
- 4.8 Applications for Discretionary funding of minor works or projects are separate and distinct from applications made in accordance with Council's Community Grants and Charitable Donations Policies. An application for the same works or project cannot be made under both the Discretionary funding and Community Grants and Charitable Donations policies.
- 4.9 Eligibility for funds is restricted to works of a minor nature, examples which include but are not restricted to installation of kerb and guttering, playground equipment, street furniture or tree plantings.
- 4.10 Funds under this Policy must only be used for works that are:
- (i) for the benefit of the wider community;
 - (ii) a purpose that is consistent with Council's adopted Operational Plan and future Capital Works Programs; and
 - (iii) in accordance with Council exercising its functions under relevant legislation, including the Local Government Act 1993.
- 4.11 Funds under this policy must not be used for works on private property.
- 4.12 The application process is as follows:
- 4.13 The Councillor submits a completed application form (*Appendix A*) via the Councillor helpdesk email (DHelp@ryde.nsw.gov.au)
- o The Councillor will receive an acknowledgement of their application from the Business Assurance & Governance team advising which General Manager their application has been forwarded to for action.
 - o The Manager Business Assurance and Governance will forward the application to the relevant General Manager for action and cc. the Chief Financial Officer with clear Council Meeting timeframes to meet.
 - o The relevant General Manager will compile a draft report to Council regarding the application that will include the benefits and lawfulness of the application.
 - o For applications which are supported for submission to Council, the Manager Business Assurance and Governance will include the matter in the next available Council Business paper agenda in a Notice of Motion format by the relevant Councillor/s.
 - o Details of all funds awarded through the Councillor Discretionary Fund will be included in the Councillor Discretionary Funding Register on Council's website and reported in Council's Annual Report.

Councillor Discretionary Funds		
Owner: Business Assurance & Governance	Accountability: Governance Framework	Endorsed:
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ITEM 7 (continued)

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Councillor Discretionary Funds Policy

5. Responsibilities

Position	Responsibility
General Manager Business and Operations	Implementation of the Fund Application in accordance with the Policy.
General Manager Business and Operations	Review and consideration of Discretionary Fund applications and subsequent submissions via the Office of the Chief Executive. Prepare a report for consideration by Councillors to an Ordinary Meeting of Council outlining the details of any requests that conform.
Manager Business Assurance and Governance	Review of all applications and advise on any probity matters relating to the proposed expenditure of discretionary funds.

6. References and Legislation

- Local Government Act 1993
- Code of Conduct – Standards of Conduct: Policy
- Conflict of Interest Policy
- Memorial Plaques and Donations of Park Furniture and Trees Policy
- Corporate Guidelines Plaque Standards

7. Attachments

Attachment A: Application Form: Councillor Discretionary Fund.

Councillor Discretionary Funds		
Owner: Business Assurance & Governance	Accountability: Governance Framework	Endorsed:
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ATTACHMENT 1

**Councillor Discretionary
Funds Policy**

Appendix A

Application Form: Councillor Discretionary Fund Project: Minor Works or Project

1. Councillor details	
Councillor sponsoring the application.	
Councillors in support of this Discretionary funding application (if applicable):	
2. Proposed Minor Works or Project details	
Name and location of project / purpose of funding:	
Details of funds requested:	
Attach scope of estimating the requested funding	
3. Declaration of conflict of interest and compliance	
Pursuant to Chapter 14 of the <i>Local Government Act 1993</i> , I hereby declare that regarding the above application for funds through the Councillor Discretionary Fund that I have:	
<input type="checkbox"/> No conflict of interest (<i>whether perceived or actual</i>) <input type="checkbox"/> A pecuniary interest* <input type="checkbox"/> A significant pecuniary interest* <input type="checkbox"/> A non-significant non-pecuniary interest*	
*If any conflict has been declared, please provide details:	
I declare that this application complies with the intent and conditions of the City of Ryde Councillor Discretionary Funds Policy	
Signature: _____	Date: _____

- When completed and signed, the form should be scanned with any supporting documentation to the City of Ryde Councillor helpdesk email (DHelp@ryde.nsw.gov.au).
- If there are any questions concerning the completion of the application, please contact the Manager Business Assurance and Governance at Governance@ryde.nsw.gov.au.

Councillor Discretionary Funds		
Owner: Business Assurance & Governance	Accountability: Governance Framework	Endorsed:
CM Reference: D23/	Initial: March 2024	Next review date: March 2028

8 23 HALIFAX STREET, LACHLAN'S LINE - RECTIFICATION ORDER

Report prepared by: Acting Executive Manager - City Development
File No.: GRP/24/36 - BP24/57

REPORT SUMMARY

This report has been prepared in response to the resolution from Council's extraordinary meeting held on 23 January 2024 regarding the building works rectification order (BWRO) issued for 23 Halifax Street, Lachlan's Line. The resolution from the meeting was as follows:

1. *That Council note:*
 - a) *There have been five buildings issued with Work Rectification Orders: 23 Halifax Street, Lachlan's Line, 3 Smith Street, Ryde, 13 - 15 Porter Street, Ryde, 2 - 6 Junction Street, Ryde and 20 Nancarrow Street, Ryde.*
 - b) *These orders have caused stress to owners, residents and the community as a whole and reduce confidence in the building industry to deliver high rise buildings to required construction standards.*

2. *That Council publish on its website:*
 - a) *The impact of the defects on local facilities being the auditorium, childcare centre, retail area and surrounding public domain areas.*
 - b) *Where residents can find adequate support and resources to support their right to a safe home.*

3. *That the Mayor write to the State Government asking that it put in place legislation for stronger building reform.*

4. *That Council provide impacted residents with helpful information in the form of notices and a staff contact for any queries.*

5. *That Council seek further clarification as to whether there are any impacts on its facilities (i.e. the auditorium, childcare centre, retail area and surrounding public domain areas) that are contained within or adjoining the development.*

6. *That Council write to the State Minister for Planning, raising concern with regard to the planned 8000 apartments in Macquarie Park to be created in a short period of time which could lead to similar risks for the community.*

7. *That the City of Ryde prepare a report for Council and the community which details along with any other relevant information:*
 - a) *Includes the development application, approvals, VPAs or developer contributions, delivery, certifier and any compliance issues.*
 - b) *The number of residents and businesses who are potentially affected by this issue at each address.*
 - c) *Correspondence from and replies to the Building Commission NSW (and any reference to the structural reports of each building).*

ITEM 8 (continued)

- d) *Who was advised of this issue at the City of Ryde in October; what date was the letter received and was this information passed on to the CEO, the Mayor and any Councillors?*
- e) *What mechanisms can be put in place to make certain Councillors and community are informed about all future intentions by the Building Commission to serve a rectification order.*

This report addresses part 7 of the above resolution.

A BWRO can only be issued by the Building Commission under the Residential Apartment Buildings (Compliance and Enforcement Powers) Act 2020 (RAB Act).

The Building Commission NSW issued a building works rectification order (BWRO) for the mixed-use development situated at 23 Halifax Street, Lachlan's Line, Macquarie Park on 15 January 2023. The rectification order identified damage and spalling of the concrete slab at the joint locations in the basements and the ground floor. The BWRO identified the required rectification works to be completed in three stages as follows:

Stage 1 – Slab scanning to be carried out on site at joint locations at grid lines L6, L11, L17, L22 and L31 to confirm steel reinforcements, dowels and Hercules are installed as per the approved plan in basement 00 and 01 and the ground floor. This work is required to be completed within 2 months from the date of the order.

Stage 2 – Submit a written report by a suitably qualified consulting engineering firm which must:

- a) Provide details of the structural adequacy of the joints identified in Stage 1.
 - b) Provide rectification methodology for the concrete spalling and any inadequate or excessive concrete cover of concrete beam U-Bars at the joints identified in Stage 1.
- This work is required to be completed within 4 months from the date of this order.

Stage 3 - Carry out the work to rectify the serious defect in accordance with the written report produced in Stage 2 and make good any resultant consequential damage. The Developer is to demonstrate compliance of remediation works by providing evidence including but not limited to comprehensive photographs of work in progress, installer compliance certificates and any third-party inspection reports. This work is to be completed within 8 months from the date of the order.

The Building Commission NSW has provided a statement confirming the defects pose no immediate threat or danger to the residents who live in the apartments.

The following report provides a detailed history of the development of the site as well as details of the timing as to when Council received the intention to issue the BWRO as well the BWRO. The report also makes recommendations regarding a process to ensure that Councillors and the community are informed about future rectification orders issued by the Building Commission.

ITEM 8 (continued)

RECOMMENDATION:

- (a) That the information provided in this report be noted.
- (b) That a priority CIB will be issued in an instance where any further Building Work Rectification Order is issued that would require evacuation of residents and / or Council assets.
- (c) That details of any building works rectification order be included on Council's web site.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Carine Elias
Acting Executive Manager - City Development

Report Approved By:

Luke Homann
General Manager - Business and Operations

ITEM 8 (continued)

Discussion

a) History of the building complex at 23 Halifax Street including the development application, approvals, delivery, certifier and any compliance issues

State Significant Development (SSD)

On 5 March 2015, under Section 838 of the EP&A Act 1979, the Delegate of the Minister for Planning approved State Significant Development Application (SSD_5093) for the staged development of the North Ryde Station Precinct - M2 Site (including the subject site, Lots 104 and 105). The approval comprised the following:

- Subdivision of the site into 12 development lots, 5 public open space lots and 2 public road lots;
- Allocation of a maximum gross floor area to each of the development lots (total of 238,919m² across the site plus an additional 2,500m² to Lot 104 for a community facility); and
- Infrastructure, civil works and landscaping.

The subdivision of the site is demonstrated in Figure 1 and 2. The associated development application for the development at 23 Halifax Street relates to Lot 104 and 105 in these two figures.



Figure 1. The location of lots 104 and 105 as created under SSD_5093.

ITEM 8 (continued)



Figure 2. The location of lots 104 and 105 under SSD_5093.

Voluntary Planning Agreement associated with SSD_5093

Condition E5 of SSD_5093 provided that any future Stage 2 Development Application will be required to make Section 7.11 contributions towards the provision or improvement of public amenities and services as a condition of consent. The amount of the contribution will be determined in accordance with the requirements of any planning agreement or agreed offsets with Council associated with on-site amenities and services. Any planning agreement was required to be executed prior to the lodgment of the Stage 2 Development Application for retail or commercial development.

A Planning Agreement known as North Ryde M2 Site Planning Agreement was executed between Council and Urban Growth NSW on 20 October 2016. As part of the Planning Agreement, the contribution works as well as the credit amount and timing of the works to be completed are identified in Table 1.

ITEM 8 (continued)

Column 1 – Item	Column 2 – Public Purpose	Column 3 – Manner and Extent	Column 4 – Contribution Value	Column 5 - Date Contribution Works are to be Practically Complete	Column 6 – Credit Amount
1. Community Facility Work	Community Facilities	The Developer to design, construct and fit out the Community Facility Work in accordance with clause 5 and Schedule 4 on Proposed Lot 104	\$7,800,000.00	Prior to the dedication of the Community Facility Land to Council in accordance with its Deed.	\$7,800,000.00
2. Central Park Work	Parks and Open Space	The Developer to embellish the Central Park Land in accordance with Schedule 4.	\$5,681,279.00	Prior to the dedication of the Central Park Land to Council in accordance with this Deed.	\$5,681,279.00
3. Central Park Half Road Frontage	Roads	The Developer to construct a half road frontage to the Central Park Land in accordance with Schedule 4 and generally in the location shown on the Location Plan.	\$1,922,526.00	Prior to the issue of the first Subdivision Certificate for the Superlot Subdivision.	Nil
4. Linear Park Work	Parks and Open Space	The Developer to embellish the Linear Park Land in accordance with Schedule 4.	\$3,059,193.00	Prior to the dedication of the Linear Park Land to Council in accordance with this Deed.	\$3,059,193.00
5. Linear Park Half Road Frontage	Roads	The Developer to construct the half road frontage to the Linear Park Land in accordance with Schedule 4 and generally in the location shown on the Location Plan.	\$773,938.00	Prior to the issue of the first Subdivision Certificate for the Superlot Subdivision.	Nil
6. Lot 101 Work (Bushland Reserve)	Parks and Open Space	The Developer to embellish the Lot 101 Land in accordance with Schedule 4	\$773,549.00	Prior to the dedication of Lot 101 Land to Council in accordance with this Deed.	\$773,549.00

Column 1 – Item	Column 2 – Public Purpose	Column 3 – Manner and Extent	Column 4 – Contribution Value	Column 5 - Date Contribution Works are to be Practically Complete	Column 6 – Credit Amount
7. Lot 101 Half Road Frontage	Roads	The Developer to construct the half road frontage to the Lot 101 Land in accordance with Schedule 4 and generally in the location shown on the Location Plan	\$156,454.00	Prior to the issue of the first Subdivision Certificate for the Superlot Subdivision.	Nil
8. Lot 103 Work (Community/ Civic Plaza)	Community and Open Space	The Developer to embellish the Lot 103 Land in accordance with Schedule 4	\$1,727,979.00	Prior to the dedication of Lot 103 Land to Council in accordance with this Deed.	\$1,727,979.00
9. Lot 103 Half Road Frontage	Roads	The Developer to construct the half road frontage to the Lot 103 Land in accordance with Schedule 4 and generally in the location shown on the Location Plan	\$444,210.00	Prior to the issue of the first Subdivision Certificate for the Superlot Subdivision.	Nil
10. Lot 108 Work	Open Space	The Developer to embellish Lot 108 by turfing in accordance with Schedule 4	\$87,189.00	Prior to the dedication of Lot 108 Land to Council in accordance with this Deed.	\$87,189.00
11. Lot 108 Half Road Frontage	Roads	The Developer to construct the half road frontage to the Lot 108 Land in accordance with Schedule 4 and generally in the location shown on the Location Plan	\$586,740.00	Prior to the issue of the first Subdivision Certificate for the Superlot Subdivision.	Nil
12. Shared Pathway Work – Stage 1	Shared Pathway	The Developer to construct a shared pathway on the Shared Pathway Land – Stage 1 in accordance with Schedule 4 and generally in the location shown on the Shared Pathway Plan	\$519,355.95 (being 85% of \$611,007.00)	Prior to the dedication of the Shared Pathway Land – Stage 1 to Council.	\$519,355.95 (being 85% of \$611,007.00)

ITEM 8 (continued)

Column 1 – Item	Column 2 – Public Purpose	Column 3 – Manner and Extent	Column 4 – Contribution Value	Column 5 - Date Contribution Works are to be Practically Complete	Column 6 – Credit Amount
13. Shared Pathway Work – Stage 2	Shared Pathway	The Developer to construct a shared pathway on the Shared Pathway Land – Stage 2 in accordance with Schedule 4 and generally in the location shown on the Shared Pathway Plan	\$91,651.05 (being 15% of \$611,007.00)	Prior to the dedication of the Shared Pathway Land – Stage 2 to Council.	\$91,651.05 (being 15% of \$611,007.00)
14. Stormwater Assets	Stormwater drainage	The Developer to: (a) construct the 1in 100 year stormwater and drainage upgrade works on the Land in accordance with Schedule 4 and generally in the location shown on the Location Plan; and (b) where any Stormwater Assets are located on land that will not be dedicated to Council, register easements in gross on terms satisfactory to Council against the title to the land in the location of the Stormwater Assets.	\$2,523,186.00	The Stormwater Assets must reach Practical Completion prior to the issue of the first Subdivision Certificate for a Development Lot. Any easements for Stormwater Assets located on land that will not be dedicated to Council must be registered prior to, or at the same time as the first Subdivision Plan creating a Development Lot.	\$2,523,186.00
15. Public Art	Public art	The Developer is to install public artwork in locations in accordance with the Staged Consent or otherwise as agreed between the Parties in writing	\$1,500,000.00	Within 3 months of the completion of the pedestrian bridge across Delhi Road which is required to be constructed by the Staged Consent.	\$500,000.00

Most of the work identified in this Planning Agreement was required to be completed prior to the issue of the first subdivision certificate for the super lot development or prior to dedication to Council of certain works. The community facilities identified as 1 in Table 1 required the developer to design, construct and fit out the community facility work on proposed lot 104. This meant that this work was required to be part of the future development application for Lot 104.

Local Development Application 2016/395 and Voluntary Planning Agreement for a tunnel beneath Jarvis Circuit

LDA2016/395 was approved by the Sydney North Planning Panel on 29 November 2017. The development proposed the construction of a mixed use development including the following works:

- 3 levels of shared basement car parking for 891 car spaces
- A tunnel beneath Jarvis Circuit that will link Basement Levels 00 & 01 across Lots 104 & 105
- A single level podium across Lot 104 comprising of retail & community facilities uses
- 8 residential buildings comprising of 879 units ranging in height from 3 to 17 storeys
- Publicly accessible open spaces
- 5,966m² commercial/retail floor space
- A 2500m² community facility as identified in the Planning Agreement between Urban Growth NSW and Council executed on 20 October 2016.
- Site landscaping.

ITEM 8 (continued)

Figure 3 and 4 demonstrates a block diagram and photomontage of the proposed buildings.

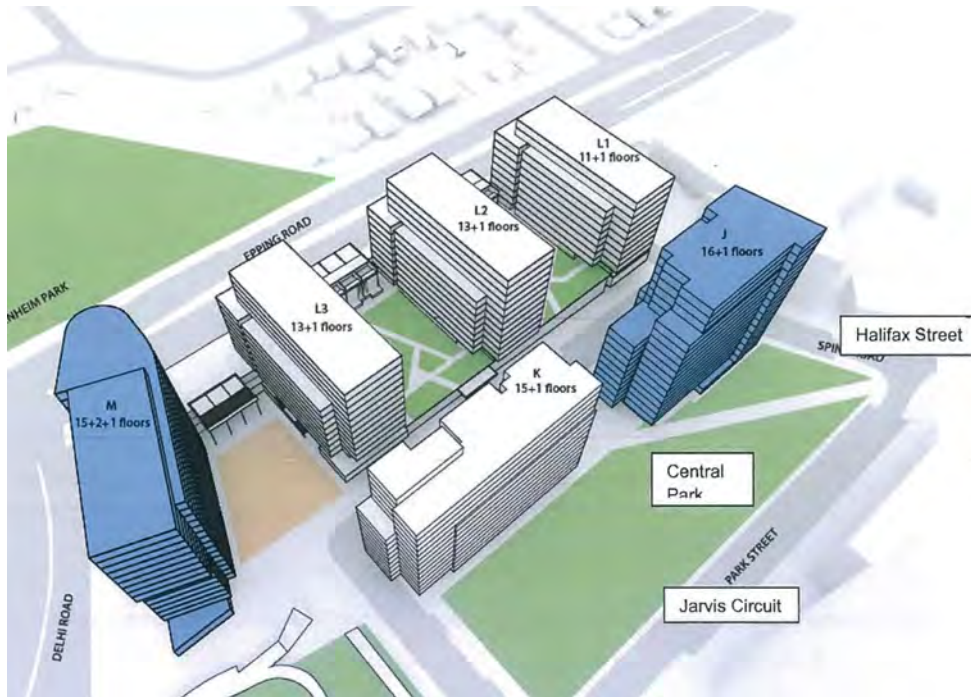


Figure 3: Block diagram of proposed buildings across Lot 104 and Lot 105



Figure 4. Photomontage of the development.

The applicant for this development was Greenland (Sydney) Lachlan's Line Macquarie Park Development Pty Ltd.

ITEM 8 (continued)

As part of this development application, the applicant offered by letter to enter into a Voluntary Planning Agreement (VPA) with Council. The application proposed a vehicular access tunnel between the basements of the buildings on Lot 104 and 105 which will link the parking for the residential and mix use buildings identified on lots 104 and 105 to allow for a more cost effective design for the provision of the residential parking. This tunnel is proposed under Jarvis Circuit which was dedicated to Council as public road under the North Ryde (M2 site) Planning Agreement with Urban Growth NSW dated 26 October 2016.

The VPA letter of offer proposes works-n-kind by the applicant to the value of \$900,000 for the construction and fitout of the community facility in Lachlan's Line. This is in addition to the \$7.6 million of construction and fit out works to be provided by Greenland as required under the North Ryde (M2 site) Planning Agreement between Council and Urban Growth NSW executed on 20 October 2016. Council at its Ordinary Meeting held on 9 May 2017 accepted the letter of the applicant to enter into a VPA in relation to the Development Application.

As part of this VPA, the contribution of \$900,000 was not required to be paid to Council until prior to a construction certificate for the development on Lot 105. To date, only the development on lot 104 has been constructed.

Related Applications

The development consent for LDA2016/395 did not include the early site works. Two separate development applications were lodged with Council for the early works relating to each Lot.

LDA2016/0307 relates to Lot 104 and was approved under delegated authority on 22 December 2016 for early site works, bulk excavation and construction of shoring walls on Lot 104 of Lachlan's Line.

LDA2016/0308 relates to Lot 105 for the same works as Lot 104 and was approved under delegated authority on 25 May 2017.

The early works for Lot 105 has not occur and this consent has now lapsed. As LDA2016/395 did not include the early works, this stage of the development cannot occur until the applicant has received a new DA for the early works.

Greenland (Sydney) Lachlan's Line Macquarie Park Development Pty Limited lodged LDA2022/314 for the preparation works, excavation and construction of shoring walls for Lot 105 on 13 October 2022. This application is currently on hold while the applicant considers other options to enable access to Lot 105 other than relying on the tunnel under Jarvis Circuit. As previously advised, the tunnel resulted in the need for a VPA. The money identified in the VPA was to contribute to the fitout of the auditorium. As this has been completed, the VPA will need to be negotiated and a new agreement in place before LDA2023/314 can be activated.

ITEM 8 (continued)

Modifications to LDA2016/395

As part of the construction process various modifications were approved by Council in respect to Lot 104 under LDA2016/395. There has been a total of 9 modifications approved. This information is demonstrated in the table below.

Modification Number	Proposed amendment	Date of Approval
MOD2018/59	Amendments to the basement car park in respect of the disabled car parking spaces.	5/2/2019
MOD2018/60	Amendments to the reconfiguration of the apartment layouts in Building L3 and M on Lot 104.	21/2/2018
MOD2018/61	Modification of the loading dock, deletion of the vehicular turntable and delete certain condition of consent.	14/3/2019
MOD2019/153	Reconfiguring layout of supermarket & adjacent retail premises and alterations to Jarvis Circuit & Lachlan's square plaza frontage.	30/8/2019
MOD2019/180	Amendments to enclose the retail lobby on the ground floor level; addition of 2 kiosk spaces located on the ground floor level; and relocate communal area at Level 1 and provision of a retail tenancy.	24/9/2019
MOD2019/217	Modification of condition of consent relating to the issuing of engineering compliance certificates.	15/11/2019
MOD2020/210	Modification to change a plant room to an internal communal space on the Level 1 podium.	9/12/2022
MOD2020/220	Modification to install 2.5m retractable awnings to the Level 3 terraces of the approved residential units.	7/12/2020
MOD2023/194	Amendment to the level 1a communal open space.	20/10/2023

Various Construction Certificates and Interim Occupation Certificates were issued for the construction of the development. These were all issued by a Private Certifier. The following table provides information in respect of each CC as well as identifying the name of the Private Certifier. All of these CC's and OC's relate to Lot 104.

Application Number	Description	Name of the Certifier	Approval date
PCA2017/457	CC for structural works for basement levels up to ground floor	Modern Building Certifiers	6/12/2017
PCA2018/87	CC for structural works for the remainder of the building (above ground structural elements)	Modern Building Certifiers	8/2/2018
PCA2018/276	CC for main building works which includes internal fitout and external facades	Modern Building Certifiers	21/6/2018
PCA2018/417	CC for public domain and landscaping works	Modern Building Certifiers	27/9/2018
PCA2019/2	CC for internal refurbishment work for community facility	Modern Building Certifiers	14/12/2018
PCA2019/114	CC for internal refurbishment works for the community facility	Modern Building Certifiers	14/12/2018
PCA2019/353	Modified CC for amended fire engineering report and update for the fire safety schedule for the building.	Modern Building Certifiers	6/11/2019

ITEM 8 (continued)

PCA2019/354	Modified CC for amended fire engineering report and update the fire safety schedule for the building	Modern Building Certifiers	6/11/2019
PCA2020/63	Modified CC for reconfigured layout of the supermarket and adjacent retail premises.	Modern Building Certifiers	26/2/2020
PCA2020/217	CC for the enclosure of the retail lobby, internal fitout of the lobby area and external louvers along the street elevation.	Modern Building Certifiers	25/6/2020
PCA2020/359	Modified CC for external changes to the townhouse apartments.	Modern Building Certifiers	16/10/2020

For each of the above Construction Certificate, an interim Occupation Certificate has been issued. A final OC has not been issued as the development on Lot 105 has not commenced.

Compliance Issues

Modern Building Certifiers were appointed as the Private Certifier for each of the Construction Certificates. The Private Certifier was responsible for the inspection of the building works at various stages to determine consistency with approved plans and compliance with legislative requirements and conditions of consent as well as taking action to address non-compliant work, and if needed, report it to Council.

