

**Meeting Date:** Tuesday 22 November 2016  
**Location:** Council Chambers, Level 1A, 1 Pope Street, Ryde  
**Time:** 7.05pm

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

**Apologies:** Councillors Salvestro-Martin and Simon.

**Leave of Absence:** Nil.

**Staff Present:** Acting General Manager, Acting Chief Operating Officer, Acting Director – Corporate and Community Services, Acting Director – City Strategy and Planning, Director – City Works and Infrastructure, General Counsel, Acting Chief Financial Officer, Acting Manager – Communications, Customer Service and Events, Executive Officer – Ryde Civic Hub, Senior Coordinator – Parks and Recreation, Senior Coordinator – Traffic, Transport and Development, Senior Coordinator – Governance and Administration Officer – Councillor Support.

### **PRAYER**

Reverend Nicholas Fried of the Eastwood Uniting Church was present and offered prayer prior to the commencement of the meeting.

### **DISCLOSURES OF INTEREST**

Councillor Pendleton disclosed a Less than Significant Non-Pecuniary Interest in Item 2(3) – 6 and 10 Clermont Avenue and 7, 8 and 9 Jennifer Street, Ryde (LDA2016/0051) for the reason that some of the people who have made submissions are known to her.

Councillor Pendleton disclosed a Less than Significant Non-Pecuniary Interest in Item 3 – Report of the Ryde Civic Hub Committee Meeting 9/16 held on 8 November 2016 for the reason that her continued and consistent opposition to the sale/redevelopment of the Civic Centre public land with the inclusion of high rise residential development is consistent with her core commitment made to the electorate at the 2012 elections.

### **TABLING OF PETITONS**

No Petitions were tabled.

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

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

That the speakers who submitted a Request to Address Council on Items Listed on the Agenda on an Item previously considered by the Planning and Environment Committee Meeting 9/16 held on 8 November 2016 be allowed to address the meeting, the time being 7.12pm.

**Record of Voting:**

For the Motion: Unanimous

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

The following persons then addressed the Council:-

Name	Topic
Tina Catalano	<b>Item 2(3)</b> – 6 and 10 Clermont Avenue and 7, 8 and 9 Jennifer Street, Ryde – LDA2016/0051
Lyn Page	<b>Item 2(3)</b> – 6 and 10 Clermont Avenue and 7, 8 and 9 Jennifer Street, Ryde – LDA2016/0051
James Brooks	<b>Item 2(3)</b> – 6 and 10 Clermont Avenue and 7, 8 and 9 Jennifer Street, Ryde – LDA2016/0051

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

No addresses were made to Council.

**ORDER OF BUSINESS**

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

That Council now consider the following Item, the time being 7.24pm:-

- **Item 2(3)** – 6 and 10 Clermont Avenue and 7, 8 and 9 Jennifer Street, Ryde - LDA2016/0051.

**Record of Voting:**

For the Motion: Unanimous

## **COUNCIL REPORT**

### **2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 9/16 held on 8 November 2016**

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

That Council determine Item 3 of the Planning and Environment Committee report 9/16, held on 8 November 2016 noting that Items 1, 2 and 4 were dealt with by the Committee within its delegated powers.

**Record of Voting:**

For the Motion: Unanimous

### **3 6 AND 10 CLERMONT AVENUE AND 7, 8 AND 9 JENNIFER STREET, RYDE - LOT Y & X IN DP 418160 AND LOTS 7, 8 & 9 DP 28069. Development Application – Demolition including tree removal; staged construction of seniors housing development comprising a residential care facility and in-fill self-care housing over basement parking. LDA2016/0051.**

Note: Councillor Pendleton disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that some of the people who have made submissions are known to her.

Note: Tina Catalano, Lyn Page and James Brooks addressed the meeting in relation to this Item.

Note: A Memorandum from the Acting Director – City Strategy and Planning dated 17 November 2016 was tabled in relation to this Item and a copy is ON FILE.

Note: Documentation and two (2) photographs from Tina Catalano were tabled in relation to this Item and a copy is ON FILE.

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

That consideration of this matter be deferred until either the next Planning and Environment Committee Meeting or the first Planning and Environment Committee Meeting in 2017 to allow for a mediation to occur between the applicant and the objectors who addressed the Planning and Environment Committee Meeting on the 8 November 2016.

