

Meeting Date: Tuesday 24 March 2015
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: 7.30pm

Councillors Present: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Maggio, Pendleton, Salvestro-Martin, Simon, Stott and Yedelian OAM.

Apologies: Councillor Laxale.

Leave of Absence: Councillor Perram.

Staff Present: General Manager, Acting Group Manager – Community Life, Group Manager – Corporate Services, Group Manager – Environment and Planning, Group Manager – Public Works, General Counsel, Chief Financial Officer, Manager – Communications and Media, Manager – Ranger and Parking Services, Section Manager – Natural Areas and Urban Forest and Section Manager – Governance.

PRAYER

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

LEAVE OF ABSENCE

Councillor Simon requested a Leave of Absence for the period 30 March 2015 to 13 April 2015 inclusive.

RESOLUTION: (Moved by Councillors Simon and Maggio)

That Councillor Simon's Leave of Absence for the period 30 March 2015 to 13 April 2015 inclusive be approved.

Record of Voting:

For the Motion: Unanimous

DISCLOSURES OF INTEREST

There were no disclosures of interest.

TABLING OF PETITIONS

No Petitions were tabled.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Tony Wong (representing Australian Dongguan Chamber of Commerce)	ITEM 6 - Friendship and Partnership Agreements

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses were made to Council.

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Yedelian OAM and Chung)

That Council now consider the following Item, the time being 7.44pm:

- Item 6 – Ryde Friendship and Partnership Agreement.

Record of Voting:

For the Motion: Unanimous

COUNCIL REPORTS

6 FRIENDSHIP AND PARTNERSHIP AGREEMENTS

Note: Tony Wong (representing the Australian Dongguan Chamber of Commerce) addressed the meeting in relation to this Item.

MOTION: (Moved by Councillors Chung and Yedelian OAM)

- (a) That Council adopt the draft 'Protocol for International and Australian Friendship Agreements' as detailed in **ATTACHMENT 1**, subject to the inclusion of a Steering Committee to ensure appropriate Councillor involvement in the Protocol for International and Australian Friendship Agreements.

- (b) That Council endorse entering into a Friendship Agreement with the City of Dongguan as detailed in **ATTACHMENT 2**, noting that minor amendments may be approved by the Mayor and General Manager.
- (c) That any official representing Council in respect of a Friendship or Partnership Agreement would require separate Council approval.

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

- (a) That Council adopt the draft 'Protocol for International and Australian Friendship Agreements' as detailed in **ATTACHMENT 1**, subject to the inclusion of a Steering Committee to ensure appropriate Councillor involvement in the Protocol for International and Australian Friendship Agreements.
- (b) That Council endorse entering into a Friendship Agreement with the City of Dongguan as detailed in **ATTACHMENT 2**, noting that minor amendments may be approved by the Mayor and General Manager, but not be limited to the City of Dongguan.
- (c) That any official representing Council in respect of a Friendship or Partnership Agreement would require separate Council approval.

On being put to the Meeting, the voting on the Amendment was six (6) For and five (5) Against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of Voting:

For the Amendment: Councillors Maggio and Salvestro-Martin

Against the Amendment: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Pendleton, Simon, Stott and Yedelian OAM

RESOLUTION: (Moved by Councillors Chung and Yedelian OAM)

- (a) That Council adopt the draft 'Protocol for International and Australian Friendship Agreements' as detailed in **ATTACHMENT 1**, subject to the inclusion of a Steering Committee to ensure appropriate Councillor involvement in the Protocol for International and Australian Friendship Agreements.
- (b) That Council endorse entering into a Friendship Agreement with the City of Dongguan as detailed in **ATTACHMENT 2**, noting that minor amendments may be approved by the Mayor and General Manager.
- (c) That any official representing Council in respect of a Friendship or Partnership Agreement would require separate Council approval.

Record of Voting:

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

Against the Motion: Councillors Simon and Salvestro-Martin

1 CONFIRMATION OF MINUTES - Council Meeting held on 10 March 2015

RESOLUTION: (Moved by Councillors Pendleton and Yedelian OAM)

That the Minutes of the Council Meeting 4/15, held on 10 March 2015 be confirmed.

Record of Voting:

For the Motion: Unanimous

2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 4/15 held on 17 March 2015

RESOLUTION: (Moved by Councillors Chung and Yedelian OAM)

That Council note that all Items of the Planning and Environment Committee Meeting 4/15 held on 17 March 2015 were dealt with by the Committee within its delegated powers.

Record of Voting:

For the Motion: Unanimous

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 3/15 held on 17 March 2015

RESOLUTION: (Moved by Councillors Maggio and Pendleton)

That Council determine Item 2 of the Works and Community Committee report 3/15, held on 17 March 2015 noting that Items 1 and 3 were dealt with by the Committee within its delegated powers.

Record of Voting:

For the Motion: Unanimous

2 VEGETATION MAPPING INFORMATION USED BY CITY OF RYDE

MOTION: (Moved by Councillors Pendleton and Simon)

That Council adopt the Office of Environment and Heritage's Sydney Metropolitan Catchment Vegetation Mapping 2013 as the primary reference for the presence of vegetation in Ryde.

