

**Meeting Date:** Tuesday 28 April 2015  
**Location:** Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde  
**Time:** 7.46pm

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

Note: Councillor Chung left the meeting at 10.49pm and did not return. He was not present for consideration or voting on Items 9 and 10, Precis of Correspondence 1 and 2, Notices of Motion 2, 3, 4 and 5 and Confidential Item 11.

**Apologies:** Councillor Salvestro-Martin.

**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 – Urban Planning, Manager – Asset Systems, Team Leader – Strategic Planning, Section Manager – Traffic, Transport and Development, Coordinator Digital Communications, Section Manager – Governance and Governance, Risk and Audit Coordinator.

### **PRAYER**

Pastor Stephen Cooper of the Eastwood Baptist Church was present and offered prayer prior to the commencement of the meeting.

### **DISCLOSURES OF INTEREST**

Councillor Maggio disclosed a Non-Pecuniary Interest in Item 5 – Planning Proposal – 366-372 Lane Cove Road, 124A, 126 Epping Road and 1 Paul Street North Ryde, for the reason that he has previously met the consultant on site and this meeting has been registered under the Lobbyist Policy.

Councillor Pendleton disclosed a Non-Pecuniary Interest in Item 2 – Minutes of the Planning and Environment Committee Meeting 5/15 held on 21 April 2015, for the reason that she has knowledge of both the proponent and objectors of Item 4 from the meeting (Development Application for 36 Samuel Street Ryde, LOT 27 DP 4826).

### **TABLING OF PETITIONS**

No Petitions were tabled.

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

The following persons addressed the Council:-

<b>Name</b>	<b>Topic</b>
Stephen Lowndes (representing Royal Rehab)	<b>Notice of Motion 1</b> – Return2Sport Corporate Cup 2015
Philip Drew (representing Bunnings Group Ltd)	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Scott Mackenzie	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Tina Stearn (representing the Manildra Group)	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Alaine Roff (representing Franpina Developments Pty Ltd)	<b>Item 5</b> – Planning Proposal – 366-372 Lane Cove Road, 124A, 126 Epping Road and 1 Paul Street, North Ryde
Janelle Brooks (representing Anthony and Janelle Brooks)	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Bruce Wilson (representing owners and tenants of 39-41 College Street and 33-37 College Street Factories)	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Lusik Babaian (representing Astrum Smash Repairs)	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Herbert Gattermeier (representing Bavaria Cars)	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Richard Williams	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Kate McFarlane	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Christopher Kearney	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Dominic De Giorgio (representing Franpina Developments Pty Ltd)	<b>Item 5</b> – Planning Proposal – 366-372 Lane Cove Road, 124A, 126 Epping Road and 1 Paul Street, North Ryde
Sarita Beukes	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Lesley Mathews	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)
Justin Kucic	<b>Item 4</b> – Planning Proposal – 461- 495 Victoria Road (Bunnings)

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

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

That the speakers who submitted a Request to Address Council on Item 3(2) – Installation of Defibrillation Units at Council Facilities from the report of the of the Works and Community Committee Meeting 5/15 held on 21 April 2015 and the speaker who submitted a late Request to Address Council on Item 3(2) – Installation of Defibrillation Units at Council Facilities from the report of the of the Works and Community Committee Meeting 5/15 held on 21 April 2015, be allowed to address the meeting, the time being 8.30pm.

**Record of Voting:**

For the Motion: Unanimous

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

The following persons then addressed the Council:-

<b>Name</b>	<b>Topic</b>
Anne Doring (representing Eastwood Ryde Netball Association)	<b>Item 3(2)</b> – Installation of Defibrillation Units at Council Facilities
Dominic De Giorgio	<b>Item 3(2)</b> – Installation of Defibrillation Units at Council Facilities
Kevin McSweeney	<b>Item 3(2)</b> – Installation of Defibrillation Units at Council Facilities
Vince Barbaro	<b>Item 3(2)</b> – Installation of Defibrillation Units at Council Facilities
Warren Price (representing Ryde Rugby)	<b>Item 3(2)</b> – Installation of Defibrillation Units at Council Facilities

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

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

That the speakers who submitted Requests to Address Council after the midday deadline be allowed to address the meeting, the time being 8.37pm.