During the construction of the development, Council was not made aware of any compliance issues.

b) The number of residents and businesses who are potentially affected by this issue.

The media has reported up to 900 residential apartments would be affected by the rectification order. As the construction only includes Lot 104 and not Lot 105, the number of residents and businesses who are potentially affected by the issue has been reduced from the numbers quoted in the media.

The development on Lot 104 contains 556 residential apartments, 1 supermarket, 1 child care, 1 auditorium, 1 gym, 1 commercial tenancy, 1 medical centre and 9 retail tenancies.

As Council would be aware, Council owns several strata lots within the development. This includes the auditorium, childcare and retail space. Council wrote to the Acting Assistant Building Commission on 18 January 2024 requesting a response to several issues. in respect to the BWRO. Council received a response on 30 January 2024 as detailed below.

ITEM 8 (continued)

(a) Is the structural integrity of the building within the Property (including that of the Facilities) at risk?;

Technical reviews conducted by structural engineers from both the developer and Building Commission NSW indicate there is no imminent risk to the structural integrity of the complex. Defects identified in the BWRO relate to the long-term durability of concrete in the basement levels of the building only. The NSW Building Commissioner, attended the site on 19/1/24 along with the Developer and confirmed the above regarding the structural integrity.

(b) Is it recommended that Council ceases using the Facilities until such time that the defects are rectified?;

Council does not need to cease using the Facilities; however we recommend that Council makes accommodations for the developer (where required) so that rectification work may be carried out. This work may potentially cause occasional disruption to the normal use of basement. We encourage Council to liaise directly with the developer for any upcoming arrangements.

(c) Is there anything the Council needs to undertake to ensure public safety within the adjoining public domain spaces that it controls?

The public domain spaces surrounding the complex are not affected.

c) Correspondence from and replies to the NSW Building Commission (and any reference to the structural reports of the building).

The Building Commission NSW is legislatively obligated under Section 37 and 45 of the Residential Apartment Buildings (Compliance and Enforcement Powers) Act 2020 to notify the City of Ryde Council of any intention to issue a BWRO or issuing a BWRO. Information was received on 30 October 2023 in respect of the intention to issue the BWRO on the developer, Greenland (Sydney) Lachlan's Line Macquarie Park Development Pty Ltd. Notification of the BWRO was received on 16 January 2024. At no time has Council received any structural reports or any other information in respect of the issuing of the intention to issue the BWRO or the issuing of the BWRO from Building Commission NSW or the developer.

Staff emailed the Acting Principal Compliance Officer of the Building Commission of NSW on 18 January 2024 after the order had been issued. The following demonstrates the information that staff had requested as well as the response from the Building Commission NSW in blue. The response from the Building Commission NSW was received on the 18 January 2024.

ITEM 8 (continued)

- A. A brief history of the subject building complex at 23 Halifax St Macquarie Park, which resulted in the issuing of the urgent work rectification orders by the Building Commission NSW.

It has been brought to the attention of Building Commission NSW in August 2023 that structural props have been delivered (however not deployed) to the basement of the building around the same time. Officers inspected the building basement and conducted an investigation in potential structural defects observed on site, which resulted in a draft BWRO and served as final on 15th January 2024.

- B. The Private Certifiers details and any related compliance issues.

Our records suggest the certifier for this complex was Michael Gooley, reg. BDC0143. We're unable to comment on compliance issues associated with this certifier.

- C. The number of residents and businesses who are potentially affected by this issue.

We expect the developer will be continuing their own investigation into the defects identified in the BWRO and performing rectification work as required. This will be coordinated by the developer and may involve disruptions to the use of basement parking by residents and local businesses. We are unable to comment on the number of residents and businesses this issue affects otherwise.

- D. Confirmation that there is no danger to the occupants and users of the associated facilities, which includes the auditorium, child-care centre, retail area, carparking spaces and surrounding public domain areas.

We do not have evidence to suggest there is any danger to the occupants and users of the associated facilities.

The CEO also wrote to the Acting Assistant Building Commission on 18 January 2024. The information requested in this letter as well as the response dated 30 January 2024 has been detailed in the response to part b in this report.

The City of Ryde Council has subsequently met with the property developer, Greenland Group Australia on 4th March 2024 to discuss this development site. Greenland Group Australia (GGA) provided the City of Ryde Council with a verbal undertaking that they intend to:

- A- Fully comply with the Building Commission NSW and therefore promptly satisfy the requirements of the Building Work Rectification Order (BWRO);
- B- Obtain any permits and approvals that may be required from the City of Ryde Council.
- C- Provide further updates to both the residents and Council in relation to the timing of these rectification works.
- D- Council will meet regularly with the GGA for progress updates and manage any risks to Council, its assets or the wider community that may arise.

ITEM 8 (continued)

Council shall continue to assist GGA as required to ensure these rectification works do not adversely impact the residents and wider community.

d) Who was advised of this issue at the City of Ryde in October; what date was the letter received and was this information passed on to the CEO, the Mayor and any Councillors?

Council's Records Department received the statutory documentation from the Building Commission NSW on 30 October 2023 for the Intention to issue an order and 16 January 2024 for the rectification order. Both notifications were noted by the relevant Council staff, who have the appropriate delegations to deal with these operational matters. This notification was not forwarded onto the CEO or the Mayor.

e) What mechanisms can be put in place to make certain Councillors and community are informed about all future intentions by the Building Commission to serve a rectification order.

A notice to issue a rectification order as well as a rectification order can only be issued by the Building Commission NSW under the RAB Act. A BWRO can be issued where building work was done or is being carried out in a way that might lead to a serious defect or has already caused one. It is intended to ensure that building work is remediated so that a serious defect does not arise or if there is already a serious defect, that it is fixed.

The RAB Act defines a serious defect as meaning:

1. A building element that does not comply with the performance requirements of the Building Code of Australia, the relevant Australian Standards or the relevant approved plans; or
2. A defect in a building product or building element that is from defective design, defective or faulty workmanship or defective materials and prevents the proper use of a building or might cause the building to be destroyed or collapse;
3. The use of a building product (within the meaning of the Building Products (Safety) Act 2017) in contravention of that Act.

The serious defect must be in the common property of the building.

Before giving a BWRO, an intention of that order must be given to the developer. This will also include the terms of the proposed order, the required rectification works and the period in which the order is to be complied with. The intention to issue the order also includes a period in which the person who receives the order may make representations as to why the order should not be made.

ITEM 8 (continued)

In addition to notifying the person whom the proposed order is directed too, in accordance with Section 45(1) of the RAB Act, the Building Commission must also give notice to:

1. The relevant local council
2. If the council is not the certifier in relation to the building works – the principal certifier
3. The owner of the land
4. If the building has been strata titled, the relevant owners corporation.

The owners corporation must give written notice to the owners of lots in the strata scheme within 14 days of receipt of the intention to issue an order under Section 45(2) of the RAB Act.

The Building Commission is required to consider any representations made by any party in respect of the intention to issue the order. In cases where Council is not the principal certifier and has not been involved in the investigation, Council would not make any representations to the Secretary.

After the Building Commission has considered any representations, the Building Commission may determine to undertake the following actions:

1. To give an order in accordance with the proposed order;
2. To give an order in accordance with modifications made to the proposed order; or
3. Not to give an order.

Intentions to issue an order are not published on the NSW Fair Trading Register of building works orders. Doing so would deny the person who receives the intended order natural justice and could also create unwarranted community concerns in respect of the subject building. For these reasons, it is recommended that Council also not publish an intention to issue an order on its website.

As soon as a rectification order is issued, it appears on the Fair Trading Register of building works order. In accordance with Section 37 of the RAB Act, it is also necessary for the following persons to be notified of the order:

- The relevant local council;
- If the local council is not the certifier in relation to the building works – the principal certifier
- The owner of the land
- The Register General
- If the order relates to a strata building, the relevant owners corporation.

ITEM 8 (continued)

If the owners corporation is notified of the order, as with the intention to issue an order, the owners corporation must give written notice to the owners of lots in the strata scheme of the receipt of that notice no later than 14 days after receiving the notice.

Once Council receives notification of a BWRO that requires the subject building to be evacuated, then a CIB shall be provided to all Councillors as well as include information in respect of the BRWO on Councils web page.

If the Building Commission deems the defects to be so significant that the building is required to be evacuated, this process would be managed by the Building Commission as well as other state government agencies. Although not the relevant authority, Council would still be involved in the process to offer any assistance to these agencies.

Financial Implications

Adoption of the recommendation will have no financial impact.

9 RECLASSIFICATION OF LAND AT 4 PITTWATER ROAD, GLADESVILLE FROM COMMUNITY TO OPERATIONAL LAND

Report prepared by: Senior Strategic Planner
File No.: LEP2022/14/4 - BP24/19

REPORT SUMMARY

The Planning Proposal seeks to amend Schedule 4 of the *Ryde Local Environmental Plan 2014* (RLEP 2014) by reclassifying the land at 4 Pittwater Road, Gladesville, being Lot 1 DP 816692 from Community to Operational land. The Planning Proposal has been prepared by Hunter's Hill Council, the owners of the land, with the site currently being occupied by a child care centre.

The intent of the Planning Proposal to reclassify the land from Community to Operational land is to enable Hunter's Hill Council to consider expanding opportunities for the future use of the land. It should be noted that the reclassification does not involve a proposal to develop or sell the land.

The Planning Proposal has been assessed against relevant State and local strategies and policies, and key social and economic impacts, and determined to have merit.

The proposal has been prepared in accordance with the Department of Planning, Housing and Infrastructure's *'Local Environmental Plan Making Guideline'* dated September 2022 and the LEP Practice Note PN16-001 *Classification and reclassification of public land through a local environmental plan*, dated 5 October 2016.

The Planning Proposal was submitted to the Ryde Local Planning Panel (RLPP) for its advice on 14 December 2023. The RLPP recommended to Council that the proposal be submitted for gateway determination for the purpose of seeking a land reclassification.

RECOMMENDATION:

That Council resolve to:

- (a) Support the Planning Proposal to reclassify land at 4 Pittwater Road, Gladesville, being Lot 1 DP 816692 from Community to Operational land;
- (b) Submit the Planning Proposal to the Department of Planning, Housing and Infrastructure for Gateway Determination under s3.34 of the *Environmental Planning and Assessment Act 1979*.
- (c) That the Department of Planning, Housing and Infrastructure be advised that Council wishes to be delegated as the Local Plan-Making Authority; and
- (d) That following public exhibition, the planning proposal and any submissions received be reported back to Council to finalise the proposal.

ITEM 9 (continued)**ATTACHMENTS – CIRCULATED UNDER SEPARATE COVER**

- 1 Amended Planning Proposal Final 230716 PP-2022-3966
- 2 Ryde LEP 2014 Maps - 4 Pittwater Road, Gladesville PP-2022-3966
- 3 Consistency of PP with SEPPs - 4 Pittwater Road, Gladesville PP-2022-3966
- 4 Consistency of PP with S9.1 Directions - 4 Pittwater Road, Gladesville PP-2022-3966
- 5 Certificate of Title for Lot 1 in DP 816692 - 4 Pittwater Road, Gladesville PP-2022-3966
- 6 Deposited Plan 816692 - 4 Pittwater Road, Gladesville PP-2022-3966
- 7 Amended Requirements of LEP Practice Note PN 16-001 - 4 Pittwater Road, Gladesville PP-2022-3966
- 8 Excerpt of Council Meeting - Report and Minutes - 20 September 2021 - 4 Pittwater Road, Gladesville
- 9 Amended Summary of Councils interest in the land PP-2022-3966
- 10 Excerpt of Council Meeting Report - 19 April 2021 - 4 Pittwater Road, Gladesville
- 11 Response to Pre-Lodgement Meeting - 4 Pittwater Road, Gladesville PP-2022-3966 -
- 12 Dealing - D394665 - Memorandum of Transfer - 4 Pittwater Road, Gladesville PP-2022-3966
- 13 Correspondence from Council to Sydney Water dated 24 April 2023 PP-2022-3966
- 14 Correspondence from Sydney Water to Council dated 5 June 2023 PP-2022-3966
- 15 Ryde Local Planning Panel 14 December 2023 - Item 3 - 4 Pittwater Road, Gladesville - Determination Statement of Reasons

Report Prepared By:

Terry Agar
Senior Strategic Planner

Report Approved By:

Albert Madrigal
Senior Coordinator City Places

Mel Fyfe
Executive Officer - City Places

Michael Galderisi
General Manager - City Shaping

ITEM 9 (continued)

Introduction

The Planning Proposal seeks to amend Schedule 4 of the RLEP 2014 by reclassifying the land at 4 Pittwater Road, Gladesville, from Community to Operational land. The Planning Proposal has been prepared by Hunter's Hill Council, the owners of the land. The reclassification will enable Hunter's Hill Council to consider an expanded range of opportunities for the use and management of the site.

History

A formal pre-lodgement meeting was held between Hunters Hill Council, their consultants and City of Ryde (Council) on 23 February 2023. The Council advice from that meeting that the planning proposal, in addition to the requirements of the Department of Planning, Housing and Infrastructure's guidelines, must address the following:

- NSW Government's LEP Practice Note PN 16-00 by providing information relating to Council's interests in the land
- confirmation of the easement details for DP 390503.
- clarification of 'Council' as to when the document is referring to Hunters Hill Council and/or landowner and City of Ryde Council.
- removal of incorrect references.
- consistency of references to future development with proposed outcomes noting the potential community interest in the proposal.

The submitted planning proposal and accompanying reports (see **ATTACHMENTS 1-14**) have adequately addressed these matters.

The Site and Locality

The site is known as 4 Pittwater Road, Gladesville and consists of one allotment being Lot 1 DP 816692 (see Figure 1). The site is irregular in shape, has an area of approximately 704m² and is occupied by Gladesville Occasional Child Care Centre, a not-for-profit community based childcare centre.

The site has a single frontage to Pittwater Road as its southern boundary. Adjoining the site to the east is Gladesville Library. Adjoining the site to the west and north is City of Ryde's John Wilson public car park.

ITEM 9 (continued)



Figure 1. Site and Locality

The land is zoned MU1 Mixed Use under the RLEP 2014 (see Figure 2). The adjoining land and surrounding area are mostly mixed or residential in use with land to the north/northwest being zoned MU1 Mixed Use or R4 High Density Residential and land in the south/southeast being zoned MU1 Mixed Use or R4 High Density Residential or R2 Low Density Residential. The Planning Proposal does not seek to change the site's existing zoning.

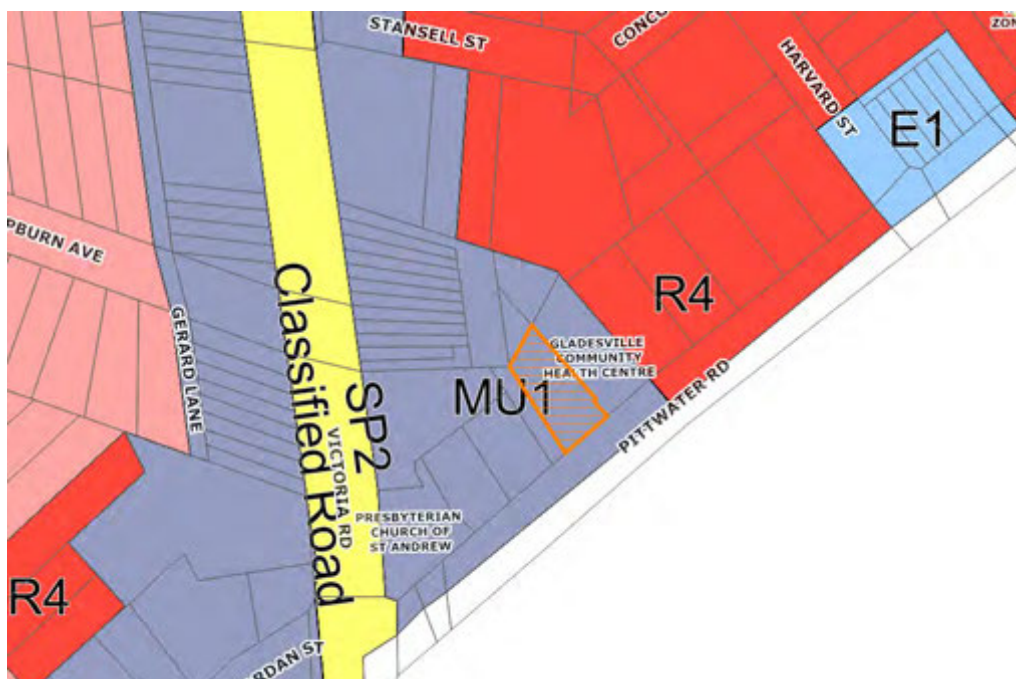


Figure 2. Land Use Zoning under RLEP

ITEM 9 (continued)

The site is subject to a height of building development standard of 22m (see Figure 3). The Planning Proposal does not seek to change the site's existing height of building standard.



Figure 3. Height of Building under RLEP

The site is subject to a maximum floor space ratio (FSR) of 2.6:1 (see Figure 4). The Planning Proposal does not seek to change the site's existing maximum FSR standard.

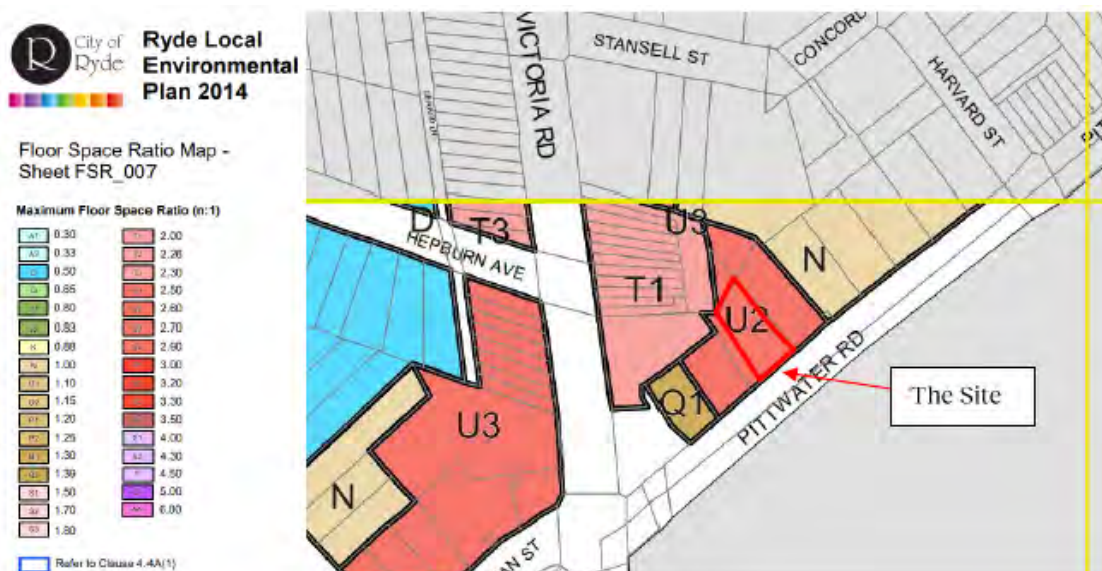


Figure 4. FSR under RLEP

The site is designated as being within the Gladesville Town Centre under the RLEP 2014 Centres map (see Figure 5).

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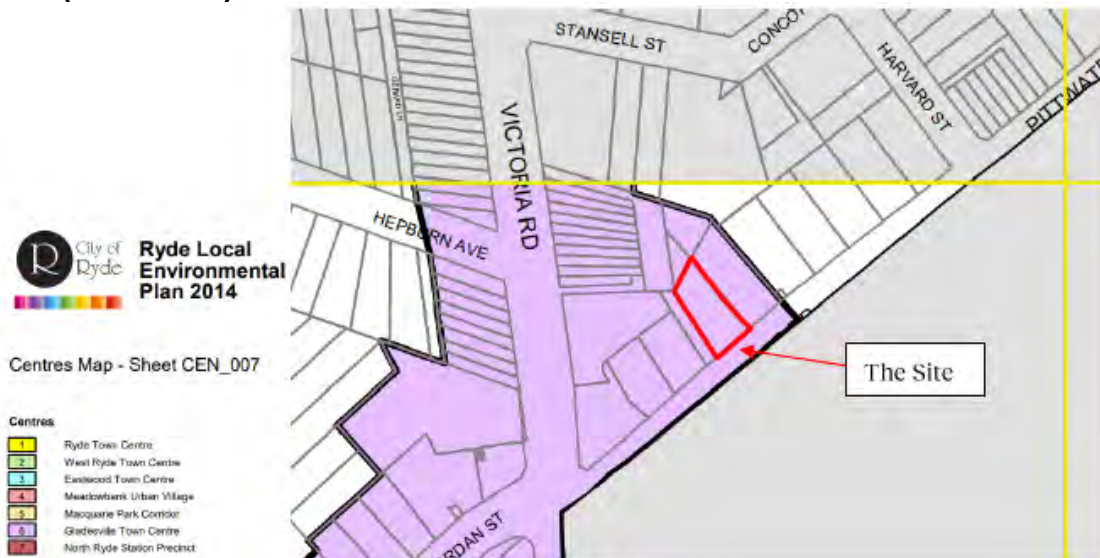


Figure 5. Centres Map under RLEP

The site is identified under Part 4.6 Gladesville Town Centre and Victoria Road Corridor under Ryde Development Control Plan (RDCP) 2014. The location of the site is within the Town Centre Precinct identified within the Precincts Vision Plan (see Figure 6).



Figure 6. Town Centre Precincts under RDCP

There are four local heritage items listed in the RLEP 2014 that are within proximity of the site (see Figure 7):

- Local heritage item 54 'Great North Road' located on Victoria Road, within 100m of the site.
- Local heritage item 139 'Gates' located on 220 Victoria Road, within 200m of the site.

ITEM 9 (continued)

- Local heritage item 140 'Church' located on 220 Victoria Road, within 200m of the site.
- Local heritage item 142 'Church' located on 265A Victoria Road, within 100m of the site.

There is a heritage conservation area (HCA) located within 100m of the site. However, the Planning Proposal will not have any impact on these heritage items or HCA.



Figure 7. Heritage Items and HCA under RLEP

Planning Proposal

The planning proposal seeks to amend Schedule 4 of the RLEP 2014 by reclassifying the land at 4 Pittwater Road, Gladesville, being Lot 1 DP 816692 from Community to Operational. The planning proposal has been prepared on behalf of Hunters Hill Council, the owners of the land, with the site currently being occupied by a childcare centre.

The intent of the proposal is to reclassify the land from Community to Operational to enable the classification to be consistent with the current zoning and provide Hunters Hill Council with flexibility to ensure it can deliver improved community infrastructure via redevelopment of the site or possible sale and redirection of funds to other community infrastructure.

The proposal is the result of Hunters Hill Council's Property Strategy (see **ATTACHMENT 11**) that identifies the site as surplus to the needs of Hunters Hill Council. The site currently being classified as Community Land means Hunters Hill Council is not able to develop, sell, exchange, or dispose of Community Land under the provisions of the *Local Government Act 1993*. As such, the proposed reclassification is intended to provide opportunity to unlock the existing development potential of the site to stimulate growth and development within Gladesville Town Centre.

ITEM 9 (continued)

The proposal does not involve any change to the existing zone and/or development standards that apply to the subject site. There are no interests in the land that Hunters Hill Council is seeking to discharge.

Discussion

The *Environmental Planning and Assessment Act 1979* (the Act), requires a planning proposal to provide justification and to consider the strategic merit of the proposal against State and Local strategies and Policies. The planning proposal has provided adequate justification for the proposal, as summarized below:

Strategic Merit Issue	Comment
State Environmental Planning Policies and Local Directions	The planning proposal is generally consistent with the relevant State Environmental Planning Policies and Local Planning Directions under Section 9.1 of the environmental Planning and assessment Act 1979. An analysis of compliance with these policies is provided in the attached planning proposal (see ATTACHMENT 1).
Greater Sydney Region Plan - A Metropolis of Three Cities	The planning proposal is generally consistent with the Greater Sydney Region Plan - A Metropolis of Three Cities (see ATTACHMENT 1).
North District Plan	The planning proposal is generally consistent with the North District Plan (see ATTACHMENT 1).
Ryde Local Strategic Planning Statement	The planning proposal is generally consistent with the Ryde Local Strategic Planning Statement (see ATTACHMENT 1).
Requirements for Proposals to Reclassify Public Land	<p>The planning proposal is prepared in accordance with LEP Practice Note PN 16-001 (see ATTACHMENT 7). The most relevant part of that Practice Note is Attachment 1 as follows:</p> <ul style="list-style-type: none"> • The land is not a 'public reserve' as defined by the <i>Local Government Act 1993</i>. • Hunters Hill Council's property records indicate the site was transferred from Sydney Water (formerly known as Metropolitan Water and Sewerage and Drainage Board) to Hunters Hill Council for the purpose of a baby health centre in 1945 and a restriction was placed on the Title for this use at dedication to Hunters Hill Council (see ATTACHMENT 12). As such, Hunters Hill Council consulted with Sydney Water on 24 April 2023 (see ATTACHMENT 13). On 5 June 2023, comments

ITEM 9 (continued)

Strategic Merit Issue	Comment
	<p>were received from Sydney Water who raised no objection to the reclassification (ATTACHMENT 14).</p> <ul style="list-style-type: none"> • There are no interests in the land that Hunters Hill Council is seeking to discharge. This may be required prior to the sale of the property and completed as a separate matter to this planning proposal. • The proposal will not affect any current uses or leases on the land. • The proposal does not involve any change to the existing zoning and/or planning controls that apply to the site. • The land is not proposed for sale at this time. However, the proposal will enable Hunters Hill Council to sell, exchange or otherwise divest and deal with the parcel of land to assist in facilitating the redevelopment of the land, whilst capitalising on the returns to Hunters Hill Council and the potential community benefits including public domain upgrades. • There are no sales or changes to the property at this time, but if sold, Hunters Hill Council will be required to appropriately account for the funds acquired as required by PN 16-001.