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

- (a) That Council adopt the Office of Environment and Heritage's Sydney Metropolitan Catchment Vegetation Mapping 2013 as an interim measure as the primary reference for the presence of vegetation in Ryde.
- (b) That part (a) be reviewed in conjunction with the report back to Council on the comprehensive review of the Tree Preservation DCP.

On being put to the Meeting, the voting on the Amendment was eight (8) For and two (2) Against. The Amendment was **CARRIED** and then became the Motion.

Record of Voting:

For the Amendment: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Maggio, Salvestro-Martin, Stott and Yedelian OAM

Against the Amendment: Councillors Pendleton and Simon

RESOLUTION: (Moved by Councillors Maggio and Salvestro-Martin)

- (a) That Council adopt the Office of Environment and Heritage's Sydney Metropolitan Catchment Vegetation Mapping 2013 as an interim measure as the primary reference for the presence of vegetation in Ryde.
- (b) That part (a) be reviewed in conjunction with the report back to Council on the comprehensive review of the Tree Preservation DCP.

Record of Voting:

For the Motion: Unanimous

4 INVESTMENT REPORT - February 2015

RESOLUTION: (Moved by Councillors Etmekdjian and Pendleton)

That Council endorse the report of the Chief Financial Officer dated 4 March 2015 on Investment Report – February 2015.

Record of Voting:

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

Against the Motion: Councillors Maggio and Salvestro-Martin

5 INVESTMENT POLICY AND GUIDELINES - Revision - March 2015

Note: A Memorandum from Council's Chief Financial Officer dated 19 March 2015 containing supplementary information was tabled in relation to this Item and a copy is ON FILE.

RESOLUTION: (Moved by Councillors Yedelian OAM and Salvestro-Martin)

That Council adopt the revised Investment Policy and Guidelines, as **ATTACHED** to this report including the following amendments:

- (a) That dot point 1 in Clause 10(a) be changed from "For unrated (ADIs), Council will limit deposits to these institutions to those institutions that has assets that exceed \$1 billion." to "For unrated (ADIs), Council will limit deposits to \$1 million for any one institution."
- (b) That dot point 2 in Clause 10(a) be changed from "Council will not invest with any ADI that is an Australian subsidiary of a foreign owned bank." to "Council will not invest with any ADI that is an Australian branch of a foreign bank."
- (c) That the restriction in relation to term in Clause 10(d) which reads "The maximum allowable term to maturity for any investments is 5 years." be removed.

Record of Voting:

For the Motion: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Maggio, Salvestro-Martin, Stott and Yedelian OAM

Against the Motion: Councillors Pendleton and Simon

6 FRIENDSHIP AND PARTNERSHIP AGREEMENTS

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

7 RYDE YOUTH COUNCIL - DRAFT TERMS OF REFERENCE

RESOLUTION: (Moved by Councillors Yedelian OAM and Etmekdjian)

That Council endorse the **ATTACHED** Terms of Reference for the Ryde Youth Council Advisory Committee, noting the changes.

Record of Voting:

For the Motion: Unanimous

8 INVESTIGATION FOR NEW LOCATION FOR CENOTAPH INSIGNIA

RESOLUTION: (Moved by Councillors Yedelian OAM and Stott)

- (a) That Council endorse the gifting of the three insignias, plaque and laurel wreath (formerly of the decommissioned Ryde Cenotaph) to North Ryde RSL for their inclusion in the existing North Ryde RSL Memorial Garden.
- (b) That Council write to Mr Len Shultz, local resident, and thank him for his assistance in securing the location of the insignias.
- (c) That Council write to North Ryde RSL and congratulate them on the tremendous effort in the restoration works and their reinstatement in a perpetual memorial setting.
- (d) That Council advise the City of Ryde Centenary of ANZAC Committee of this decision.
- (e) That Council does not pursue the statutory heritage listing of the insignias or Memorial Garden at this time, unless specifically requested and pursued by the owners of the property.

Record of Voting:

For the Motion: Unanimous

9 REPORTS DUE TO COUNCIL

RESOLUTION: (Moved by Councillors Yedelian OAM and Etmekdjian)

That the report on Outstanding Council Reports be endorsed.

Record of Voting:

For the Motion: Unanimous

LATE ITEMS

13 RESPONSE TO MATTER OF URGENCY REGARDING PENALTY INFRINGEMENT NOTICE ISSUED BY CITY OF RYDE RANGERS

MOTION: (Moved by Councillors Maggio and Salvestro-Martin)

- (a) That the report be received and noted;
- (b) That the taxi zone in question be referred to the Traffic Committee with a view to providing some parking opportunity at that location on Sundays.
- (c) That a review of the Enforcement of Parking Policy be undertaken.

AMENDMENT: (Moved by Councillors Chung and Simon)

- (a) That the report be received and noted;
- (b) That the taxi zone in question be referred to the Traffic Committee with a view to providing some parking opportunity at that location on Sundays.

