

**Meeting Date:** Tuesday 24 July 2018  
**Location:** Council Chambers, Level 1A, 1 Pope Street, Ryde  
**Time:** 7.10pm

**Councillors Present:** The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell, Yedelian OAM and Zhou.

Note: Councillor Lane left the meeting at 11.29pm and did not return. He was not present for consideration or voting on Confidential Items 11 and 12.

**Apologies:** Nil.

**Staff Present:** General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Acting Director – City Works, General Counsel, Chief Financial Officer, Manager – Communications and Engagement, Manager – Corporate Governance, Manager – Operations, Manager – Traffic, Transport and Development, Senior Coordinator – Resource Recovery, Senior Coordinator – Community Engagement, Senior Traffic and Development Engineer, Communications Coordinator, Digital Communications Coordinator, Senior Coordinator – Civic Support and Executive Assistant to the General Manager.

### **PRAYER**

Reverend Malcolm York of the West Ryde Anglican Church was present and offered prayer prior to the commencement of the meeting.

### **NATIONAL ANTHEM**

The National Anthem was sung prior to the commencement of the meeting.

### **DISCLOSURES OF INTEREST**

Councillor Kim disclosed a Less than Significant Non-Pecuniary Interest in Mayoral Minute 18/18 – Construction of Public Parking - Eastwood, for the reason that he has a business located in Rowe Street East, Eastwood.

### **TABLING OF PETITIONS**

A petition, received from Wai Yee Veronica Lai (speaker) regarding Development Application No. LDA2018/0224 at 7 Balaclava Road, Eastwood was tabled. The petition contains 55 signatures from residents objecting to the proposed development.

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

The following persons addressed the Council:-

<b>Name</b>	<b>Topic</b>
Jong Hoon Park (representing Eastwood Korean Chamber of Commerce)	<b>Mayoral Minute 18/18</b> – Construction of Public Parking - Eastwood
Jason Koh (representing the Korean Community of Ryde)	<b>Mayoral Minute 18/18</b> – Construction of Public Parking - Eastwood
John Kim (Vice President, representing Eastwood Korean Chamber of Commerce)	<b>Mayoral Minute 18/18</b> – Construction of Public Parking - Eastwood
Jungman Yun	<b>Mayoral Minute 18/18</b> – Construction of Public Parking - Eastwood
Colin Waring	<b>Mayoral Minute 18/18</b> – Construction of Public Parking - Eastwood <b>Notice of Motion 2</b> – Solar Power <b>Notice of Motion 3</b> – Speed Cushions
Bernard Cox (representing Centenary of ANZAC and WWI Committee)	<b>Notice of Motion 1</b> – 100 <sup>th</sup> Anniversary of the Battle of Hamel
Steve Lucas	<b>Notice of Motion 1</b> – 100 <sup>th</sup> Anniversary of the Battle of Hamel
Mary Ellen Rogers	<b>Notice of Motion 4</b> – Amity Rogers Plaque
Tom Goode (representing Ethos Urban)	<b>Item 4</b> – Planning Proposal 2 – 14 Tennyson Road, Gladesville
Frank Fullbrook	<b>Item 4</b> – Planning Proposal 2 – 14 Tennyson Road, Gladesville
Fletcher Simpkins (representing Tennyson Road Group)	<b>Item 4</b> – Planning Proposal 2 – 14 Tennyson Road, Gladesville

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

The following persons addressed the Council:-

<b>Name</b>	<b>Topic</b>
Victor Taffa	West Ryde and Eastwood residents need a footpath on Darvall Road between Victoria Road and Rutledge Street

<b>Name</b>	<b>Topic</b>
Stephen Nowicki	7 Balaclava Road Eastwood NSW 2122 Local Development Application No. LDA2018/0224. Objection to the proposed development of the construction of a 14 room boarding house
Xiao Ma	Against the proposed development plan to establish a Boarding House at 7 Balaclava Road, Eastwood
Wai Yee Veronica Lai	To raise concern and oppose LDA2018/0224 in 7 Balaclava Road
David Germanos	Overzealous parking officers booking people unfairly
Daniel Ingram	Parking issues in Suttor Avenue, Ryde
Martin Norton	Parking issues in Suttor Avenue, Ryde
Jean-Pierre Laurent and Silvia Laurent	Parking issues
Robyn Slothouber	Suggestion for Planning

### **PUBLIC PARTICIPATION**

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

That the speakers who submitted late Requests to Address Council on Items listed on the Agenda and Items not listed on the Agenda be allowed to address the Meeting, the time being 8.14pm.