**Record of Voting:**

For the Motion: Unanimous

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

The following persons then addressed the Council:-

<b>Name</b>	<b>Topic</b>
Alan Kallir	<b>Item 4</b> - Planning Proposal – 461- 495 Victoria Road (Bunnings)
Peter McFarlane	<b>Item 4</b> - Planning Proposal – 461- 495 Victoria Road (Bunnings)

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

The following persons addressed the Council:-

<b>Name</b>	<b>Topic</b>
Jim Harvey	Fees for Dinghy Storage in Ryde
Don McKinnon	Council’s Proposed Upgrade of Tennyson Park, Gladesville/Tennyson Point

**ORDER OF BUSINESS**

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

That Council now consider the following Items, the time being 8.53pm:

- Notice of Motion 1 – Return2Sport Corporate Cup 2015
- Item 4 – Planning Proposal – 461 - 495 Victoria Road (Bunnings)
- Item 5 – Planning Proposal – 366-372 Lane Cove Road, 124A, 126 Epping Road and 1 Paul Street, North Ryde
- Item 3(2) – Installation of Defibrillation Units at Council Facilities

**Record of Voting:**

For the Motion: Unanimous

**NOTICE OF MOTION**

- 1 RETURN2SPORT CORPORATE CUP 2015 – Friday, 8 May 2015 at Macquarie University Sports Fields - Deputy Mayor, Councillor Roy Maggio**

Note: Stephen Lowndes (representing Royal Rehab) addressed the meeting in relation to this Item.

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

- (a) That the General Manager seek expressions of interest from Council staff and Councillors who would like to participate in the Return2Sport Corporate Cup 2015.
- (b) That upon receipt of the minimum number of expressions of interest, Council then formally register a team in the Return2Sport Corporate Cup 2015.
- (c) That Council donate half of the registration fee, an amount of \$750.00 to be payable from the Mayor's Budget, with the remainder of the fees to be paid via player contributions.

**Record of Voting:**

For the Motion: Unanimous

**COUNCIL REPORTS**

**4 PLANNING PROPOSAL 461- 495 VICTORIA ROAD (BUNNINGS)**

Note: Philip Drew (representing Bunnings Group Ltd), Scott Mackenzie, Tina Stearn (representing the Manildra Group), Janelle Brooks (representing Anthony and Janelle Brooks), Bruce Wilson (representing owners and tenants of 39-41 College Street and 33-37 College Street Factories), Lusik Babaian (representing Astrum Smash Repairs), Herbert Gattermeier (representing Bavaria Cars), Richard Williams, Kate McFarlane, Christopher Kearney, Sarita Beukes, Lesley Mathews, Justin Kucic, Alan Kallir and Peter McFarlane addressed the meeting in relation to this Item.

**RESOLUTION:** (Moved by Councillors Chung and Maggio)

- (a) That Council exercise the delegation issued by the Minister for Planning and Infrastructure to make the planning proposal to amend the land use zone applicable to 461-495 Victoria Road from IN2 Light Industrial to B5 Business Development and the permissible height under Ryde Local Environmental Plan (LEP) 2014 applicable to the site from 10m to RL63, RL52 and RL 42 (stepping down from 12-15m on Victoria Road to approximately 7-17m on College Street).
- (b) That in making the LEP amendment Council will adjust the exhibited map site boundaries to reflect the Victoria Road widening in accordance with recent subdivision approval to create LOT 300 DP 1194688, 461-495 Victoria Road, Gladesville.