On being put to the Meeting, the voting on the Amendment was eight (8) For and two (2) Against. The Amendment was **CARRIED** and then became the Motion.

Record of Voting:

For the Amendment: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Pendleton, Simon, Stott and Yedelian OAM

Against the Amendment: Councillors Maggio and Salvestro-Martin

RESOLUTION: (Moved by Councillors Chung and Simon)

- (a) That the report be received and noted;
- (b) That the taxi zone in question be referred to the Traffic Committee with a view to providing some parking opportunity at that location on Sundays.

Record of Voting:

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

Against the Motion: Councillors Maggio and Salvestro-Martin

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 FIT FOR THE FUTURE - OPINION OF UNITED SERVICES UNION

RESOLUTION: (Moved by Councillors Pendleton and Simon)

That the correspondence be received and noted.

Record of Voting:

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

Against the Motion: Councillors Maggio and Salvestro-Martin

2 FIT FOR THE FUTURE - CITY OF RYDE'S RESPONSE

RESOLUTION: (Moved by Councillors Pendleton and Salvestro-Martin)

That the correspondence be received and noted.

Record of Voting:

For the Motion: Unanimous

3 LOCAL GOVERNMENT REFORM - FIT FOR THE FUTURE

RESOLUTION: (Moved by Councillors Pendleton and Stott)

That the correspondence be received and noted.

Record of Voting:

For the Motion: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Pendleton, Salvestro-Martin, Simon, Stott and Yedelian OAM

Against the Motion: Councillor Maggio

NOTICES OF MOTION

1 WARD LOCATION ON RATES NOTICE - Councillor Jerome Laxale

Note: The Mayor, Councillor Pickering advised that the General Manager had confirmed that ward details will be printed on the next rate notice issued in July 2015.

As a result, this Notice of Motion was not formally considered by Council.

CLOSED SESSION

ITEM 10 - REQUEST FOR TENDER - COR-RFT-21/14 - DESIGN, SUPPLY AND INSTALLATION OF A STORMWATER QUALITY IMPROVEMENT DEVICE AT ARCHERS CREEK NEAR DEAKIN STREET, WEST RYDE

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

ITEM 11 - COR-EOI-01/14 - ESTABLISH A PANEL OF PREFERRED CONSULTANTS TO PROVIDE PROFESSIONAL SERVICES TO THE ASSESSMENT UNIT OF CITY OF RYDE

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 12 - ADVICE ON COURT ACTIONS

Confidential

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

RESOLUTION: (Moved by Councillors Simon and Pendleton)

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 9.33pm. The public and media left the chamber.

10 REQUEST FOR TENDER - COR-RFT-21/14 - DESIGN, SUPPLY AND INSTALLATION OF A STORMWATER QUALITY IMPROVEMENT DEVICE AT ARCHERS CREEK NEAR DEAKIN STREET, WEST RYDE

RECOMMENDATION: (Moved by Councillors Salvestro-Martin and Simon)

- (a) That Council accepts the tender from Rocktown Pty Limited for the design, supply and installation of a suitable Stormwater Quality Improvement Device (SQID) and associated stormwater construction works at Archers Creek near Deakin Street, West Ryde to the amount of \$149,961.50 as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Rocktown Pty Limited on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council advise all the respondents of Council's decision.

Record of Voting:

For the Motion: Unanimous

11 COR-EOI-01/14 - ESTABLISH A PANEL OF PREFERRED CONSULTANTS TO PROVIDE PROFESSIONAL SERVICES TO THE ASSESSMENT UNIT OF CITY OF RYDE

RECOMMENDATION: (Moved by Councillors Simon and Stott)

That Council accept the selected consultants and endorse the Panel of Preferred Consultants to provide professional services to the Assessment Unit subject to satisfactory performance for a period of 3 years.

Record of Voting:

For the Motion: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Pendleton, Salvestro-Martin, Simon, Stott and Yedelian OAM

Against the Motion: Councillor Maggio

12 ADVICE ON COURT ACTIONS

RECOMMENDATION: (Moved by Councillors Yedelian OAM and Stott)

That the report of the General Counsel be received.

Record of Voting:

For the Motion: Unanimous

OPEN SESSION

RESOLUTION: (Moved by Councillors Yedelian OAM and Salvestro-Martin)

That Council resolve itself into open Council.

Record of Voting:

For the Motion: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Pendleton, Salvestro-Martin, Simon, Stott and Yedelian OAM

Against the Motion: Councillor Maggio

Note: Open Council resumed at 9.55pm.

RESOLUTION: (Moved by Councillors Simon and Salvestro-Martin)

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: The Mayor, Councillor Pickering and Councillors Chung, Etmekdjian, Li, Pendleton, Simon, Stott and Yedelian OAM

Against the Motion: Councillors Maggio and Salvestro-Martin

NATIONAL ANTHEM

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

The meeting closed at 9.58pm.

CONFIRMED THIS 14TH DAY OF APRIL 2015

Chairperson