**Record of Voting:**

For the Motion: Unanimous

## **MAYORAL MINUTES**

### **MM19/16 WEST RYDE TOWN CENTRE – CURRENT ISSUES AND FUTURE INITIATIVES**

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

- (a) That Council endorse a meeting prior to Friday, 2 December 2016 between The Mayor, interested Councillors, senior staff of the City of Ryde and representatives from West Ryde Chamber of Commerce, Coles and Woolworths West Ryde to discuss current issues and future initiatives for the West Ryde Town Centre.
- (b) That a further report on the agreed outcomes from the meeting be provided to Council at its meeting on 13 December 2016.

#### **Record of Voting:**

For the Motion: Unanimous

## **COUNCIL REPORTS**

### **1 CONFIRMATION OF MINUTES - Council Meeting held on 25 October 2016**

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

That the Minutes of the Council Meeting 12/16, held on 25 October 2016 be confirmed.

#### **Record of Voting:**

For the Motion: Unanimous

### **2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING 9/16 held on 8 November 2016**

- 3 6 AND 10 CLERMONT AVENUE AND 7, 8 AND 9 JENNIFER STREET, RYDE - LOT Y & X IN DP 418160 AND LOTS 7, 8 & 9 DP 28069. Development Application – Demolition including tree removal; staged construction of seniors housing development comprising a residential care facility and in-fill self-care housing over basement parking. LDA2016/0051.**

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

**3 REPORT OF THE RYDE CIVIC HUB COMMITTEE MEETING 9/16 held on 8 November 2016**

Note: Councillor Pendleton disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that her continued and consistent opposition to the sale/redevelopment of the Civic Centre public land with the inclusion of high rise residential development is consistent with her core commitment made to the electorate at the 2012 elections.

Note: Councillor Li left the meeting at 8.04pm and was not present for consideration or voting on this Item.

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

That Council determine all Items 1 and 2 of the Ryde Civic Hub Committee Meeting 9/16, held on 8 November 2016 in accordance with the Ryde Civic Hub Committee Terms of Reference.

**Record of Voting:**

For the Motion: Unanimous

**1 CONFIRMATION OF MINUTES - Ryde Civic Hub Committee Meeting held on 11 October 2016**

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

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

That the Minutes of the Ryde Civic Hub Committee 8/16, held on 11 October 2016, be confirmed.

**Record of Voting:**

For the Motion: Unanimous

Note: Councillor Li returned to the meeting at 8.07pm.

**2 RYDE CIVIC HUB INTERNATIONAL DESIGN COMPETITION STATUS REPORT 13 (NOVEMBER 2016)**

Note: A Memorandum from the Acting Chief Operating Officer dated 18 November 2016 was tabled in relation to this Item and a copy is ON FILE.

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

- (a) That the Ryde Civic Hub Committee receives and notes the content of the Status Report 13 (November 2016), subject to the economic analysis being undertaken in relation to the car parking.
- (b) That the Ryde Civic Hub Committee notes and accepts the outcome of the public voting for the Ryde Civic Hub Naming Campaign.
- (c) That the Ryde Civic Hub Committee accepts the public announcement on Council's website on 9 November 2016, of the most popular name for the Civic Hub Site, identified in the Ryde Civic Hub Naming Campaign, including the names of the ten gift card winners.
- (d) That Council adopt the name 'Ryde Central' for the Ryde Civic Hub site, which was voted by the public as the most popular name from the recent Ryde Civic Hub Naming Competition.
- (e) That Council delegate authority to the Acting General Manager, to formally secure the name of the Ryde Civic Hub site as "Ryde Central" with the Geographical Names Board of New South Wales.

**Record of Voting:**

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

Against the Motion: Councillor Pendleton

**4 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 9/16 held on 15 November 2016**

Note: Councillor Yedelian OAM left the meeting at 8.13pm and was not present for consideration or voting on this Item.

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

That Council determine Items 4, 5 and 8(h) of the Works and Community Committee report 9/16, held on 15 November 2016 noting that Items 1, 2, 3, 6, 7 and 8(a), 8(b), 8(c), 8(d), 8(e), 8(f), 8(g) and 8(i) and 9 were dealt with by the Committee within its delegated powers.

**Record of Voting:**

For the Motion: Unanimous

Note: Councillor Yedelian OAM returned to the meeting at 8.15pm.

**4 CONCEPT DESIGN FOR SHARED USE PATHWAY - Shrimptons Creek to Blaxland Road, Eastwood**

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

That this matter be referred to the Bicycle Advisory Committee for further consideration and then reported back to the Works and Community Committee.