- (c) That Council adopt the following for inclusion in the Bunnings Gladesville Traffic and Parking Study:
- i. Trial full closure of College St to be implemented prior to Bunnings commencing construction (at no cost to council by Bunnings). The trial shall be reviewed after 12 months of operation of the Bunnings store and the results reported back to Council at that time. The applicant shall cover the full cost of the traffic review, surveys and any supporting technical studies
  - ii. Cressy Rd carriageway widening to be implemented prior to Bunnings commencing operations (at no cost to council by Bunnings)
  - iii. Cressy Rd (eastern side) full width footpath and safety fence from Victoria Rd corner to Holy Cross College entry to be implemented prior to Bunnings commencing operations (at no cost to council by Bunnings)
  - iv. Tennyson Road and Frank Street site access to be implemented at stage 1 and operable on commencement of Bunnings operations (at no cost to council by Bunnings)
  - v. Traffic signals changes and site access at Tennyson Rd to be implemented prior to Bunnings commencing operations (at no cost to council by Bunnings)
  - vi. Pedestrian and road safety audit and management plan be prepared that considers the high probability that parents will park at Bunnings to pick up school children or for access to sporting fields (at no cost to council by Bunnings) and also to consider the impact of the two proposed child care centres in that location
  - vii. A parking optimisation plan for Frank Street and College Street between Frank Street and Orient Street be prepared to counteract any loss of parking due to the Bunnings development and implemented (at no cost to council by Bunnings)
  - viii. Roundabout at Monash/Buffalo Road intersection.
  - ix. Detailed study into the impacts of a right hand turn at Westminster Street and a right hand turn ban during the evening peak at Jordan Street from Victoria Road (at no cost to council - developer funded)
  - x. Detailed study into the traffic and parking impacts be undertaken for any proposed rezoning that includes land use changes and increased densities for sites adjoining Tennyson Road. The aforementioned traffic and parking impact study is to be modelled on the Bunnings Gladesville Traffic and Parking Impact Study in terms of its scope and deliverables. (at no cost to Council – developer funded).
  - xi. An additional traffic and parking study, as detailed in part (x) above, be undertaken for the area bounded by Pittwater Road to Monash Road and Ryde Road to Victoria Road. (at no cost to Council – developer funded).

- (d) That a Roundabout at Monash/Buffalo Road intersection be included in the 2016/2017 City of Ryde Delivery Plan with the funds drawn from the Section 94 reserve.
- (e) That Council refer the following matters to the Traffic Committee for consideration:
  - i. Speed management for the area bounded by Cressy, Pittwater, Higginbotham and Victoria Roads
  - ii. Parking optimisation for Eltham Street
- (f) That Council adopt a site specific Development Control Plan for 461-495 Victoria Road Gladesville amended in accordance with the above changes in the Bunnings Gladesville Traffic and Parking Study.
- (g) That Council delegate the General Manager to make amendment to the site specific Development Control Plan for 461-495 Victoria Road Gladesville to implement Council's resolutions prior to notifying the plan in accordance with the Environmental Planning and Assessment Act.
- (h) That Council notify all community members who made a submission regarding the planning proposal of the outcomes and thank them for taking the time to become involved in local planning.

**Record of Voting:**

For the Motion: Unanimous

**5 PLANNING PROPOSAL - 366 - 372 LANE COVE ROAD, 124A, 126 EPPING ROAD AND 1 PAUL STREET, NORTH RYDE**

Note: Alaine Roff (representing Franpina Developments Pty Ltd) and Dominic De Giorgio (representing Franpina Developments Pty Ltd) addressed the meeting in relation to this Item.

Note: Councillor Maggio disclosed a Non-Pecuniary Interest in this Item, for the reason that he has previously met the consultant on site and this meeting has been registered under the Lobbyist Policy.

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

That Council does not support the Planning Proposal for 366 – 372 Lane Cove Road , 124A and 126 Epping Road and 1 Paul Street, North Ryde proceeding to a Gateway determination on the grounds that:

- i. The planning proposal will result in the intensification of development on the land at the scale proposed would significantly exacerbate existing traffic safety and amenity concerns in Lane Cove Road, in the Epping Road westbound on-ramp and in Paul Street.