### **Record of the Voting**

For the Motion: Unanimous

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

The following person addressed the Council:-

<b>Name</b>	<b>Topic</b>
Jessica Matthews (representing Mayor's Play Panel / Ryde District Mums)	<b>Mayoral Minute 16/18</b> – Mayor's Playground Panel

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

The following person addressed the Council:-

<b>Name</b>	<b>Topic</b>
Russell Sajadi	Matter of Farsi Restaurant – blockage of their rear access by a neighbour

## **ORDER OF BUSINESS**

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

That Council now consider the following Items, the time being 8.24pm:-

- MM18/18 – Construction of Public Parking – Eastwood
- Notice of Motion 2 – Solar Power
- Notice of Motion 3 – Speed Cushions
- Notice of Motion 1 – 100<sup>th</sup> Anniversary of the Battle of Hamel
- Notice of Motion 4 – Amity Rogers Plaque
- Item 4 – Planning Proposal – 2–14 Tennyson Road, Gladesville
- MM16/18 – Mayor’s Playground Panel

## **Record of the Voting**

For the Motion: Unanimous

## **MAYORAL MINUTE**

### **18/18 CONSTRUCTION OF PUBLIC PARKING – EASTWOOD – Mayor, Councillor Jerome Laxale**

Note: Jong Hoon Park (representing Eastwood Korean Chamber of Commerce), Jason Koh (representing the Korean Community of Ryde), John Kim (Vice President, representing Eastwood Korean Chamber of Commerce), Jungman Yun and Colin Waring addressed the meeting in relation to this Item.

Note: Councillor Kim disclosed a Less than Significant Non-Pecuniary Interest in Mayoral Minute 18/18 – Construction of Public Parking - Eastwood, for the reason that he has a business located in Rowe Street East, Eastwood.

**RESOLUTION:** (Moved by The Mayor, Councillor Laxale and Councillor Brown)

- (a) That Council endorses the preparation of a preferred design for the provision of 150 - 200 public car parking spaces on the existing at-grade Rowe Street East car park to support the full and proper functioning of the eastern Town Centre, with the public car park to specifically provide parking for shoppers and not commuters.

- (b) That a comprehensive consultation process be undertaken with the community when a concept design is available.
- (c) That funding be made available from Council's development contributions fund(s) in the amount of \$550,000 for expenditure during 2018/2019.
- (d) That the General Manager determines an appropriate level of funding required for future construction of the preferred design solution during this initial design phase to then be considered in Council's future budgetary process.

**Record of Voting:**

For the Motion: Unanimous

**NOTICES OF MOTION**

**2 SOLAR POWER - Councillor Dr Peter Kim**

Note: Colin Waring addressed the meeting in relation to this Item.

**RESOLUTION:** (Moved by Councillors Kim and Gordon)

- (a) That a report be provided to the December 2018 meeting of the Renewable Energy Advisory Committee for comment and review, prior to coming to Council on how Council is encouraging and can further encourage the uptake of solar hot water, heat pump water heaters and solar photo-voltaic systems in the local community.
- (b) That the report should consider:-
  - current and emerging technologies in the form of renewable energy and to save electricity costs;
  - detailing existing and proposed systems installed in Ryde Council public assets including the quantity and quality of solar panel technology;
  - benchmarking what other councils in the NSROC and SSROC regions have done in this space;
  - the pros and cons of preparing an on-line package of information and educational material to assist local residents in selecting suitable systems and some simple payback calculations of potential cost to benefit savings;

- identify future opportunities to educate and promote the uptake of renewable technologies through new and existing programs and platforms to community and business;
- any savings package available to local residents through the currently available Clean Energy Funds or other possible grants to help fund the uptake of renewable energy initiatives.

