



28 AUGUST 2014

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**NOTICE OF MEETING**

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You are advised of the following meeting:

**TUESDAY 9 SEPTEMBER 2014.**

**Ordinary Meeting of Council Meeting No. 14/14**

**Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde**

**7.30pm**

## English

If you do not understand this letter, please come to the Ryde Civic Centre, Devlin Street, Ryde, to discuss it with Council staff who will arrange an interpreter service. Or you may ring the Translating & Interpreting Service on 131 450 to ask an interpreter to contact Council for you. Council's phone number is 9952 8222. Council office hours are 8.30am to 4.30pm, Monday to Friday.

## Arabic

إذا كنت لا تفهم محتويات هذه الرسالة، فالرجاء الاتصال بمركز مجلس بلدية رايد Ryde Civic Centre، وعنوانه: Ryde، Devlin Street، لمناقشتها مع العاملين في المجلس عن طريق مترجم، يستعين به العاملون لمساعدتك. أو يمكنك، بدلا من ذلك، أن تتصل بمكتب خدمات الترجمة TIS على الرقم 131 450 وأن تطلب من أحد المترجمين أن يتصل بالمجلس نيابة عنك. رقم تليفون المجلس هو 9952 8222، وساعات العمل هناك هي من الساعة 8.30 صباحا إلى 4.30 بعد الظهر من يوم الاثنين إلى يوم الجمعة.

## Armenian

Եթէ այս նամակը չէք հասկնար, խնդրեմ եկէք՝ *Բայր Սիվիք Սենթրը, Տելվին փողոց, Բայր, խոսակցելու* Բաղաքապետարանի պաշտօնետաներուն հետ, որոնք թարգմանիչ մը կրնան կարգադրել: Կամ, կրնաք հեռաձայնել Թարգմանութեան Ապասարկութեան՝ 131 450, եւ խնդրել որ թարգմանիչ մը Բաղաքապետարանին հետ կապ հաստատէ ձեզի համար: Բաղաքապետարի հեռաձայնի թիւն է՝ 9952 8222: Բաղաքապետարանի գրասենեակի ժամերն են՝ կ.ա. ժամը 8.30 - կ.ե. ժամը 4.30, Երկուշաբթիէն Ուրբաթ:

## Chinese

如果您看不懂這封信，請到位于 Devlin Street, Ryde 的禮特區市府禮堂 (Ryde Civic Centre) 與區政廳工作人員討論，他們將會給您安排傳譯員服務。或者您自己打電話給“翻譯及傳譯服務”，電話：131 450，請他們替您與區政廳聯係。區政廳的電話號碼是：9952 8222。區政廳工作時間是：周一至周五，上午 8.30 到下午 4.30。

## Farsi

اگر این نامه را نمی فهمید لطفاً به مرکز شهرداری رايد در Devlin Street مراجعه کنید. کارمندان شهرداری ترتیب استفاده از يك مترجم را براي شما خواهند داد. یا میتوانید به سرویس ترجمه کتبی و شفاهی شماره 131 450 تلفن بزنیید و بخواهید که يك مترجم از جانب شما با شهرداری تماس بگیرد. شماره تلفن شهرداری 9952 8222 و ساعات کار از 8.30 صبح تا 4.30 بعد از ظهر می باشد.

## Italian

Le persone che hanno difficoltà a capire la presente lettera, sono pregate di presentarsi al Ryde Civic Centre in Devlin Street, Ryde, e parlarne con gli impiegati municipali che provvederanno a richiedere l'intervento di un interprete. Oppure possono chiamare il Translating & Interpreting Service al 131 450 e chiedere ad uno dei loro interpreti di mettersi in contatto con il comune di Ryde. Il numero del comune è 9952 8222. Gli uffici comunali sono aperti dalle 8.30 alle 16.30, dal lunedì al venerdì.

## Korean

이 편지를 이해할 수 없으시면 Ryde의 Devlin Street에 있는 Ryde Civic Centre로 오셔서 카운슬 직원과 상담하여 주십시오. 저희 직원이 통역 서비스를 연결해 드릴 것입니다. 아니면 131 450번으로 통번역 서비스(TIS)에 전화하셔서 통역사에게 대신 카운슬에 연락해 주도록 부탁하셔도 됩니다. 카운슬 전화 번호는 9952 8222번입니다. 카운슬의 업무 시간은 오전 8:30부터 오후 4:30, 월요일에서 금요일까지입니다.

**Meeting Date: Tuesday 9 September 2014**  
**Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde**  
**Time: 7.30pm**

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

**NOTICE OF BUSINESS**

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**1 CONFIRMATION OF MINUTES - Council Meeting held on 26 August 2014**

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**Report prepared by:** Meeting Support Coordinator  
**File No.:** CLM/14/1/4/2 - BP14/135

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**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 13/14, held on 26 August 2014 be confirmed.

**ATTACHMENTS**

- 1 Minutes - Ordinary Council Meeting - 26 August 2014

**ITEM 1 (continued)**

**ATTACHMENT 1**

**Council Meeting  
MINUTES OF MEETING NO. 13/14**

**Meeting Date:** Tuesday 26 August 2014

**Location:** Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde

**Time:** 7.30pm

**Councillors Present:** The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Li, Pendleton, Perram, Pickering, Simon and Yedelian OAM.

**Apologies:** Nil.

**Leave of Absence:** Councillors Chung and Salvestro-Martin.

**Absent:** Councillor Petch (currently suspended).

**Staff Present:** Acting General Manager, Acting Group Manager – Community Life, Group Manager – Corporate Services, Acting Group Manager – Environment and Planning, Group Manager – Public Works, General Counsel, Chief Financial Officer, Manager – Communications and Media, Manager – Human Resources, Manager – Governance, Risk and Audit, Project Manager – Project Delivery, Community and Culture Planner, Section Manager – Governance and Meeting Support Coordinator.

**PRAYER**

Councillor Laxale offered prayer prior to the commencement of the meeting.

**LEAVE OF ABSENCE**

**Note:** Councillor Chung requested and was granted a Leave of Absence for the period of 24 August 2014 to 29 August 2014 inclusive, at the Council Meeting held on 12 August 2014.

The Mayor, Councillor Maggio advised the meeting that Councillor Salvestro-Martin had requested a Leave of Absence for tonight's Council Meeting, 26 August 2014.

**RESOLUTION:** (Moved by Councillors Pendleton and Pickering)

That Council approve a Leave of Absence for Councillor Salvestro-Martin for tonight's Council Meeting, 26 August 2014.

**Record of Voting:**

**For the Motion:** Unanimous

**ITEM 1 (continued)****ATTACHMENT 1****DISCLOSURES OF INTEREST**

Councillor Simon disclosed a Less than Significant Non-Pecuniary Interest in Item 2(3) – 62 Constitution Road, Meadowbank - Development Application for the construction of a weather shelter structure over the public domain area (in front of 62 Constitution Road), LDA2014/0135, for the reason that he eats at the restaurant located at this address.

Councillor Pickering disclosed a Less than Significant Non-Pecuniary interest in Item 14 – Reports Due to Council for the reason that his daughter and others made verbal complaints regarding parking fines.

Councillor Pickering disclosed a Less than Significant Non-Pecuniary Interest in Item 15 – Licence Agreement - Putney and Tennyson Bowling Club for the reason that he is a member of the Club.

**TABLING OF PETITIONS**

Councillor Pendleton requested to table a petition dated 16 August 2014 from 12 local residents regarding the need for a right-hand arrow from Chatham Road, West Ryde into Victoria Road to be reinstalled.

**RESOLUTION:** (Moved by Councillors Pendleton and Li)

That the petition dated 16 August 2014 from 12 local residents regarding the need for a right-hand arrow from Chatham Road, West Ryde into Victoria Road to be reinstalled be tabled.

**Record of Voting:**

For the Motion: Unanimous

**PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA**

The following persons addressed the Council:

<b>Name</b>	<b>Topic</b>
David Watts (on behalf of the Aboriginal Heritage Office)	<b>Item 19</b> – Renew Partnership with Aboriginal Heritage Office for Five Years from 2015

**PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA**

The following persons addressed the Council:

<b>Name</b>	<b>Topic</b>
Nathan Moulds (on behalf of the Salvation Army Ryde)	The formation of an Affordable Housing Summit in the City of Ryde

**ITEM 1 (continued)**

**ATTACHMENT 1**

**MATTER OF URGENCY**

Councillor Laxale advised that he wished to raise a Matter of Urgency regarding an Affordable Housing Summit.

Note: The Mayor, Councillor Maggio accepted this Item as an Urgent Item.

**RESOLUTION:** (Moved by Councillors Laxale and Pickering)

That Council consider a Matter of Urgency regarding an Affordable Housing Summit, the time being 7.41pm.