- ii. The proposal would give rise to traffic generation and access constraints that would detrimentally impact on existing and future resident and the local road network
- iii. The proposal pre-empts the development of a North Subregional Plan required under the State Governments *A Plan for Growing Sydney*. The longer term future for Macquarie Park should be guided by A Plan for Growing Sydney and a subregional growth and infrastructure plan developed in consultation with the community, State agencies and Council.
- iv. The PP does not represent the orderly development of land in the area as no consideration has been made as to how the area as a whole is to be developed and what are appropriate controls to ensure consistent and appropriate interface with adjoining land.
- v. The PP would represent an adhoc rezoning resulting in a precedent being set, where there has been an increase in density without a comprehensive assessment and delivery of the necessary infrastructure e.g. schools, open space, road network.
- vi. The proposal is inconsistent with strategic direction of the Ryde LEP 2014 which zones the site and adjoining land for low density residential development.
- vii. The proposed development would be incompatible with Ryde Local Environmental Plan 2014 R2 Residential Low Density objectives and out of character with the surrounding residential area
- viii. The proposed density of development and built form controls are not appropriate in the locality i.e. a low density residential area due to the amenity impacts on the adjoining low density residential areas as a result of noise and disturbance, overlooking and visual intrusion.

**AMENDMENT:** (Moved by Councillors Maggio and Stott)

Despite Council's refusal of the planning proposal, Council recognises the merits of the implementation of a development along the lines of the concept design submitted with the planning proposal, but Council does not believe that it has a mandate from the community to approve the planning proposal at this time.

On being put to the Meeting, the voting on the Amendment was three (3) For and eight (8) Against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

**Record of Voting:**

For the Amendment: Councillors Etmekdjian, Maggio and Stott

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



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

That Council does not support the Planning Proposal for 366 – 372 Lane Cove Road , 124A and 126 Epping Road and 1 Paul Street, North Ryde proceeding to a Gateway determination on the grounds that:

- i. The planning proposal will result in the intensification of development on the land at the scale proposed would significantly exacerbate existing traffic safety and amenity concerns in Lane Cove Road, in the Epping Road westbound on-ramp and in Paul Street.
- ii. The proposal would give rise to traffic generation and access constraints that would detrimentally impact on existing and future resident and the local road network
- iii. The proposal pre-empts the development of a North Subregional Plan required under the State Governments *A Plan for Growing Sydney*. The longer term future for Macquarie Park should be guided by A Plan for Growing Sydney and a subregional growth and infrastructure plan developed in consultation with the community, State agencies and Council.
- iv. The PP does not represent the orderly development of land in the area as no consideration has been made as to how the area as a whole is to be developed and what are appropriate controls to ensure consistent and appropriate interface with adjoining land.
- v. The PP would represent an adhoc rezoning resulting in a precedent being set, where there has been an increase in density without a comprehensive assessment and delivery of the necessary infrastructure e.g. schools, open space, road network.
- vi. The proposal is inconsistent with strategic direction of the Ryde LEP 2014 which zones the site and adjoining land for low density residential development.
- vii. The proposed development would be incompatible with Ryde Local Environmental Plan 2014 R2 Residential Low Density objectives and out of character with the surrounding residential area
- viii. The proposed density of development and built form controls are not appropriate in the locality i.e. a low density residential area due to the amenity impacts on the adjoining low density residential areas as a result of noise and disturbance, overlooking and visual intrusion.

**Record of Voting:**

For the Motion: Unanimous

**3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 5/15 held on 21 April 2015**

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

That Council determine Item 2 of the Works and Community Committee report 5/15, held on 21 April 2015 noting that Items 1, 3, 4, 5 and 6 were dealt with by the Committee within its delegated powers.