Planning Assessment

An assessment of the key issues relevant to the planning proposal is provided in the following table.

Site Specific Issues	Assessment
Social and economic impact	<p>The reclassification has the potential to have positive social and economic benefits for the community, in that it enables Hunters Hill Council to consider potential future development of land for uses consistent with the MU1 Mixed Use zoning under RLEP 2014.</p> <p>As per Hunter's Hill Community Infrastructure Plan (Property Strategy), the existing Occasional Care Centre is in need of updating and surplus to Hunter's Hills Council requirements. Through the proposed transition to operational land, an enhanced scope of flexibility is afforded to Hunter's Hill Council, thereby unlocking the potential to either rejuvenate or divest its assets. This strategic manoeuvre is aimed at optimising the allocation of resources towards community infrastructure</p>

ITEM 9 (continued)

Site Specific Issues	Assessment
	<p>and services, thereby maximising the derived communal value.</p> <p>Furthermore, the reclassification may assist in the delivery of mixed-use development outcomes to improve economic and social vitality of the area and strengthen the economic performance of the Gladesville Town Centre.</p>
Environmental impact	<p>The reclassification does not result in any direct environmental impacts. It will, however, enable development of the land in accordance with the current MU1 Mixed Use zoning. Any environmental impacts likely to arise as a result of any future development proposal will be assessed as part of the Development Application process.</p>
Heritage	<p>The site is not affected by any heritage listing and the nearby heritage items and HCA are located 100m to 200m from the site. There is no impact on the heritage items or HCA.</p>

Ryde Local Planning Panel

As part of the assessment of the Planning Proposal, the application was referred internally to the Ryde Local Planning Panel (RLPP) for advice. The RLPP had no further comment and agreed that the proposal should proceed to a gateway determination for the purpose of seeking a land reclassification (see **ATTACHMENT 15**).

Public Exhibition of Planning Proposal

The Planning Proposal cannot be placed on public exhibition until the proposal has been endorsed by Council and a Gateway determination has been issued by the Department of Planning, Housing and Infrastructure (if the Gateway determination is to not proceed then the application is refused).

The Gateway Determination will specify the duration and extent of community consultation. The duration of exhibition depends on the complexity of the proposal. These maximum periods range from:

- Basic – 10 working days
- Standard – 20 working days
- Complex – 30 working days
- Principle LEP – 20 working days

ITEM 9 (continued)

The public exhibition timeframe and referral requirements will be specified in the Gateway determination. In addition, the public exhibition will also include the following actions:

- A written notice sent to affected residents and land owners
- Publication of the Planning Proposal documents on Council's website for review by stakeholders, and
- Council staff will be available to answer questions

The above exhibition actions are intended to make the proposal readily available to all interested stakeholders and will be delivered above and beyond the standard minimum requirements of the Gateway determination requirements.

Financial Implications

Adoption of the recommendation will have no financial impact.

Local Plan-Making Authority

The Local Plan-Making Authority in respect of a Planning Proposal is the party delegated to make or reject the proposed amendments to the LEP following the public exhibition and consideration of the submissions.

The Gateway Determination needs to provide Council with the delegation to act as the Local Plan-Making authority, otherwise the State Government will retain the authority to make the decision as to whether or not to proceed following the public exhibition.

When submitting a Planning Proposal, councils are required to identify whether they wish to be authorised to be the Local Plan-Making Authority for the proposal. If Council does not want to be the authority, or the State declines to delegate authority to Council, the Minister for Planning (usually via a delegate at the Department of Planning, Housing and Infrastructure) undertakes the role.

It is recommended, that if Council support the proposal that it resolve to request authorisation to be the Local Plan Making Authority.

Options

To address the planning proposal, Council has two options to consider:

- Option 1 – That Council forward the Planning Proposal (as attached) to the Department of Planning and Environment seeking a Gateway Determination to allow the proposal to proceed to Public Exhibition.

ITEM 9 (continued)

- Option 2 – That Council resolve that the proposed reclassification is not supported. Council would need to specify the concerns which would consider the specified concerns against the relevant legislated assessment considerations.

Conclusion

The Planning Proposal proposes to reclassify land at 4 Pittwater Road, Gladesville, being Lot 1 DP 816692 from Community to Operational under Schedule 4 of the RLEP 2014. The reclassification will provide new opportunities for the use and management of the land.

The information presented in the proposal and its supporting documentation sufficiently describes and analyses of the strategic planning opportunities for the site and considers the relevant environmental, social, and economic impacts. On this basis, it is recommended that the Planning Proposal be supported.

Recommendation

That Council support that the Planning Proposal to reclassify land at 4 Pittwater Road, Gladesville, being Lot 1 DP 816692 from Community to Operational land and submit it for Gateway Determination under s3.34 of the *Environmental Planning and Assessment Act 1979*.

10 INCREASING ACCESS TO EV CHARGING IN RYDE

Report prepared by: Executive Officer - City Resilience
File No.: ENV/21/88/3 - BP24/64

REPORT SUMMARY

The below report responds to the request for a Council report entitled 'INCREASING ACCESS TO EV CHARGING INFRASTRUCTURE ACROSS THE CITY OF RYDE' (August 2023) and an EV CHARGING STATIONS report request (November 2023).

At its August meeting in 2023, Council requested an update on the status of electric vehicles in Ryde, with the below adopted resolution:

(a) *That Council notes:*

- i. Many Ryde residents are purchasing electric vehicles (EV) and that many have an appetite to purchase electric vehicles but might be holding off the purchase because they are concerned about the lack of available charging infrastructure.*
- ii. EV owners are requesting information from Councillors on plans for more EV charging in Ryde, particularly in high density residential areas where home charging is problematic.*
- iii. That grants are available from Federal and State Governments to help increase a cross section of EV solutions.*
- iv. That reports were prepared by staff in 2019/20 along with a strategy yet delivery has stalled.*

(b) *That staff provide a report to Council by the October 2023 Council meeting that explores:*

- i. Council owned and commercial EV charging already available to our ratepayers.*
- ii. The assets in our current Council EV fleet.*
- iii. Council's current plans for providing new Council owned EV chargers and details of any expressions of interest from commercial EV charging providers in building new charging infrastructure in Ryde.*
- iv. Federal and State funding opportunities for Council to increase their provision of public EV charging and growing Councils EV fleet.*
- v. Opportunities for curbside charging.*

ITEM 10 (continued)

- vi. The incentives/assistance that Council offers that might attract commercial operators to install EV fast charging in the Ryde LGA (i.e: dedicated spaces in places like Coulter Street, Gladesville; Halifax Street, North Ryde or Network Place.*
- vii. The commercial benefits to local business having chargers available near small business centres.*
- viii. A plan for Council to mandate that EV charging provisions be made in all new multi dwelling developments.*

A further motion was raised in November 2023 and resolved:

That Council:

- (a) Notes the increased uptake of EV vehicles in the City of Ryde.*
- (b) Investigate the feasibility of increasing EV charging infrastructure through potential partnerships with third party electric vehicle charging providers, including the potential for revenue generation through partnerships.*
- (c) Provide a report back to Council detailing the results of the investigation by the March 2024 Council meeting.*

The below report provides responses to the two requests providing update to Council on the status of electric vehicles in Ryde.

In 2019 the City of Ryde began its entry into the low emissions vehicle space with the introduction of two electric vehicles (EV) into Councils fleet and installation of publicly accessible, community EV chargers at three town centres under a trial project completed in 2021. The intention of the project was to passively introduce EV's to community whilst showing leadership in an emerging technology lowering city emissions.

Since this time, Council has continued to proactively work within this space representing on over four key industry and government working groups to support further uptake. This includes within the Southern Sydney Region of Councils (SSROC) who are leading local government efforts in the rollout of EV's, policy and consultation with the State Government, the Northern Sydney Region (NSROC), DPE consultative groups and as the only Local Government representative council on the Electric Vehicle Council, Australia's peak body for EVs.

ITEM 10 (continued)

From 2021, both Federal and State Government policy and initiatives to drive net zero outcomes has seen considerable investment in new technology, gathering rapid interest for implementation from startup companies and in uptake. Whilst Council remains proactive in this space and supporting the momentum, there are due diligence considerations for local government that need to be assessed prior to engaging with seemingly attractive 'low' or 'no' cost infrastructure. These consider longer term implications including cost to Council, technology challenges and issues, and long term management if Council are to become a 'fuel provider' on behalf of the community. Each of these considerations are being explored with updates to Council provided below.

RECOMMENDATION:

- (a) That Council notes the report responses to Notice of Motion request
- (b) That Council continue engagement with providers towards seeking opportunities for increasing EV public charging infrastructure and continue support for multi-unit dwelling residents' installation

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Kylie McMahon
Executive Officer - City Resilience

Report Approved By:

Michael Galderisi
General Manager - City Shaping

ITEM 10 (continued)

Discussion

Council provides specific responses to the queries raised by the Council on individual charging matters as below:

Council owned and commercial EV public charging infrastructure available:

Currently, there are four publicly accessible chargers that are owned and operated by Council at three locations in Ryde. These are located at Top Ryde, Macquarie Park and most recently in the new Rowe Street carpark in Eastwood. These chargers are additional to the 33 public charging stations in various locations across the city that can be found via the Plugshare app as listed on Council's website offering various charging speeds.

The assets in the current Council EV fleet:

Council currently has 4 fully electric vehicles (EV) in the council fleet and 19 hybrid vehicles. Since 2019, Council has made considerable effort undertaking fleet analysis, market testing and meeting with numerous infrastructure providers towards options for increasing fleet numbers. An internal fleet transition strategy to assist modelling fleet transition was completed prior to Covid19 examining pathway options for fleet transition to EV. Unfortunately, the impact of Covid on (car) manufacturing, global lithium demand spikes (solar and batteries) and reluctance from manufacturers to send supply to Australia (due to a lack of fuel efficiency standards), has seen the Australian EV supply the lowest in a developed country.

Council orders for leaseback fleet cars during the Covid and post Covid period (until now), have seen waiting times for vehicles as long as 14-24mths for some popular and hybrid models. This has made transition for suitable, low/ no emissions vehicles, extremely slow. Vehicle waiting times had only started changing in late 2023.

Despite the above purchasing hurdles including costs for EV, present challenges, particularly for the highly favoured SUV vehicle class for staff, Council has been transitioning 'like for like' internal combustion engines (ICE) vehicles to hybrid where feasible, to reduce emissions from this vehicle class. This has commenced in our small sized category of fleet and trials for heavy vehicles have been undertaken to explore options for our plant transition. So far, there have been 19 new hybrids taken up by staff since this change two years earlier.

A Motor Vehicle Policy working group has also been established, which has undertaken modelling, aligned with the adopted target of Net Zero Emissions by 2035, to support the transition. The Executive Leadership Team are supportive of this transition with new EV models being added to the existing fleet leaseback options now that manufacturing delays are slowly beginning to ease and competition from new models is slowly driving pricing points down.

ITEM 10 (continued)

Early this year, a staff engagement program supporting the new transition strategy for Council's fleet will be drafted to guide staged delivery with targets for electric vehicles, and supported charging opportunities. This is aimed at further increasing the transition and bolstering staff support and encouragement for uptake.

Council plans for new Council owned EV chargers and details of any expressions of interest from commercial EV charging providers in building new charging infrastructure in Ryde:

Under the release of the State Government's recent infrastructure grants, Council has received many unsolicited requests for providing EV charging infrastructure across the city. Each of these have been individually assessed for suitability, feasibility, and risk, either under a direct grant application via the provider or through one of the many 'free' or 'low cost' options offered by new infrastructure operators.

To date, a majority of these charging offers primarily seek to provide paid for (free) charging infrastructure to councils under a long-term contract or arrangement to be managed under an ongoing, paid annual service (by Council or via revenue) through a 3rd party model. Whilst these opportunities appear on face value to present a low-risk option for infrastructure within the city, there are also many considerations and contractual limitations for Council to consider. These include the extent of council control of the service, costs charged to users to ensure equity for use, advertising, and management implications to Council via resourcing internally. Some of these costs include annual subscription, licensing, software, annual maintenance, and energy, whereby charging limits exceed maximum allowable peak load.

The State Government grant investigations have found that there are several cost implications placed onto Council for providing these stations which range from requiring shovel ready charging projects (developed by Council) and, dedicated staffing FTE resources to actively manage and coordinate from project inception through to ongoing maintenance. This criteria presents hurdles for many councils that fail to consider additional, locked in (and ongoing) costs to Council that EV charging infrastructure providers are now imposing once the devices are installed. Once installed and issues arise, they are not easily removed due to either contractual arrangements, cost for site restoration, and also reputational management to community from poor provider infrastructure.

To understand the true cost and benefit of this infrastructure if Council is to be a 'fuel provider,' it must consider both the resourcing and life cycle implications of the asset beyond the offering of a cheap or 'free' device. Additionally, as the State Government grants are attractive to infrastructure providers, the quantum of new operators entering the market is rapidly growing. Many of these operators are new, unknown, and not reputationally established. They have no history of quality assurance for the device or service delivery which presents a large risk in the current market (for basic warranty and servicing), which is being experienced globally from inferior products and operational issues.

ITEM 10 (continued)

Other considerations against these offers are in ensuring Council adheres to local government procurement policies in selecting and working with providers. Due to the number of new market requests from recent grants, some councils are now devising 'unsolicited EV charging policies' to manage these sales requests given councils cannot directly just select one provider without equitable EOI or RFQ (quote) / RFT (tender) process being followed.

These opportunities as well as policy responses, are being worked through in consultation with other Regional Organisations of Councils (both NSROC and SSROC) to navigate how all local government entities may equitably and responsibly work to increase charging infrastructure. This work is also reviewing the true 'value for money', risk and implications of these devices in the public space which is not currently considered in the State Government programs or budgeted for within the grant funding offered.

Council is working with industry to further discuss several EV infrastructure opportunities that seek to limit long term cost and management liability to council and work with providers to increase options under a structured approach to support a network within the City. This includes network review and planning with energy distributors, to explore new technologies and opportunities under programs they manage and operate in residential zones. This approach seeks to limit cost, risk and management implications to local governments which is being experienced across Sydney under ad hoc operator installations and uncoordinated approaches for EV infrastructure and management issues.

Federal and State funding opportunities for Council to increase their provision of public EV charging and growing Councils EV fleet:

The State Government released the 'Electrify Fleets' / 'Drive electric NSW EV fleets incentive' with the objective of assisting private businesses, not-for-profits, and local councils to bridge the cost to transition their fleets to electric passenger, light commercial or sports utility vehicles, via a competitive reverse tender auction process. The process involves fleets submitting 'bids' to exchange internal combustion engine (ICE) vehicles for new EV models to reduce fleet emissions under several rounds of application based on highest emission reductions.

Council staff have reviewed this grant seeking to utilise this support for its own transition with a number of key criteria not aligning with Councils own procurement cycles for fleet. Key criteria included meeting expected EV mileage averages set by the State grant, purchase price points with evidence, retention of vehicles for 4yrs (current Council fleet holding duration is 2.5yrs), providing renewable energy charging evidence for vehicles in the submission, calculations of total electricity and rates, and servicing statements/ agreements as evidence.

ITEM 10 (continued)

The process then assessed the aggregated total of CO2 emissions saved from combined application i.e. applications with the most benefit will be those that have higher emissions reductions from heavy emitting vehicles to EV and/ or a higher number of vehicles submitted in the application such as under a taxi or hire car fleet as the most suitable category. Council does not bulk procure vehicles and additional supported funding will be required for the bidding process and submission. The grant aims at reducing emissions i.e. from larger ICE vehicles to zero emissions vehicles. Currently almost 50% of Council's fleet is made up of SUV's by which there are not currently any suitable EV's available to match the staff requirement.

To date, roll out of this grant has been slow given the above complexities coupled with international delays on EV shipments to Australia (linked to lithium battery supplies and manufacturer preference of ICE vehicles), with many grant applicants experiencing long waiting delivery times for vehicles from previous grant rounds.

Council staff reviewed the NSW Government Fast Charging Grants for participation with the following findings: the application requires a minimum of four adjacent spaces for fast charging ideally situated along major routes. In Ryde these correspond to the east/ west and north/ south major corridors in Ryde, servicing broader Sydney and beyond which presents challenges in locating opportunities for stopping and hosting chargers without dedicated land lots close by. Investigations to date have provided limited ability for these co-located sites near town centres. The project delivery timeline by the State Government is stated to be up to 2 years with necessary approvals and then delivery.

The grant expectation is for Council to own and operate the charger's long term. Whilst this may suit many councils, this also presents considerable issues for councils who require a staff resource to attend to the devices on a regular basis (weekly and bi-weekly depending upon issues) for managing consistent faults, requiring device resets or attending to software issues. This is being experienced first-hand by Council with our own devices. These issues must be factored into considerations of 'who' and 'what' is provided across the city under managing multiple devices or infrastructure providers.

Coupled with the cost of electricity from the chargers (that in some cases is not covered) other issues not identified are peak demand energy spikes from charger use (which incurs costs to council). When considering the business case for participation under the current grant rounds, these factors have not been identified for consideration and will see the 'fuelling devices' bear additional costs to council in the long term.

ITEM 10 (continued)***Opportunities for curb side charging:***

In almost all cases of the State Government grants, Council is requested to be responsible for co-delivering, project managing and then providing a dedicated resource to oversee, resolve issues and manage the new assets as outlined within the grant criteria. This is the same for the curb side charging grants, which beyond the ownership, delivery, and management, require upfront capital investment to deliver these within the timeframe set. It is proposed as potentially 20% of total funds however this does not consider upfront studies to inform feasibility and financial modelling to meet the criteria of the grant.

Assessment to date has found several restrictions with finding suitable locations to meet the grant criteria including parking locations and proximity to amenities along major road routes, complying with alignment for vehicle port considerations (for multiple use), dedicated number of bays for chargers and resourcing.

The incentives/assistance that Council offers that might attract commercial operators to install EV fast charging in the Ryde LGA (ie: dedicated spaces in places like Coulter Street, Gladesville; Halifax Street, North Ryde or Network Place:

Incentives for operators to install devices in the City are not required. Current grants on offer by the NSW State Government and Federal Government (under the ARENA program) are providing funding that has seen an influx of many new operators emerge in this space to take opportunity of funds to install chargers and these are assessed on a case-by-case analysis for suitability.

Council has not had issue with interest by third party providers. The risk to Council lies in the installation of multiple service providers that require ongoing management by council for continuity of service, reliability issues and implications once these have been installed, and resourcing and managing community sentiment from 3rd party charging issues. The approach council is looking to take is via a coordinated network of charging infrastructure that will link the northern region of Sydney that reduces issues of ad hoc installation and management issues that are already impacting Council resourcing to date. This approach is also favoured by many other councils who are seeking to work with providers as opposed to taking on another, new asset and leading as a 'fuel provider'.

ITEM 10 (continued)

Council recognises the need to support community in having access to chargers, particularly for those who do not have access such as through a garage or off street. In 2019, Ryde took a leading role in installing trial chargers and continues to work with industry and government to examine how infrastructure can be supported whilst ensuring providers are suitably selected to limit cost and other impacts post installation such as imposing exorbitant charging costs onto consumers which has recently exposed some operators in the public charging space. It is these factors that Council has a responsibility to consider in its role and the risks in delivering these new public domain assets, not just on the basis of these being offered as 'free' infrastructure.

Other proactive work by Council includes advocacy, meeting with leading fuel and energy providers to encourage them to increase charging infrastructure across the city, in appropriate locations aligning with their core business objectives (supply of fuel) to minimise the asset burden and cost onto council long term.

The commercial benefits to local business having chargers available near small business centres:

EV charging infrastructure is ideally co-located where EV owners have access to options (food, shopping, recreation or leisure) to spend time whilst their car charges. The location of a charger does have the ability to drive consumers to the charging location as they require additional charge of their battery. Visitors can spend more time at a business aligned with their charging time, which is generally 15mins- 1hour.

Grant opportunities such as under the NSW State Government's 'Drive Electric NSW EV Destination Charging Grants', are offering up to 75% of costs covered to install chargers at businesses which aims at providing co-benefits to businesses. Small businesses can apply for one of the grants independently of Council for installation on their own land, to support an EV charger at their place of business. Council has proactively promoted this grant stream out to Ryde businesses and the community to participate. Feedback from the State Government on the uptake in the Ryde LGA has advised very little interest by Ryde small business.

A plan for Council to mandate that EV charging provisions be made in all new multi dwelling developments:

The State Government has updated recent planning policy (2023) with the objective to support the roll out of EV charging in various building typologies. Most recently this has seen an inclusion within the new Sustainable Buildings SEPP for large commercial and non-residential buildings for charging provisions for development applications lodged after 30 October 2023 and on freestanding private properties under the Transport and Infrastructure State Environmental Planning Policy, (Electric Vehicles) 2023.

ITEM 10 (continued)

To date, there has not been a policy release that specifically addresses and supports multi-unit dwellings which could be a future consideration for local development controls in Ryde. EV charging has been discussed as part of the new Ryde DCP review process and is planned to work through noting that the SEPP provisions will override any controls Council imposes on lot and for this reason, Council is prioritising discussions with the State Government to see support for this missing portion of community. Feedback provided to the State Government in November raised critical points around Strata pushback for chargers, complex or unclear planning approval pathways, costs, and necessary support via either an ombudsman or similar service to provide planning support and incentives to assist in the transition.

The State Government recognised these and provided support for improvement with the release of 'EV Ready Buildings Grant' program in late 2023.

Next Steps

Council will continue its work and investigations with industry models seeking to support charging infrastructure opportunities that are fit for purpose and manage risk to Council and community. This will be supported by an internal review for future DCP inclusion, and review of future grants towards application where appropriate and align with broader strategic planning of the city. Council will continue to promote EV charging locations and grants available that may benefit both community and business to support uptake.

Financial Implications

There are no financial implications associated with this report as it responds to the Council queries on specific electric vehicle charging infrastructure in Ryde. Any additional EV charging infrastructure installed across the city funded by Council will be assessed on a case-by-case basis and submitted for financial support as relevant to the project request.

11 SPONSORSHIP OF 2024 NORTHERN DISTRICT BUSINESS AWARDS

Report prepared by: Executive Officer - City Economy

Previous Items: 5 - REVIEW OF NORTHERN DISTRICT LOCAL BUSINESS AWARDS - Council - 25 Jul 2023 6.00pm
0 - REVIEW OF LOCAL BUSINESS AWARDS - Council - 26 Sep 2023 6.00pm **File No.:** COR2023/93/10 - BP24/160

REPORT SUMMARY

The City of Ryde (**CoR**) has been the major sponsor of the Northern District Local Business Awards (the **Awards**) since 2016. In 2023, the event was attended by nine Councillors and two members of staff at a total cost of \$8,250 (inc. GST).

Following the 2023 Awards, the Council unanimously passed the following resolution on 25 July 2023:

- (a) *That Council review the Northern District Local Business Awards.*
- (b) *That Council investigates the establishment of its own City of Ryde Business Awards in conjunction with local businesses and all the Chambers of Commerce in the Local Government Area.*
- (c) *That a workshop be conducted with Councillors to provide feedback and a report be presented to Council in September 2023.*

On 26 September 2023, Council considered a report from staff presenting the review of the Awards. The review's evaluation concluded that the sponsorship of the Awards did not reflect best value for money, with minimal demonstrable return on investment. The report also noted the feedback of Councillors provided to staff during a Councillor workshop, which included feedback that Council should not try to replicate the Awards. On 26 September, the Council resolved the following:

- (a) *That future decisions on the sponsorship of business awards, managed by third parties, require a resolution of Council and a report from Council staff.*
- (b) *That Council staff work with local Chambers of Commerce to develop tools and create opportunities for local businesses to enhance their capability to apply for awards and grants.*
- (c) *That Council staff prepare a business case on the delivery of its own business awards program, and that staff report back to Council in the first calendar quarter of 2024 to inform planning for the 2024-25 Operational Plan.*

ITEM 11 (continued)

This Council report responds to Council's resolution from September 2023, addressing:

- 1) A current request to provide sponsorship for the 2024 Awards, and
- 2) An update on the development of a business case for a business awards program.