**MATTER OF URGENCY – AFFORDABLE HOUSING SUMMIT**

Note: Nathan Moulds (on behalf of the Salvation Army Ryde) addressed the meeting in relation to this Item.

Note: An extract from the *Rental Affordability Snapshot (Greater Sydney & Illawarra)* provided by Nathan Moulds (on behalf of the Salvation Army Ryde) was tabled in relation to this Item and a copy is ON FILE.

**RESOLUTION:** (Moved by Councillors Laxale and Pickering)

- (a) That the General Manager organise an Affordable Housing Summit made up of interested Councillors, representatives from the Salvation Army, relevant State Ministers and Shadow Ministers, and key stakeholders to discuss an Affordable Housing Plan for the City of Ryde.
- (b) That the General Manager then schedule a workshop with all Councillors to report back the recommendations from the Summit.

**Record of Voting:**

For the Motion: Unanimous

**ORDER OF BUSINESS**

**RESOLUTION:** (Moved by Councillors Yedelian OAM and Pickering)

That Council now consider the following Items, the time being 8.00pm:

- Item 19 – Renew Partnership with Aboriginal Heritage Office for Five Years from 2015.

**Record of Voting:**

For the Motion: Unanimous

**ITEM 1 (continued)**

**ATTACHMENT 1**

**COUNCIL REPORTS**

**19 RENEW PARTNERSHIP WITH ABORIGINAL HERITAGE OFFICE FOR FIVE YEARS FROM 2015**

Note: David Watts (on behalf of the Aboriginal Heritage Office) addressed the meeting in relation to this Item.

Note: A document provided by David Watts (on behalf of the Aboriginal Heritage Office) was tabled in relation to this Item and a copy is ON FILE.

**MOTION:** (Moved by Councillors Pickering and Simon)

- (a) That Council enter into the Memorandum of Understanding with the Aboriginal Heritage Office to provide specialist services to assist Council in the effective conservation and protection of Aboriginal heritage sites.
- (b) That Council delegate to the Acting General Manager to sign the Memorandum of Understanding on 15 September 2014, becoming effective on 15 March 2015.

**AMENDMENT:** (Moved by Councillors Perram and Li)

That this matter be deferred for a further report back to Council on Procurement and Probity issues relating to this matter.

On being put to the Meeting, the voting on the Amendment was two (2) votes For and seven (7) votes Against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

**Record of Voting:**

For the Amendment: Councillors Li and Perram

Against the Amendment: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Pendleton, Pickering, Simon and Yedelian OAM

**RESOLUTION:** (Moved by Councillors Pickering and Simon)

- (a) That Council enter into the Memorandum of Understanding with the Aboriginal Heritage Office to provide specialist services to assist Council in the effective conservation and protection of Aboriginal heritage sites.
- (b) That Council delegate to the Acting General Manager to sign the Memorandum of Understanding on 15 September 2014, becoming effective on 15 March 2015.



**ITEM 1 (continued)**

**ATTACHMENT 1**

**Record of Voting:**

For the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Li, Pendleton, Pickering, Simon and Yedelian OAM

Against the Motion: Councillor Perram

**MAYORAL MINUTES**

There were no Mayoral Minutes.

**COUNCIL REPORTS**

**1 CONFIRMATION OF MINUTES - Council Meeting held on 12 August 2014**

**RESOLUTION:** (Moved by Councillors Laxale and Pickering)

That the Minutes of the Council Meeting 12/14, held on 12 August 2014 be confirmed.

**Record of Voting:**

For the Motion: Unanimous

**2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 8/14 held on 19 August 2014**

Note: Councillor Simon disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he eats at the restaurant located at this address.

**RESOLUTION:** (Moved by Councillors Etmekdjian and Yedelian OAM)

That Council determine Item 3 of the Planning and Environment Committee report 8/14 held on 19 August 2014, noting that Items 1 and 2 were dealt with by the Committee within its delegated powers.

**Record of Voting:**

For the Motion: Unanimous

**ITEM 1 (continued)**

**ATTACHMENT 1**

**3 62 CONSTITUTION ROAD, MEADOWBANK - LOT C IN DP 27200  
Development Application for the construction of a weather shelter  
structure over the public domain area (in front of 62 Constitution Road).  
LDA2014/0135.**

Note: Councillor Simon disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he eats at the restaurant located at this address.

**RESOLUTION:** (Moved by Councillors Etmekdjian and Yedelian OAM)

- (a) That consideration of this application be deferred for a meeting with the Group Manager – Environment and Planning and the applicant to discuss an alternate design that cost effectively addresses the issues raised in the report.
- (b) That the applicant be given the opportunity to submit amended plans.
- (c) That a further report be presented to the Environment and Planning Committee within three months.
- (d) That the adjoining shop owners on Constitution Road be consulted with to see if they also wish to lease outdoor space and construct associated structures in keeping with the ambitions of the applicant so long as it does not unduly delay the current application.

**Record of Voting:**

For the Motion: Unanimous

**3 CIVIC CENTRE - MAINTENANCE SCHEDULE - UPDATE AND REVISED ESTIMATE OF WORKS**

Note: A Memorandum including Supplementary Information dated 26 August 2014 from the Group Manager – Corporate Services was tabled in relation to this Item and a copy is ON FILE.

**MOTION:** (Moved by Councillors Pickering and Etmekdjian)

- (a) That Council note the additional supplementary information provided by the Group Manager Corporate Services, dated 26 August 2014, on this matter.
- (b) That Council defer its consideration of this matter to allow Council staff to meet with the Office of the Local Government to fully brief them on the current status of this project and to confirm with them the necessary actions to be undertaken by Council in meeting the requirements of the Capital Expenditure Guidelines.

**ITEM 1 (continued)**

**ATTACHMENT 1**

- (c) That a further report be provided back to Council, no later than November 2014, that would provide a detailed action plan for Council's consideration in respect of all options that are detailed in this report.
- (d) That Council continue to undertake the required maintenance work on the Civic Centre, as necessary, while Council considers and determines this matter.
- (e) That a Ryde Civic Centre Precinct Committee comprising all Councillors and relevant staff be formed immediately to establish an agreeable vision for the Precinct.

**AMENDMENT:** (Moved by Councillors Pendleton and Perram)

- (a) That Council note the additional supplementary information provided by the Group Manager - Corporate Services, dated 26 August 2014, on this matter.
- (b) That Council defer its consideration of this matter to allow Council staff to meet with the Office of the Local Government to fully brief them on the current status of this project and to confirm with them the necessary actions to be undertaken by Council in meeting the requirements of the Capital Expenditure Guidelines.
- (c) That a further report be provided back to Council, no later than November 2014, that would provide a detailed action plan for Council's consideration in respect of all options that are detailed in this report.
- (d) That Council continue to undertake the required maintenance work on the Civic Centre, as necessary, while Council considers and determines this matter.

On being put to the Meeting, the voting on the Amendment was five (5) votes For and four (4) votes Against. The Amendment was **CARRIED**. The Amendment then became the Motion.

**Record of Voting:**

For the Amendment: Councillors Laxale, Li, Pendleton, Perram and Simon

Against the Amendment: The Mayor, Councillor Maggio and Councillors Etmekdjian, Pickering and Yedelian OAM

**ITEM 1 (continued)**

**ATTACHMENT 1**

**RESOLUTION:** (Moved by Councillors Pendleton and Perram)

- (a) That Council note the additional supplementary information provided by the Group Manager - Corporate Services, dated 26 August 2014, on this matter.
- (b) That Council defer its consideration of this matter to allow Council staff to meet with the Office of the Local Government to fully brief them on the current status of this project and to confirm with them the necessary actions to be undertaken by Council in meeting the requirements of the Capital Expenditure Guidelines.
- (c) That a further report be provided back to Council, no later than November 2014, that would provide a detailed action plan for Council's consideration in respect of all options that are detailed in this report.
- (d) That Council continue to undertake the required maintenance work on the Civic Centre, as necessary, while Council considers and determines this matter.

**Record of Voting:**

For the Motion: Councillors Laxale, Li, Pendleton, Perram and Simon

Against the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Pickering and Yedelian OAM

**4 CODE OF MEETING PRACTICE**

Note: Councillor Li left the meeting at 8.58pm and was not present for consideration or voting on this Item.

**RESOLUTION:** (Moved by Councillors Laxale and Simon)

- (a) That Council adopt the draft City of Ryde Code of Meeting Practice as amended and **ATTACHED – CIRCULATED UNDER SEPARATE COVER** to this report for public exhibition, for a period of not less than 28 days, subject to the Code of Meeting Practice being amended to reflect the following:  
  
That Notices of Motion are to be received by 5pm on the Wednesday prior to the Council Meeting.
- (b) That a copy of the draft Code of Meeting Practice be provided to the Office of Local Government for comment.
- (c) That public submissions be invited on the draft Code of Meeting Practice from 3 September 2014 to 24 October 2014.

