

Council Meeting

MINUTES OF MEETING NO. 2/10

Meeting Date: Tuesday 23 February 2010
Location: Council Chambers, Level 6
Time: 7.32pm

Councillors Present: The Mayor, Councillor Butterworth and Councillors Campbell, Etmekdjian, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Salvestro-Martin, Tagg and Yedelian OAM.

Apologies: Nil

Staff Present: General Manager, Group Manager – Community Life, Group Manager - Corporate Services, Group Manager – Environment & Planning, Group Manager - Public Works, Chief Financial Officer, Contracts and Permits Officer, Place Manager, Media & Community Relations Officer and Business Services Co-ordinator.

PRAYER

The General Manager offered prayer prior to the commencement of the meeting.

CONFIRMATION OF MINUTES

RESOLUTION: (Moved by Councillors Petch and Yedelian OAM)

That the Minutes of the Ordinary Meeting No. 1/10 held on 9 February 2010 be confirmed.

Record of Voting

For the Motion: Unanimous

DISCLOSURES OF INTEREST

Councillor Tagg disclosed a non-pecuniary interest in Item 7 – Ryde Graffiti-Free Zone - of the Council Report No. 02/10, for the reason that he is a Rotarian.

Councillor Maggio disclosed a non-pecuniary interest in Item 9 – Request for Use of Community Bus - of the Council Report No. 02/10, for the reason that he is involved with the group.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Subject
Tom Geroulas	Notice of Motion 1 Social Housing Projects
Krzysztof Koriarz	
Paul Margereson	
<i>Craig Stephens</i>	
Tim Winthrop	
Julie Worsley	
Isabel Rafidi	
Alan Patrick	
Sue Honeybrook	
Colin Maurice Jones	Item 4 – Macquarie Park Parking Study

MAYORAL MINUTES

There were no Mayoral Minutes

MINUTES OF WORKS AND COMMUNITY COMMITTEE REPORT NO. 02/10

RESOLUTION: (Moved by Councillors Tagg and Li)

That Part A of the Works and Community Committee Report No. 02/10 be dealt with seriatim and Part B be noted as dealt with under delegated authority.

Record of Voting

For the Motion: Unanimous

PART A – ITEMS TO BE DETERMINED BY COUNCIL**5 BUSHLAND MANAGEMENT WORKING GROUP - Membership**

RESOLUTION: (Moved by Councillors Tagg and Perram)

That membership of the Bushland Management Working Group be;

- The two positions of General Community Representative be filled by Ms S d'Unienville and Mr G Hudson.
- The Volunteer Nominees be increased to five and they be Ms P Ward, Ms B Debrincat, Mr P Brown, Mr T Teusch and Mr S Holmes, and that all applicants be advised of the outcome of considerations and thanked for their interest.

Record of Voting

For the Motion: The Mayor, Councillor Butterworth and Councillors Tagg, Campbell, Etmekdjian, Li, Maggio, O'Donnell, Perram, Pickering, Salvestro-Martin and Yedelian OAM.

Against the Motion: Councillor Petch

SUSPENSION OF STANDING ORDERS

RESOLUTION: (Moved by Councillors Yedelian OAM and Petch)

That Standing Orders be suspended to allow Notice of Motion 1 – Social Housing Projects be considered at this stage of the meeting, followed by Item 5 – Parking Meters Macquarie Park Corridor and Item 6 – Marsfield Parking Meters, being considered together.

Record of Voting

For the Motion: Unanimous

1 SOCIAL HOUSING PROJECTS - Councillor Pickering**Motion:**

1. That City of Ryde Council write to the NSW Premier, Kristina Kenneally and the Minister for Housing, David Borger, expressing council's concern about the density, lack of car parking and general lack of amenity of social housing projects planned for the Ryde LGA. Specially, this communication should outline concerns including:
 - (a). Lack of compliance with density restrictions (that would be required under council's DCP) and inappropriate character of these developments in Ryde's low-density suburbs.
 - (b). Grossly inadequate provision of onsite parking (that would be required under the council's DCP) and the impact on local streets.
 - (c). Inadequate consultation with affected local residents and consideration of their concerns. This should highlight the notification was provided by letter only to next-door neighbours of the intended developments and not other residents in the affected streets in front, behind and in the development locations. It should also indicate concerns with the timing of the notification (just before Christmas), limited time for residents to respond (21 days), lack of public display of the intended developments, and general dismissal of all public concerns anyway.
 - (d). Lack of notification and formal input from Council and Councillors on these intended developments to ensure these developments were appropriate in terms of local development standards and their actual location.
 - (e). The publicly implied suggestion by Housing NSW that Ryde Council had been engaged in these development approvals. This should specifically respond to assertions made in a letter published in the Northern District Times on Tuesday, February 27, from Housing NSW CEO, Mike Allen.