RECOMMENDATION:

- (a) That Council decline the request for sponsorship of the Northern Districts Local Business Awards for 2024.
- (b) That Council note the progress on the development of a business case for a City of Ryde Business Awards that will be workshopped with Councillors by the end of April 2024.

ATTACHMENTS

- 1 2024 Northern Districts Local Business Awards - City of Ryde Sponsorship Costs

Report Prepared By:

Daniel Hughes
Executive Officer - City Economy

Report Approved By:

Michael Galderisi
General Manager - City Shaping

ITEM 11 (continued)

Discussion

Request for sponsorship – 2024 Northern Districts Local Business Awards

The Awards are delivered by a private company, Precedent Productions, which is an established company that delivers local business award programs across Australia.

Precedent Productions wrote to Council on 7 December 2023, requesting sponsorship of the 2024 Awards. Council has until 15 April 2024 to decide on sponsorship, with the 2024 Awards scheduled for Wednesday 6 August 2024 at the Epping Club (outside of the Ryde Local Government Area (LGA)).

A copy of the sponsorship proposal is available at **ATTACHMENT 1**. The request for sponsorship is \$7,700 (inc. GST).

Previous review of Awards

The findings of Council's 2023 review of the Awards remains current (which concluded that sponsorship does not represent value for money). Furthermore, the Awards' program for 2024 is the same as the Awards' program for 2023, negating the need for an additional review.

Staff reiterate the following key points from the 2023 review:

- Sponsorship has zero impact on the eligibility of businesses to apply for the Awards.
- Sponsorship benefits are linked to branding and marketing before, during and after the Awards night. The benefits to Council for branding and marketing is limited to Council's ability to publicly demonstrate its support for local businesses.
 - Council can demonstrate its support for local businesses without sponsorship (e.g., writing to winners, social media, invitations to Council chambers).
- Irrespective of sponsorship, Councillors wishing to attend the Awards night can still attend the event at their own cost.
 - Ticket prices for 2024 have not been confirmed; however, ticket prices for the 2023 Awards were \$220 per person (inc. GST).

Update – Business case

Council's City Economy team have been progressing the development of a business case for a potential 'City of Ryde Business Awards'. The table below documents an update for Council.

ITEM 11 (continued)

Phase	Explanation	Commentary
<p>Problem definition</p>	<p>This phase focuses on taking an evidence-based approach to defining a problem that requires action from Council.</p>	<ul style="list-style-type: none"> • The project is a result of a Council resolution. • The Ryde LGA is home to a large workforce (90,000+) alongside 14,500+ businesses. There is no award program dedicated to businesses and workers within the Ryde LGA. • Macquarie Park Innovation District's branding as a globally competitive innovation district could be strengthened through greater acknowledgement of its innovation ecosystem. • There are many options (with differing financial implications) available to address this problem. • A broader range of local businesses may be interested in applying for Awards if there was a greater link to regional, State or National-level recognition.
<p>Readiness and options</p>	<p>This phase explores the remit and capacity of CoR to deliver the project. It identifies and analyses options in order to select a preferred option.</p>	<ul style="list-style-type: none"> • Delivering a business awards program requires financial and staff resources. • Based on current capacities and capabilities, CoR would need to: <ul style="list-style-type: none"> ○ Employ a dedicated project lead to manage the Awards, and/or ○ Partner with other organisation(s) to deliver an awards program. • Linking an awards program in Ryde to a regional, State, or National awards program could help attract nominations from medium-large businesses alongside small businesses. • Options have been identified, and are currently being explored, to test the feasibility of an awards program (e.g., working with other partners to deliver the awards). • The next step will involve an assessment to determine whether any of the options are feasible and whether the project will progress to a final business case (i.e., investment decision).

ITEM 11 (continued)

Business case	This phase outlines the information required to support an investment decision by Council.	<ul style="list-style-type: none">• Yet to commence.• The completion of the business case for a CoR Business Awards is being undertaken within existing resources.
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Financial Implications

The completion of the business case for a CoR Business Awards is being undertaken within existing resources (estimated to take approximately 150-160 hours to complete).

Should Council resolve to sponsor the 2024 Northern District Local Business Awards, the financial impact will be \$7,700 (inc. GST).

Any additional tickets required for Councillors to attend the 2024 Northern Districts Local Business Awards will be costed to the Councillors Seminars and Conferences budget.

ITEM 11 (continued)

ATTACHMENT 1

precedent

7 December 2023

Dan Hughes
City of Ryde
1 Devlin Street
Ryde NSW 2112



Dear Dan,

2024 Northern Districts Local Business Awards Major Partnership

The Northern Districts Local Business Awards will once again be presented in 2024. The success of the Local Business Awards program, for 40 years has seen acknowledgement for businesses, their teams and owners. It is regarded as one of the major business events for the local area where the general public participate in nominating their favourite businesses.

Awards Partners contribute to the continued success of the Local Business Awards. We invite City of Ryde to give consideration in partnering with the Northern Districts Local Business Awards. The benefits are included and listed in the attached Partnership Proposal. We are happy to offer the following:

Partner Type	Normal Rate	Special Rate
Major	\$10,000 + gst	\$7, 000 + gst

Key Dates for the 2024 Northern Districts Local Business Awards.

Date	Action
Saturday, 15 April 2023	Partnership Deadline
Monday, 29 April 2024	Nominations Open
Wednesday, 31 July 2024	Presentation Evening at The Epping Club

To confirm City of Ryde's sponsorship, please sign the Partnership Agreement on the following page and email this to ben@precedent.net

We look forward to working with you on this prestigious awards program.

Yours sincerely



Ben Bradley
Project Coordinator

Precedent Productions Pty Ltd — ABN 35 052 469 799
1st Floor 30 Floss Street Hurlstone Park NSW 2193 — PO Box H211 Hurlstone Park NSW 2193
Telephone: (02) 8363 3333 — Email: stevloe@precedent.net

ITEM 11 (continued)

ATTACHMENT 1

precedent

2024 LOCAL BUSINESS AWARDS PARTNERSHIP AGREEMENT

PROGRAM Northern Districts

PARTNER LEVEL Major

AMOUNT \$7,000 plus GST

Program Details

Nominations Open Monday, 29 April 2024

Presentation Night Wednesday, 31 July 2024

Venue The Epping Club

Partner Details

Company Name City of Ryde

Contact Person Dan Hughes

Phone 9952 8222

Email cityofryde@ryde.nsw.gov.au

I confirm that the details in the Agreement are correct and that I am authorised to enter into an agreement on behalf of City of Ryde.

Signed: _____ Date: _____

Name in Full: _____

Authorised on behalf of Precedent Productions

Signed:



Ben Bradley, Project Coordinator

Date: 07 December 2023

PLEASE SIGN AND RETURN TO PRECEDENT PRODUCTIONS

ben@precedent.net

ITEM 11 (continued)

ATTACHMENT 1

precedent

2024 Major Partner Coverage



Finalists and Winners Lists

Access to Finalists and Winners lists

Electronic Media

Partners highlighted on website
 Hyperlink to partner's landing page
 One eNewsletter Partner profile

Media Partner Coverage*

Logo in Finalist Feature
 Logo in Winners Feature
 Mentioned in editorials throughout program

Social Media Campaign

Partner logos on winners' announcement graphic
 Dedicated post as provided by Partner
 Share any important posts on request

Partner Logo

Finalist Certificates
 Invitations
 Presentation Evening Program

Presentation Evening

30 second Audio Visual Commercial
 Partner logo appearing on Large Screen
 Speaking opportunities
 Presentation of 3-6 categories
 Six Complimentary Tickets
 Logo on Award Trophies
 Promotional material at event (A5 size)
 Partner logo on Winner's Poster
 Logo on large screen at entrance to event

*media coverage subject to Editor's discretion.

12 BIKE REPAIR STATIONS

Report prepared by: Road Safety Officer

File No.: GRP/24/36 - BP24/138

REPORT SUMMARY

This report has been prepared in response to the following Council resolution, endorsed at its meeting on 12 December 2023:

- (a) *That Council investigate the installation of three (3) public Bike Repair Stations (BRS) at the following locations:-*
- *Meadowbank Park*
 - *Shrimptons Creek*
 - *Kissing Point Park*
- (b) *That the following be included as part of the investigation:-*
- i. *That Council investigate available grant funding for the bicycle repair station.*
 - ii. *If grant funding is unavailable, that Council investigates the budget feasibility for Council to fund the project.*
 - iii. *That Council investigate the feasibility of branding the bike repair stations City of Ryde BRS.*
- (c) *That a report be presented to Council in March 2024 outlining the findings of the investigation.*

Suitable locations for the installation of bike repair stations on existing cycle routes at or near Meadowbank Park, Shrimptons Creek and Kissing Point Park, have been identified following investigations by Council staff. Consultation was undertaken with cycling groups such as Bike North and other relevant stakeholders on Council's proposal. All consulted stakeholders were supportive of this initiative.

The total cost for installing three (3) bike repair stations is \$25,000. The supplier of the bike repair stations has indicated that they can apply City of Ryde branding on their product at no additional cost to Council.

In the absence of available or suitable grant funding, it is proposed that Council's *Minor Works for Cycleways* budget of \$25,000 be used to deliver this project in the current (2023/24) financial year, subject to Council approval.

ITEM 12 (continued)**RECOMMENDATION:**

- (a) That Council install a bike repair station close to existing cycle routes at or near Meadowbank Park, Shrimptons Creek and Kissing Point Park (a total of three (3) bike repair stations).
- (b) That the works outlined in Part (a) be funded from Council's 2023/24 *Minor works for Cycleways* budget.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Lisa Pears
Road Safety Officer

Report Approved By:

Muddasir Ilyas
Senior Coordinator - Traffic Operations

Yafeng Zhu
Manager - Traffic Services

Charles Mahfoud
Executive Manager - City Infrastructure

ITEM 12 (continued)

Discussion

City of Ryde's *Bicycle Strategy 2022 – 2030* recommends that bike repair stations be located on active transport corridors (e.g. cycleways) and/or situated at rest stops and/or inter-modal transport nodes (e.g. near rail/metro stations). These devices should also be strategically located within close proximity to supporting infrastructure such as bike racks and filtered water stations. Based on this criterion, the following locations at or near Meadowbank Park, Shrimptons Creek and Kissing Point Park were considered to be appropriate for the installation of a bike repair station:

1. Start of the shared path at Memorial Park, Meadowbank (at the south-western terminating end of Bowden Street), where there is an existing seating area and water station. This shared path also services the Meadowbank Park catchment.
2. Start of the shared path on Shrimptons Creek, Macquarie Park (off Waterloo Road), where there are existing bicycle racks.
3. Waterview Street along the Ryde Riverwalk at Kissing Point Park, Putney near an existing bus stop, water station and bicycle rack.

Figure 1 below shows the locations where the bike repair stations are proposed to be installed within the context of surrounding supporting infrastructure/facilities.



ITEM 12 (continued)

The nominated locations for the bike repair stations are also consistent with the locations specified within the adopted *Green Links Masterplan*.

The installation of the bike repair stations at the locations shown in **Figure 1** is expected to be completed in the current 2023/24 financial year, subject to Council approval.

Financial Implications

The total cost for installing three (3) bike repair stations is \$25,000, which includes City of Ryde branding on the facility. In the absence of a suitable grant funding stream, this project is proposed to be funded under the existing *Minor Works for Cycleways* budget as part of Council's Cycleways Expansion Program.

The approved budget for *Minor Works for Cycleways* is \$25,000 in accordance with the *2023/24 One Year Operational Plan*. In this regard, there is funding available to deliver this project in the current 2023/24 financial year.

Consultation with Relevant External Bodies

Consultation was undertaken with Council's City Spaces and Parks & Open Spaces departments as well as the Sport, Recreation and Leisure Working Group, which includes members of Bike North, with regards to Council's proposal to install bike repair stations at or near Meadowbank Park, Shrimptons Creek and Kissing Point Park. All consulted stakeholders were supportive of the proposal with regards to the proposed locations and product type.

Feedback was also sought from other Sydney Councils on the performance of bike repair stations installed in their Local Government Areas, and the capital and ongoing costs associated with the stations. The preferred supplier was selected based on the feedback received from other Councils and is considered to represent the best value for money based on durability of the product and ongoing maintenance and repair costs.

**13 DRAFT WEST RYDE-MEADOWBANK RENEWAL STRATEGY EXHIBITION
OUTCOMES AND ACTION PLAN**

Report prepared by: City Places Student Planner; Senior Coordinator – City
Property; Executive Officer - City Places
File No.: URB/23/118 - BP24/210

REPORT SUMMARY

Following the Council meeting in November 2023, the draft *West Ryde – Meadowbank Renewal Strategy* (the draft Strategy) was placed on public exhibition between 30 November 2023 and 18 February 2024.

The draft Strategy sought to engage community and stakeholders early to seek feedback on the proposed future vision for West Ryde and Meadowbank before developing further work. This approach was to ensure any detailed development of an urban renewal strategy was in line with a community mandate.

Exhibition of the draft Strategy saw a very high level of engagement with 743 comments received (647 online survey responses, 17 written submissions, and 79 in-person submissions) and a 69% overall level of support for the draft Strategy's vision (i.e. people who 'agreed' or 'strongly agreed' with the vision). Over half the submissions received were from people under the age of 50 years.

Based on the feedback received, there is broad community support for the proposed future vision, and there are no major amendments required to the strategic direction. However, reflecting the feedback received, there will be some adjustments to the project boundary to ensure relevant sites are included or recognized for further development, including the Ryde Eastwood Leagues Club (the Club) site. The Club are a very important stakeholder for the area and their 35,000 members contributed to the feedback received.

This report is to advise Council on the feedback received, and to outline an Action Plan to finalise the draft Strategy with a view to seek Council endorsement in June 2024.

RECOMMENDATION:

That Council notes:-

- (a) The outcomes from the public exhibition period with an overall level of support of 69% for the proposed future vision for the West Ryde-Meadowbank Renewal Strategy.
- (b) The amendments made reflecting community and stakeholder feedback for the draft *West Ryde – Meadowbank Renewal Strategy*; and
- (c) The proposed Action Plan contained within this report, be utilised to guide a final West Ryde-Meadowbank Renewal Strategy is to be workshopped with Councillors prior to being reported to the June 2024 Council meeting for consideration.

ITEM 13 (continued)**ATTACHMENTS – CIRCULATED UNDER SEPARATE COVER**

- 1 West Ryde Meadowbank Renewal Strategy Engagement Report
- 2 West Ryde Meadowbank Renewal Strategy: Summary of Submissions and Proposed Directions

Report Prepared By:

Mel Fyfe
Executive Officer - City Places

Report Approved By:

Michael Galderisi
General Manager - City Shaping

ITEM 13 (continued)**Background**

The draft *West Ryde – Meadowbank Renewal Strategy* (the draft Strategy) has been developed to set a strategic vision for the future of two key town centres, West Ryde and Meadowbank, and the corridor that connects them, to deliver on our *Community Strategic Plan* vision of, “Lifestyle and Opportunity at your Doorstep”.

The draft Strategy considers and builds on previous works for the precinct including the Greater Cities Commission’s *Meadowbank Education and Employment Precinct Masterplan* (MEEP) and Council’s previous *West Ryde Draft Masterplan* (not endorsed by Council) and the *West Ryde Revitalisation Strategy*.

The approach to developing this draft Strategy is a deliberate departure from the way that masterplans or major place-based strategies are typically developed. Usually, by the time a strategic document goes on public exhibition, most of the detailed work has been done and the direction has been set, so the purpose of the public exhibition becomes endorsement, rather than genuinely seeking community feedback on the strategic direction and vision to then shape the detailed work.

For the draft *West Ryde – Meadowbank Renewal Strategy*, our approach to public exhibition was to seek feedback on the vision and strategic direction. This feedback will inform the strategic direction allowing staff to deliver a draft Strategy that genuinely reflects the needs and desires of the local community. Work to date has been significantly shaped by Councillors through workshops, and their feedback and direction is also integral to this important work.

Public Exhibition

At its meeting of the 28 November 2023, Council resolved:

- a) *That Council approves the West Ryde – Meadowbank Renewal Strategy to go on public exhibition between 30 November 2023 and 18 February 2024; and*
- b) *That staff report back to Council on the outcomes of public exhibition with a view to move forward with the detailed work and complete the Strategy for Council endorsement by June 2024.*

Community consultation was undertaken in alignment with Part (a) of the resolution during which the community could provide feedback via the online (image based) survey, email, post, or by attending a drop in sessions at:

- Ryde Wharf Markets on 10 December 2023;
- Anzac Park on 12 December 2023;
- West Ryde Marketplace on 14 December 2023; and
- Institute of Applied Technology (Meadowbank TAFE) on 1 February 2024.

ITEM 13 (continued)

The consultation was promoted through the City of Ryde's Have Your Say website, flyers to local residents and businesses, signs and decals around West Ryde and Meadowbank, eNewsletter to interested stakeholders, video on social media, and listings in the local newspaper and the Your City News eNewsletter.

In total 743 comments were received from the community with 647 from the online survey, 17 written submissions and 79 in-person submissions.

Of the 647 survey responses, 85% were completed by residents within the City of Ryde with responses received across a broad range of ages and language backgrounds.

The online survey was structured on visualisations of the potential desired vision for six (6) places within the West Ryde-Meadowbank area. Respondents were asked to provide their sentiments towards the visualisations and identify what elements they liked most and what improvements could be made.

In general, the clear majority (69% overall) supported the vision outlined in the draft Strategy. The common supported elements are:

- Places that were green with landscaping
- Restaurants, shops and cafes
- Strong support for density with affordable housing included
- Priority for walking and cycling access and permeability
- A strong desire for vibrancy, especially in West Ryde
- Local job creation through the Advanced Technology Precinct
- The modernised vision for place

Key concerns include:

- Traffic management
- Density without infrastructure
- Parking management
- Not enough pedestrian access, especially at train stations
- How the West Ryde bus interchange will be managed
- Retention of some existing businesses in the Industrial area

Of these concerns, traffic, parking and density are interrelated. By proceeding to the next phase of investigations to realise the draft Strategy, Council would seek to mitigate these issues through interventions such as reducing parking rates, reallocating space for higher volumes uses (e.g. pedestrians or public transport) based on the Transport for NSW Road User Allocation Hierarchy and redirecting traffic out of the West Ryde and Meadowbank town centres.

ITEM 13 (continued)

An Engagement Report on the consultation is at **ATTACHMENT 1**, with the following providing a summary of these findings:

West Ryde Town Centre:

- Sentiment: 70% either agree or strongly agree.
- Liked Most – top 3:
 - Trees, plants, green and landscaping 26%
 - More restaurants/eating options variety 25%
 - Pedestrian focus/friendly/increased access 22%
- Improvements – top 3:
 - Role/inclusion of Ryde Eastwood Leagues Club 23%
 - Limit/no/less high rise/housing 20%
 - Traffic congestion/flow and safety 19%

Ryedale Road, West Ryde:

- Sentiment: 58% either agree or strongly agree.
- Liked most – top 3:
 - Trees, plants, green and landscaping 23%
 - Additional/affordable housing/density 18%
 - Opportunity for more/new shops 15%
- Improvements – top 3:
 - Role/inclusion of Ryde Eastwood Leagues Club 34%
 - More/keep parking 32%
 - Limit/no/less high rise/housing 15%

West Ryde Station:

- Sentiment: 71% either agree or strongly agree.
- Liked most – top 3:
 - Bridging Victoria Rd/connecting Meadowbank/West Ryde 28%
 - Pedestrian/cycle access/connections (general) 22%
 - Victoria Road changes/improved traffic 12%
- Improvements – top 3:
 - Improved traffic management/concerns 27%
 - Additional pedestrian access/pathways 20%
 - Additional active transport links/facilities 11%

Victoria Road, West Ryde:

- Sentiment: 67% either agree or strongly agree.
- Liked most – top 3:
 - Greenery, plants and trees 32%
 - More pedestrian friendly/improved footpaths/access 21%
 - Looks nicer/welcoming/lively/place to visit 17%
- Improvements – top 3:
 - Traffic congestion/management/concerns 29%
 - Bus interchange concerns/considerations 13%
 - Keep/need more lanes/widen road for cars 13%

ITEM 13 (continued)

West Ryde Advanced Technology Precinct:

- Sentiment: 69% either agree or strongly agree
- Liked most – top 3:
 - Local job creation and business opportunities 24%
 - Attract people/life to the area in a modern/welcoming space 18%
 - Cafes/dining and beverage options 15%
- Improvements – top 3:
 - Traffic/transport management 23%
 - Need adequate parking 19%

Support/retain existing businesses 13% Meadowbank Town Centre:

- Sentiment: 69% either agree or strongly agree
- Liked most – top 3:
 - Pedestrian friendly/focused/improved paths/access 28%
 - Additional trees, greenery and plants 22%
 - No cars/diverting/reducing traffic 16%
- Improvements – top 3:
 - Traffic/diverting/realignment concerns/considerations 42%
 - Pedestrian access/space/connections 17%
 - More shops 15%

When considering the community sentiment towards the visualisations, there is clear support for more detailed analysis to be undertaken. This analysis will include considerations of how to strengthen the preferred elements and potentially incorporate the suggested improvements.

Written Submissions

A total of 17 written submissions were received from a range of stakeholders including landowners, business owners, state government agencies, and interested parties.

ATTACHMENT 2 outlines the key elements of each written submission and the project team's response to each submission. These submissions have been anonymized to protect the privacy of the submitter.

Several submissions were supporting the Ryde Eastwood Leagues Club's community drive to ensure the Club was included in the precinct boundary. The other submissions were broadly supportive of the vision and seeking to collaborate as the draft Strategy develops to ensure that their site plans align.

There was a submission with regard to the industrial lands in West Ryde and the proposal to transition them into an Advanced Technology Precinct. A submission from landowners in that area has proposed that a mixed-use outcome that favours residential is a preferred outcome. Staff have committed to meet with this group of 42 landowners after the March 2024 Council meeting.

ITEM 13 (continued)

While staff will investigate this as a potential option in good faith, it is important to be aware that there is a current 'retain and manage' policy in place for lands with an E4 – General Industrial zoning (as these lands are currently zoned) and a commitment in Council's own Local Strategic Planning Statement (LSPS) that these lands will remain industrial and would not be rezoned to mixed-use.

It is essential that in assessing options for rezoning, that Council strikes the right balance in terms of considering all perspectives yet ensuring the community's long-term interests are at the heart of decision-making to demonstrate responsible stewardship of place.

Given the feedback received, both online and written, there are no major changes required to the direction of the draft Strategy, but the boundary of the study area will be amended to include additional key sites, including but not limited to the Ryde Eastwood Leagues Club site.

Action Plan / Next Steps

Council staff have prepared an Action Plan to develop the next phases of work to finalise the draft West Ryde-Meadowbank Renewal Strategy.

ITEM 13 (continued)

A summary of the Action Plan is as follows:

Phase	Milestones	Timing	Actions
Technical Workstream and Continued Stakeholder Engagement	Technical Studies completed	April – mid May 2024	Urban Design Studies <ul style="list-style-type: none"> • Framework • Design principles and objectives • Context and Site analysis • Massing studies (to inform height/ FSR) • Street design intent
			Transport Studies <ul style="list-style-type: none"> • Movement & Place analysis (now and future) • Development parking rates • Corridor Planning (with TfNSW)
			Infrastructure Needs Assessment <ul style="list-style-type: none"> • Gap analysis to identify key infrastructure needs to enable growth • Includes social & cultural, and civil infrastructure
			Development Feasibility Study <ul style="list-style-type: none"> • Using the Urban Design Studies, test the development feasibility of the proposal • Will include target ranges for Affordable Housing in the precinct

ITEM 13 (continued)

			<p>Economic Analysis</p> <ul style="list-style-type: none"> • Identify the potential for job creation in the precinct as a result of the draft Strategy • Target job numbers and types • Will assist in demonstrating the opportunity for Industry 4.0/ Advanced Technology in the existing Industrial Lands
			<p>Stakeholder Engagement</p> <ul style="list-style-type: none"> • Continue to engage and collaborate with key stakeholders including an industry briefing and also meetings with all key landowners prior to Councillor workshop
			<p>Councillor Workshop</p> <ul style="list-style-type: none"> • A workshop will be held in late May with Councillors on the final Strategy's development and seek feedback prior to submitting it for consideration at the Ordinary June 2024 Council meeting
Compilation of Documentation	Final Draft Strategy completed	June 2024	<p>Updated visualisations</p> <ul style="list-style-type: none"> • Prepare updates to the existing visualisations based on the feedback received (e.g. no tidal barrier on Victoria Road)
			<p>Graphic Design</p> <ul style="list-style-type: none"> • To amend and add to the existing draft Strategy document for a cohesive look and feel

ITEM 13 (continued)

			Copywriting <ul style="list-style-type: none"> Updating, adding to and amending the copy and storytelling in the draft Strategy in response to feedback and the technical studies
Reporting	Council consideration of final Draft Strategy	June 2024	Prepare Council report <ul style="list-style-type: none"> Prepare report for Council endorsement of final draft Strategy

The action plan outlines various tasks to be completed prior to a report being tabled during the June 2024 Council meeting. Note: The studies undertaken in the Action Plan and the final Strategy will form the basis for the future planning proposal to rezone the West Ryde-Meadowbank area. It is expected, should Council choose to endorse the Strategy at the Ordinary Council meeting in June 2024, that a precinct-wide Planning Proposal process will immediately follow and is expected to take around 12 months to complete.