**ITEM 1 (continued)**

**ATTACHMENT 1**

- (d) That a further report be provided to Council on 25 November 2014 to consider adoption of the draft Code of Meeting Practice.

**Record of Voting:**

For the Motion: Unanimous

**5 POLICY ON EXPENSES AND FACILITIES FOR THE MAYOR AND OTHER COUNCILLORS**

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

**RESOLUTION:** (Moved by Councillors Etmekdjian and Simon)

- (a) That Council endorse the public exhibition of the revised “Policy on Expenses and Facilities for the Mayor and other Councillors”, as **ATTACHED** for a period of at least 28 days.
- (b) That the draft policy be sent to the Office of Local Government seeking their feedback by close of the exhibition period.
- (c) That after the exhibition period a further report be provided to Council detailing any submissions received, and seeking the adoption of the draft ‘Policy on Expenses and Facilities for the Mayor and other Councillors’.

**Record of Voting:**

For the Motion: Unanimous

**6 DRAFT SOCIAL AND CULTURAL INFRASTRUCTURE FRAMEWORK**

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

**RESOLUTION:** (Moved by Councillors Simon and Pendleton)

That Council adopt the draft Social and Cultural Infrastructure Framework

**Record of Voting:**

For the Motion: Unanimous

Note: Councillor Li returned to the meeting 9.00pm.

**ITEM 1 (continued)****ATTACHMENT 1****7 EASTWOOD HUB FEASIBILITY**

**RESOLUTION:** (Moved by Councillors Simon and Pickering)

That Council note that the Eastwood Community Hub feasibility study did not find any feasible opportunities for a community hub on Council owned sites and take no further action on development of a community hub in Eastwood at this time.

**Record of Voting:**

For the Motion: Unanimous

**8 JUNE QUARTERLY REVIEW REPORT - DELIVERY PLAN 2013-2017 AND 2013/2014 OPERATIONAL PLAN**

**RESOLUTION:** (Moved by Councillors Yedelian OAM and Etmekdjian)

- (a) That the report of the Chief Financial Officer, dated 6 August 2014 on June 2014 QUARTERLY REVIEW REPORT - 2013/2017 DELIVERY PLAN AND 2013/2014 OPERATIONAL PLAN be received and endorsed.
- (b) That the proposed budget adjustments included in this report resulting in no changes in Council's Working Capital, to a projected balance as at 30 June 2014 of \$4.11 million, be endorsed and included in the 2013/2014 Budget.
- (c) That the proposed transfers to and from Reserves as detailed in the report, and included as budget adjustments, totalling a net increase in Transfers to Reserves of \$4.67 million be endorsed.
- (d) That the Certificate of the Responsible Accounting Officer attached to the report of the Chief Financial Officer dated 6 August 2014 be endorsed.
- (e) That Council endorse the Projects recommended for cancellation, deferral, being placed on hold or proposed to be carried over as detailed in the Report.

**Record of Voting:**

For the Motion: Unanimous

**ITEM 1 (continued)****ATTACHMENT 1****9 DRAFT 2013/2014 FINANCIAL STATEMENTS**

**RESOLUTION:** (Moved by Councillors Simon and Etmekdjian)

- (a) That pursuant to the provisions of Section 413 of the Local Government Act 1993, Council hereby declares that it has prepared General Purpose Financial Statements for the 2013/2014 financial year ending 30 June 2014 and has formed an opinion, based on the advice of Council officers, that these reports:
- i. Have been prepared in accordance with:
    - The Local Government Act 1993 (as amended) and the Regulations made thereunder
    - The Australian Accounting Standards and professional pronouncements
    - The Local Government Code of Accounting Practice and Financial Reporting
  - ii. Present fairly the operating result and financial position of the City of Ryde for the year ended 30 June 2014.
  - iii. Accords with Council's accounting and other records and policies.
- (b) That the Special Purpose Financial Statements have been drawn up in accordance with the Local Government Code of Accounting Practice and Financial Reporting.
- (c) That the General and Special Purpose Financial Statements be certified by the Mayor, Deputy Mayor, Acting General Manager and Responsible Accounting Officer (Chief Financial Officer) in accordance with section 413 (2)(c) of the Local Government Act 1993.
- (d) That pursuant to the provisions of Section 413 of the Local Government Act 1993, Council hereby declares that the Financial Statements (including General Purpose and Special Purpose Reports) for the year ending 30 June 2014 be referred for audit.
- (e) That Tuesday, 14 October 2014 be fixed for the date for the public meeting to present the audited financial statements and auditor's report for the year ended 30 June 2014 as required by section 419 of the Local Government Act 1993 and that the Council's external auditors be present.
- (f) That the following additional amounts be transferred to their respective reserves:

**ITEM 1 (continued)**

**ATTACHMENT 1**

- Employee Leave Entitlement Reserve - \$918,000
- Asset Replacement Reserve - \$7,000,000

**Record of Voting:**

For the Motion: Unanimous

**10 INVESTMENT REPORT - July 2014**

**RESOLUTION:** (Moved by Councillors Simon and Etmekdjian)

That Council endorse the report of the Chief Financial Officer dated 4 August 2014 on Investment Report – July 2014.

**Record of Voting:**

For the Motion: Unanimous

**11 ECONOMIC DEVELOPMENT AUSTRALIA CONFERENCE - Darwin - 28 to 31 October 2014**

**RESOLUTION:** (Moved by Councillors Simon and Pickering)

That Council endorse the attendance of Councillor Etmekdjian at the Economic Development Australia Conference being held in Darwin from 28 to 31 October 2014.

**Record of Voting:**

For the Motion: Unanimous

**12 PROPOSED CHANGES TO CITIZENSHIP CEREMONIES**

**MOTION:** (Moved by Councillors Pickering and Pendleton)

That Council adopt the following changes to Council's citizenship ceremonies:

- (a) That the Mayor presents each grantee with an Australian flag prior to or during the ceremony at the Mayors discretion.
- (b) That all official speeches and the seating of dignitaries are on the lower level.
- (c) That the presentation of certificates and a gift are undertaken on the lower level.



**ITEM 1 (continued)****ATTACHMENT 1**

- (d) That the Ryde City Concert Band performs on the main stage.
- (e) That grantee registration be from 5.30pm and the ceremony to commence at 6.30pm.
- (f) That the rostered Councillor continues to handout the gift.
- (g) That staff hand grantee certificates to the Mayor.
- (h) That the Mayors speeches be combined.
- (i) That Council reiterate to local members of parliament the appropriate length of time for speeches.
- (j) That one performer is contracted for the National Anthem on an ongoing basis.
- (k) That the Australia Day Citizenship Ceremony, Councillor Roles be allocated by the Mayor of the day, prior to the end of each calendar year.

**RESOLUTION:** (Moved by Councillors Pickering and Etmekdjian)

That this matter be dealt with in Seriatim.

**Record of Voting:**

For the Motion: Unanimous

Note: This Item was then dealt with in Seriatim.

**RESOLUTION:** (Moved by Councillors Pickering and Pendleton)

- (a) That the Mayor presents each grantee with an Australian flag prior to or during the ceremony at the Mayors discretion.

**Record of Voting:**

For the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Li, Pendleton, Pickering, Simon and Yedelian OAM

Against the Motion: Councillor Perram

**ITEM 1 (continued)**

**ATTACHMENT 1**

**MOTION:** (Moved by Councillors Pickering and Pendleton)

- (b) That all official speeches and the seating of dignitaries are on the lower level.

On being put to the Meeting, the voting on the Motion was four (4) votes For and five (5) votes Against. The Motion was **LOST**.

**Record of Voting:**

For the Motion: Councillors Laxale, Li, Pendleton and Simon

Against the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Perram, Pickering and Yedelian OAM

**MOTION:** (Moved by Councillors Pickering and Pendleton)

- (c) That the presentation of certificates and a gift are undertaken on the lower level.

On being put to the Meeting, the voting on the Motion was two (2) votes For and seven (7) votes Against. The Motion was **LOST**.

**Record of Voting:**

For the Motion: Councillors Li and Pendleton

Against the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Perram, Pickering, Simon and Yedelian OAM

**MOTION:** (Moved by Councillors Pickering and Pendleton)

- (d) That the Ryde City Concert Band performs on the main stage.

On being put to the Meeting, the voting on the Motion was one (1) vote For and eight (8) votes Against. The Motion was **LOST**.