2. That the City of Ryde Council write to the Member for Bennelong, Maxine McKew, to express concerns about the Federal Government's funding of many of these social housing projects for the reasons already stated. Further, that Ms McKew be requested to seek from the Federal Government an immediate halt to funding of these developments until community and council concerns can be appropriately addressed.
3. That City of Ryde Council write to the NSW Premier, Kristina Kenneally and the Minister for Housing, David Borger, expressing council's concern about recent changes to the State Environmental Planning Policy that allows boarding house developments in Ryde's suburban streets. Specifically, this communication should outline concerns including:
 - (a) The significant number of applications from what were once illegal dwellings for approval as allowed under the State Government legislation.
 - (b) The complete disregard these developments have for the Ryde Development Control Plan in regard to occupation density, on-site car parking, impact on other local residents, and numerous other controls.
 - (c) A request to immediately review this legislation, with consultation to actually to take place with local government and local communities.
4. That the City of Ryde's position in relation to social housing developments approved by the NSW Government and not council, and also the new SEPP legislation on boarding houses imposed on Ryde be publicly notified in the:
 - (a) City View (including advice that letters have/would be sent to the Premier, Housing Minister, and Member for Bennelong).
 - (b) Mayoral Column (including advice that letters have/would be sent to the Premier, Housing Minister, and Member for Bennelong).
 - (c) On the City of Ryde website with this website also to contain actual copies of the letters sent to the NSW Premier, Housing Minister and Member for Bennelong.
 - (d) That a City of Ryde media release be prepared stating council's position on social housing developments and boarding houses, and issued to local and metropolitan media as well as placed on the website under media releases.

RESOLUTION: (Moved by Councillors Pickering and Petch)

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 - (b). Grossly inadequate provision of onsite parking (that would be required under the council's DCP) and the impact on local streets.
 - (c). Inadequate consultation with affected local residents and consideration of their concerns. This should highlight the notification was provided by letter only to next-door neighbours of the intended developments and not other residents in the affected streets in front, behind and in the development locations. It should also indicate concerns with the timing of the notification (just before Christmas), limited time for residents to respond (21 days), lack of public display of the intended developments, and general dismissal of all public concerns anyway.
 - (d). Lack of notification and formal input from Council and Councillors on these intended developments to ensure these developments were appropriate in terms of local development standards and their actual location.
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 - (c). On the City of Ryde website with this website also to contain actual copies of the letters sent to the NSW Premier, Housing Minister and Member for Bennelong.
 - (d). That a City of Ryde media release be prepared stating council's position on social housing developments and boarding houses, and issued to local and metropolitan media as well as placed on the website under media releases.
5. That a Workshop be held with Councillors to highlight the tools staff require to prosecute illegal developments.

Record of Voting:

For the Motion: Councillors Pickering, Perram, Petch, Li, Tagg, Etmekdjian, Maggio and Yedelian OAM

Against the Motion: The Mayor, Councillor Butterworth Councillors O'Donnell, Campbell and Salvestro-Martin.

Note: Items 5 and 6 were considered together

5 PARKING METERS MACQUARIE PARK CORRIDOR

6 MARSFIELD PARKING METERS

Merits of introducing 2-hour free parking

MOTION: (Moved by Councillors Perram and Etmekdjian)

- (a) That on-street parking in Macquarie Park continues to be regulated.
- (b) That reconfiguration of low performing parking meters be pursued as one option in optimising traffic management in Macquarie Park.
- (c) That the General Manager be delegated to reconfigure 34 meters in Wicks, Alma, Culloden and Talavera Roads to provide free ticketed parking for the first two (2) hours.
- (d) That the General Manager be delegated to extend the contracts with the service providers for the Macquarie Park parking meters in accordance with resolution (c) above for a one year period.