**Record of Voting:**

For the Motion: Unanimous

**3 SPEED CUSHIONS - Councillor Dr Peter Kim**

Note: Colin Waring addressed the meeting in relation to this Item.

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

- (a) That Council note following regarding the Rubber Speed Cushions:-
- A number of these speed cushions are installed in the Ryde LGA.
  - They are an effective speed calming device where there is a car parked next to the rubber speed cushions.
  - Where there is a gap between the rubber speed cushion and the gutter, some drivers are avoiding the speed cushions by driving around it.
- (b) That the General Manager conduct an audit of rubber speed cushions in the Ryde LGA and provide a report via the Ryde Traffic Committee on its effectiveness as a traffic calming device, and if required, make recommendations to increase the effectiveness of these devices.

**Record of Voting:**

For the Motion: Unanimous

**1 100TH ANNIVERSARY OF THE BATTLE OF HAMEL - Councillor Roy Maggio**

Note: Bernard Cox (representing Centenary of ANZAC and WWI Committee) and Steve Lucas addressed the meeting in relation to this Item.

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

- (a) That the City of Ryde acknowledges the 100th Anniversary of the Battle of Hamel when the German line was broken by Australian and US troops led by General Monash which resulted, 5 months later, in the end of the war and changed the nature of wars forever.
- (b) That acknowledgment is confirmed by installing a plaque/statue and the history celebrating this achievement in Monash Park.
- (c) That Council allocate \$5,000 from general revenue to fund the works.
- (d) That the plaque/statue be designed in consultation with the Centenary of ANZAC and WWI Committee, including Mr Steve Lucas.
- (e) That the Committee and members of the community be invited to a morning tea and unveiling ceremony hosted by the Mayor and Councillors.

**Record of Voting:**

For the Motion: Unanimous

**4 AMITY ROGERS PLAQUE - Councillor Jordan Lane**

Note: Mary Ellen Rogers addressed the meeting in relation to this Item.

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

That the City of Ryde:-

- (a) Acknowledges the devastating impact of brain tumors which are the most common cause of cancer related death in children, and specifically acknowledges the impacts of Diffuse Intrinsic Pontine Gliomas (DIPG) - a highly aggressive form of brain tumor and the leading cause of death from pediatric brain tumors;
- (b) Offer its condolences to the Rogers family, who lost their six (6) year old daughter and sibling, Amity Rogers to DIPG;
- (c) Install a plaque in memory of Amity at the North Ryde Common, a place she regularly played;

- (d) Consult with the Rogers family about the specific location and inscription of the plaque, and to identify an appropriate unveiling opportunity consistent with Council policy; and
- (e) Allocate appropriate funding from General Revenue.

**Record of Voting:**

For the Motion: Unanimous

**COUNCIL REPORT**

**4 PLANNING PROPOSAL - 2-14 TENNYSON ROAD, GLADESVILLE**

Note: Tom Goode (representing Ethos Urban), Frank Fullbrook and Fletcher Simpkins (representing Tennyson Road Group) addressed the meeting in relation to this Item.

Note: A Memorandum from the Director – City Planning and Environment dated 24 July 2018 was tabled in relation to this Item and a copy is ON FILE.

Note: Councillor Brown left the meeting at 9.35pm and was not present for consideration and voting on this Item.

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

- (a) That the Council defer consideration of the report to an Extraordinary Meeting of Council to be held on 14 August 2018 at 8.00pm.
- (b) That persons who made submissions and the applicant be advised of the new meeting date and time and be invited to attend and/or address the Council should they wish.

**Record of Voting:**

For the Motion: Unanimous

Note: Councillor Brown returned to the meeting at 9.40pm.



**MAYORAL MINUTES****16/18 MAYOR'S PLAYGROUND PANEL – Mayor, Councillor Jerome Laxale**

Note: Jessica Matthews (representing the Mayor's Play Panel/Ryde District Mums) addressed the meeting in relation to this Item.