**Record of Voting:**

For the Motion: Unanimous

**2 INSTALLATION OF DEFIBRILLATION UNITS AT COUNCIL FACILITIES**

Note: Anne Doring (representing Eastwood Ryde Netball Association), Dominic De Giorgio, Kevin McSweeney, Vince Barbaro and Warren Price (representing Ryde Rugby) addressed the meeting in relation to this Item.

Note: A submission received from Elizabeth Lawrence (representing the NWSWF Committee) was tabled in relation to this Item and a copy is ON FILE.

**RESOLUTION:** (Moved by Councillors Maggio and Stott)

- (a) That the City of Ryde endorse the donation of 5 defibrillator units and request Remember Mike and Save a life install them in the following locations:
- Meadowbank Park – ERNA
  - Morrison Bay Canteen – Sharks/Putney Rangers
  - Ryde Park – Ryde Rugby
  - ELS Hall Canteen – Panthers and Koalas
  - Christie Park – GHFA
- (b) That Council thank the “Remember Mike and Save a Life” Committee for its offer.
- (c) That Council facilitate the use of these AEDs under the current hire agreement, license or lease, where the responsibility of the AEDs becomes that of the user group.
- (d) That Council facilitate the further roll out of defibrillators with community and sporting groups in conjunction with “Remember Mike and Save a Life” to realise the potential for wider access to these units at these and other locations.
- (e) That a face to face training program be facilitated by Remember Mike and Save a Life for sporting groups in Ryde.

**Record of Voting:**

For the Motion: Unanimous

**MAYORAL MINUTES**

**MM3/15 100<sup>th</sup> CENTENARY – ANZAC DAY TRIBUTE – The Mayor, Councillor Bill Pickering**

**RESOLUTION:** (Moved by The Mayor, Councillor Pickering and Councillor Yedelian OAM)

That Council endorse the Mayor providing a letter of thanks to the relevant Council officers and members of the Centenary of ANZAC and Commemoration of World War 1 Committee involved in making the Centenary of ANZAC program of events a success.

**Record of Voting:**

For the Motion: Unanimous

**MATTER OF URGENCY**

Councillor Perram advised that he wished to raise a Matter of Urgency regarding the maintenance of Eastwood Plaza.

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

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

That Council consider a Matter of Urgency regarding the maintenance of Eastwood Plaza, the time being 9.45pm.

**Record of Voting:**

For the Motion: Unanimous

**MATTER OF URGENCY – MAINTENANCE OF EASTWOOD PLAZA**

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

That Council replace the two box elder maple trees (with trees of the same species) that have died and been removed from Eastwood Plaza, one at the eastern end and one at the western end.

**Record of Voting:**

For the Motion: Unanimous

### **MATTER OF URGENCY**

Councillor Maggio advised that he wished to raise a Matter of Urgency regarding dangerous trees.

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

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

That Council consider a Matter of Urgency regarding dangerous trees, the time being 9.50pm.

### **Record of Voting:**

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

Against the Motion: Councillor Li

### **MATTER OF URGENCY – DANGEROUS TREES**

**MOTION:** (Moved by Councillors Maggio and Yedelian OAM)

- (a) That as a result of the recent storms and the significant damaged caused by the fallen trees, Council are urged to prepare a report which detailed properties and public land spaces where there has been a reported case of a fallen tree.
- (b) That the report identifies any severe damage and relevant history where tree removal has been refused by Council officers.
- (c) That Council note the recent weather patterns and ensure that the current review simplifies the tree application process requirements for residents and minimise the 'red tape' in the interest of upholding safety. This includes a modification of the 4 stage process in favour of a more streamlined process for the removal of dangerous trees.
- (d) That Council develop a risk-based policy to mitigate harm to property and life. This includes incorporating an exemption distance of greater than 3m where there is an obvious potential risk to property damage and human safety, which will minimise Council's exposure of litigation in relation to tree matters.
- (e) That Council request a summary of tree incidents from the SES during the recent weather to gain an accurate scope of issues pertaining to dangerous trees which will provide the basis to the necessary policy amendments.