**Record of Voting:**

For the Motion: Councillor Li

Against the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Pendleton, Perram, Pickering, Simon and Yedelian OAM

**ITEM 1 (continued)**

**ATTACHMENT 1**

**RESOLUTION:** (Moved by Councillors Pickering and Pendleton)

- (e) That grantee registration be from 5.30pm and the ceremony to commence at 6.30pm.

**Record of Voting:**

For the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Li, Pendleton, Pickering, Simon and Yedelian OAM

Against the Motion: Councillor Perram

**RESOLUTION:** (Moved by Councillors Pickering and Pendleton)

- (f) That the rostered Councillor continues to handout the gift.

**Record of Voting:**

For the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Li, Pendleton, Pickering, Simon and Yedelian OAM

Against the Motion: Councillors Laxale and Perram

**RESOLUTION:** (Moved by Councillors Pickering and Pendleton)

- (g) That staff hand grantee certificates to the Mayor.

**Record of Voting:**

For the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Li, Pendleton, Pickering, Simon and Yedelian OAM

Against the Motion: Councillors Laxale and Perram

**RESOLUTION:** (Moved by Councillors Pickering and Pendleton)

- (h) That the Mayors speeches be combined.

**Record of Voting:**

For the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Li, Pendleton, Perram, Pickering and Simon

Against the Motion: Councillors Laxale and Yedelian OAM

**ITEM 1 (continued)**

**ATTACHMENT 1**

**RESOLUTION:** (Moved by Councillors Pickering and Pendleton)

- (i) That Council reiterate to local members of parliament the appropriate length of time for speeches (5 minutes).

**Record of Voting:**

For the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Pendleton, Perram, Pickering, Simon and Yedelian OAM

Against the Motion: Councillor Li

**MOTION:** (Moved by Councillors Pickering and Pendleton)

- (j) That one performer is contracted for the National Anthem on an ongoing basis.

On being put to the Meeting, the voting on the Motion was two (2) votes For and seven (7) votes Against. The Motion was **LOST**.

**Record of Voting:**

For the Motion: Councillors Li and Simon

Against the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Laxale, Pendleton, Perram, Pickering and Yedelian OAM

**MOTION:** (Moved by Councillors Pickering and Etmekdjian)

- (k) That the Australia Day Citizenship Ceremony, Councillor Roles be allocated by the Mayor of the day, prior to the end of each calendar year.

**AMENDMENT:** (Moved by Councillors Pendleton and Simon)

- (k) That the Australia Day Citizenship Ceremony, Councillor Roles be allocated on rotation and include a role for the Deputy Mayor at each Australia Day Citizenship Ceremony, prior to the end of each calendar year.

On being put to the Meeting, the voting on the Amendment was five (5) votes For and four (4) votes Against. The Amendment was **CARRIED**. The Amendment then became the Motion.

**ITEM 1 (continued)**

**ATTACHMENT 1**

**Record of Voting:**

For the Amendment: Councillors Laxale, Li Pendleton, Perram and Simon

Against the Amendment: The Mayor, Councillor Maggio and Councillors Etmekdjian, Pickering and Yedelian OAM

**RESOLUTION:** (Moved by Councillors Pendleton and Simon)

- (k) That the Australia Day Citizenship Ceremony, Councillor Roles be allocated on rotation and include a role for the Deputy Mayor at each Australia Day Citizenship Ceremony, prior to the end of each calendar year.

**Record of Voting:**

For the Motion: Councillors Laxale, Li Pendleton, Perram and Simon

Against the Motion: The Mayor, Councillor Maggio and Councillors Etmekdjian, Pickering and Yedelian OAM

**RESOLUTION:** (Moved by Councillors Pickering and Pendleton)

That Council adopt the following changes to Council's citizenship ceremonies:

- (a) That the Mayor presents each grantee with an Australian flag prior to or during the ceremony at the Mayors discretion.
- (b) That grantee registration be from 5.30pm and the ceremony to commence at 6.30pm.
- (c) That the rostered Councillor continues to handout the gift.
- (d) That staff hand grantee certificates to the Mayor.
- (e) That the Mayors speeches be combined.
- (f) That Council reiterate to local members of parliament the appropriate length of time for speeches (5 minutes).
- (g) That the Australia Day Citizenship Ceremony, Councillor Roles be allocated on rotation and include a role for the Deputy Mayor at each Australia Day Citizenship Ceremony, prior to the end of each calendar year.

**ITEM 1 (continued)**

**ATTACHMENT 1**

**13 NATIONAL WALK SAFELY TO SCHOOL DAY - HEALTHY BREAKFASTS**

**RESOLUTION:** (Moved by Councillors Yedelian OAM and Simon)

- (a) That Council invite all public schools to participate in the Healthy Breakfast program as per Option 3 as outlined in the report.
- (b) That Councillors are advised of the dates and times of the breakfasts when confirmed and are invited to participate.

**Record of Voting:**

For the Motion: Unanimous

**14 REPORTS DUE TO COUNCIL**

Note: Councillor Pickering disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that his daughter and others made verbal complaints regarding parking fines.

**RESOLUTION:** (Moved by Councillors Pickering and Simon)

That the report on Outstanding Council Reports be endorsed.

**Record of Voting:**

For the Motion: Unanimous

**LATE ITEMS**

**18 MULTICULTURAL - EASTWOOD MURAL PROPOSAL FEEDBACK**

**RESOLUTION:** (Moved by Councillors Li and Laxale)

That Council approve Option Two, a community mural to be installed on the Eastwood Library entrance wall on Saturday, 6 September 2014.

**Record of Voting:**

For the Motion: Unanimous

**19 RENEW PARTNERSHIP WITH ABORIGINAL HERITAGE OFFICE FOR FIVE YEARS FROM 2015**

Note: This matter was dealt with earlier in the meeting as outlined in these Minutes.

**ITEM 1 (continued)**

**ATTACHMENT 1**

**20 GENERAL MANAGER POSITION DESCRIPTION - For Review And Adoption By Council**

**RESOLUTION:** (Moved by Councillors Simon and Pickering)

- (a) That Council note the amended position description for the role of General Manager.
- (b) That Council advise the Manager – Human Resources of any further changes or, alternatively, endorse this document for provision to candidates as part of the current recruitment process.

**Record of Voting:**

For the Motion: Unanimous

**PRECIS OF CORRESPONDENCE**

**1 NSW PUBLIC LIBRARY FUNDING**

**RESOLUTION:** (Moved by Councillors Pendleton and Simon)

That the correspondence be received and noted.

**Record of Voting:**

For the Motion: Unanimous

**LATE PRECIS OF CORRESPONDENCE**

**2 JOINT REGIONAL PLANNING PANEL REAPPOINTMENTS - THE HON. PRU GOWARD**

**RESOLUTION:** (Moved by Councillors Perram and Pickering)

That the correspondence be received and noted.

**Record of Voting:**

For the Motion: Unanimous

**ITEM 1 (continued)****ATTACHMENT 1****CLOSED SESSION****ITEM 15 - LICENCE AGREEMENT - PUTNEY AND TENNYSON 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: (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**ITEM 16 - PROCUREMENT REVIEW - STAGE 2 OUTCOMES****Confidential**

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (d) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council.

**ITEM 17 - 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.

**LATE ITEM 21 - TECHONE LICENSING REQUIREMENTS****Confidential**

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (d) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council.

**LATE ITEM 22 – PROPERTY MATTER****Confidential**

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND (d) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council; AND (d) (iii) information that would, if disclosed, reveal a trade secret.



**ITEM 1 (continued)**

**ATTACHMENT 1**

**RESOLUTION:** (Moved by Councillors Etmekdjian and Pickering)

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

**Record of Voting:**

For the Motion: Unanimous

Note: Council closed the meeting at 9.54pm. The public and media left the chamber.

**15 LICENCE AGREEMENT - PUTNEY AND TENNYSON BOWLING CLUB**

Note: Councillor Pickering disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a member of the Club.

**RECOMMENDATION:** (Moved by Councillors Yedelian OAM and Simon)

That Council:

- (a) order the Club to cease the unauthorised gymnasium use within that part of the ground floor of the club premises at 89 Francis Road, Putney (Premises);
- (b) grant delegated authority to the Acting General Manager to enter into negotiations with the Club to for the purpose of entering into a new licence with the Club for the use of the Premises, subject to:
  - (i) the cessation of the commercial gymnasium use and;
  - (ii) compliance with legislative requirements as they relate to community land.
- (c) That a further report be brought back to Council on the outcomes of any negotiations with the Club, including opportunities for access by additional community groups

**Record of Voting:**

For the Motion: Unanimous

**16 PROCUREMENT REVIEW - STAGE 2 OUTCOMES**

**RECOMMENDATION:** (Moved by Councillors Etmekdjian and Simon)

- (a) That Council endorse the report on the "Procurement Stage 2 Assistance Final Report" as undertaken by Ernst Young.