AMENDMENT (Moved by Councillors Tagg and Li)

- (a) That on-street parking in Macquarie Park continues to be regulated.
- (b) That reconfiguration of low performing parking meters be pursued as one option in optimising traffic management in Macquarie Park.
- (c) That the General Manager be delegated to reconfigure 34 meters in Wicks and Alma Roads, to provide free ticketed parking for the first two (2) hours.
- (d) That the General Manager be delegated to extend the contracts with the service providers for the Macquarie Park parking meters in accordance with resolution (c) above for a one year period.
- (e) That the General Manager be delegated to remove meters from Culloden and Talavera Roads (north of the roundabout at the entrance to the Macquarie School of Management).

Record of Voting:

For the Amendment: The Mayor, Councillor Butterworth, Councillors Tagg, Li, Campbell, O'Donnell, Salvestro-Martin and Petch.

Against the Amendment: Councillors Etmekdjian Perram, Pickering, Yedelian OAM and Maggio

On being put to the meeting the Amendment was declared **CARRIED**.

RESOLUTION: (Moved by Councillors Tagg and Li)

- (a) That on-street parking in Macquarie Park continues to be regulated.
- (b) That reconfiguration of low performing parking meters be pursued as one option in optimising traffic management in Macquarie Park.
- (c) That the General Manager be delegated to reconfigure 34 meters in Wicks and Alma Roads, to provide free ticketed parking for the first two (2) hours.
- (d) That the General Manager be delegated to extend the contracts with the service providers for the Macquarie Park parking meters in accordance with resolution (c) above for a one year period.
- (e) That the General Manager be delegated to remove meters from Culloden and Talavera Roads (north of the roundabout at the entrance to the Macquarie School of Management).

Record of Voting

For the Motion: Unanimous

RESUMPTION OF STANDING ORDERS**RESOLUTION:** (Moved by Councillors Yedelian OAM and Petch)

That Standing Orders be resumed and all remaining Items be considered in Agenda sequence.

Record of Voting

For the Motion: Unanimous

COUNCIL MEETING**1 MOTIONS PUT WITHOUT DEBATE**

Note: Councillor Maggio left the Chamber at 10.14pm having declared an interest in Item 9 and was not present for consideration of this Item. He returned at 10.15pm.

RESOLUTION: (Moved by Councillors Etmekdjian and Petch)

That the recommendations in respect of items 2 – Investment Report, , 4 – Macquarie Park Parking Study – Draft Final Report and 9 – Request for Use of Community Bus, as submitted to Council Meeting 02/10, be adopted as resolutions of Council.

Record of Voting

For the Motion: Unanimous

2 INVESTMENT REPORT - January 2010

RESOLUTION: (Moved by Councillors (Moved by Councillors Etmekdjian and Petch)

That the report of the Chief Financial Officer, dated 8/02/2010 on INVESTMENT REPORT - JANUARY 2010 , be endorsed

Record of Voting

For the Motion: Unanimous

(This matter was adopted under Item 1 – Motions put without debate)

3 DECEMBER QUARTERLY REVIEW REPORT 2009-2013 - MANAGEMENT PLAN

RESOLUTION: (Moved by Councillors Perram and Petch)

- (a) That the report of the Chief Financial Officer, dated 5/02/2010 on DECEMBER QUARTERLY REVIEW REPORT 2009-2013 - MANAGEMENT PLAN, be received and the adjustments to Council's 2009/2010 Budget as detailed in the report be adopted subject to the budget for heavy patching being retained at a provision of \$50,000.
- (b) That the Certificate of the Responsible Accounting Officer attached to the report of the Chief Financial Officer dated 5 February 2010 be endorsed.

Record of Voting

For the Motion: Unanimous

4 MACQUARIE PARK PARKING STUDY - DRAFT FINAL REPORT

RESOLUTION: (Moved by Councillors Etmekdjian and Petch)

- (a) That Council agrees to the Draft Macquarie Park Parking Study being publicly exhibited.
- (b) That a Report be prepared for Council summarising the outcomes of the public exhibition process, with a recommended approach for the finalisation of the Macquarie Park Parking Study.

Record of Voting

For the Motion: Unanimous

(This matter was adopted under Item 1 – Motions put without debate)

5 PARKING METERS MACQUARIE PARK CORRIDOR**6 MARSFIELD PARKING METERS**
Merits of introducing 2-hour free parking

Note: Items 5 and 6 were considered earlier in the meeting as detailed in these Minutes.