On being put to the Meeting, the voting on the Motion was three (3) For and eight (8) Against. The Motion was **LOST**.

**Record of Voting:**

For the Motion: Councillors Laxale, Maggio and Perram

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

**MATTER OF URGENCY**

Councillor Maggio advised that he wished to raise a Matter of Urgency regarding Parking and Access at Sager Place, East Ryde.

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

**RESOLUTION:** (Moved by Councillors Maggio and Chung)

That Council consider a Matter of Urgency regarding Parking and Access at Sager Place, East Ryde, the time being 10.09pm.

**Record of Voting:**

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

Against the Motion: Councillor Li

**MATTER OF URGENCY – PARKING AND ACCESS AT SAGER PLACE, EAST RYDE**

**MOTION:** (Moved by Councillors Maggio and Yedelian OAM)

That the General Manager facilitate an urgent meeting with business owners at Sager Place, East Ryde to explore options to resolve access and parking issues (arising from the town centre upgrade works) that are impacting on local businesses and the community.

On being put to the Meeting, the voting on the Motion was one (1) For and ten (10) Against. The Motion was **LOST**.

**Record of Voting:**

For the Motion: Councillor Maggio

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

## **COUNCIL REPORTS**

### **1 CONFIRMATION OF MINUTES - Council Meeting held on 14 April 2015**

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

That the Minutes of the Council Meeting 6/15, held on 14 April 2015 be confirmed.

**Record of Voting:**

For the Motion: Unanimous

### **2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 5/15 held on 21 April 2015**

Note: Councillor Pendleton disclosed a Non-Pecuniary Interest in this Item – Minutes of the Planning and Environment Committee Meeting 5/15 held on 21 April 2015, for the reason that she has knowledge of both the proponent and objectors of Item 4 from the meeting (Development Application for 36 Samuel Street Ryde, LOT 27 DP 4826).

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

That Council note that all Items of the Planning and Environment Committee Meeting 5/15 held on 21 April 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 5/15 held on 21 April 2015**

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

### **4 PLANNING PROPOSAL 461- 495 VICTORIA ROAD (BUNNINGS)**

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

### **5 PLANNING PROPOSAL - 366 - 372 LANE COVE ROAD, 124A, 126 EPPING ROAD AND 1 PAUL STREET, NORTH RYDE**

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

## 6 TOP RYDER COMMUNITY BUS

Note: A Memorandum from the Manager – Environment, Health and Building dated 28 April 2015 was tabled in relation to this Item and a copy is ON FILE.

**MOTION:** (Moved by Councillors Yedelian and Li)

- (a) That Council continue the current operating level (4 days per week) of the Top Ryder Community Bus Service for a further 12 months to 30 June 2016 at the cost of \$150,000 (subject to indexation).
- (b) That funding be provided using \$75,000 from Council's Domestic Waste Levy and \$75,000 from general revenue to deliver the service in 2015/16.
- (c) That in the event additional funding is received from external sources (either sponsorship, advertising, or fee for service), the funding required from General Revenue be decreased for the 2015/16 year accordingly.
- (d) That the name of the Top Ryder Community Bus Service be changed to the Shop Ryder Community Bus for the 2015/16 operating year.

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

- (a) That Council restore the previous operating level (6 days per week) of the Top Ryder Community Bus Service for a further 24 months to 30 June 2016 at the cost of \$300,000 (subject to indexation).
- (b) That funding be provided using \$150,000 from Council's Domestic Waste Levy and \$150,000 from general revenue to deliver the service in 2015/16.
- (c) That in the event additional funding is received from external sources (either sponsorship, advertising, or fee for service), the funding required from General Revenue be decreased for the 2015/16 year accordingly.
- (d) That the name of the Top Ryder Community Bus Service be changed to the Shop Ryder Community Bus for the 2015/16 operating year.
- (e) That in lieu of the new Executive Officer position outlined in Item 7, the General Manager use the \$100,000 to restore the Top Ryder to a 6 day a week service for the next 2 financial years.