**ITEM 1 (continued)**

**ATTACHMENT 1**

- (b) That Council endorse the actions as recommended in the report regarding the next steps in the overall review of procurement at the City of Ryde and that a report is presented back to Council on completion of this next stage.
- (c) That Council approve expenditure of up to \$50,000 to fund expected costs arising from the next phase of this work and this be funded from the Asset Replacement Reserve.
- (d) That the details in Part (c) be incorporated in the September 2014 Quarterly Review.

**Record of Voting:**

For the Motion: Unanimous

**17 ADVICE ON COURT ACTIONS**

**RECOMMENDATION:** (Moved by Councillors Etmekdjian and Yedelian OAM)

That the report of the General Counsel be received.

**Record of Voting:**

For the Motion: Unanimous

**LATE ITEMS - CONFIDENTIAL**

**21 TECHONE LICENSING REQUIREMENTS**

**RECOMMENDATION:** (Moved by Councillors Etmekdjian and The Mayor, Councillor Maggio)

- (a) That Council accept the offer from Technology One to convert the licensing to an Enterprise Licence.
- (b) That Council allocate the amount of \$115,000 from the Asset Replacement Reserve for the purpose of additional licensing and software maintenance for the Technology One software system and that the amount also be consolidated into the next Quarterly Review.
- (c) That the ongoing costs be considered in the budget process when determining the 2015/2016 budget.

**Record of Voting:**

For the Motion: Unanimous

**ITEM 1 (continued)**

**ATTACHMENT 1**

**22 PROPERTY MATTER**

**RECOMMENDATION:** (Moved by Councillors Etmekdjian and Simon)

That Council endorse the proposed detailed recommendations as set out in this report.

**Record of Voting:**

For the Motion: Unanimous

**OPEN SESSION**

**RESOLUTION:** (Moved by Councillors Etmekdjian and Pickering)

That Council resolve itself into open Council.

**Record of Voting:**

For the Motion: Unanimous

Note: Open Council resumed at 10.27pm.

**RESOLUTION:** (Moved by Councillors Etmekdjian and Simon)

That the recommendations of Items considered in Closed Session be received and adopted as resolutions 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 10.29pm.

CONFIRMED THIS 9TH DAY OF SEPTEMBER 2014

Chairperson

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## 2 ELECTION OF MAYOR FOR ENSUING 12 MONTHS

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**Report prepared by:** Meeting Support Coordinator  
**File No.:** CLM/14/1/4/2 - BP14/89

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### REPORT SUMMARY

At its meeting of 27 May 2014, Council resolved to adopt the maximum fee increase as determined by the Local Government Remuneration Tribunal for Councillors' fees and the Mayoral fee.

The Mayor currently receives \$83,380. This is made up of:

	Councillor's fee	\$22,800
plus	Mayoral fee	\$60,580

The Mayor is elected for a one (1) year term and the following procedures are to be followed for the election process:

- (a) Determination of method of voting (ordinary ballot, preferential ballot or open voting).
- (b) Announcement of nominations.
- (c) Conduct of election.

### RECOMMENDATION:

- (a) That Council determine the method of voting for the election of Mayor.
- (b) That the Acting General Manager (or his delegate), as Returning Officer, undertake the election of Mayor for the ensuing twelve (12) months by announcing the nominations and then conducting the election.

### ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

**Carol Mikaelian**  
**Meeting Support Coordinator**

Report Approved By:

**Amanda Janvrin**  
**Section Manager - Governance**

**Roy Newsome**  
**Group Manager - Corporate Services**

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### 3 DETERMINATION OF OFFICE AND FEE OF DEPUTY MAYOR

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**Report prepared by:** Meeting Support Coordinator  
**File No.:** CLM/14/1/4/2 - BP14/90

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#### REPORT SUMMARY

The role of Deputy Mayor is not a required role under the Local Government Act. However, at the City of Ryde it has been Council's practice to elect a Councillor to the position of Deputy Mayor for a one (1) year term at the same time as undertaking the election of Mayor.

It is recommended that Council resolve to elect a Councillor to the role of Deputy Mayor.

At its meeting on 28 May 2013, Council resolved to adopt the maximum fee increase as determined by the Local Government Remuneration Tribunal, for Councillors' fees and the Mayoral fee (noting that 10% was paid to the Deputy Mayor).

As reported to Council's meeting on 27 August 2013, the Office of Local Government advised Council that its practice of paying the Deputy Mayor an additional fee of 10% (funded from the Mayoral Allowance) was not in accordance with the Act. Section 249(5) of the Local Government Act states that:

*A council may pay the deputy mayor (if there is one) a fee determined by the council for such time as the deputy mayor acts in the office of the mayor. The amount of the fee so paid must be deducted from the mayor's annual fee*

In accordance with this section, the Deputy Mayor is only entitled to be paid a fee as determined by Council when he or she acts in the office of the Mayor.

Council can resolve that a portion of the Mayor's fee be paid to the Deputy Mayor (in addition to their Councillor fee) when he or she acts in their position or that no fee be paid.

In accordance with Section 249(5) of the Act, it is advised that where there is a determination by Council to pay the Deputy Mayor a fee to undertake the role and responsibilities of the Office of the Mayor, that this fee will be paid on a pro rata basis.

**ITEM 3 (continued)**

**RECOMMENDATION:**

- (a) That Council elect a Deputy Mayor for a one (1) year term.
- (b) That where the Deputy Mayor is to act in the Office of the Mayor, that this is to be done by way of a Council resolution.
- (c) That where there is a Council resolution in accordance with (b) above, the Deputy Mayor is to be paid a fee to undertake the roles and responsibilities of the Office of the Mayor on a pro rata basis, deducted from the Mayoral Fee.

**ATTACHMENTS**

There are no attachments for this report.

Report Prepared By:

**Carol Mikaelian**  
**Meeting Support Coordinator**

Report Approved By:

**Amanda Janvrin**  
**Section Manager - Governance**

**Roy Newsome**  
**Group Manager - Corporate Services**

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#### **4 ELECTION OF DEPUTY MAYOR FOR ENSUING 12 MONTHS**

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**Report prepared by:** Meeting Support Coordinator  
**File No.:** CLM/14/1/4/2 - BP14/91

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#### **REPORT SUMMARY**

It is noted that should Council resolve not to elect a Deputy Mayor in accordance with Item 3 on this Agenda, it is not necessary for Council to proceed with consideration of this Item.

The Deputy Mayor is elected for a one (1) year term and the following procedures are to be followed for the election process:

- (a) Determination of method of voting (ordinary ballot, preferential ballot or open voting).
- (b) Announcement of nominations.
- (c) Conduct of election.

#### **RECOMMENDATION:**

- (a) That Council determine the method of voting for the election of Deputy Mayor.
- (b) That the Acting General Manager (or his delegate), as Returning Officer, undertake the election of Deputy Mayor for the ensuing twelve (12) months by announcing the nominations and then conducting the election.

#### **ATTACHMENTS**

There are no attachments for this report.

Report Prepared By:

**Carol Mikaelian**  
**Meeting Support Coordinator**

Report Approved By:

**Amanda Janvrin**  
**Section Manager - Governance**

**Roy Newsome**  
**Group Manager - Corporate Services**

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## 5 COUNCIL/COMMITTEE MEETINGS – Schedule and Appointment of Councillor Members to Standing Committees

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**Report prepared by:** Meeting Support Coordinator  
**File No.:** CLM/14/1/4/2 - BP14/92

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### REPORT SUMMARY

This report provides a schedule of proposed Council and Committee Meetings for the remainder of the 2014 and the full 2015 calendar year and seeks Council's endorsement of the **ATTACHED** schedule.

In addition, this report seeks Council's determination of Councillor members to each of the Standing Committees, noting that all Councillors are members of the General Purposes Committee, with the Mayor as Chairperson.

### RECOMMENDATION:

- (a) That Council endorse its Standing Committees of Planning and Environment, Works and Community and General Purposes Committee.
- (b) That Council endorse the **ATTACHED** meeting schedule for Committee and Council meetings for the remainder of 2014 and the full calendar year of 2015, noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given.
- (c) That Council determine the Committee members for the Planning and Environment Committee.
- (d) That Council determine the Committee members for the Works and Community Committee.
- (e) That Council note that the Planning and Environment and Works and Community Committee Meetings to be held on 21 October 2014 will be cancelled due to the Councillor attendance at the Local Government NSW Conference on 19 to 21 October 2014.
- (f) That Council determine whether the Council Meeting on 13 October 2015 be held due to Councillor attendance at the Local Government NSW Conference on 11 to 13 October 2015.