**Record of Voting:**

For the Motion: Unanimous

**5 USER GROUP CONTRIBUTIONS - SYNTHETIC SPORTS SURFACE IMPLEMENTATION PLAN**

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

- (a) That Council accept the financial contributions made for the construction of synthetic sports surfaces in the City of Ryde by the community sporting groups as detailed in this report.
- (b) That a total amount of \$375,000 made up of these contributions, as detailed in part (a), be added to the Synthetic Surfaces Expansion Program and be consolidated in the next quarterly review.
- (c) That future field allocation for the synthetic surfaces at ELS Hall Park Field 1 and Christie Park Field 1 and 2 is managed in accordance with Council's existing Sportsground Allocation Policy and consistent with the Christie Park Memorandum of Understanding where applicable.
- (d) That Council staff continue to explore further funding contribution options for this project and consider a more fair and equitable funding model for future projects.
- (e) That Council as part of its annual grounds allocation also includes the collection of the club or association financial statements.
- (f) That a further report be provided back to Council on the shared allocation arrangements of the soon to be completed synthetic surfaces.

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

- (a) That Council accept the financial contributions made for the construction of synthetic sports surfaces in the City of Ryde by the community sporting groups as detailed in this report.

- (b) That a total amount of \$375,000 made up of these contributions, as detailed in part (a), be added to the Synthetic Surfaces Expansion Program and be consolidated in the next quarterly review.
- (c) That future field allocation for the synthetic surfaces at ELS Hall Park Field 1 and Christie Park Field 1 and 2 is managed in accordance with Council's existing Sportsground Allocation Policy and consistent with the Christie Park Memorandum of Understanding.
- (d) That Council staff continue to explore further funding contribution options for this project.

On being put to the Meeting, the voting on the Amendment was one (1) for and eight (8) against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

**Record of Voting:**

For the Amendment: Councillor Laxale

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

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

- (a) That Council accept the financial contributions made for the construction of synthetic sports surfaces in the City of Ryde by the community sporting groups as detailed in this report.
- (b) That a total amount of \$375,000 made up of these contributions, as detailed in part (a), be added to the Synthetic Surfaces Expansion Program and be consolidated in the next quarterly review.
- (c) That future field allocation for the synthetic surfaces at ELS Hall Park Field 1 and Christie Park Field 1 and 2 is managed in accordance with Council's existing Sportsground Allocation Policy and consistent with the Christie Park Memorandum of Understanding where applicable.
- (d) That Council staff continue to explore further funding contribution options for this project and consider a more fair and equitable funding model for future projects.
- (e) That Council as part of its annual grounds allocation also includes the collection of the club or association financial statements.
- (f) That a further report be provided back to Council on the shared allocation arrangements of the soon to be completed synthetic surfaces.



**Record of Voting:**

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

Against the Motion: Councillor Laxale

**8 TRAFFIC AND PARKING MATTERS PRESENTED TO THE RYDE TRAFFIC COMMITTEE MEETING HELD ON 15 SEPTEMBER 2016**

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

- (h) (i) That Council installs delineated linemarking on driveways along the full length of both sides of Sobraon Road, Marsfield to help improve access.
- (ii) That a further review of this solution be undertaken in 12 months time and be reported back to the Works and Community Committee for its consideration.

**Record of Voting:**

For the Motion: Unanimous

**5 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 9/16 held on 15 November 2016**

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

That Council determine all Items 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 of the Finance and Governance Committee Meeting 9/16, held on 15 November 2016 in accordance with the Finance and Governance Committee Terms of Reference.

**Record of Voting:**

For the Motion: Unanimous

**1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 20 September 2016**

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

That the Minutes of the Finance and Governance Committee 8/16, held on 20 September 2016, be confirmed.

**Record of Voting:**

For the Motion: Unanimous

**2 INVESTMENT REPORT - September 2016**

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

- (a) That Council endorse the report of the Acting Chief Financial Officer dated 1 October 2016 on Investment Report – September 2016.
- (b) That Council invite its investment advisor to the next Finance and Governance Committee Meeting to further explain Council's investment returns and benchmark.

**Record of Voting:**

For the Motion: Unanimous

**3 INVESTMENT REPORT - October 2016**

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

- (a) That Council endorse the report of the Acting Chief Financial Officer dated 1 October 2016 on Investment Report – October 2016.
- (b) That Council invite its investment advisor to the next Finance and Governance Committee Meeting to further explain Council's investment returns and benchmark.