7 RYDE GRAFFITI-FREE ZONE - Rotary Club Proposal

MOTION: (Moved by Councillors Maggio and Petch)

- (a) That Council endorse the introduction of the Ryde Graffiti Free Zone program as detailed in this report for a six (6) month trial period.
- (b) That Council purchase a pressure sprayer to be used by the Ryde Rotary Club for use in its program and that necessary supplies be provided for the initial trial period, up to a value of \$4,000.
- (c) That the Rotary Club of Ryde forward confirmation of all relevant insurance (including Public Liability insurance), to the satisfaction of Council.

AMENDMENT: (Moved by Councillors Salvestro-Martin and Tagg)

That this matter be deferred for a further report to clarify the conditions of this agreement.

On being put to the meeting the Amendment was **LOST**.

Record of Voting:

For the Amendment: The Mayor, Councillor Butterworth, Councillors O'Donnell, Tagg, Campbell and Salvestro-Martin.

Against the Amendment: Councillors Maggio, Perram, Petch, Li, Pickering, Etmekdjian and Yedelian OAM.

RESOLUTION: (Moved by Councillors Maggio and Petch)

- (a) That Council endorse the introduction of the Ryde Graffiti Free Zone program as detailed in this report for a six (6) month trial period.
- (b) That Council purchase a pressure sprayer to be used by the Ryde Rotary Club for use in its program and that necessary supplies be provided for the initial trial period, up to a value of \$4,000.
- (c) That the Rotary Club of Ryde forward confirmation of all relevant insurance (including Public Liability insurance), to the satisfaction of Council.

Record of Voting:

For the Motion: Councillors Maggio, Perram, Petch, Li, Pickering, Etmekdjian, Yedelian OAM, O'Donnell, Tagg, Campbell and Salvestro-Martin.

Against the Motion: The Mayor, Councillor Butterworth.

9 REQUEST FOR USE OF COMMUNITY BUS – Ryde Hunters Hill Cricket Club

RESOLUTION: (Moved by Councillors Etmekdjian and Petch)

That the City of Ryde donates the use of one of the Shuttle Buses to the Ryde Hunters Hill Cricket Club for their Fund Raising event of 6 March 2010.

Record of Voting

For the Motion: Unanimous

(This matter was adopted under Item 1 – Motions put without debate)

PRECIS OF CORRESPONDENCE FOR CONSIDERATION**1 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION - Letter of Thanks and Congratulations**

RESOLUTION: (Moved by Councillors Petch and Maggio)

- (a) That the correspondence be received.
- (b) That Councillor Campbell be congratulated for her role in regard to this matter.

Record of Voting

For the Motion: Unanimous

NOTICES OF MOTION**1 SOCIAL HOUSING PROJECTS - Councillor Pickering**

Note: This Notice of Motion was considered earlier in the meeting as detailed in these Minutes.

NOTICES OF RESCISSION

There were no Notices of Rescission

QUESTIONS BY COUNCILLORS AS PER POLICY

There were no Questions by Councillors as per Policy

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses were made to Council.

CLOSED SESSION**ITEM 8 - ADVICE ON COURT ACTIONS****Confidential**

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

This matter is classified confidential because it contains advice concerning legal matters that are:-

- (a) substantial issues relating to a matter to which the Council is involved.
- (b) clearly identified in the advice, and
- (c) fully discussed in that advice.

It is not in the public interest to reveal all details of this matter as it would prejudice Council's position in any court proceedings.

RESOLUTION: (Moved by Councillors Petch and Pickering)

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

Record of Voting

For the Motion: Unanimous

Note: The Council closed the meeting at 10.50pm. The public and media left the chamber.

8 ADVICE ON COURT ACTIONS

RESOLUTION: (Moved by Councillors Tagg and Petch)

That the report of the General Counsel, dated 15 February 2010, on ADVICE ON COURT ACTIONS, be endorsed.

Record of Voting

For the Motion: Unanimous

OPEN SESSION

RESOLUTION: (Moved by Councillors Petch and Tagg)

That Council resolve itself into open Council.

Record of Voting

For the Motion: Unanimous

Note: Open Council resumed at 10.53pm.

On resuming business in Open Council, the General Manager formally reported the business transacted in Closed Session.

RESOLUTION: (Moved by Councillors Petch and Tagg)

That the General Manager's report of the business transacted in Closed Session be received and adopted as a resolution of Council without any alteration or amendment thereto.

Record of Voting

For the Motion: Unanimous

NATIONAL ANTHEM

The National Anthem was sung at the conclusion of the meeting.

The meeting closed at 10.54 pm.

CONFIRMED THIS 9th DAY OF March 2010

Chairperson