### ATTACHMENTS

- 1 Meeting Schedule for Remainder of 2014 and Draft Meeting Schedule for 2015



**ITEM 5 (continued)**

Report Prepared By:

**Carol Mikaelian**  
**Meeting Support Coordinator**

Report Approved By:

**Amanda Janvrin**  
**Section Manager - Governance**

**Roy Newsome**  
**Group Manager - Corporate Services**

## ITEM 5 (continued)

### Discussion

Council's current Standing Committees are the Planning and Environment Committee, Works and Community Committee and General Purposes Committee (Community Council Meeting).

Council is to determine the appointment of Councillor Members to the Standing Committees, noting that all Councillors are members of the General Purposes Committee (Community Council Meeting), with the Mayor as Chairperson.

Council's Code of Meeting Practice allows for Council meetings to be held on the second and fourth Tuesday of the months February to November inclusive and the second Tuesday in December.

The Code allows for Committee meetings to be held on the first and third Tuesday of the months February to November inclusive and the first Tuesday of December.

The Code also allows for General Purposes Committee meetings to be held on a Tuesday evening on an 'as required' basis. General Purposes Committee meetings (Community Council Meetings) are currently held three times a year with one meeting in each ward, not necessarily on a Tuesday evening, as resolved by Council on 11 February 2014.

A schedule of meetings for the remainder of 2014 and the full 2015 calendar year is **ATTACHED** for Council's consideration. The calendar may be amended at any time if Council resolves to alter the meeting day or to adjust the Council/Committee structure, although at least one month transition period is required in order for public notices to be amended.

The proposed schedule has taken into account public holidays such as Easter and a July mid-year recess. The 2015 Local Government Conference will be held from Sunday, 11 October to Tuesday, 13 October 2015.

The schedule has followed normal procedure for the majority of the year.

### July 2015

It is recommended that Council's mid-year recess coincide with School Holidays from Monday, 29 June 2015 to Friday, 10 July 2015. Accordingly, it is recommended that no Committee meetings be held on 7 July 2015.

### Local Government NSW Conference (LG NSW)

The Local Government NSW Conference will be held on 19 October to 21 October 2014. As the last day of the conference falls on the same day as the Planning and Environment Committee and Works and Community Committee Meetings, it is therefore recommended that both Committees not be held on 21 October 2014 due to Councillor attendance at the Conference.

**ITEM 5 (continued)**

Council contacted LG NSW for confirmation of the date and venue of the Conference in 2015. The Association advised that the Conference will be held in Sydney at Rosehill Gardens Racecourse, James Ruse Drive, Rosehill from Sunday, 11 October to Tuesday, 13 October 2015. As a result Council is requested to determine whether the Council Meeting on 13 October 2015 be held, due to Councillor attendance at the LG NSW Conference.

**Appointment of Committee Members to Standing Committees**

The membership of the Planning and Environment Committee (P&E) and the Works and Community Committee (W&C) is to be determined annually. The P&E and W&C Committees meet concurrently and usually comprise of either five or six Councillors with the Mayor as ex-officio on each.

The Chairperson and Deputy Chairperson of the P&E and W&C Committees are determined by the Committee at the first meeting.

The General Purposes Committee (Community Council Meeting) comprises all 12 Councillors with the Mayor as Chairperson.

**Financial Implications**

Adoption of the recommendations outlined in this report will have no financial impact as there is provision for the conduct of meetings allocated in the adopted 2014/2015 and 2015/2016 budgets.

**ITEM 5 (continued)**
**ATTACHMENT 1**
**REMAINDER OF 2014 MEETING SCHEDULE**

DATE	MEETING TYPE	COMMENTS
<b>SEPTEMBER</b>		
16-Sep-14	Committee Meetings	Planning & Environment Committee Meeting Cancelled
18-Sep-14	Community Council Meeting	SRV Consultation
<b>23-Sep-14</b>	<b>Council Meeting</b>	
30-Sep-14	No Meetings	5th Tuesday
<b>OCTOBER</b>		
07-Oct-14	Committee Meetings	
<b>14-Oct-14</b>	<b>Council Meeting</b>	
21-Oct-14	No Meetings	LG NSW Conference
<b>28-Oct-14</b>	<b>Council Meeting</b>	
<b>NOVEMBER</b>		
04-Nov-14	Committee Meetings	
<b>11-Nov-14</b>	<b>Council Meeting</b>	
18-Nov-14	Committee Meetings	
<b>25-Nov-14</b>	<b>Council Meeting</b>	
<b>DECEMBER</b>		
02-Dec-14	Committee Meetings	
<b>09-Dec-14</b>	<b>Council Meeting</b>	

**2015 MEETING SCHEDULE**

DATE	MEETING TYPE	COMMENTS
<b>FEBRUARY</b>		
03-Feb-15	Committee Meetings	
<b>10-Feb-15</b>	<b>Council Meeting</b>	
17-Feb-15	Committee Meetings	
<b>24-Feb-15</b>	<b>Council Meeting</b>	
<b>MARCH</b>		
03-Mar-15	Committee Meetings	
<b>10-Mar-15</b>	<b>Council Meeting</b>	
17-Mar-15	Committee Meetings	
<b>24-Mar-15</b>	<b>Council Meeting</b>	
31-Mar-15	No Meetings	5th Tuesday
<b>APRIL</b>		
07-Apr-15	Committee Meetings	Easter – 3 to 6 April 2015
<b>14-Apr-15</b>	<b>Council Meeting</b>	
21-Apr-15	Committee Meetings	
<b>28-Apr-15</b>	<b>Council Meeting</b>	

**ITEM 5 (continued)**
**ATTACHMENT 1**

DATE	MEETING TYPE	COMMENTS
<b>MAY</b>		
05-May-15	Committee Meetings	
<b>12-May-15</b>	<b>Council Meeting</b>	
19-May-15	Committee Meetings	
<b>26-May-15</b>	<b>Council Meeting</b>	
<b>JUNE</b>		
02-Jun-15	Committee Meetings	
<b>09-Jun-15</b>	<b>Council Meeting</b>	
16-Jun-15	Committee Meetings	
<b>23-Jun-15</b>	<b>Council Meeting</b>	
30-Jun-15	No Meetings	5th Tuesday
<b>JULY</b>		
07-Jul-15	No Meetings	Mid-year recess
<b>14-Jul-15</b>	<b>Council Meeting</b>	
21-Jul-15	Committee Meetings	
<b>28-Jul-15</b>	<b>Council Meeting</b>	
<b>AUGUST</b>		
04-Aug-15	Committee Meetings	
<b>11-Aug-15</b>	<b>Council Meeting</b>	
18-Aug-15	Committee Meetings	
<b>25-Aug-15</b>	<b>Council Meeting</b>	
<b>SEPTEMBER</b>		
01-Sep-15	Committee Meetings	
<b>08-Sep-15</b>	<b>Council Meeting</b>	
15-Sep-15	Committee Meetings	
<b>22-Sep-15</b>	<b>Council Meeting</b>	
29-Sep-15	No Meetings	5th Tuesday
<b>OCTOBER</b>		
06-Oct-15	Committee Meetings	
<b>13-Oct-15</b>	<b>Council Meeting</b>	LG NSW Conference
20-Oct-15	Committee Meetings	
<b>27-Oct-15</b>	<b>Council Meeting</b>	
<b>NOVEMBER</b>		
03-Nov-15	Committee Meetings	
<b>10-Nov-15</b>	<b>Council Meeting</b>	
17-Nov-15	Committee Meetings	
<b>24-Nov-15</b>	<b>Council Meeting</b>	
<b>DECEMBER</b>		
01-Dec-15	Committee Meetings	
<b>08-Dec-15</b>	<b>Council Meeting</b>	

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**6 ADVISORY AND EXTERNAL COMMITTEES - Appointment of Delegates**

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**Report prepared by:** Meeting Support Coordinator  
**File No.:** CLM/14/1/4/2 - BP14/93

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**REPORT SUMMARY**

This report is to confirm Councillor delegates for all Advisory Committees and other external Committees.

**RECOMMENDATION:**

- (a) That Councillor delegate/s be appointed to the following Advisory Committees in accordance with the Terms of Reference, for the ensuing twelve (12) months and Council elect (or nominate) a Chairperson accordingly:
- Access Committee
  - Bicycle Advisory Committee
  - Bushland and Environment Advisory Committee
  - Community Harmony Reference Group
  - Eastwood Events and Promotions Advisory Committee
  - Economic Development Advisory Committee
  - Heritage Advisory Committee
  - Macquarie Park Forum
  - Ryde Hunters Hill Joint Library Services Committee
  - Ryde Youth Forum (no Councillor Chairperson)
  - Sport and Recreation Advisory Committee
  - Status of Women Advisory Committee
- (b) That due to the established practice, the appointment of delegates to the Audit and Risk Committee next be considered in September 2016.
- (c) That Council appoint the following delegates to NSROC:
- The newly elected Mayor
  - One (1) Councillor as a formal delegate
  - Two (2) Councillors as alternate delegates
- (d) That Council appoint two persons (Councillors and/or Council staff members) as Council's delegates and at least one person as an alternate delegate to the Joint Regional Planning Panel.