**Record of Voting:**

For the Motion: Unanimous

**4 SEPTEMBER QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2016-2020 AND 2016/2017 OPERATIONAL PLAN**

Note: Councillor Perram left the meeting at 8.53pm and was not present for consideration or voting on this Item.

Note: A Memorandum from the Acting General Manager dated 22 November 2016 was tabled in relation to this Item and a copy is ON FILE.

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

- (a) That the report of the Acting Chief Financial Officer dated 30 September 2016 on the September Quarterly Review Report - Four Year Delivery Plan 2016-2020 and One Year Operational Plan 2016/2017, *Quarter One, July – September 2016* be received and endorsed.
- (b) That the proposed budget adjustments included in this report resulting in a net increase of \$3.25 million to Council's Working Capital of a projected balance as at 30 June 2017 of \$7.48 million, be endorsed and included in the 2016/2017 Budget.
- (c) That, subject to Council endorsing part (b), Council endorse a transfer of \$3.4 million to the Accommodation Reserve for the future lease payment of the North Ryde Office Building (resulting in the available Working Capital having a projected balance of \$4.08 million as at 30 June 2017), and this to be included in the 2016/2017 Budget.
- (d) 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 \$1.12 million be endorsed.
- (e) That the Certificate of the Responsible Accounting Officer dated 3 November 2016 be endorsed.
- (f) 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: The Mayor, Councillor Pickering, Councillors Etmekdjian, Li, Maggio, Pendleton, Stott and Yedelian OAM

Against the Motion: Councillor Laxale

Note: Councillor Perram returned to the meeting at 8.55pm.

**5 ANNUAL PECUNIARY INTEREST RETURNS**

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

That the Register of Disclosure of Pecuniary Interest Returns is tabled as required under Section 450A of the *Local Government Act*.

**Record of Voting:**

For the Motion: Unanimous

**6 ANNUAL REPORTING OF CODE OF CONDUCT COMPLAINTS STATISTICS**

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

- (a) That Council note the **ATTACHED** table of Code of Conduct complaints for 1 September 2015 to 31 August 2016.
- (b) That Council provide these statistics to the Office of Local Government as required by the Model Code of Conduct – Complaints Procedure.

**Record of Voting:**

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

Against the Motion: Councillor Laxale

**7 CODE OF MEETING PRACTICE**

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

That Council adopt the Code of Meeting Practice (**ATTACHED – CIRCULATED UNDER SEPARATE COVER**).

**Record of Voting:**

For the Motion: Unanimous

**8 CITY OF RYDE - END OF TERM REPORT**

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

- (a) That Council endorse this End of Term Report 2012-2016; and
- (b) That Council forward a copy of the End of Term Report 2012-2016 to the Office of Local Government and to the Local, State and Federal Government Members of Parliament; and

- (c) That Council publish a copy of the End of Term Report 2012-2016 on its website.

**Record of Voting:**

For the Motion: Unanimous

**9 RYDE YOUTH COUNCIL ADVISORY COMMITTEE - MEMBERSHIP RESIGNATIONS AND NEW NOMINATIONS**

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

- (a) That Council endorse the nominations of the following individuals for membership on the Ryde Youth Council Advisory Committee:
- Mr James Kim
  - Mr Philip Mathew
  - Mr Brendon Zhu
  - Miss Sophie Xiao
  - Mr Joseph Koo
  - Miss Yan Zhai
- (b) That Council accepts the resignations of the following individuals from the Ryde Youth Council Advisory Committee:
- Miss Venetia Cameron
  - Miss Aigerim Tulekova
  - Miss Nicola Graham
  - Mr Edward Fang
- (c) That Council thanks the outgoing committee members for their contributions and service.

**Record of Voting:**

For the Motion: Unanimous

**10 OVERVIEW OF THE RYDE AQUATIC LEISURE CENTRE UPDATE AND SURF RYDER OPERATIONS - as at 30 September 2016**

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

- (a) That Council receive and note this Quarter 1 report on both the Ryde Aquatic Leisure Centre and Surf Ryder's performance.