Conclusion

This report outlines the community and stakeholder feedback received from the community engagement undertaken in December 2023 – February 2024 on the *West Ryde-Meadowbank Renewal Strategy*.

The vision outlined in the draft Strategy was well supported by the community, with 69% overall either strongly agreeing or agreeing. Through incorporation of the community, stakeholder and Councillor feedback and further actions as outlined in this report and its attachments, Council's and the community's vision for the West Ryde-Meadowbank area will be clearly outlined when the *West Ryde-Meadowbank Renewal Strategy* is finalised and reported to Council for consideration at their Ordinary meeting on 25 June 2024.

14 TRAFFIC AND PARKING MATTERS APPROVED BY THE RYDE TRAFFIC COMMITTEE MEETING - FEBRUARY 2024

Report prepared by: Senior Coordinator - Traffic Operations
File No.: GRP/09/3 - BP24/130

REPORT SUMMARY

This report provides recommendations on traffic, transport and/or parking improvements deliberated by the Ryde Local Traffic Committee at its meeting on 22 February 2024. The meeting took place at Council's office in North Ryde. Attendees also had the option to join the meeting via MS Teams. The voting members of the Ryde Local Traffic Committee are listed below:

City of Ryde Senior Coordinator Traffic Operations (for Mgr. Traffic Services)
Transport for New South Wales..... Network & Safety Officer, Central River City
NSW Police ForceRyde Local Area Command
Member for RydeThe Hon. Jordan Lane MP
Member for Lane CoveThe Hon. A Roberts MP

The agenda for the February 2024 Ryde Local Traffic Committee (RTC) meeting consisted of five (5) traffic and parking proposals (referred to as Items A – E). Each proposal has been comprehensively assessed, with the findings (e.g. rationale, consultation/ notification, etc.) documented in a report, which forms the meeting agenda. Please refer to **ATTACHMENT 1** for the meeting agenda. There was unanimous support for all items by the voting members of the Committee,

The draft minutes for the February 2024 RTC meeting can be found in **ATTACHMENT 2**. No pecuniary or non-pecuniary interests were declared.

RECOMMENDATION:

(A) THORN STREET, RYDE - NO PARKING

The following parking changes be implemented on Thorn Street, Ryde:

- a) A 12m long "NO PARKING" zone be installed on the northern side of Thorn Street across the driveways servicing property nos. 13 and 15 Thorn Street, Ryde.

ITEM 14 (continued)**(B) CONSTITUTION ROAD, RYDE - NO PARKING WASTE VEHICLE EXCEPTED**

The following measures be considered on Constitution Road, Ryde:

- a) A 'NO PARKING 5AM-11AM MONDAY WASTE VEHICLES EXCEPTED' zone be installed at the eastern terminating end of the existing service road at the north-eastern corner of the intersection of Constitution Road and Bowden Street, Ryde.

(C) CULLODEN ROAD, TALAVERA ROAD, WATERLOO ROAD, VIMIERA ROAD, MARSFIELD AND MACQUARIE PARK - VARIOUS TRAFFIC CALMING

The following changes be considered:

- a) Install speed humps at the following intersections (subject to availability of funds):
 - Culloden Road and Talavera Road, Marsfield, and Macquarie Park
 - Culloden Road and Waterloo Road, Marsfield, and Macquarie Park
 - Vimiera Road and Waterloo Road, Marsfield, and Macquarie Park

(D) SIMPSON STREET AND REGENT STREET, PUTNEY - NOTICE OF MOTION

The following recommendation be endorsed at the intersections of Simpson Street/ Charles Street and Simpson Street/ Regent Street, Putney:

- a) No traffic signage changes to the intersection of Regent Street/ Simpson Street/ Beacon Avenue, Putney
- b) No infrastructure changes to Simpson Street, Putney
- c) Existing 'NO STOPPING' restriction be further formalised by associated signage at the intersection of Simpson Street/ Regent Street and Beacon Avenue, Putney.
- d) Existing 'GIVE WAY' control sign be further formalised by associated linemarking at the intersection of Regent Street and Beacon Avenue, Putney.

(E) QUARRY ROAD, RYDE - VARIOUS TRAFFIC CALMING

The following changes be considered:

- a) Install speed humps at the following locations (subject to availability of funds):
 - Quarry Road and Olive Street, Ryde
 - Quarry Road and Heath Street, Ryde
 - Quarry Road and Smalls Road, Ryde
 - Quarry Road and Aeolus Avenue, Ryde
 - Quarry Road and Badajoz Road, Ryde

ITEM 14 (continued)

ATTACHMENTS

- 1 Ryde Traffic Committee Agenda - 22 February 2024
- 2 Draft - Ryde Traffic Committee Meeting Minutes - February 2024

Report Prepared By:

Muddasir Ilyas
Senior Coordinator - Traffic Operations

Report Approved By:

Yafeng Zhu
Manager - Traffic Services

Charles Mahfoud
Executive Manager - City Infrastructure

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

NOTICE OF MEETING

You are advised of the following meeting:

Ryde Traffic Committee Meeting

Thursday, 22 February 2024

**Meeting Room Landmark, Level 1, North Ryde Office
&
MS Teams**

MEMBERS

City of Ryde (Chair) Senior Coordinator Traffic Operations (for Mgr. Traffic Services)
Transport for New South Wales..... Network & Safety Officer, Central River City
NSW Police ForceRyde Local Area Command
Member for RydeThe Hon. Jordan Lane MP
Member for Lane CoveThe Hon. A Roberts MP

ADVISORS

BuswaysWestern Region

MEETING CONVENOR

Muddasir Ilyas – Senior Coordinator Traffic Operations
MuddasirI@Ryde.nsw.gov.au

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

NOTICE OF BUSINESS

APOLOGIES

CONFIRMATION OF PREVIOUS MINUTES

AGENDA ITEMS

ITEM (A) - THORN STREET, RYDE - NO PARKING

ITEM (B) - CONSTITUTION ROAD, RYDE - NO PARKING WASTE VEHICLE EXCEPTED

**ITEM (C) - CULLODEN ROAD, TALAVERA ROAD, WATERLOO ROAD, VIMIERA ROAD,
MARSFIELD AND MACQUARIE PARK - VARIOUS TRAFFIC CALMING**

ITEM (D) - SIMPSON STREET AND REGENT STREET, PUTNEY - NOTICE OF MOTION

ITEM (E) - QUARRY ROAD, RYDE - VARIOUS TRAFFIC CALMING

GENERAL BUSINESS

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1

ITEM (A) THORN STREET, RYDE

SUBJECT: NO PARKING

ELECTORATE: RYDE
WARD: CENTRAL
ROAD CLASS: NON-CLASSIFIED
OFFICER: S ALI

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 12m long 'NO PARKING' zone on the northern side of Thorn Street across the driveways servicing property nos. 13 and 15 Thorn Street, Ryde.

Figure 1 shows the location of the proposed 'NO PARKING' zone.

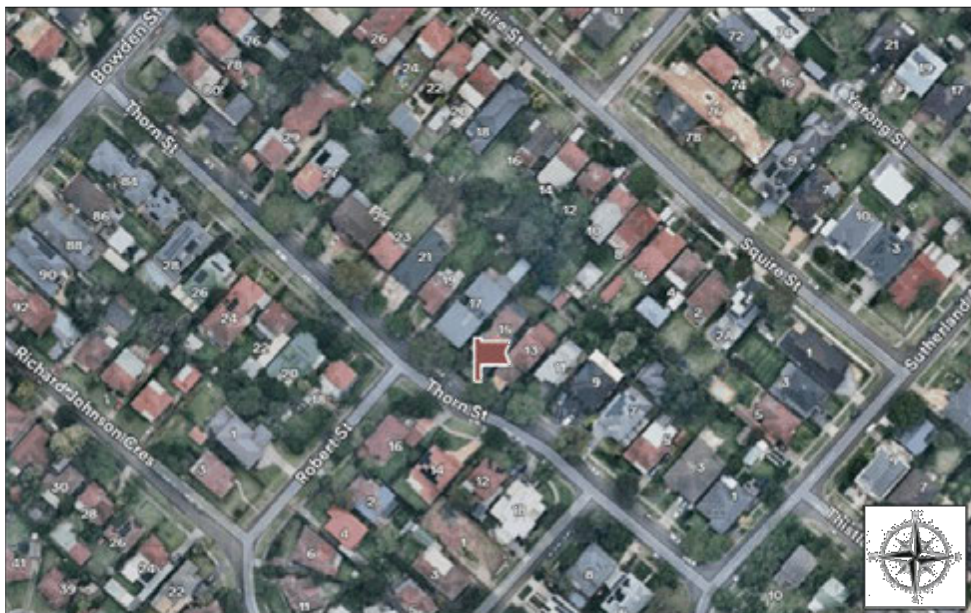


Figure 1: Location Plan

ITEM 14 (continued)

ATTACHMENT 1

DISCUSSION

Local residents have expressed concerns to Council regarding accessibility to and from property nos. 13 and 15 Thorn Street. Council's traffic engineers have inspected the site and have identified the length of the kerb space between the driveways of the two properties to be approximately 3.5m. Passenger vehicles have been observed to park along this space, encroaching across one or both driveways which affects the safety and efficiency of a vehicle entering and exiting via these driveways.

To address this safety concern, Council is proposing to install a 12m long 'NO PARKING' zone on the northern side of Thorn Street across the driveways servicing property nos. 13 and 15 Thorn Street, Ryde. This measure is also expected to assist with enforcement of the parking regulations.

Please refer to **Figure 2** below for more details.



Figure 2: Proposed 'NO PARKING' zone on Thorn Street, Ryde.

CONSULTATION

Consultation letters were distributed to the affected properties shown in **Figure 3** below, allowing two (2) weeks for feedback. All submissions received were in favour of the proposal.

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

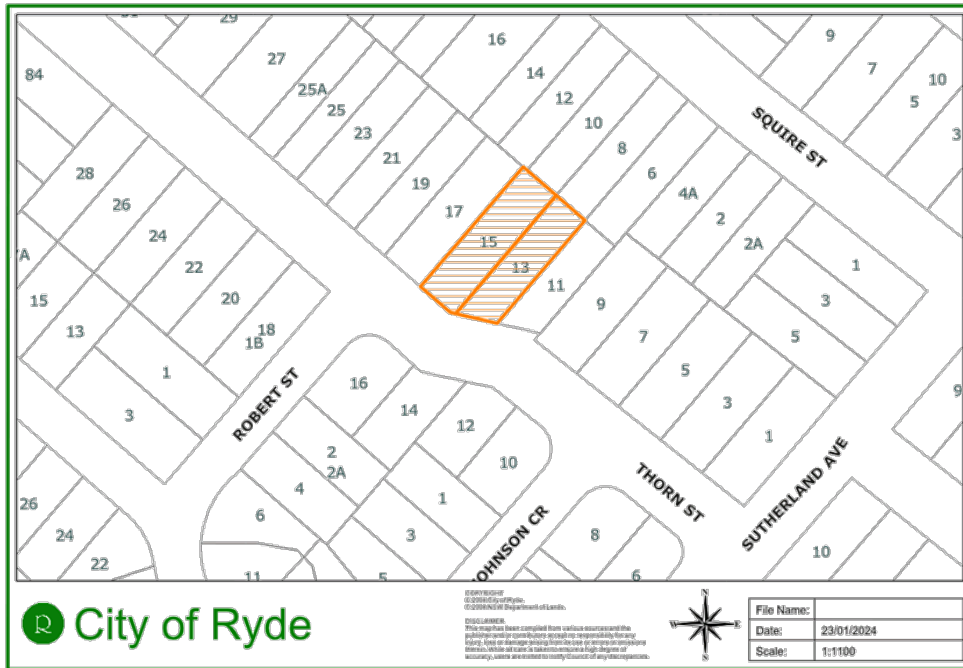


Figure 3: Distribution map for community consultation.

RECOMMENDATION:

The Ryde Traffic Committee recommends that: -

- a) A 12m long “NO PARKING” zone be installed on the northern side of Thorn Street across the driveways servicing property nos. 13 and 15 Thorn Street, Ryde.

ITEM 14 (continued)

ATTACHMENT 1

ITEM (B)	CONSTITUTION ROAD, RYDE
SUBJECT:	NO PARKING – WASTE VEHICLES EXCEPTED
ELECTORATE:	RYDE
WARD:	CENTRAL
ROAD CLASS:	NON-CLASSIFIED
OFFICER:	S ALI

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 'NO PARKING 5AM-11AM MONDAY WASTE VEHICLES EXCEPTED' zone at the eastern terminating end of the existing service road at the north-eastern corner of the intersection of Constitution Road and Bowden Street, Ryde.

Figure 1 shows the location of the proposed parking change.

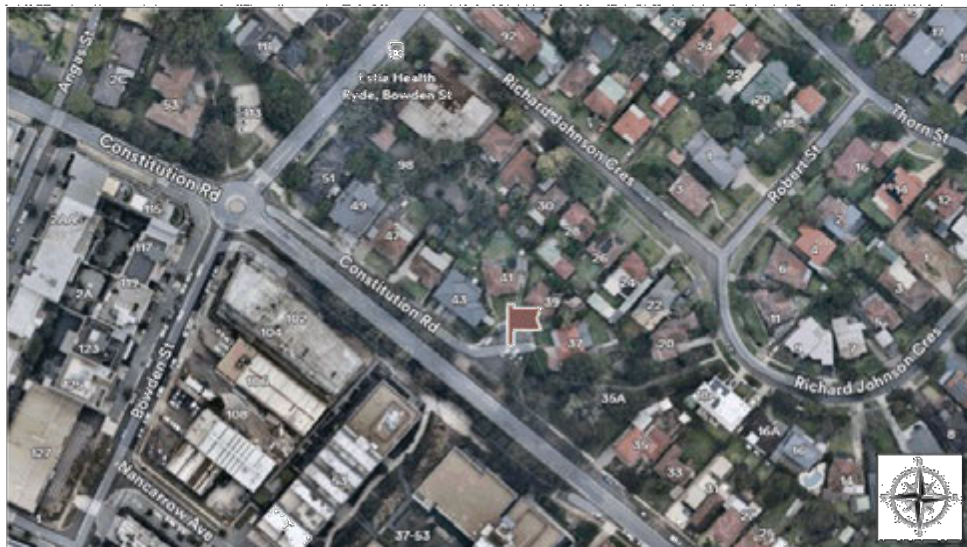


Figure 1: Location Plan

DISCUSSION

Vehicles parked along the cul-de-sac of the service road shown in **Figure 1** above, affect the ability of Council's waste vehicle to safely and efficiently turnaround. Parking within the cul-de-sac of the service road forces Council's waste vehicle to reverse along the service road to Bowden Street. This manoeuvring represents a high traffic safety risk.

ITEM 14 (continued)

ATTACHMENT 1

To address this safety concern, Council is proposing to install a 'NO PARKING 5AM-11AM MONDAY WASTE VEHICLES EXCEPTED' zone within the cul-de-sac of the service road as in **Figure 2** below. This parking restriction will facilitate a dedicated turnaround area which will enable Council's waste vehicle to exit onto Bowden Street in a forward direction.



Figure 2: Proposed 'NO PARKING 5AM-11AM MONDAY WASTE VEHICLES EXCEPTED' zone on Constitution Road, Ryde.

CONSULTATION

Consultation letters were distributed to the following seven (7) properties shown in **Figure 3** below, allowing two (2) weeks for feedback. No objections were received about the proposed parking restrictions.

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

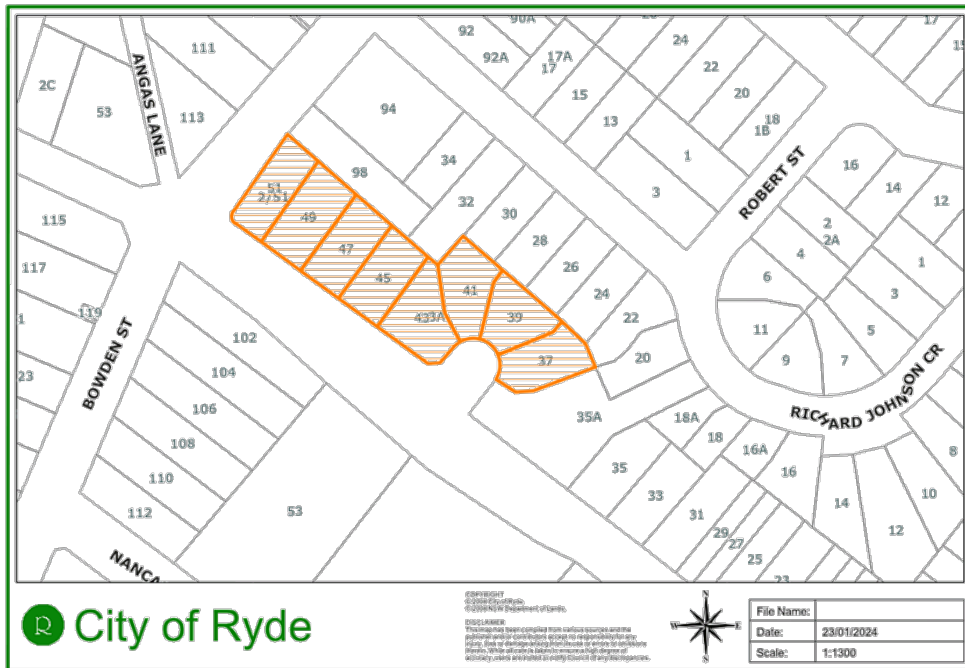


Figure 3: Distribution map for community consultation.

RECOMMENDATION:

The Ryde Traffic Committee recommends that: -

- a) A 'NO PARKING 5AM-11AM MONDAY WASTE VEHICLES EXCEPTED' zone be installed at the eastern terminating end of the existing service road at the north-eastern corner of the intersection of Constitution Road and Bowden Street, Ryde.

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

ITEM (C) CULLODEN ROAD, TALAVERA ROAD, WATERLOO ROAD, VIMIERA ROAD, MARSFIELD AND MACQUARIE PARK

SUBJECT: TRAFFIC CALMING DEVICES

ELECTORATE: RYDE
WARD: WEST
ROAD CLASS: NON-CLASSIFIED
OFFICER: S ALI

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 series of traffic calming devices (speed humps) and associated signage at the following intersections:

- Culloden Road and Talavera Road, Marsfield, and Macquarie Park
- Culloden Road and Waterloo Road, Marsfield, and Macquarie Park
- Vimiera Road and Waterloo Road, Marsfield, and Macquarie Park

Figure 1 shows the locations of the proposed speed humps.



Figure 1: Location Plan

ITEM 14 (continued)

ATTACHMENT 1

DISCUSSION

Culloden Road, Talavera Road and Vimiera Roads are collector roads linking Macquarie Park and Marsfield.

The purpose of this project is to deter speeding on Culloden Road, Talavera Road, Waterloo Road and Vimiera Road, through installing speed humps at critical intersections on these public roads. This treatment type is recognised by Transport for NSW as an effective method of reducing rates of vehicle crashes and lowering speeds along a section of road.

The nominated locations for proposed works are based on a review of the crash history analysis which show a number of crashes occurring at the nominated locations in recent years. **Figures 2,3 and 4** show the indicated locations of the proposed speed humps at the three intersections.



Figure 2 – Location of proposed speed humps at the intersection of Culloden Road and Talavera Road

ITEM 14 (continued)

ATTACHMENT 1

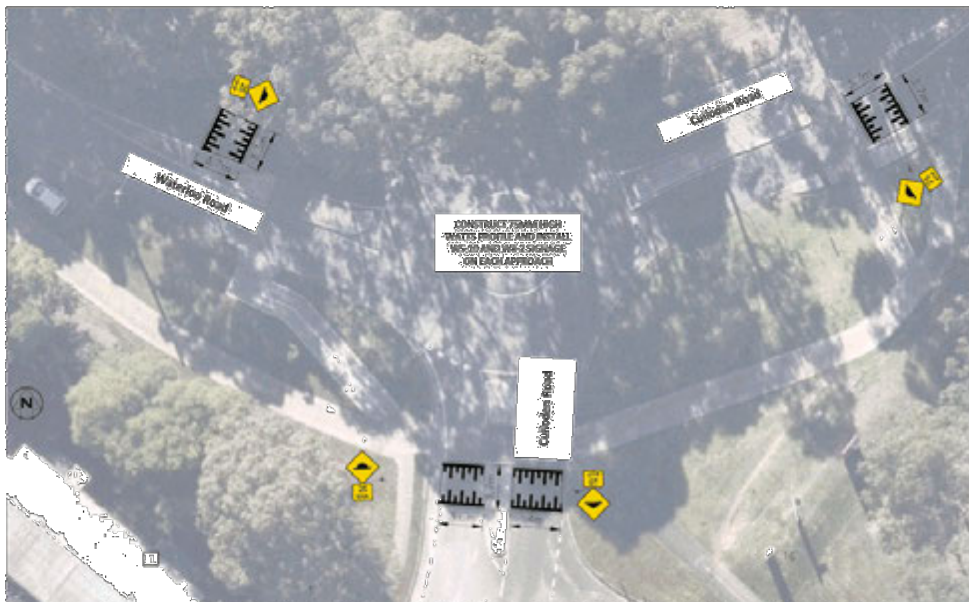


Figure 3 – Location of proposed speed humps at the intersection of Culloden Road and Waterloo Road



Figure 4 – Location of proposed speed humps at the intersection of Vimiera Road and Waterloo Road

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

FUNDING

There is no funding currently allocated for this project in Council's capital works program. This project has been endorsed in principle by Transport for NSW (TfNSW) as part of the blackspot funding program for 2024-25 financial year. Council is still waiting for final funding approval from TfNSW.

CONSULTATION

This project is seeking in principle support for the proposed traffic calming measure at the intersections of Culloden Road and Talavera Road, Culloden Road and Waterloo Road, Vimiera Road and Waterloo Road. This is considered a safety matter and will not be sent for public consultation. However, residents who will be directly affected by the installation of speed humps will be notified prior to implementation.

RECOMMENDATION:

The Ryde Traffic Committee recommends that:

- a) In principle approval be given to install speed humps at the following intersections (subject to availability of funds): -
 - Culloden Road and Talavera Road, Marsfield, and Macquarie Park
 - Culloden Road and Waterloo Road, Marsfield, and Macquarie Park
 - Vimiera Road and Waterloo Road, Marsfield, and Macquarie Park

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

ITEM (D) SIMPSON STREET AND REGENT STREET, PUTNEY

SUBJECT: NOTICE OF MOTION

ELECTORATE: LANECOVE
WARD: EAST
ROAD CLASS: NON-CLASSIFIED
OFFICER: S ALI

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:

- a) No traffic signage changes to the intersection of Regent Street/ Simpson Street/ Beacon Avenue, Putney
- b) No infrastructure changes to Simpson Street, Putney

DISCUSSION

At the Council meeting held on 28 February 2023, it was resolved:

- (a) *That Council investigates traffic and road safety issues at the intersections of Church Street/Simpson Street and Regent Street/Simpson Street/Beacon Avenue.*
- (b) *That consideration be given to the following improvements based on the conclusions reached in the traffic and road safety assessment: -*
 - I. *Replacing the existing 'GIVE WAY' signs with 'STOP' signs on Simpson Street/Beacon Avenue at its intersection with Regent Street. This includes installing regulatory supplementary linemarking to improve visibility and reinforce the 'STOP' sign traffic control at this intersection.*
 - II. *Formal closure of Simpson Street at Church Street.*
 - III. *Any other measure recommended in the traffic and road safety assessment.*
- (c) *That Council undertakes community consultation on proposed options identified in part(b).*
- (d) *That the option(s) supported by the outcomes of the public consultation be raised at the Ryde Local Traffic Committee for endorsement and reported back to Council.*

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1

Response to Part (a)

In assessing the current traffic situation on Simpson Street at its intersections at Church Street and Regent Street/Beacon Avenue, the following actions were undertaken:

- Council commissioned for independent traffic volume and speed surveys to be undertaken on Simpson Street. These 24 hour/7 day surveys were undertaken between Saturday, 14 October 2023 to Friday, 20 October 2023.
- Council's traffic engineers undertook numerous site investigations between October 2023 to January 2024.

The following conclusions can be drawn from the traffic assessment:

- Simpson Street provides a pavement width between kerbs of approximately 7m. It accommodates one through lane of traffic in each direction in conjunction with parallel parking along both kerb alignments. Simpson Street connects with Church Street at its western end, whereby traffic flow is restricted to left turn entry movements from Church Street to Simpson Street only. Simpson Street intersects with Regent Street/Beacon Avenue at its eastern extremity, under 'GIVE WAY' priority control, with Regent Street being the main road.