**ATTACHMENTS**

There are no attachments for this report.

**ITEM 6 (continued)**

Report Prepared By:

**Carol Mikaelian**  
**Meeting Support Coordinator**

Report Approved By:

**Amanda Janvrin**  
**Section Manager - Governance**

**Roy Newsome**  
**Group Manager - Corporate Services**

## ITEM 6 (continued)

### Discussion

The appointment of Councillor delegates to external Committees, such as the Northern Sydney Regional Organisation of Councils (NSROC), is undertaken annually as is Councillor representation on Advisory Committees.

At its meeting held on 25 September 2012, Council endorsed the Advisory Committees as set out in this report, for the period 2012 to 2016.

### Advisory Committees

The current Advisory Committee structure and Councillor delegates for each Advisory Committee is as follows:

Advisory Committee	Current Councillor Delegates	Provision for Councillor delegates in Terms of Reference
Access Committee	Councillor Pendleton (Chair)	No less than one (1) Councillor
Audit and Risk Committee (Note: No Councillor Chairperson required)	Delegates: Councillor Etmekdjian Councillor Pendleton Alternates: Councillor Salvestro-Martin Councillor Chung	Two (2) Councillors No more than two (2) alternates
Bicycle Advisory Committee	Councillor Perram (Chair)	No less than one (1) Councillor
Bushland and Environment Advisory Committee	Councillor Pendleton (Chair) Councillor Laxale Councillor Perram	No less than one (1) Councillor
Community Harmony Reference Group	Councillor Yedelian (Chair) Councillor Chung Councillor Etmekdjian	No less than one (1) Councillor
Eastwood Events and Promotions Advisory Committee	Councillor Etmekdjian (Chair) Councillor Li Councillor Perram	No less than one (1) Councillor
Economic Development Advisory Committee	Councillor Etmekdjian (Chair) Councillor Chung	No less than one (1) Councillor
Heritage Advisory Committee	Councillor Petch (Chair) Councillor Perram	No less than one (1) Councillor
Macquarie Park Forum	Councillor Pickering (Chair) Councillor Chung Councillor Etmekdjian Councillor Perram	No less than one (1) Councillor
Ryde Hunters Hill Joint Library Services Committee	Councillor Chung	No less than one (1) Councillor



**ITEM 6 (continued)**

<b>Advisory Committee</b>	<b>Current Councillor Delegates</b>	<b>Provision for Councillor delegates in Terms of Reference</b>
Ryde Youth Forum (Note: No Councillor Chairperson required)	Councillor Chung	No less than one (1) Councillor One (1) alternate Councillor
Sport and Recreation Advisory Committee	Councillor Chung (Chair) Councillor Perram	No less than one (1) Councillor
Status of Women Advisory Committee	Councillor Pendleton (Chair)	No less than one (1) Councillor

**Audit and Risk Committee**

It is noted that the Councillor delegates for the Audit and Risk Committee were appointed to this Committee by Council resolution on 26 March 2013.

Due to the nature of business conducted by the Audit and Risk Committee, it has been the practice of Council to maintain continuity of Councillor delegates for the term of Council.

It is therefore recommended that Councillor representation on the Audit and Risk Committee be next considered in September 2016, subject to the agreement of Council and the current delegates of this Committee.

**External Committees**
**NSROC**

The City of Ryde is a member of the Northern Sydney Regional Organisation of Councils (NSROC) which is a voluntary organisation of Local Government established to provide strong Local Government leadership; to work co-operatively for the benefit of the Northern Sydney region; and to effectively advocate on agreed regional positions and priorities. The seven member Councils are Hornsby, Hunters Hill, Ku-ring-gai, Lane Cove, North Sydney, Ryde and Willoughby.

Each member Council is to appoint the Mayor and one (1) Councillor as formal delegates, however, there is no restriction on any other Councillors attending meetings.

Council appointed two (2) formal delegates and two (2) alternate delegates to NSROC for the 2013/2014 year.

<b>Committee</b>	<b>Current Delegates</b>	<b>Provisions</b>
NSROC	Delegates: The Mayor, Councillor Maggio Councillor Etmekdjian	2 formal delegates, the Mayor and one other Councillor.

**ITEM 6 (continued)**

Committee	Current Delegates	Provisions
	Alternates: Councillor Chung Councillor Yedelian OAM	

Ryde Traffic Committee

The Ryde Traffic Committee (RTC) is a technical Committee created under the auspices of the RMS.

The RTC is to be made up of four formal members. The members are as follows:

- one representative of Council
- one representative of the NSW Police
- one representative of the RMS
- the local State Member of Parliament (MP) or their nominee

Council's representative may be any Councillor or Council officer. The Council representative may be a sub-delegate if Council has formally approved this.

The Chairperson of the RTC is the Group Manager – Public Works and membership comprises representative from RMS, NSW Police and local members of State Parliament as outlined above.

Councillors are able to attend all RTC meetings and contribute to discussion; however, they do not have voting powers.

As the RTC does not have any powers to determine resolutions of Council, its Minutes are referred to Council via the Works and Community Committee. Council then has the power to determine resolutions on matters arising from the RTC meetings.

Joint Regional Planning Panel

The Joint Regional Planning Panel has been set up to determine the following range of regional development:

- Development with a Capital Investment Value (CIV) over \$20 million.
- Development with a CIV over \$5 million which is:
  - Council related
  - Lodged by or on behalf of the Crown (State of NSW)
  - Private infrastructure and community facilities or
  - Eco-tourist facilities

**ITEM 6 (continued)**

- Extractive industries, waste facilities and marinas that are designated development.
- Certain coastal subdivisions.
- Development with a CIV between \$10 million and \$20 million which are referred to the regional panel by the applicant after 120 days.
- Crown development applications (with a CIV under \$5 million) referred to the regional panel by the applicant or local council after 70 days from lodgement as undetermined, including where recommended conditions are in dispute.

Additional functions of the regional panels can include:

- Acting as the Council for the purposes of preparing a local environmental plan when appointed to do so by the Minister of Planning.
- Determining applications to modify a consent for regionally significant development under Section 96(2) of the E P & A Act.
- Providing advice on planning or development matters when requested to do so by the Minister.

There are six Regional Panels in New South Wales and the City of Ryde is within the catchment of the Sydney East Panel. Each Panel is chaired by a nominee of the State Government which has two additional panel members.

Currently, a chairperson is appointed by the Minister from one of the three State members. This appointment requires the concurrence of the Local Government and Shires Association. Council has not been advised of any changes to this arrangement.

The State appointed independent members must have expertise in one or more of the following fields: planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering, tourism or government and public administration. At least one of the Council appointed members must have expertise in one or more of the following fields: planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering or tourism.

The City of Ryde is permitted two (2) members on the Panel who are currently Councillors Chung and Yedelian OAM. Panels meet on a 'as needs basis' and in the City of Ryde's case, approximately once every two or three months to determine one or more development applications.

**ITEM 6 (continued)**

<b>Committee</b>	<b>Current Delegates</b>	<b>Provisions</b>
JRPP	Delegates: Councillor Chung Councillor Yedelian OAM  Alternate: Councillor Perram	Two formal delegates, as many alternates as nominated

**Options**

Council may resolve to re-appoint the current Councillor delegates for each Advisory Committee for the ensuing twelve (12) month period.

**Financial Implications**

Adoption of the recommendation will have no financial impact.

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## 7 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE - 19 to 21 October 2014 - Confirmation of Delegates

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**Report prepared by:** Meeting Support Coordinator  
**File No.:** CLM/14/1/4/2 - BP14/94

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### REPORT SUMMARY

This report is presented to Council to confirm City of Ryde delegates for the Local Government NSW Annual Conference to be held on 19 to 21 October 2014 at Coffs Harbour.

Council at its meeting on 22 July 2014 resolved that The Mayor, Councillor Maggio and Councillors Chung and Yedelian OAM attend the Conference as voting delegates, noting that Councillor Pickering will also attend the Conference in his capacity as a board member for Local Government NSW. It is noted, however, that Council is entitled to send seven (7) voting delegates to the Conference.

All voting delegates are required to support the **ATTACHED** (Attachment 1) City of Ryde Motions which were endorsed by Council on 22 July 2014 and sent to the Association on 30 July 2014.

In addition to the Councillor delegates, the Acting General Manager (or his nominee) will attend the Conference.