- (b) That Council note the update of the Strategic and Master Plan for the Olympic Park project precinct that includes the Ryde Aquatic Leisure Centre, Next Generation, tennis courts, car park and the adjoining facilities existing within Olympic Park.
- (c) That Council endorse an independent review of RALC's operations (including the operational effectiveness of the Surf Ryder), at a cost of approximately \$10,000, during Quarter 3 and report the results back to Council by June 2017.

**Record of Voting:**

For the Motion: Unanimous

**11 CLASSIFICATION OF LAND - 100-104 ROWE STREET, EASTWOOD**

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

That the property located at 100-104 Rowe Street Eastwood be classified operational, to be reviewed at the earlier of, the expiration of the retail leases in 2024 *or* the completion of the flood mitigation works.

**Record of Voting:**

For the Motion: Unanimous

**12 REQUEST FOR TENDER - COR-RFT-11/16 - FIRE PROTECTION SERVICES PERIOD CONTRACT**

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

- (a) That Council accepts the tender from Chubb Fire and Security Pty Ltd, for the statutory programmed maintenance and testing of the fire protection equipment within the City of Ryde buildings to the amount of \$60,000 per annum for a three (3) year period with an option to extend for a further two (2) years as recommended in the Tender Evaluation Report.
- (b) That Council accepts the tenders from Newsound Fire Services Pty Ltd and Tyco International (Wormald) for quoting on reactive repairs of the fire protection equipment within the City of Ryde buildings.
- (c) That Council delegate to the Acting General Manager the authority to enter into a contract with Chubb Fire and Security Pty Ltd, Newsound Fire Services Pty Ltd and Tyco International (Wormald Pty Ltd) 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.

(d) That Council advise all the respondents of Council's decision.

**Record of Voting:**

For the Motion: Unanimous

**13 TRANSPORT INFRASTRUCTURE CONTRIBUTION DEED (TIC DEED) - NORTH RYDE STATION PRECINCT**

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

That this matter be deferred for consideration in Closed Confidential Session.

**Record of Voting:**

For the Motion: Unanimous

**14 ADVICE ON COURT ACTIONS**

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

That this matter be deferred for consideration in Closed Confidential Session.

**Record of Voting:**

For the Motion: Unanimous

**PRECIS OF CORRESPONDENCE FOR CONSIDERATION**

**1 LACHLANS LINE DEVELOPMENT - LETTER OF APPRECIATION FROM URBANGROWTH NSW**

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

(a) That the correspondence be received and noted.

(b) That Council acknowledges the efforts of Council staff, in particular that of Dyalan Govender, Council's Acting Manager - Strategic City and the City Strategy and Planning Directorate.

**Record of Voting:**

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

Against the Motion: Councillor Maggio

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

### **2 OFFICE OF LOCAL GOVERNMENT - DETERMINATION REGARDING VACANT CIVIC OFFICE FOLLOWING RESIGNATION OF COUNCILLOR CRAIG CHUNG**

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

That the correspondence be received and noted.

**Record of Voting:**

For the Motion: Unanimous

## **NOTICES OF RESCISSION**

### **1 NOTICE OF RESCISSION: NOMINATION OF COUNCIL MEMBERS TO THE SYDNEY PLANNING PANELS - Councillor Jane Stott, Councillor Roy Maggio, The Mayor, Councillor Bill Pickering**

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

That Council rescind the previous resolution in relation to Precis of Correspondence 1 – NOMINATION OF COUNCIL MEMBERS TO THE SYDNEY PLANNING PANELS, passed at the Council Meeting held on 25 October 2016, namely:-

### **PRECIS OF CORRESPONDENCE**

#### **1 NOMINATION OF COUNCIL MEMBERS TO THE SYDNEY PLANNING PANELS**

- (a) *That the correspondence be received and noted.*
- (b) *That Council endorse Councillor Pendleton and Councillor Perram with alternates Councillor Stott and Councillor Etmekdjian being confirmed as City of Ryde's representatives for the Sydney Planning Panels to be convened from 21 November 2016 replacing the Joint Regional Planning Panels.*
- (c) *That a copy of the Planning Panels Code of Conduct be circulated to City of Ryde's nominated members.*

On being put to the Meeting, the voting on the Rescission Motion was six (6) for and three (3) against. The Rescission Motion was **CARRIED**.

**Record of Voting:**

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



Against the Motion: Councillors Laxale, Pendleton and Perram

Note: Councillor Li requested that the vote on the Notice of Rescission: Precis of Correspondence 1 – Nomination of Council Members to the Sydney Planning Panels be recommitted.