Figure 1 below shows the location of Simpson Street within the context of the surrounding public road network.

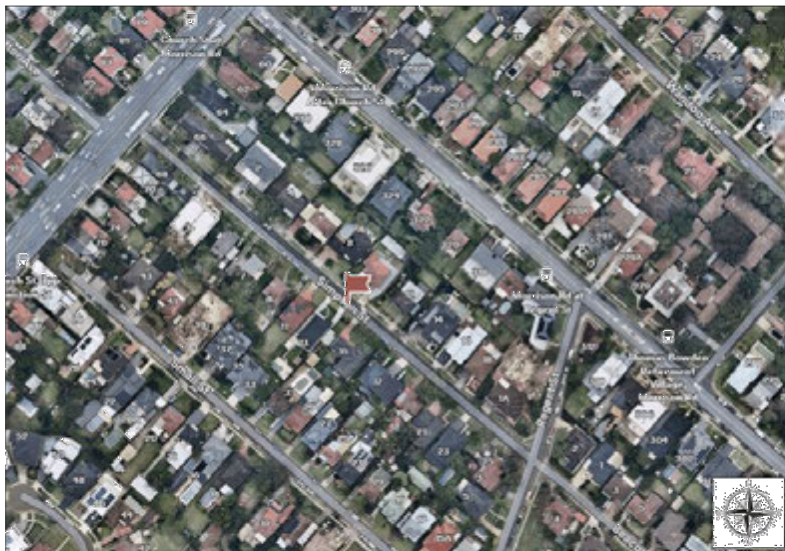


Figure 1 – Location map

- The traffic surveys indicate that Simpson Street accommodates less than 20 vehicles per hour during weekday peak hour periods. Further, the surveys show that the majority of vehicles travelling along Simpson Street were travelling well below the sign posted speed limit of 50km/h.

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

- Based on the survey results and the criteria stipulated within design guides such as the *Guide to Traffic Generating Developments*, Simpson Street is considered to perform with a Level of Service (LoS) 'A'. The *Guide to Traffic Generating Developments* defines a LoS 'A' as free flowing traffic conditions "in which individual drivers are virtually unaffected by the presence of others in the traffic stream. Freedom to select desired speeds and to manoeuvre within the traffic stream is extremely high, and the general level of comfort and convenience provided is excellent."

The above description is consistent with staff observations on site, whereby it was found that there were regular gaps in the traffic flow, drivers experienced minimal delays and capacity was available within Simpson Street to accommodate additional traffic demands.

- Site inspections by Council's traffic engineers have also found that there is good sight distance at the intersection of Regent Street and Simpson Street/Beacon Avenue, which comply with Australian Standard requirements.
- Staff did identify some missing signage and linemarking at the intersection of Regent Street and Simpson Street/Beacon Avenue. Council will endeavour to have the missing signage and linemarking, as shown in **Figure 2**, installed by 15 March 2024, notwithstanding any unforeseen circumstances. These works are intended to reinforce road rules to drivers. The works do not represent a change to the existing traffic management or parking conditions at this intersection.

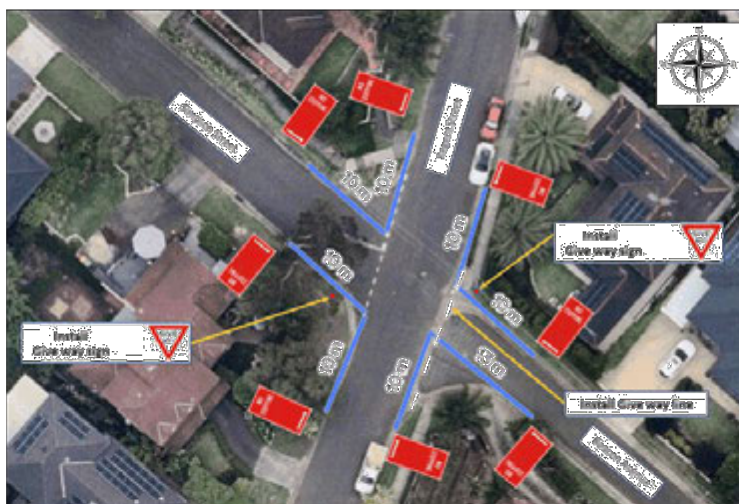


Figure 2 – Signage and linemarking plan

Overall, the findings from the traffic assessment indicate that there are no significant traffic safety and efficiency issues that would necessitate changes to the current traffic controls or road environment on Simpson Street and at its intersections at Church Street and Regent Street/Beacon Avenue.

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1

Response to Part (b)

b(i) Replacing the existing 'GIVE WAY' with 'STOP' traffic control at the intersection of Regent Street/Simpson Street/Beacon Avenue.

The Australian Standard *Manual of Uniform Traffic Control Devices Part 2: Traffic control for general use (AS1742.2)* requires 'STOP' traffic control to be provided at a priority-controlled intersection, only when there is insufficient sight distance afforded to drivers on approach to the intersection. Investigations by Council's traffic engineers have found that the intersection of Regent Street/Simpson Street/Beacon Avenue comply with the sight distance requirements specified within AS1742.2. As such, the intersection does not meet the criteria for 'GIVE WAY' traffic control to be replaced with 'STOP' traffic control. Further, the introduction of 'STOP' traffic control will create unnecessary delays and inconvenience for vehicles turning from Simpson Street into Regent Street. Based on these reasons, a 'STOP' traffic control at the intersection of Regent Street/Simpson Street/Beacon Avenue is not recommended.

b(ii) Formal closure of Simpson Street at Church Street.

The permanent closure of Simpson Street at Church Street will adversely impact on waste collection and other essential/emergency services (e.g. fire trucks) undertaken by large vehicles in the area. The current width of Simpson Street is not sufficient to accommodate safe and efficient turning movements by large vehicles. Creation of a suitable manoeuvring area for large vehicles at the western end of Simpson Street would require loss of mature trees, relocation of underground services and acquisition of private property. This will have a negative impact on surrounding residents and the local amenity.

Recent traffic surveys from have also found the traffic volumes on Simpson Street to be low. Further, Transport for NSW (TfNSW) recently upgraded Church Street at Morrison Road to legally permit southbound vehicles from Devlin Street to merge into the Church Street kerbside lane to turn left into Morrison Road (Refer to **Figure 3**). This has contributed to reducing reliance on Simpson Street as a rat running route.

Based on the above considerations, the permanent closure of Simpson Street at Church Street is not recommended.



Figure 3 – Before and after intersection upgrade

b(iii) Any other measure recommended in the traffic and road safety assessment

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

As stated in the response to part (a), the recent traffic assessment has identified no significant traffic safety and efficiency issues that would necessitate changes to the current traffic controls or road environment on Simpson Street and at its intersections at Church Street and Regent Street/Beacon Avenue.

Response to Part (c)

CONSULTATION

Since no changes are proposed to the current traffic controls or road environment on Simpson Street and at its intersections at Church Street and Regent Street/Beacon Avenue, community consultation was not required.

RECOMMENDATION:

The Ryde Traffic Committee recommends that: -

- a) No traffic signage changes to the intersection of Regent Street/ Simpson Street/Beacon Avenue, Putney.
- b) No infrastructure changes to Simpson Street, Putney.
- c) Existing 'NO STOPPING' restriction be further formalised by associated signage at the intersection of Simpson Street/ Regent Street and Beacon Avenue, Putney.
- d) Existing 'GIVE WAY' control sign be further formalised by associated linemarking at the intersection of Regent Street and Beacon Avenue, Putney.

ITEM 14 (continued)

ATTACHMENT 1

ITEM (E)	QUARRY ROAD, RYDE
SUBJECT:	TRAFFIC CALMING DEVICES
ELECTORATE:	RYDE
WARD:	CENTRAL AND EAST
ROAD CLASS:	NON-CLASSIFIED
OFFICER:	K WELLS

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 series of traffic calming devices (speed humps) at the following intersections:

- Quarry Road and Olive Street, Ryde
- Quarry Road and Heath Street, Ryde
- Quarry Road and Smalls Road, Ryde
- Quarry Road and Aeolus Avenue, Ryde
- Quarry Road and Badajoz Road, Ryde

Figure 1 shows the locations of the proposed traffic calming devices.

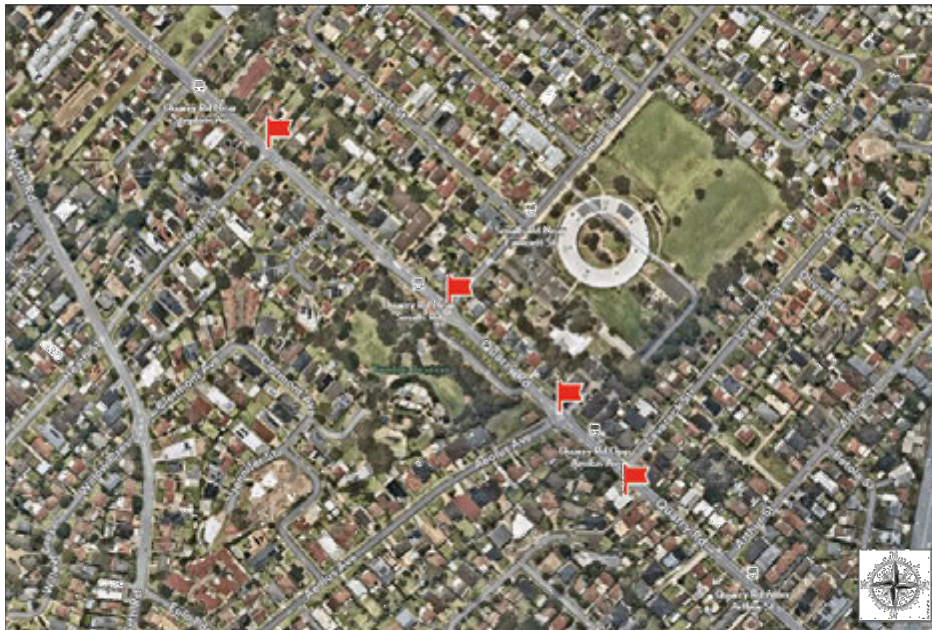


Figure 1: Location Plan

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

DISCUSSION

Quarry Road forms a significant east-west link through Ryde and operates as a collector road within the road hierarchy.

The purpose of this project is to deter speeding on Quarry Road, Olive Street, Heath Street, Smalls Road, Aeolus Avenue and Badajoz Road through installing speed humps at critical intersections on these public roads. This treatment type is recognised by Transport for NSW as an effective method of reducing rates of vehicle crashes and lowering speeds along a section of road.

The nominated locations for proposed works are based on a review of crash history analysis which show a number of crashes occurring at the nominated locations in recent years. **Figures 2,3, 4, 5 and 6** show the indicated locations of the proposed speed humps at the three intersections.

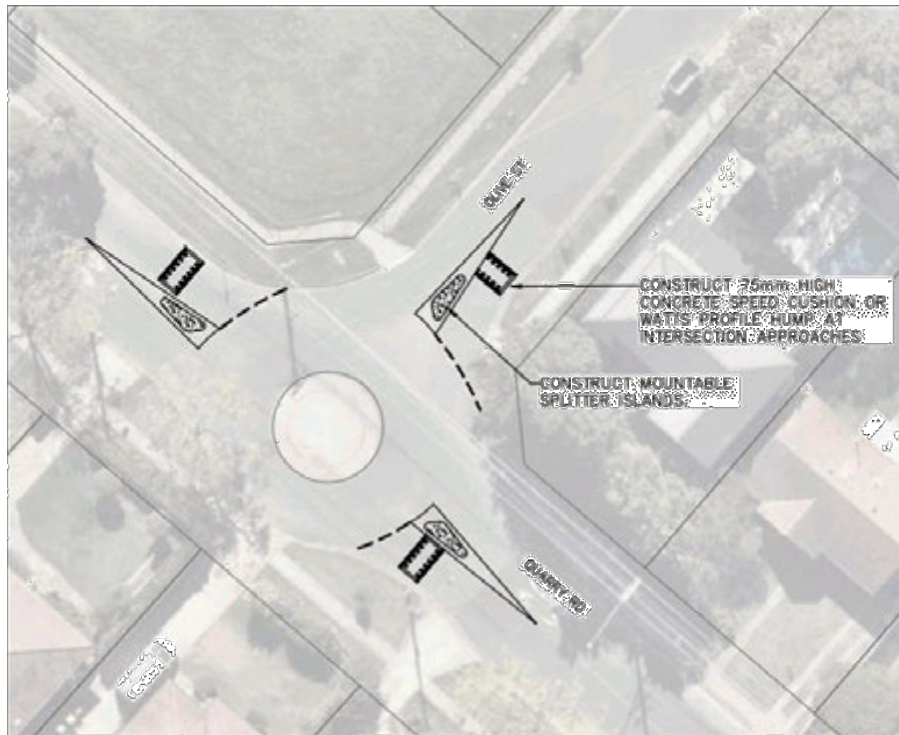


Figure 2 – Olive Street and Quarry Road

ITEM 14 (continued)

ATTACHMENT 1

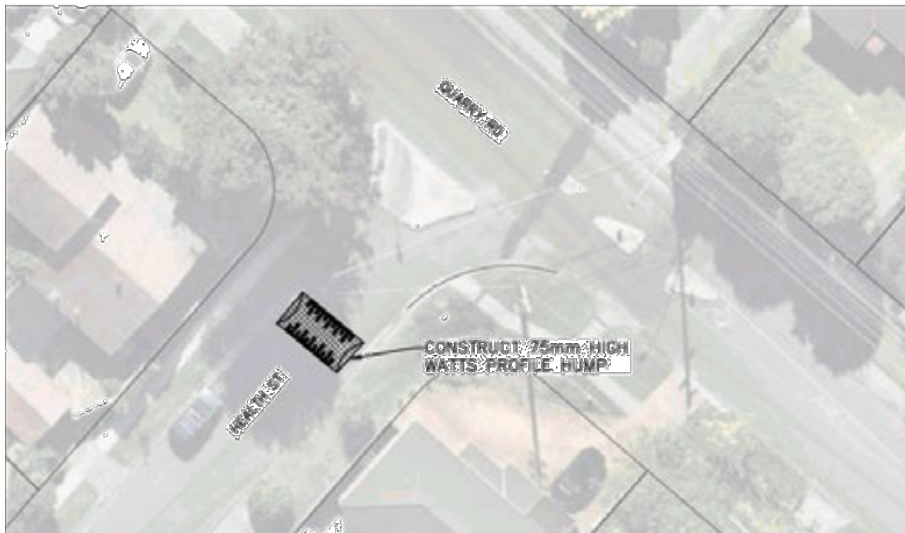


Figure 3 – Heath Street

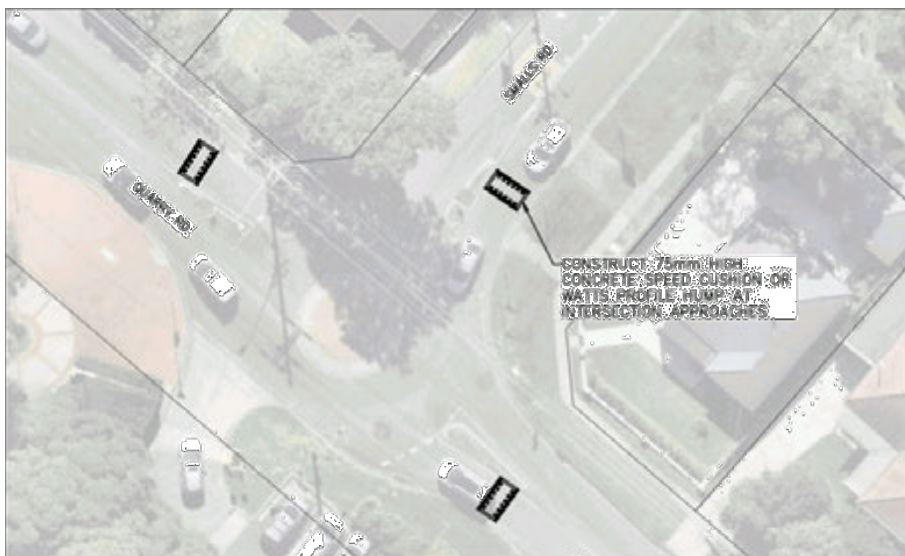


Figure 4 – Smalls Road and Quarry Road

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1

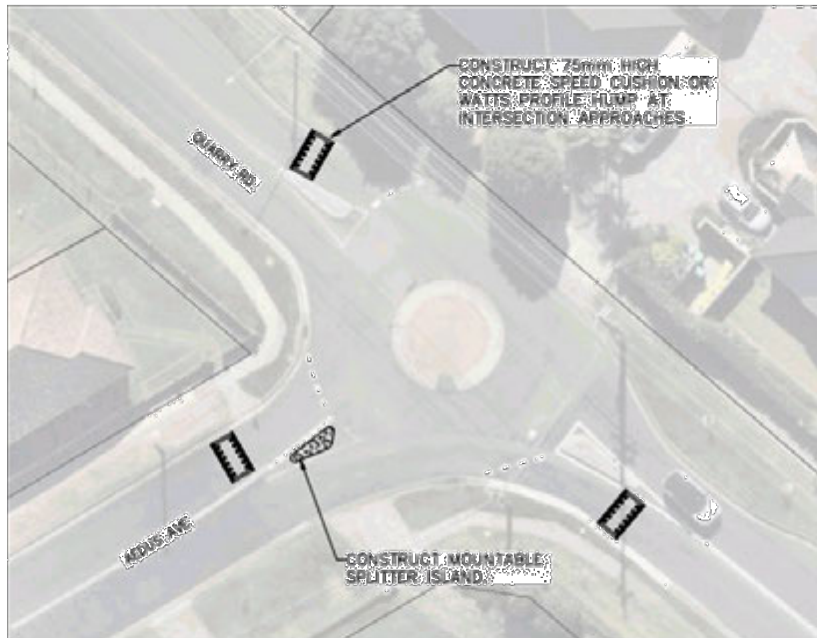


Figure 5 – Aeolus Avenue and Quarry Road

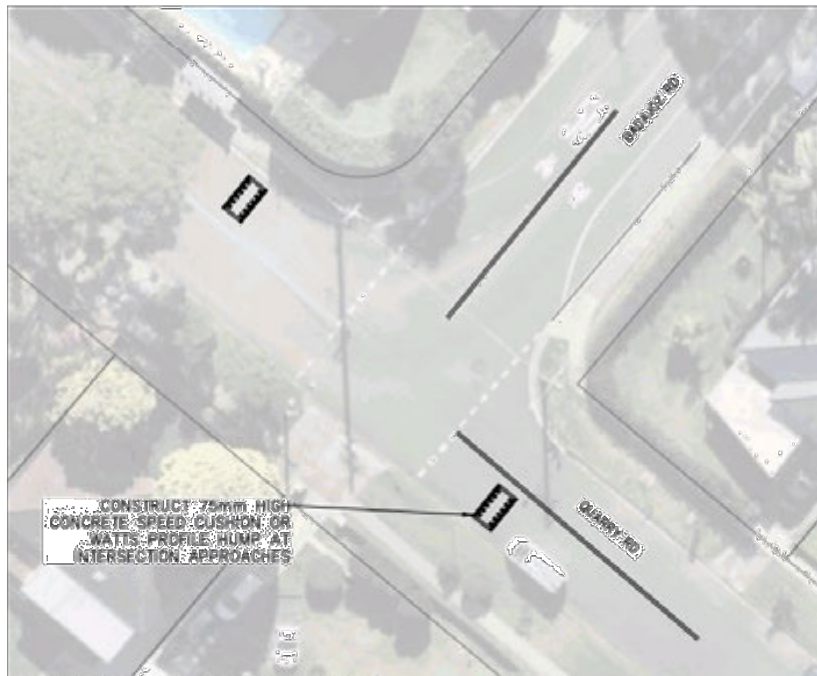


Figure 6 – Badajoz Road and Quarry Road

Agenda of the Ryde Traffic Committee, dated 22 February 2024

ITEM 14 (continued)

ATTACHMENT 1



Ryde Traffic Committee

FUNDING

There is no funding currently allocated for this project in Council's capital works program. This project has been endorsed in principle by Transport for NSW (TfNSW) as part of the blackspot funding program for 2024-25 financial year. Council is still waiting for final funding approval from TfNSW.

CONSULTATION

This project is seeking in principle support for the proposed traffic calming measure at the intersections of Quarry Road with Olive Street, Heath Street, Smalls Road, Aeolus Avenue and Badajoz Road. This is considered a safety matter and will not be sent for public consultation. However, residents who will be directly affected by the installation of speed humps will be notified prior to implementation.

RECOMMENDATION:

The Ryde Traffic Committee recommends that:

- a) In principle approval be given to install speed humps at the following locations (subject to availability of funds): -
 - Quarry Road and Olive Street, Ryde
 - Quarry Road and Heath Street, Ryde
 - Quarry Road and Smalls Road, Ryde
 - Quarry Road and Aeolus Avenue, Ryde
 - Quarry Road and Badajoz Road, Ryde

ITEM 14 (continued)

ATTACHMENT 2

MINUTES

Subject:	RYDE TRAFFIC COMMITTEE MEETING – FEBRUARY 2024
Venue:	MS Teams and North Ryde Office, Level 1, Building 0, Riverview Business Park, 3 Richardson Place, North Ryde, 2113 – Meeting Room Landmark
Date:	22 February 2024
Time:	11:30am to 11:55am
Chair:	Mr Muddasir Ilyas
Staff Convenor:	Mr Muddasir Ilyas
Meeting Length	25 minutes

Representatives

Present	Apology	Name	Position Title	Organisation
x		Mr Muddasir Ilyas - representing Manager Traffic Services	Senior Coordinator – Traffic Operations	City of Ryde
x		Ms Tanmila Islam	Network & Safety Officer	TfNSW
x		Ms Leonie Abberfield	Sergeant	NSW Police Force
x		Ms Kathy Tracy – representing The Hon. Jordan Lane, MP	Member for Ryde	Member of Parliament
x		Mr Rory Burke – representing The Hon. A Roberts, MP	Member for Lane Cove	Member of Parliament

Attendees

x		Mr Ben Cantor	Acting Western Region Traffic & Service Manager	Busways
x		Mr Muddasir Ilyas	Senior Coordinator – Traffic Operations	City of Ryde
x		Mr Shahzor Ali	Junior Traffic Engineer - Traffic Operations	City of Ryde

CONFIRMATION OF PREVIOUS MINUTES

The minutes of the November 2023 traffic committee meeting were confirmed at the meeting.

ITEM (A) - THORN STREET, RYDE - NO PARKING

RTC COMMENTS:

No Comments

RTC RESOLUTION

ITEM 14 (continued)

ATTACHMENT 2

MINUTES

That the Ryde Traffic Committee agrees to the proposal.

Voting: **Unanimous**

ITEM (B) - CONSTITUTION ROAD, RYDE - NO PARKING WASTE VEHICLE EXCEPTED

RTC COMMENTS:

No Comments

RTC RESOLUTION

That the Ryde Traffic Committee agrees to the proposal.

Voting: **Unanimous**

ITEM (C) - CULLODEN ROAD, TALAVERA ROAD, WATERLOO ROAD, VIMIERA ROAD, MARSFIELD AND MACQUARIE PARK - VARIOUS TRAFFIC CALMING

RTC COMMENTS:

TfNSW's COMMENTS: Tanmila requested to share the detailed design for information.

RTC RESOLUTION

That the Ryde Traffic Committee agrees to the proposal.

Voting: **Unanimous**

ITEM (D) - SIMPSON STREET AND REGENT STREET, PUTNEY - NOTICE OF MOTION

RTC COMMENTS:

No Comments

RTC RESOLUTION

That the Ryde Traffic Committee agrees to the proposal.

Voting: **Unanimous**

ITEM (E) - QUARRY ROAD, RYDE - VARIOUS TRAFFIC CALMING

RTC COMMENTS:

TfNSW's COMMENTS: Tanmila requested to share the detailed design for information.

ITEM 14 (continued)

ATTACHMENT 2



MINUTES

RTC RESOLUTION

That the Ryde Traffic Committee agrees to the proposal.

Voting: **Unanimous**

The next ordinary meeting of the Ryde Traffic Committee will be held on Thursday, 21 March 2024.

INFORMATION REPORT

15 REPORT FOR THE INFORMATION OF COUNCIL - INVESTMENT REPORT AS AT 29 FEBRUARY 2024

Report prepared by: Financial Controller
File No.: GRP/24/36 - BP24/148

REPORT SUMMARY

This report details Council's performance of its investment portfolio as at 29 February 2024, and compares it against key benchmarks. The report includes Council's loan liabilities.

Council's rate of return on investments for the reporting period is 4.76%, which is 0.33% above the benchmark figure of 4.43%.