Councillors can attend the Conference using their own vehicle and receive reimbursement on the travel expenses per kilometre should they wish to drive, alternatively flights will be arranged.

Accommodation for nine people has been booked at the Pacific Marina Luxury Apartments. This includes accommodation for seven Councillor voting delegates and two staff members. Councillor Pickering has arranged his own accommodation with Local Government NSW in his capacity as a board member.

A copy of the draft Conference Program is **ATTACHED** (Attachment 2).

It is noted that the last day of the conference is Tuesday, 21 October 2014 and as such, it has been recommended that the Planning and Environment and Works and Community Committees not be held on 21 October 2014 due to Councillor attendance at the Conference.

### RECOMMENDATION:

That Council confirm the Councillors to attend the Local Government NSW Annual Conference as voting delegates.

**ITEM 7 (continued)**

**ATTACHMENTS**

- 1 City of Ryde Motions for the Local Government NSW Annual Conference
- 2 Local Government NSW Annual Conference 2014 - Draft Program

Report Prepared By:

**Carol Mikaelian**  
**Meeting Support Coordinator**

Report Approved By:

**Amanda Janvrin**  
**Section Manager - Governance**

**Roy Newsome**  
**Group Manager - Corporate Services**

**ITEM 7 (continued)****ATTACHMENT 1****MOTIONS TO THE LOCAL GOVERNMENT CONFERENCE (COFFS HARBOUR)****1. EMPLOYMENT PROTECTION FOR WHISTLE-BLOWERS**

That the Minister for Local Government and his office strengthen the legislative provisions covering the employment protections provided to council staff who act as 'whistle-blowers' against corruption in local authorities. In particular, any revised provisions should specifically relate to the following:

- a. Where a General Manager or council officer has disclosed a matter of potential corruption leading to a corruption hearing, the provisions should enforce 'non-retribution' measures by corruption-affected councillors and individuals or associated parties.
- b. Where work environments become untenable for a General Manager or council officer, the provisions should allow the General Manager or council officer to seek alternative temporary employment for the duration of the corruption hearings and until findings are brought down.
- c. Subject to the relevant provisions of the Local Government Act 1993 being reviewed concurrently, employment positions for these whistle-blowers should not be filled permanently in their absence, and be guaranteed to them should they wish to return to their substantive position if allegations they made result in findings of corruption.

**2. DECLARATION OF LEGAL ENGAGEMENT AT COUNCIL COST**

That the Minister for Local Government and his office introduce a regulation under the Local Government Act that requires any Mayor or councillor, who is delegated by their Council to engage external legal advisors or legal counsel at a cost to ratepayers following a majority vote of Council to delegate such authority, to report such appointment back to Council and in advance of any costs being incurred. This should include, but not be restricted to:

- a. Matters where said Mayor or councillor is subject to court injunctions requiring representation, and
- b. Matters relating to any actions being taken against any internal council staff members or other councillor, and
- c. Matters related to allegations of corruption or hearings against corruption.

**ITEM 7 (continued)****ATTACHMENT 1****3. ABUSE OF PROCESS CONFLICT UNDER THE CODE OF MEETING CONDUCT PROVISIONS**

That the Minister for Local Government and his office, introduce a new regulation that allows Councillors to have an appeal mechanism to the Division of Local Government in the Department of Premier and Cabinet, on matters where, a Mayor or Chairperson of a Council meeting, has wrongfully exercised their authority at a meeting, including the removal of a councillor from the meetings.

The appeal should consider whether an abuse of process has taken place in regard to:

- a. Deliberately shutting down (gagging) debate when concerns regarding possible corruption are raised that impact on the Mayor (as chair of the council meeting) and/or his associated councillors, to deny public awareness of a situation, and
- b. Preventing specific questions being asked on financial or legal matters that are not protected by confidentiality provisions, but may impact on the transparency of actions taken by the Mayor and/or other councillors, and
- c. Require (if the appeal is upheld) the Mayor (or councillor if this person is no longer Mayor) to publicly apologise in a Council Meeting, for wrongfully exercising his or her authority to evict a councillor from chambers. The public apology is to include a written apology in each local newspaper.



**ITEM 7 (continued)****ATTACHMENT 2****Local Government NSW Annual Conference 2014****DRAFT PROGRAM 19 - 21 October, 2014 (as of 2 July 2014)**

Main conference venue is C.ex Coffs, 1 Vernon Street, Coffs Harbour

**Sunday 19 October**

- 3.00pm – 7.00pm Registration opens, Upstairs Auditorium Lobby (off Blue Room)
- 5.00pm – 7.00pm President's Welcome Reception at C.ex Coffs  
Welcome To Country (Performance)  
Welcome from **Cr Denise Knight, Mayor of Coffs Harbour City Council**  
Welcome from **Cr Keith Rhoades AFSM, President, LGNSW**

**Monday 20 October****Business Session Day 1 - chaired by Cr Keith Rhoades AFSM, C.ex Coffs**

- 8.00am – 5.00pm Registration opens in Trade Expo. Distribution of voting materials and electronic handsets
- 8.30am – 9.00am Address from **The Hon Mike Baird MP, Premier of New South Wales**
- 9.00am – 11.00am Address from **Cr Keith Rhoades AFSM, President LGNSW**. Opening of the Business session, Adoption of Standing Orders and Consideration of Motions chaired by the President (includes discussion about future conference format)
- 11.00am – 11.30am Morning tea in Trade Exhibition sponsored by Local Government Super
- 11.30am – 11.35am Message from Local Government Super
- 11.35am – 1.00pm Consideration of Conference business continued chaired by the President
- Concurrent session for General Managers: Briefing on new 2014 *Local Government (State) Award*. Blue Room off auditorium
- 1.00pm – 1.50pm Lunch in Trade Exhibition sponsored by Local Government Super
- 1.50pm - 2.00pm Message from sponsor
- 2.00pm – 2.05pm Short address from the Mining Related Councils
- 2.05pm - 3.00pm Consideration of Government's response to the Local Government Review Panel's *Revitalising Local Government*
- 3.00pm – 4.00pm Consideration of Conference Business continued, chaired by the President
- Collection of all electronic handsets and voting cards
- 4.00pm – 5.00pm Happy hour in Trade Exhibition
- 5.00pm – 5.30pm Delegate transfers back to accommodation for dinner
- 7.00pm – 7.30pm Transfers for delegates arriving at Dinner

**ITEM 7 (continued)****ATTACHMENT 2****Conference Dinner, Bonville Golf Resort, North Bonville Road, Bonville**

7.30pm	Arrival drinks and canapés Entertainment with Soulman O'Gaia
8.15pm	Delegates seated and main course served Welcome from the President Introduction of Major Sponsor Statewide Mutual Presentation of Outstanding Service Awards
8.30pm	Entertainment with Lisa Hunt
9.30pm	Dessert served
10.00pm	First transfers offered
11.00pm	Function finishes, final transfer buses

**Tuesday 21 October  
Business Session Day 2, C.ex Coffs**

8.00am – 5.00pm	Registration opens in Trade Expo
9.00am – 9.10am	Introduction by Master of Ceremony, <b>Ellen Fanning</b>
9.10am – 9.15am	Address on Association Business from <b>Cr Keith Rhoades AFSM, President, LGNSW</b>
9.15am – 9.25am	Treasurers Report
9.25am – 9.40am	Address from <b>Mr Les Turner, Chief Executive Officer, NSWALC</b>
9.40am – 10.00am	Address from <b>The Hon Paul Toole MP, Minister for Local Government</b>
10.00am – 10.15am	Facilitated Q and A with the <b>Minister for Local Government</b>
10.15am – 10.30am	Presentation of the AR Bluett Awards
10.30am – 11.15am	<b>Claire Madden, Research Director, McCrindle Forecasts</b> , Demographic Change, Emerging Generations and the Future
11.15am – 11.35am	Morning tea in Trade Exhibition sponsored by NSW EPA
11.40am – 11.45am	Message from NSW EPA
11.45am – 12.30pm	<b>Paul Clitheroe AM, Director Ipac Securities, Chairman Financial Literacy Foundation, Chairman Money Magazine</b> on Economic Trends in Australia
12.30pm – 1.00pm	Address from <b>The Hon Duncan Gay MLC, Minister for Roads and Freight</b> (invited)
1.00pm - 2.00pm	Address from keynote speaker on planning issues (to be confirmed). Planning Panel facilitated by MC, Ellen Fanning, on 'How to make informed decisions about Planning'
2.00pm – 2.15pm	Close of Conference
2.15pm – 3.00pm	Lunch sponsored by NSW EPA (Conference closing)

This program is correct at the time of printing; speakers and program details may have changed due to unforeseen circumstances.