Note: At the request of Councillor Li, The Mayor agreed to recommit the vote regarding the Notice of Rescission: Precis of Correspondence 1 – Nomination of Council Members to the Sydney Planning Panels.

Note: The vote on the Notice of Rescission: Precis of Correspondence 1 – Nomination of Council Members to the Sydney Planning Panels was then recommitted.

On being put to the Meeting, the voting on the Rescission Motion was five (5) for and four (4) against. The Rescission Motion was **CARRIED**.

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

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

The matter was then **AT LARGE**.

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

- (a) That the correspondence be received and noted.
- (b) That Council endorse the existing Joint Regional Planning Panel representatives (Councillor Yedelian OAM and Councillor Maggio with alternates Councillor Stott and Councillor Etmekdjian) being confirmed as City of Ryde's representatives for the Sydney Planning Panels to be convened from 21 November 2016 replacing the Joint Regional Planning Panels.
- (c) That a copy of the Planning Panels Code of Conduct be circulated to City of Ryde's nominated members.
- (d) That Councillors representing City of Ryde on State Planning Panels receive payment of \$80 per hour for a minimum of three hours plus travel expenses for attending panel meetings. This payment acknowledges the personal costs incurred by Councillors to attend these meetings which are held in business hours.

**Record of Voting:**

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

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

**CLOSED SESSION**

**ITEM 6 - ORGANISATION REVIEW - Refinements to the City of Ryde Organisation Structure**

**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: (a) personnel matters concerning particular individuals (other than councillors).

**ITEM 5(13) – TRANSPORT INFRASTRUCTURE CONTRIBUTION DEED (TIC DEED) – NORTH RYDE STATION PRECINCT**

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.

**ITEM 5(14) – ADVICE ON COURT ACTIONS**

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 Maggio and Yedelian OAM)

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 9.34pm. The public and media left the chamber.

## **CONFIDENTIAL COUNCIL REPORTS**

### **6 ORGANISATION REVIEW - Refinements to the City of Ryde Organisation Structure**

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

- (a) That Council determines, pursuant to Section 332 of the Local Government Act 1993, that Council's organisation structure be as recommended in this report, and as presented in Attachment 2, including those positions within the organisation structure that are Senior Staff positions, namely General Manager, General Counsel, Director Corporate and Organisational Support Services, Director Customer and Community Services, Director City Planning and Development and Director City Works and Infrastructure.
- (b) That the Acting General Manager implement the organisation structure consistent with the consultation undertaken with Council to date and pursuant to Sections 332, 337, 338 and 340 of the Local Government Act.
- (c) That following endorsement of the revised structure by Council, the Acting General Manager implement the refinements to the organisation structure, as detailed in this report, as soon as practicable, having regard to the consultation obligations required by the NSW Local Government (State) Award 2014.

**Record of Voting:**

For the Motion: Unanimous

### **5 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 9/16 held on 15 November 2016**

#### **13 TRANSPORT INFRASTRUCTURE CONTRIBUTION DEED (TIC DEED) - NORTH RYDE STATION PRECINCT**

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

- (a) That Council fund its \$10 million commitment for the Transport Infrastructure Contribution (TIC) Deed from Section 94, noting all works included in the Deed will be incorporated into the revised Section 94 Contributions Plan, due to be reported to Council in March 2017.
- (b) That Council fund its \$10 million commitment to the Deed initially as follows;
  - i. Section 94 to fund the value (to be determined) of Rivett Street and Lucknow Road Intersection Works; and

- ii. The remainder of the \$10 million to be funded from the Asset Replacement Reserve, noting this will be reimbursed from Section 94 in the future.
- (c) That the Acting General Manager be delegated authority to finalise and subsequently enter into the Transport Infrastructure Contribution (TIC) Deed with the Roads and Maritime Service, on behalf of Council.

**Record of Voting:**

For the Motion: Unanimous

**5 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING  
9/16 held on 15 November 2016**

**14 ADVICE ON COURT ACTIONS**

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

That the report of the General Counsel be received.

**Record of Voting:**

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

Against the Motion: Councillor Maggio

**OPEN SESSION**

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

That Council resolve itself into open Council.

**Record of Voting:**

For the Motion: Unanimous

Note: Open Council resumed at 9.47pm.

**RESOLUTION:** (Moved by Councillors Stott 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 9.50pm.

CONFIRMED THIS 13TH DAY OF DECEMBER 2016

Chairperson