Income from interest on investments is budgeted at \$11.0m and as at 29 February 2024 funds of \$8,189k have been earned. The majority of this income is interest earned on Externally Restricted Reserves and must be held in such reserves.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Sacha Thirimanne
Financial Controller

Report Approved By:

Aneesh Zahra
Chief Financial Officer

ITEM 15 (continued)

Background

Council's Responsible Accounting Officer is required to report monthly on Council's Investment Portfolio as per the Local Government (General) Regulation 2021 Section 212 and certify that the Investments are held in accordance with Council's Investment Policy and Section 625 of the *Local Government Act 1993*.

The **preservation of capital is the principal objective** of Council's Cash Investment Policy. Investments are to be placed in a manner that safeguards the investment portfolio and risk tolerances are prescribed to ensure the best financial outcome for residents.

Funds are to be invested at the most favorable interest rate available at the time, whilst having due consideration of the following parameters to mitigate risk:

- **Liquidity:** Investment terms should be sufficient to meet cash flow requirements of Council operations.
- **Legislative Compliance:** Council is guided by both the Local Government Act 1993, Local Government Regulations 2021 and to the most current Ministerial Investment Order that has been issued by the NSW Minister for Local Government.
- **Institutional Limitations:** Council is not permitted to invest in Authorised Deposit taking Institutions (ADI) that is an Australian subsidiary of a foreign bank, all ADI's Council invests with must comply to ratios monitored by Australian Prudential Regulation Authority (APRA).
- **Overall Portfolio Limits:** In order to diversify risk of Council's Investment Portfolio, maximum limits apply based on Standard & Poor (S&P) credit rating. Council is not permitted to invest in any ADI which is BBB- or less.
- **Term to Maturity:** maximum limits apply to term deposit terms that are between 1 - 3 years and greater than 3 years.

Standard & Poor (S&P) Rating Scale:

AAA	An obligor has extremely strong capacity to meet its financial commitments
AA+	An obligor has very strong capacity to meet its financial commitments. It differs from the highest rated obligors only to a small degree
AA	
AA-	
A+	An obligor has strong capacity to meet its financial commitments but is somewhat more susceptible to the adverse effects of changes in circumstances and economic conditions than obligors in higher rated categories
A	
A-	
BBB+	An obligor has adequate capacity to meet its financial commitments. However, adverse economic conditions or changing circumstances are more likely to lead to a weakened capacity for the obligor to meet its financial commitments
BBB	
BBB-	

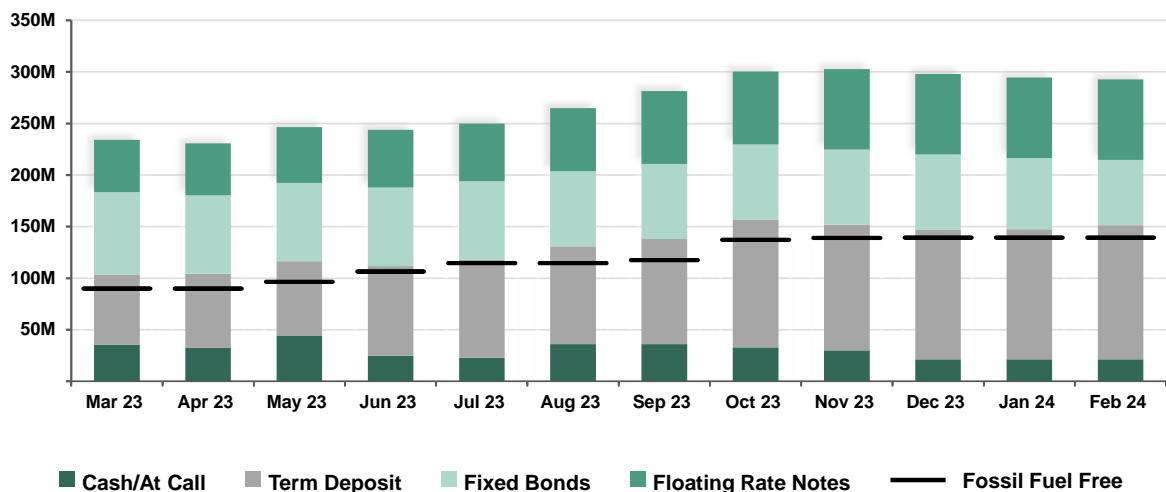
ITEM 15 (continued)

Investment Performance Commentary

Council's performance against the benchmark for returns of its investment portfolio for February 2024 and the past 12 months are as follows:

	Feb	12 Month	FYTD
Council Return	4.76	4.40	4.51
Benchmark	4.43	4.10	4.22
Variance	0.33	0.30	0.29

Total Funds Invested



Council's investment portfolio as at 29 February 2024 was as follows:

Cash/Term Deposits	\$151.41m	51.75%
Floating Rate Notes	\$77.91m	26.63%
Fixed Bonds	\$63.27m	21.62%
Total Investments	\$292.59m	

Council continues to utilise the Federal Government's current guarantee (\$250k) investing in Term Deposits with a range of Authorised Deposit Taking Institutions (ADI's) on short to medium term investments (Generally 30 days to 180 days maturity) where more competitive rates are available.

Council's income from investments continues to exceed original budgeted expectations, primarily due to Council's cash reserves balances being higher than anticipated and higher interest rates being offered reflective of recent economic conditions.

ITEM 15 (continued)**Loan Liability**

Council's loan liability as at 29 February 2024 is \$140k, which represents the balance of a \$1.5m loan drawn down on 1 September 2014 at 4.95% for Phase 2 of the Children's Play Implementation Plan, which was established under the Local Infrastructure Renewal Scheme (LIRS). Council receives a 3% interest subsidy payment from the OLG twice a year.

ITEM 15 (continued)

INVESTMENT SUMMARY AS AT 29 FEBRUARY 2024

Issuer	Investment Name	Investment Rating	Fossil Fuel Free	Invested at 29-Feb-24 \$000's	Annualised Period Return (%)	12 Month Average Return	Return since 01 July 2023	% of Total Invested	Maturity	Tenor
Bank of Queensland	1. Bank of Queensland Floating Rate Note	AAA	Y	1,200	5.56	5.20	5.40	0.41	14/05/2025	1826
Bank of Queensland	2. BoQ FRN	AAA	Y	2,000	5.55	5.20	5.40	0.68	14/05/2025	1051
Bendigo and Adelaide Bank	3. Bendigo FRN (Covered)	AAA	Y	4,000	5.43	5.08	5.28	1.37	11/11/2025	1096
Suncorp-Metway	4. Suncorp Covered Bond	AAA	Y	3,975	3.17	3.55	3.54	1.36	24/08/2026	1593
Westpac Banking Corporation	5. WBC Covered Bond	AAA	N	3,197	3.93	3.95	3.94	1.09	20/05/2025	1096
Australia and New Zealand Banking Group	6. ANZ Fixed Bond	AA-	N	2,000	1.48	1.56	1.55	0.68	29/08/2024	1827
Australia and New Zealand Banking Group	7. ANZ Fixed Bond	AA-	N	1,999	1.67	1.67	1.67	0.68	29/08/2024	1805
Australia and New Zealand Banking Group	8. ANZ Fixed Bond	AA-	N	1,999	1.69	1.69	1.69	0.68	16/01/2025	1827
Australia and New Zealand Banking Group	9. ANZ Fixed Bond	AA-	N	2,997	1.72	1.80	1.79	1.02	29/08/2024	1612
Australia and New Zealand Banking Group	10. ANZ Fixed Bond	AA-	N	2,000	4.09	4.10	4.05	0.68	12/05/2025	1096
Australia and New Zealand Banking Group	11. ANZ FRN	AA-	N	1,200	5.52	5.29	5.44	0.41	31/03/2028	1827
Australia and New Zealand Banking Group	12. ANZ FRN	AA-	N	2,800	5.39	5.27	5.27	0.96	11/09/2028	1827
Commonwealth Bank of Australia	13. CBA Business Online Saver	AA-	N	21,401	4.44	4.14	4.29	7.31		
Commonwealth Bank of Australia	14. CBA Fixed Bond	AA-	N	2,998	3.93	4.31	4.31	1.02	18/08/2025	1096
Commonwealth Bank of Australia	15. CBA Fixed Bond	AA-	N	3,899	4.98	5.39	5.40	1.33	18/08/2027	1756
Commonwealth Bank of Australia	16. CBA FRN	AA-	N	2,400	5.61	5.24	5.48	0.82	13/01/2028	1826
Commonwealth Bank of Australia	17. CBA	AA-	N	2,500	5.42	5.33	5.33	0.85	17/08/2028	1827
Commonwealth Bank of Australia	18. CBA Term Deposit	AA-	N	2,000	5.16	4.56	4.66	0.68	13/08/2024	256
National Australia Bank	19. NAB Fixed Bond	AA-	N	3,495	2.72	2.99	2.99	1.19	25/02/2027	1826
National Australia Bank	20. NAB Floating Rate Note	AA-	N	2,000	5.39	5.08	5.28	0.68	19/06/2024	1827
National Australia Bank	21. NAB FRN	AA-	N	3,000	5.48	5.27	5.33	1.03	12/05/2028	1827
National Australia Bank	22. NAB FRN	AA-	N	3,200	5.51	5.52	5.52	1.09	16/11/2028	1827
National Australia Bank	23. NAB Term Deposit	AA-	N	4,000	5.27	4.89	4.99	1.37	22/10/2024	362
National Australia Bank	24. NAB Term Deposit	AA-	N	4,000	5.06	5.01	5.01	1.37	21/01/2025	330
National Australia Bank	25. NAB Term Deposit	AA-	N	4,000	5.27	5.27	5.27	1.37	1/05/2024	184
National Australia Bank	26. NAB Term Deposit	AA-	N	4,000	5.09	5.09	5.09	1.37	10/12/2024	294
National Australia Bank	27. NAB Term Deposit	AA-	N	2,000	5.27	5.17	5.19	0.68	26/09/2024	365
National Australia Bank	28. NAB Term Deposit	AA-	N	3,000	5.25	5.16	5.17	1.03	3/10/2024	365
National Australia Bank	29. NAB Term Deposit	AA-	N	4,000	5.18	5.18	5.18	1.37	19/06/2024	288
National Australia Bank	30. NAB Term Deposit	AA-	N	4,000	5.32	5.32	5.32	1.37	9/10/2024	345
National Australia Bank	31. NAB Term Deposit	AA-	N	4,000	5.17	4.63	4.68	1.37	11/07/2024	182
National Australia Bank	32. NAB Term Deposit	AA-	N	4,000	5.18	4.27	4.72	1.37	17/09/2024	365
National Australia Bank	33. NAB Term Deposit	AA-	N	4,000	5.24	5.24	5.24	1.37	9/04/2024	249
Westpac Banking Corporation	34. Westpac Fixed Bond	AA-	N	2,499	3.25	3.25	3.24	0.85	24/04/2024	1917
Westpac Banking Corporation	35. Westpac Fixed Bond	AA-	N	2,599	2.76	2.77	2.73	0.89	17/03/2025	1096
Westpac Banking Corporation	36. Westpac FRN	AA-	N	2,600	5.22	5.14	5.14	0.89	10/08/2026	1096
Westpac Banking Corporation	37. WBC FRN	AA-	N	3,500	5.41	5.27	5.27	1.20	19/09/2028	1827
Westpac Banking Corporation	38. Westpac Term Deposit	AA-	N	4,000	5.43	5.43	5.43	1.37	5/11/2024	371
Westpac Banking Corporation	39. Westpac Term Deposit	AA-	N	4,000	5.41	5.41	5.41	1.37	29/10/2024	365
Westpac Banking Corporation	40. Westpac Term Deposit	AA-	N	4,000	5.14	4.64	4.99	1.37	9/08/2024	366
Westpac Banking Corporation	41. Westpac Term Deposit	AA-	N	2,000	5.18	4.66	5.03	0.68	19/08/2024	367
Westpac Banking Corporation	42. Westpac Term Deposit	AA-	N	4,000	5.10	1.91	2.04	1.37	11/03/2025	386
Westpac Banking Corporation	43. Westpac Term Deposit	AA-	N	4,000	5.43	5.43	5.43	1.37	10/12/2024	406
Westpac Banking Corporation	44. Westpac TD	AA-	N	4,000	5.28	5.28	5.28	1.37	17/12/2024	379
Macquarie Bank	45. Macquarie Bank Fixed Bond	A+	N	4,000	1.74	1.72	1.72	1.37	12/02/2025	1827
Macquarie Bank	46. Macquarie Bank FRN	A+	N	3,200	5.30	5.18	5.18	1.09	14/09/2026	1096
Suncorp-Metway	47. Suncorp-Metway Fixed Bond	A+	Y	3,594	2.58	2.58	2.58	1.23	25/01/2027	1826
Suncorp-Metway	48. Suncorp Fixed Bond	A+	Y	3,894	3.61	3.60	3.60	1.33	25/01/2027	1763
Suncorp-Metway	49. Suncorp Fixed Bond	A+	Y	1,398	5.49	5.49	5.49	0.48	25/01/2027	1683
Suncorp-Metway	50. Suncorp-Metway Floating Rate Note	A+	Y	1,200	5.59	5.22	5.47	0.41	24/04/2025	1823
Suncorp-Metway	51. Suncorp FRN	A+	Y	2,574	5.68	5.30	5.56	0.88	25/02/2027	1711

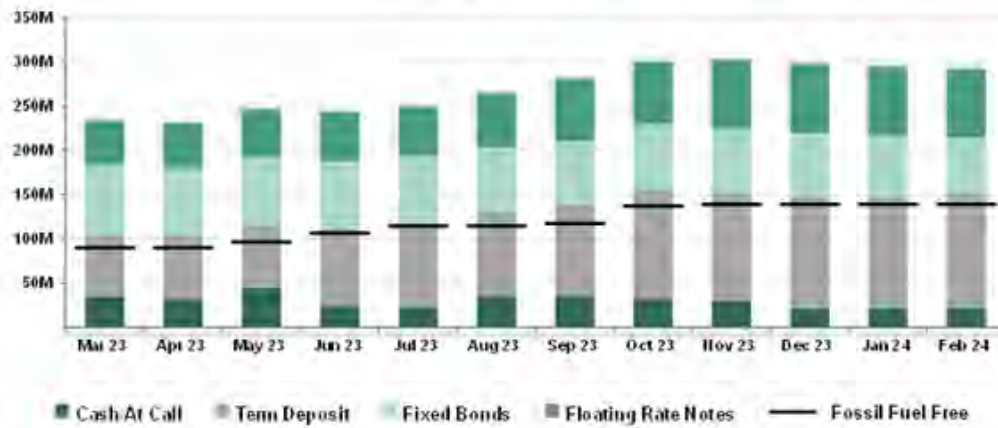
ITEM 15 (continued)

Issuer	Investment Name	Investment Rating	Fossil Fuel Free	Invested at 29-Feb-24 \$000's	Annualised Period Return (%)	12 Month Average Return	Return since 01 July 2023	% of Total Invested	Maturity	Tenor
Suncorp-Metway	52. Suncorp FRN	A+	Y	2,200	5.72	5.40	5.59	0.75	14/12/2027	1826
Suncorp-Metway	53. Suncorp FRN	A+	Y	3,000	5.52	5.31	5.35	1.03	18/05/2026	1096
Australian Unity Bank	54. Australian Unity Bank Term Deposit	BBB+	Y	2,000	5.75	5.21	5.75	0.68	17/07/2024	364
Australian Unity Bank	55. Australian Unity Bank Term Deposit	BBB+	Y	2,000	4.98	4.54	4.56	0.68	28/10/2024	270
Australian Unity Bank	56. Australian Unity Term Deposit	BBB+	Y	4,000	5.10	5.45	5.45	1.37	14/01/2025	364
Auswide Bank	57. Auswide FRN	BBB+	Y	3,000	6.00	5.72	5.88	1.03	17/03/2026	1096
B&E (T/as Bank of Us)	58. Bank of us Term Deposit	BBB+	Y	2,000	5.12	5.12	5.12	0.68	17/10/2024	365
B&E (T/as Bank of Us)	59. Bank of us Term Deposit	BBB+	Y	2,000	5.03	4.86	5.13	0.68	30/07/2024	176
B&E (T/as Bank of Us)	60. Bank of us TD	BBB+	Y	2,000	5.05	5.05	5.05	0.68	13/11/2024	282
Bank of Queensland	61. ME Bank At Call Account	BBB+	Y	0	0.37	1.31	1.08	0.00		
Bank of Queensland	62. BoQ Fixed Bond	BBB+	Y	3,797	2.15	2.14	2.14	1.30	27/10/2026	1826
Bank of Queensland	63. BoQ Fixed Bond	BBB+	Y	1,902	4.06	4.06	4.06	0.65	6/05/2026	1496
Bank of Queensland	64. BoQ Fixed Bond	BBB+	Y	746	5.27	5.26	5.26	0.25	27/10/2026	1498
Bank of Queensland	65. BoQ Fixed Bond	BBB+	Y	476	5.21	5.22	5.22	0.16	27/10/2026	1495
Bank of Queensland	66. BoQ Fixed Bond	BBB+	Y	2,517	5.14	5.14	5.14	0.86	6/05/2026	1321
Bank of Queensland	67. Bank of Queensland Term Deposit	BBB+	Y	3,000	5.51	5.16	5.51	1.03	16/04/2024	264
Bank of Queensland	68. Bank of Queensland Term Deposit	BBB+	Y	2,000	2.55	2.55	2.55	0.68	13/06/2024	1827
Bank of Queensland	69. Bank of Queensland Term Deposit	BBB+	Y	4,000	5.33	5.33	5.33	1.37	25/06/2024	239
Bendigo and Adelaide Bank	70. Bendigo Fixed Bond	BBB+	Y	3,747	3.09	3.11	3.07	1.28	17/03/2025	1096
Bendigo and Adelaide Bank	71. Bendigo Bank Fixed Bond	BBB+	Y	996	3.44	3.45	3.41	0.34	17/03/2025	1088
Bendigo and Adelaide Bank	72. Bendigo Fixed Bond	BBB+	Y	2,551	3.27	3.26	3.25	0.87	6/09/2024	882
Bendigo and Adelaide Bank	73. Bendigo Bank FRN	BBB+	Y	3,500	5.75	5.53	5.58	1.20	15/05/2026	1096
Bendigo and Adelaide Bank	74. Bendigo and Adelaide Bank Term Deposit	BBB+	Y	3,000	5.06	4.55	4.60	1.03	29/10/2024	273
Heritage and People's Choice	75. Heritage Bank Term Deposit	BBB+	Y	4,000	5.75	5.75	5.75	1.37	12/07/2024	365
Heritage and People's Choice	76. Heritage Bank Term Deposit	BBB+	Y	4,000	5.68	5.68	5.68	1.37	7/05/2024	295
Hume Bank	77. Hume Bank TD	BBB+	Y	2,000	4.98	4.63	4.65	0.68	27/10/2024	269
IMB Bank	78. IMB Term Deposit	BBB+	Y	4,000	5.21	5.14	5.15	1.37	17/07/2024	211
Members Banking Group	79. RACQ FRN	BBB+	Y	2,000	5.76	5.37	5.56	0.68	23/05/2025	1096
Members Banking Group	80. RACQ FRN	BBB+	Y	3,100	6.01	5.62	5.81	1.06	24/02/2026	1096
MyState Bank	81. MyState FRN	BBB+	Y	1,500	5.10	4.80	4.99	0.51	16/06/2025	1461
MyState Bank	82. MyState Bank Term Deposit	BBB+	Y	2,000	1.69	1.69	1.69	0.68	4/03/2024	732
MyState Bank	83. MyState Bank Term Deposit	BBB+	Y	2,000	5.19	4.73	4.85	0.68	30/04/2024	181
AMP	84. AMP At Call Account	BBB	N	11	1.13	1.68	2.25	0.00		
AMP	85. AMP FRN	BBB	N	2,000	6.14	6.04	6.04	0.68	29/06/2026	1096
AMP	86. AMP Term Deposit	BBB	N	1,000	5.25	4.52	5.03	0.34	2/08/2024	366
Auswide Bank	87. Auswide Bank Term Deposit	BBB	Y	2,000	5.22	1.57	1.74	0.68	28/01/2025	358
Beyond Bank	88. Beyond Bank Term Deposit	BBB	Y	2,000	5.40	5.22	5.22	0.68	17/12/2024	371
Credit Union Australia	89. Great Southern Bank Floating Rate Note	BBB	Y	1,000	5.59	5.22	5.47	0.34	24/10/2024	1827
Credit Union Australia	90. Great Southern Bank FRN	BBB	Y	1,200	6.15	5.81	6.01	0.41	9/02/2027	1461
G&C Mutual Bank	91. G&C Mutual Bank Term Deposit	BBB	Y	2,000	5.11	4.57	4.84	0.68	12/03/2024	187
Newcastle Greater Mutual Group	92. NPBS FRN	BBB	Y	2,000	5.09	4.74	4.91	0.68	4/03/2026	1826
Newcastle Greater Mutual Group	93. NPBS FRN	BBB	Y	3,242	5.25	4.90	5.07	1.11	4/03/2026	1458
Newcastle Greater Mutual Group	94. NPBS FRN	BBB	Y	3,711	5.94	5.59	5.79	1.27	10/02/2027	1720
Newcastle Greater Mutual Group	95. NPBS FRN	BBB	Y	987	6.06	5.70	5.91	0.34	10/02/2027	1482
Police & Nurses Limited	96. P&N Bank Term Deposit	BBB	Y	1,000	5.20	4.07	4.35	0.34	2/04/2024	152
Police & Nurses Limited	97. P&N Bank Term Deposit	BBB	Y	2,000	5.15	2.13	2.43	0.68	30/01/2025	365
Police & Nurses Limited	98. P&N Bank Term Deposit	BBB	Y	2,000	5.36	5.36	5.36	0.68	2/07/2024	237
Police Bank	99. Police Bank FRN	BBB	Y	2,000	6.00	5.63	5.82	0.68	21/11/2025	1096
Police Bank	100. Police Bank FRN	BBB	Y	4,000	6.05	6.06	6.06	1.37	17/11/2026	1096
Police Financial Services	101. BankVic Term Deposit	BBB	Y	2,000	4.80	4.80	4.80	0.68	24/03/2024	369
Police Financial Services	102. BankVic TD	BBB	Y	3,000	5.21	5.21	5.21	1.03	10/09/2024	371
Teachers Mutual Bank	103. Teachers Mutual Bank FRN	BBB	Y	1,100	5.14	4.83	5.02	0.38	16/06/2026	1826
QPCU	104. QBank FRN	BBB-	Y	1,000	5.22	4.89	5.10	0.34	22/03/2024	1096
				292,601	4.79	4.52	4.61	100		

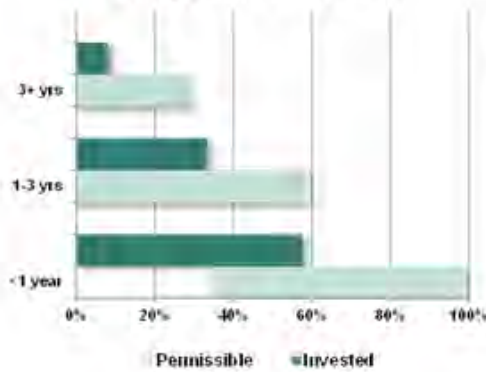
ITEM 15 (continued)

	<365 days	>365 days
Cash/TDs	\$147.4M	\$4.0M
FRNs	\$4.0M	\$73.9M
Fixed Bonds	\$18.0M	\$45.2M
	\$169.5M	\$123.1M

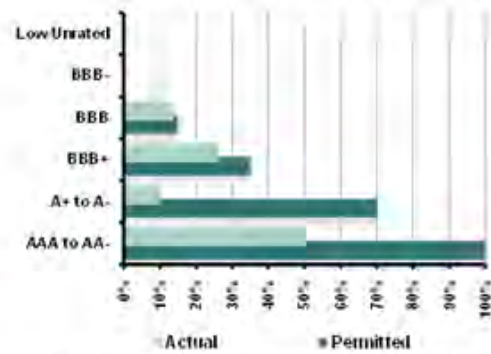
Total Funds Invested



Policy Limits on Maturities



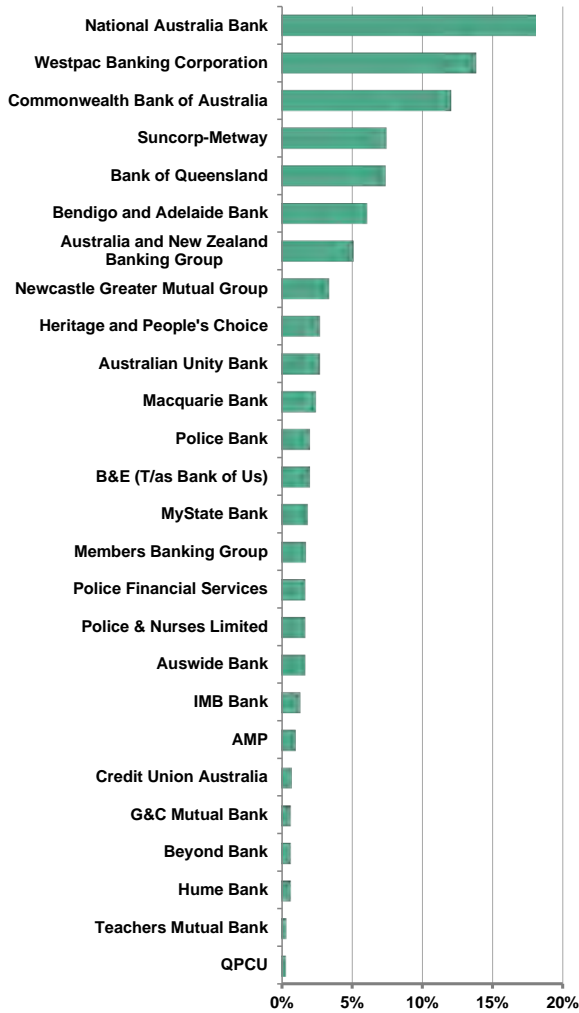
Investment Summary by Rating



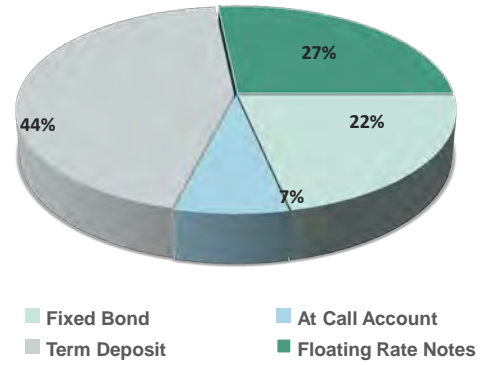
Note: Portion of deposits covered by Federal Guarantee are rated 'AAA'

ITEM 15 (continued)

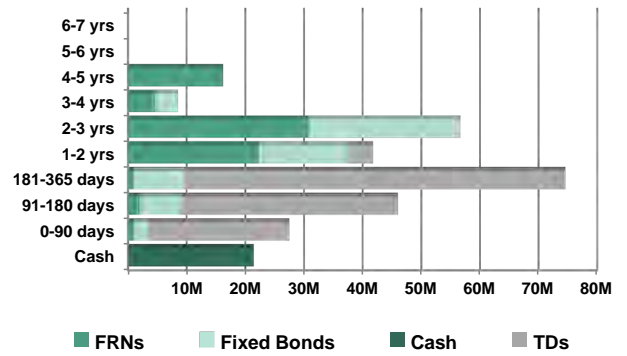
Active Investment by Institution



Summary by Investment Type



Summary by Duration



ITEM 15 (continued)**Divestment of Fossil Fuel Aligned Financial Institutions**

Council uses the entity Market Forces to validate its classes of investments into either fossil fuel or non-fossil fuel aligned institutions. Market Forces is a publicly available website and is not a contractor that Council has engaged for this information.