On being put to the Meeting, the voting on the Amendment was two (2) For and nine (9) Against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

**Record of Voting:**

For the Amendment: Councillors Laxale and Simon

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

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

- (a) That Council continue the current operating level (4 days per week) of the Top Ryder Community Bus Service for a further 12 months to 30 June 2016 at the cost of \$150,000 (subject to indexation).
- (b) That funding be provided using \$75,000 from Council's Domestic Waste Levy and \$75,000 from general revenue to deliver the service in 2015/16.
- (c) That in the event additional funding is received from external sources (either sponsorship, advertising, or fee for service), the funding required from General Revenue be decreased for the 2015/16 year accordingly.
- (d) That the name of the Top Ryder Community Bus Service be changed to the Shop Ryder Community Bus for the 2015/16 operating year

**Record of Voting:**

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

Against the Motion: Councillors Pendleton and Perram

**7 DRAFT FOUR YEAR DELIVERY PLAN 2015/2019 INCLUDING ONE YEAR OPERATIONAL PLAN 2015/2016**

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

- (a) That Council, pursuant to Section 404 & 405 of the Local Government Act 1993, endorse the document titled "Draft Four-Year Delivery Plan 2015/2019 including One-Year Operational Plan 2015/2016", inclusive of the 2015/2016 Draft Budget, Fees and Charges and Capital Works Program, as its Draft Four-Year Delivery Plan 2015/2019 including One-Year Operational Plan 2015/2016 of the City of Ryde and as amended, as detailed in this report.
- (b) That the Draft Four-Year Delivery Plan 2015/2019 including One-Year Operational Plan 2015/2016 be publicly exhibited for a period of not less than 28 days from 6 May 2015 to 3 June 2015.



- (c) That following the public exhibition period detailed in part (b), Council consider all public submissions at its meeting to be held on Tuesday, 9 June 2015 prior to formally adopting its Four-Year Delivery Plan 2015/2019 including the One-Year Operational Plan 2015/2016.
- (d) That Council endorse the inclusion of the additional expenditure of \$519,000, arising from Council's requests, as detailed in this report.

**Record of Voting:**

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

Against the Motion: Councillors Laxale, Pendleton, Perram and Simon

**8 INVESTMENT REPORT - March 2015**

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

That Council endorse the report of the Chief Financial Officer dated 7 April 2015 on Investment Report – March 2015.

**Record of Voting:**

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

Against the Motion: Councillor Pendleton

Note: Councillor Chung left the meeting at 10.49pm and did not return.

**9 VOLUNTARY PLANNING AGREEMENT POLICY REVIEW**

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

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

- (a) That Council endorse the City of Ryde draft Voluntary Planning Agreements Policy and relevant attachments for public exhibition for a period of 28 days.
- (b) That the outcomes of the public exhibition of the City of Ryde draft Voluntary Planning Agreements Policy be reported to Council.

**Record of Voting:**

For the Motion: Unanimous

## **10 REPORTS DUE TO COUNCIL**

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

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

That the report on Outstanding Council Reports be endorsed.

**Record of Voting:**

For the Motion: Unanimous

## **PRECIS OF CORRESPONDENCE FOR CONSIDERATION**

### **1 PROPOSAL DEVELOPMENT FOR GLADESVILLE SHOPPING VILLAGE - BRIEFING BY HUNTER'S HILL COUNCIL**

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

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

That the correspondence be received and noted.

**Record of Voting:**

For the Motion: Unanimous

## **LATE PRECIS OF CORRESPONDENCE FOR CONSIDERATION**

### **2 DELIVERING LOCAL GOVERNMENT REFORM**

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

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

That the correspondence be received and noted.