As at 29 February 2024, Council had a total amount of \$139.1m invested in non-fossil fuel aligned financial institutions, which is 47.54% of its total investment portfolio.

Whilst Council has a preference for non-fossil fuel aligned institutions, these institutions are often rated at the lower end of the (S&P) rating scale and in order to manage risk, Council's Investment Policy places limits on BBB+ (35%) BBB (15%) and Council cannot risk divesting 100% in these institutions as adverse economic conditions or changing circumstances are more likely to lead to a weakened capacity for the obligor to meet its financial commitments. The Investment Policy ensures that the divestment in these categories are restricted to minimise risk and ensure preservation of capital. Council cannot breach its Policy, and any losses of income experienced as a result of poor investment decisions is ultimately Council's responsibility.

Financial Implications

Council's return for the reporting period is 4.76%, which is 0.33% above the benchmark figure of 4.43%.

The budget for interest income from investments is \$11.0m and as at 29 February 2024 funds of \$8,189k have been earned. The majority of this income is interest earned on Externally Restricted Reserves held and must be held in such reserves.

Summary

Council's investment portfolio continues to perform well and is consistent with Section 625 of the *Local Government Act 1993*, which deals with the investment of surplus funds by Councils.

ITEM 15 (continued)**Certificate of the Chief Financial Officer (Responsible Accounting Officer)**

I certify that as at the date of this report, the investments listed have been made and are held in compliance with Council's Investment Policy and applicable legislation.

Aneesh Zahra
Chief Financial Officer

PRECIS OF CORRESPONDENCE**1 RESPONSE BY MINISTER FOR BETTER REGULATION - BUILDING REFORMS**

Report prepared by: Executive Assistant
File No.: MYR/07/10/7 - BP24/208

CORRESPONDENCE:

Submitting correspondence from Minister for Better Regulation, dated 18 March 2024, regarding building reforms in response to Council's letter.

RECOMMENDATION:

That the correspondence be received and noted.

ATTACHMENTS

- 1 Letter from Minister for better regulation regarding stronger building reform

Report Prepared By:

Linda Smith
Executive Assistant

Report Approved By:

Carmelina Loughland
Executive Officer to the Chief Executive Officer

Wayne Rylands
Chief Executive Officer

PRECIS OF CORRESPONDENCE 1 (continued)

ATTACHMENT 1

The Hon Anoulack Chanthivong MP

Minister for Better Regulation and Fair Trading, Minister for Industry and Trade,
Minister for Innovation, Science and Technology, Minister for Building,
Minister for Corrections



Ref: COR-00560-2024

Clr Sarkis Yedelian
Mayor
City of Ryde
By email: mayor@ryde.nsw.gov.au

Dear Clr Yedelian *Sarkis*

Thank you for your correspondence to the Hon Chris Minns MP, NSW Premier, about the need for stronger building reform. Your correspondence has been referred to me as the regulation of the building and construction industry falls within my portfolio responsibilities.

The NSW Government is committed to delivering building reforms that strengthen the oversight of the construction sector and ensure that buildings in NSW are safe, resilient, and trustworthy.

On 1 December last year, the NSW Government stood up Building Commission NSW as a single body to oversee the licensing, compliance, and enforcement of the building industry. To support the Building Commission's work, the Government has already provided an additional \$24 million to stand up the new regulator and focus its efforts on targeting risky players in the construction industry.

The Government is also progressing comprehensive legislative reforms to support its housing delivery strategy, including the introduction of modernised building legislation. The proposed reforms will improve safety, accountability, and transparency in the building industry and strengthen protections for consumers.

These reforms will provide long-term transformation of the construction sector and build on legislation the Government has already passed to strengthen inspection and enforcement powers for Building Commission NSW and improve regulatory rules to prevent intentional phoenixing activity. Further information on these amendments can be found at <https://www.fairtrading.nsw.gov.au/about-fair-trading/legislation-and-publications/changes-to-building-legislation-in-nsw>.

The Government continues to examine ways to improve consumer protections, including encouraging the uptake of Decennial Liability Insurance (DLI). DLI is a first resort insurance policy taken out by the developer, protecting residential apartment building owners from serious defects materialising over a period of ten years from when construction is completed. This will offer homeowners a consumer protection remedy, even if a developer or builder becomes insolvent.

Market led solutions, such as DLI and the Independent Construction Industry Rating Tool, will ensure that the Government's reform agenda changes behaviours in the industry.

These reforms focus on providing consumers clearer information on who are trustworthy operators in the NSW construction industry and strong powers for the regulator to respond to risky players and practices.

PRECIS OF CORRESPONDENCE 1 (continued)

ATTACHMENT 1

Should you have any further queries in relation to building reform, I would encourage you to contact Angus Abadee of Building Commission NSW at hbareview@customerservice.nsw.gov.au.

I trust this information is of assistance.

Sincerely



Anoulack Chanthivong MP
Minister for Better Regulation and Fair Trading, Minister for Industry and Trade,
Minister for Innovation, Science and Technology, Minister for Building,
Minister for Corrections

2 RESPONSE BY FEDERAL GOVERNMENT - CUTS TO INFRASTRUCTURE SPENDING

Report prepared by: Executive Assistant
File No.: MYR/07/10/7 - BP24/209

CORRESPONDENCE:

Submitting correspondence from Assistant Minister to the Prime Minister, dated 15 March 2024, regarding cuts to spending on infrastructure.

RECOMMENDATION:

That the correspondence be received and noted.

ATTACHMENTS

- 1 Response by Federal Government - Cuts to funding for infrastructure

Report Prepared By:

Linda Smith
Executive Assistant

Report Approved By:

Carmelina Loughland
Executive Officer to the Chief Executive Officer

Wayne Rylands
Chief Executive Officer

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 1



ASSISTANT MINISTER TO THE PRIME MINISTER
ASSISTANT MINISTER FOR THE PUBLIC SERVICE
The Hon Patrick Gorman MP

Reference: MC24-001487

Councillor Sarkis Yedelian OAM
Mayor
City of Ryde
Locked Bag 2069
NORTH RYDE NSW 1670

Dear Mayor

Thank you for your letter dated 19 December 2023 to the Hon Anthony Albanese MP, Prime Minister, regarding Commonwealth funding for infrastructure projects in New South Wales (NSW). The Prime Minister has asked me to reply on his behalf.

The Australian Government continues to invest in a 10-year \$120 billion pipeline of infrastructure, which includes an additional \$1.3 billion for infrastructure projects in NSW since the 2023-24 Budget. To maximise the benefits of this investment, we are making changes to ensure we can deliver projects that will benefit Australia.

The Australian Government undertook an Independent Strategic Review of the Infrastructure Investment Program (the Review) to ensure the sustainability and deliverability of the pipeline. As a result of the Review, and through consultation with state and territory governments, some difficult decisions had to be made to no longer proceed with funding for several projects at this time.

The Australian Government recognises that collaboration between different levels of government, including local government, is critical to achieving better outcomes. The Australian Government's re-establishment of the Australian Council of Local Government (ACLG) builds on our commitment to work with local governments to build liveable and socially equitable communities in Australia's cities and regions. The Australian Government is collaborating with state and territory and local governments to achieve better outcomes across the nation through a range of initiatives, including:

- The construction of 1.2 million new well-located homes across Australia over five years from 1 July 2024, and the Commonwealth providing a \$2 billion Social Housing Accelerator to deliver new social housing across Australia.
- The Commonwealth ensuring states and territories have a greater contribution to Australia's migration settings, to ensure migration meets the local needs of communities across the country.
- *Strengthening Medicare*, through a \$5.7 billion healthcare package.
- *The National Skills Agreement*, providing states and territories with \$3.7 billion in funds for vocational education and training.

Parliament House CANBERRA ACT 2600

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 1

- Gradually doubling funding for the *Roads to Recovery Program* to \$1 billion a year and progressively increasing *Black Spot Program* funding to \$150 million per year.
- Increasing our commitment to Phase 4 of the *Local Roads and Community Infrastructure Program* to \$750 million, bringing the total Australian Government commitment to \$3.25 billion, and
- Establishing the new *Safer Local Roads and Infrastructure Program*, which merges the Bridges Renewal Program and Heavy Vehicle and Safety and Productivity Program, gradually increasing funding available to \$200 million per year.

The Australian Government is also providing significant support for land transport infrastructure projects in the City of Ryde, including:

- \$6.2 million through the *Local Roads and Community Infrastructure Program*, and
- \$2.96 million for *Roads to Recovery* projects over five years from 2019-20.

The Government looks forward to working together with local governments, including through National Cabinet and the ACLG, to deliver effective investment in our cities and regions.

Thank you again for writing to the Prime Minister.

Yours sincerely



PATRICK GORMAN

14/03 / 2024

NOTICES OF MOTION**1 SPEED LIMITS ON ALL LOCAL STREETS ACROSS THE CITY OF RYDE -
Councillor Roy Maggio****File Number: CLM/24/1/1/6 - BP24/172**

MOTION:

- (a) That Council seeks to establish 40km/h zone on all local streets across the City, with investigative 30km/h in areas of demonstrated high pedestrian flow or pedestrian/cyclist crash clusters.
- (b) That Council notes that any changes to speed limits must be approved and implemented by Transport for NSW.
- (c) That the Mayor write to the Minister for Metropolitan Roads to request that Transport for NSW work with Council to:-
 - 1. Identify priority streets for 40km/h speed limits and implement these changes by the end of this year.
 - 2. Implement 40km/h speed limits on all remaining local roads in Ryde as soon as possible and ensure State funding is allocated to allow this to happen to an agreed timeline.
 - 3. Investigate and prioritise streets for the implementation of 30km/h speed limits, particularly around schools, and areas of high pedestrian activity or pedestrian/cyclist crash clusters.

2 CHRISTIE PARK LIGHTING - Councillor Roy Maggio**File Number: CLM/24/1/1/6 - BP24/173**

MOTION:

- (a) That Council investigate the feasibility of installing lighting within Christie Park's car park.
- (b) That a report be presented back to Council outlining the findings of the investigation listed in part (a).

**3 REQUEST FOR REVIEW OF LOCAL GOVERNMENT ACT, 1993 -
Councillor Roy Maggio**

File Number: CLM/24/1/1/6 - BP24/174

MOTION:

That Council write to the Minister for Local Government, The Hon. Ron Hoenig MP requesting that the Local Government Act, 1993 be amended to ensure that any Councillor who is also a State or Federal Member of Parliament be precluded from holding the office of a Councillor under any circumstances.

**4 TRAFFIC STUDY INTO THE FONTENOY ROAD PRECINCT - Councillor
Bernard Purcell**

File Number: CLM/24/1/1/6 - BP24/175

BACKGROUND:

The residents of Fontenoy and Khartoum Roads, Macquarie Park, and surrounds, are concerned about increasing traffic flow and potentially dangerous road activity within the area. This includes speeding, increased commuter traffic as rat-runs, and the impact of the proposed Eden Gardens development.

There has been a continual problem with the traffic lights at the corner of Fontenoy Road and Lane Cove Road which is where the bulk of the traffic backs up during peak hours.

MOTION:

- (a) That the City of Ryde initiate a traffic study in the Talavera, Khartoum, Fontenoy precinct, Macquarie Park, that includes relevant community consultation to help inform the study.
- (b) That staff report back to Council on the outcomes of the traffic study and community consultation within the next 3 months.

5 PEDESTRIAN SAFETY ON SEE STREET, MEADOWBANK - Councillor Bernard Purcell**File Number:** CLM/24/1/1/6 - BP24/176

BACKGROUND:

The following progress update is provided following the unanimous Council resolution in May 2023:

Council received formal approval from Transport for NSW (formerly RMS) for the proposed pedestrian crossing on See Street in July 2023.

An independent cost estimate was completed, which indicated that the cost for detailed design and construction of the pedestrian crossing facility to be in the order of \$310,000.

Due to the lack of internal funding available to deliver this work, Council applied for external funding under Transport for NSW's Get NSW Active grant program in December 2023.

Transport for NSW advised that Council will be informed of the outcome of our submission by the end of April 2024.

Should Council be successful in obtaining this grant, Council will look to deliver this project in the 2024/25 financial year.

MOTION:

- (a) That the City of Ryde notes the dangerous traffic conditions for pedestrians along See Street and re-commits to the installation of a raised pedestrian crossing on See Street (between Angas Street and Stone Street).
- (b) That Council acknowledges that nearly six months have elapsed between the approval from Transport for NSW for the project, and Council's application to the NSW's Get NSW Active grant.
- (c) That the City of Ryde notes that traffic conditions have been exacerbated by road works at Constitution Road.
- (d) That the City of Ryde writes to Minister Graham seeking determination of the Get NSW Active grant program application as a matter of priority.
- (e) That an interim report be brought back to the next Council meeting for funding of a traffic controller during morning and afternoon school hours, similar to the Hermitage Road / Rhodes Street traffic control for students.

- (f) That should Council be unsuccessful with the NSW grant, that a report be brought to the Council meeting following the grant programme's determination on funding options from relevant Council funding sources.

6 CONGRATULATIONS TO YOUNG LIBERALS ON THEIR SUPPORT FOR STATE LABOR'S TRANSIT ORIENTED DEVELOPMENT - Councillor Bernard Purcell

File Number: CLM/24/1/1/6 - BP24/177

BACKGROUND:

Recently, The NSW Young Liberals congratulated and supported the Minn's Government on its proposed Transit Oriented Development. In part it read:

That the NSW Young Liberals:

1. Congratulates the Minns Labor Government for adopting part of the movements housing motion passed at State Convention on 25 March 2023.
2. Note that while tweaks are needed, the proposed Transit Oriented Development is an important step towards lighter regulation of the housing market and delivering the housing that NSW requires.
3. Call upon the NSW Parliamentary Liberal Opposition and Local Councillors to work collaboratively with the Government to deliver on NSW's housing targets.

MOTION:

- (a) That the City of Ryde acknowledges the NSW Young Liberals for their support of the Minns' Labor Government Transit Oriented Development.
- (b) That the City of Ryde acknowledges the NSW Young Liberals for their support of the Minns' Labor Government to deliver on NSW's housing targets.
- (c) That the City of Ryde works collaboratively with the Minns' Labor Government to achieve the best housing outcomes for Ryde.

7 OPPORTUNITY FOR CITY OF RYDE TO JOIN THE FIELD - A JOB SITE DESIGNED TO CONNECT PEOPLE WITH DISABILITY TO INCLUSIVE EMPLOYERS - Councillor Penny Pedersen

File Number: CLM/24/1/1/6 - BP24/178

MOTION:

1. Council notes that:
 - (a) In 2021, 6,086 people (or 4.7% of the population) in the City of Ryde reported needing help in their day-to-day lives due to disability.
 - (b) There are skills shortages across Australia and that many of these jobs could be performed by people living with disability if workers are matched with accessible and inclusive employers.
 - (c) The former Australian of the Year Dylan Alcott AO founded a job site called The Field, which is designed to connect people with disability to inclusive employers.
 - (d) The website has been designed and led by people with disability and aims to remove accessibility barriers present in other job seeking sites.
 - (e) It's been supported by the federal government, with more than \$6 million in funding.
 - (f) The Field provides equitable access to job seekers and simplifies the recruitment process for employers. According to the designer, The Field is useful for people with disability looking to connect with accessible and inclusive employers. They have access to more information about potential employers, who can promote their inclusive strategies and accessibility features on the platform.
 - (g) At the same time, employees can specify their own preferences, accessibility requirements and skills in a format of their choosing, to make finding a job easier.
 - (h) It can help employees to understand better how life will be in that workplace, and what barriers the employer could have, before applying.
 - (i) Another positive about The Field is that it features employers that are specifically looking to hire a person with disability.
 - (j) Around 4.4 million Australians identify as having a disability, and of those 2.1 million are of working age with nearly half a million actively seeking work.

- (k) The Field also provides businesses with access to practical support to help them in hiring a person with disability, including an inclusive language tool to assist them to post disability inclusive job ads, and digital training resources to build capability and grow understanding of inclusive practices. And the site removes the deficit lens of disability, focusing instead on what people with disability can do rather than what they can't.
 - (l) The Field is a groundbreaking digital job site that is opening up a marketplace of talent with disability and levelling the playing field in the employment exchange.
2. That City of Ryde:
- i. Explore a subscription to 'The Field' and bring back a report back to Council, on the costs to list all future employment opportunities at the City of Ryde, on this platform, in addition to normal advertising.
 - ii. Encourage local business through social media, on the City of Ryde website and at future economic development events to explore the platform.

8 SHARE KAYAK SCHEME - Councillor Penny Pedersen

File Number: CLM/24/1/1/6 - BP24/179

MOTION:

- (a) Council notes that:
 - i. Many City of Ryde residents live near waterways and many have a desire to use the water for exercise and recreation. There are limited places to store Kayaks in high density residential, at public racks and some kayaks are stored at City of Ryde racks, go unused for many months.
 - ii. There is a share Kayak platform/rack that operates at Burns Bay Reserve in Lane Cove, where kayak owners can rent their kayaks to the general public through a share app.
- (b) That Council staff prepare a report, based on the service at Burns Bay Reserve, that explores how Council can facilitate the provision of the share kayak service, including costs to Council, required infrastructure, compliance and identification of most suited sites across the LGA - not excluding Meadowbank, Marsden Park, Putney on Parramatta River and Magdala Park North Ryde on Lane Cove River.

9 ALLOWING COMMUNITY TO ADDRESS COUNCIL AT COUNCIL MEETINGS - Councillor Penny Pedersen**File Number: CLM/24/1/1/6 - BP24/180**

MOTION:

That City of Ryde amend the current Code of Meeting Practice to allow our community who wish to speak to Council regarding items on the Agenda at Council meetings, the right to be heard and that the Code of Meeting Practice be amended replacing Part 4 - 'Written Submissions by the Public' with the following 20 Clauses and be put on exhibition for 28 days:

PART 4 – PUBLIC FORUM

- 4.1 That Council hold a public forum prior to each ordinary meeting of the Council for the purpose of hearing oral submissions from members of the public on items of business to be considered at the meeting. Public forums may also be held prior to Extraordinary Council meetings and meetings of Committees of the Council.
- 4.2 Public forums may be held by audiovisual link.
- 4.3 Public forums are to be chaired by the Mayor or their nominee.
- 4.4 To speak at a public forum, a person must first make an application to the Council in the approved form. Applications to speak at the public forum must be received by midday on the day before the date on which the public forum is to be held, and must identify the item of business on the Agenda of the Council meeting the person wishes to speak on, and whether they wish to speak 'for' or 'against' the item.
- 4.5 A person may apply to speak on no more than one item of business on the Agenda of the Council meeting.
- 4.6 Legal representatives acting on behalf of others are not to be permitted to speak at a public forum unless they identify their status as a legal representative when applying to speak at the public forum.
- 4.7 The Chief Executive Officer or their delegate may refuse an application to speak at a public forum. The Chief Executive Officer or their delegate must give reasons in writing for a decision to refuse an application.
- 4.8 No more than 3 speakers are to be permitted to speak 'for' or 'against' each item of business on the Agenda for the Council meeting.

- 4.9 If more than the permitted number of speakers apply to speak ‘for’ or ‘against’ any item of business, the Chief Executive Officer or their delegate may request the speakers to nominate from among themselves the persons who are to address the Council on the item of business. If the speakers are not able to agree on whom to nominate to address the Council, the Chief Executive Officer or their delegate is to determine who will address the Council at the public forum.
- 4.10 Approved speakers at the public forum are to register with the Council any written or visual material to be presented in support of their address to the Council at the public forum. The Chief Executive Officer or their delegate may refuse to allow such material to be presented.
- 4.11 The Chief Executive Officer or their delegate is to determine the order of speakers at the public forum.
- 4.12 Each speaker will be allowed 3 minutes to address the Council. This time is to be strictly enforced by the Chairperson.
- 4.13 Speakers at public forums must not digress from the item on the Agenda of the Council meeting they have applied to address the Council on. If a speaker digresses to irrelevant matters, the Chairperson is to direct the speaker not to do so. If a speaker fails to observe a direction from the Chairperson, the speaker will not be further heard.
- 4.14 Speakers at public forums cannot ask questions of the Council, Councillors or Council staff.
- 4.15 Where an address made at a public forum raises matters that require further consideration by Council staff, the Chief Executive Officer may recommend that the Council defer consideration of the matter pending the preparation of a further report on the matters.
- 4.16 When addressing the Council, speakers at public forums must comply with this Code and all other relevant Council Codes, Policies, and Procedures. Speakers must refrain from engaging in disorderly conduct, publicly alleging breaches of the Council’s Code of Conduct or making other potentially defamatory statements.
- 4.17 If the Chairperson considers that a speaker at a public forum has engaged in conduct of the type referred to in Clause 4.16, the Chairperson may request the person to refrain from the inappropriate behaviour and to withdraw and unreservedly apologise for any inappropriate comments. Where the speaker fails to comply with the Chairperson’s request, the Chairperson may immediately require the person to stop speaking.

- 4.18 Clause 4.17 does not limit the ability of the Chairperson to deal with disorderly conduct by speakers at public forums in accordance with the provisions of this Code.
- 4.19 Where a speaker engages in conduct of the type referred to in clause 4.16, the Chief Executive Officer or their delegate may refuse further applications from that person to speak at public forums for such a period as the Chief Executive Officer or their delegate considers appropriate.
- 4.20 Councillors (including the Mayor) must declare and manage any Conflicts of Interest they may have in relation to any item of business that is the subject of an address at a public forum, in the same way that they are required to do so at a Council or Committee meeting. The Council is to maintain a written record of all Conflict of Interest Declarations made at public forums and how the Conflict of Interest was managed by the Councillor who made the declaration.

Note: Public forums should not be held as part of a Council or Committee meeting. Council or Committee meetings should be reserved for decision-making by the Council or Committee of Council.

CONFIDENTIAL ITEMS**16 REQUEST FOR TENDER - RFT-12-23 IMPLEMENTATION AND ONGOING SUPPORT FOR A WEBSITE CONTENT MANAGEMENT SYSTEM (CMS)**

Report prepared by: Chief Information Officer**Report approved by:** Executive Manager - People and Business; General Manager - Business and Operations

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.

File Number: GRP/24/36 - BP24/100**Page Number:** 216