**Record of Voting:**

For the Motion: Unanimous

## **NOTICES OF MOTION**

### **1 RETURN2SPORT CORPORATE CUP 2015 – Friday, 8 May 2015 at Macquarie University Sports Fields - Deputy Mayor, Councillor Roy Maggio**

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

## **2 EASTWOOD RYDE NETBALL ASSOCIATION (ERNA) - State Age Division 2 Championships - June 2015 - Deputy Mayor, Councillor Roy Maggio**

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

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

As previously reported to Council, the Eastwood Ryde Netball Association (ERNA) is hosting this year's State Age Division 2 Championships in June 2015. The event is organised by Netball NSW and is open to all NSW Netball Associations representative teams. The Mayor and Councillors will be invited to the official opening of the event.

Council is working closely with ERNA and Netball NSW on this event including upgrades and maintenance on the building and grounds. In recognition of Council's relationship with the Association (including previous and ongoing financial assistance) I move:

- (a) That Council contribute from the Mayor's Budget towards the cost of hosting the official morning tea and welcome to delegates; and
- (b) That Council provide the Association with appropriate City of Ryde banners to be erected and displayed at the grounds during the 3 days of the Championships.

**Record of Voting:**

For the Motion: Unanimous

## **3 EASTWOOD MURAL - Deputy Mayor, Councillor Roy Maggio**

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

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

- (a) That the General Manager, through the Eastwood and West Ryde Events and Promotions Committee, facilitate a meeting with the Ryde Community Forum to explore the options for the creation of a Community Mural on the Eastwood Library wall as part of Moon Festival in September 2015.
- (b) That the recommendations of the meeting be reported to Council prior to any action being taken in respect to creation of any mural.

**Record of Voting:**

For the Motion: Unanimous

**4 MONASH PARK SHADE SAIL - Deputy Mayor, Councillor Roy Maggio**

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

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

- (a) That Council note the urgent need to install a shade sail at Monash Park at the intersection of Monash and Ryde Roads.
- (b) That Council note that a grant application has been lodged with the Cancer Institute of NSW for the provision of \$25,000 in funding to cover the costs of fabrication and installation of a shade sail at the Park.

**Record of Voting:**

For the Motion: Unanimous

**5 MEMBERSHIP FOR THE SPORT AND RECREATION WHEELED SPORTS ADVISORY COMMITTEE - Deputy Mayor, Councillor Roy Maggio**

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

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

That Council accept Jason Cowland to be a member on the Ryde Council Sports Advisory Committee.

Jason is a local resident and has extensive knowledge in sports management and as a volunteer his involvement includes:-

- A vast sporting history as a participant in many sports and on multiple committees over a number of years.
- The Australian President of the sport called Floorball, a large European participation sport with world championships and full IOC recognition.
- Developed and documented the Australian Strategy, called Power Play 2024, which received international endorsement.
- Worked collaboratively with all the States and international countries.
- Worked extensively with clubs on building strategic plans and models for sustainable grow and budget management.
- Proactively worked with a committee and guidance from the ASC to model the strategic plan with implementation over the last 12 months with great success and goals aligned to the ASC.
- Initiated the first true corporate partner to sport.
- A wealth of knowledge in Sports strategic management.
- Has interest in facilitating in a sports development strategic plan.

- Has a sound understanding of strategic partnerships.
- Has a sound understanding of property transactions and commitments on property facilities, including sporting venues.

**Record of Voting:**

For the Motion: Unanimous

**CLOSED SESSION**

**ITEM 11 - 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.

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

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

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

**Record of Voting:**

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

Against the Motion: Councillor Yedelian OAM

Note: The Council closed the meeting at 10.59pm. The public and media left the chamber.

**11 ADVICE ON COURT ACTIONS**

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

**RECOMMENDATION:** (Moved by Councillors Stott and Perram)

That the report of the General Counsel be received.

**Record of Voting:**

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

Against the Motion: Councillor Maggio

**OPEN SESSION**

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

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

That Council resolve itself into open Council.

**Record of Voting:**

For the Motion: Unanimous

Note: Open Council resumed at 11.05pm.

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

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

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 11.08pm.

CONFIRMED THIS 12TH DAY OF MAY 2015

Chairperson