**RESOLUTION:** (Moved by The Mayor Councillor Laxale and Councillor Purcell)

- (a) That the Play Panel Members be included in the consultation process for the delivery of Playgrounds during the 2018/19 Program and the scheduled review of the Children's Play Implementation Plan.
- (b) That appropriate organisations be approached to partner with Council to deliver an inclusive Play Space for the future Regional Playground in Meadowbank Park.
- (c) That the Children's Play Implementation Plan give particular consideration to site conditions to ensure suitability for any proposed upgrade.
- (d) That as part of the Children's Play Implementation Plan review, Council staff and the Play Panel suggest modifications that can be made to incorporate some inclusive play elements into existing regional and district level playgrounds. Funding for these modifications to be sought through the State Government's Open Spaces and Greener Sydney program.
- (e) That Council support the Panel's recommendation that all future regional playgrounds be all inclusive and that district playgrounds have inclusive elements and that this be addressed in the Children's Play Implementation Plan.
- (f) That Council;
  - (i) Commence the process to amend the appropriate Plan of Management to enable Council to grant a lease/ licence or other estate for the purposes of café/kiosk to be operated for a not for profit basis or by a social enterprise within Yamble Reserve.
  - (ii) That should there be no objections raised during the public exhibition of the amended Plan of Management, a request for tender process be undertaken to seek a suitable organisation to construct and operate a café/kiosk for a not for profit basis or by a social enterprise within Yamble Reserve at no cost to Council.

**Record of Voting:**

For the Motion: Unanimous

**17/18 PUBLIC LIBRARY FUNDING – Mayor, Councillor Jerome Laxale**

**MOTION:** (Moved by The Mayor Councillor Laxale and Councillor Gordon)

- (a) That Council endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*.
- (b) That Council make representation to the local State Members Hon Victor Dominello MP and Hon Anthony Roberts MP in relation to the need for additional funding from the NSW State Government for the provision of public library services.
- (c) That Council write to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of a significant increase in state funding for NSW public libraries, supported by a sustainable future funding model.
- (d) That Council take a leading role in activating the campaign locally.
- (e) That Council endorse the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative.
- (f) That Council formally advise the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.

**AMENDMENT:** (Moved by Councillors Brown and Lane)

- (a) That Council endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*.
- (b) That Council make representation to the local State Members Hon Victor Dominello MP and Hon Anthony Roberts MP in relation to the need for additional funding from the NSW State Government for the provision of public library services.
- (c) That Council write to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of a significant increase in state funding for NSW public libraries, supported by a sustainable future funding model.
- (d) That Council endorse the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative.

- (e) That Council formally advise the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.

On being put to the Meeting, the voting on the Amendment was four (4) For and eight (8) Against. The Amendment was **LOST**.

**Record of Voting:**

For the Amendment: Councillors Brown, Lane, Moujalli and Yedelian OAM

Against the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Pedersen, Purcell and Zhou

**FURTHER AMENDMENT:** (Moved by the Councillors Maggio and Kim)

- (a) That Council endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*.
- (b) That Council make representation to the local State Members Hon Victor Dominello MP and Hon Anthony Roberts MP in relation to the need for additional funding from the NSW State Government for the provision of public library services.
- (c) That Council write to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of a significant increase in state funding for NSW public libraries, supported by a sustainable future funding model.
- (d) That Council take a leading role in activating the campaign locally including all media channels and a letter to all residents, via the next Rates Notices, to be funded from General Revenue.
- (e) That Council endorse the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative.
- (f) That Council formally advise the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.

On being put to the Meeting, the voting on the Further Amendment was six (6) all. The Mayor used his casting vote Against the Further Amendment. The Further Amendment was **LOST**. The Motion was then put and **CARRIED**.

**Record of Voting:**

For the Amendment: Councillors Clifton, Gordon, Kim, Maggio, Purcell and Zhou

Against the Amendment: The Mayor, Councillor Laxale and Councillors Brown, Lane, Moujalli, Pedersen and Yedelian OAM

**MOTION:** (Moved by The Mayor Councillor Laxale and Councillor Gordon)

- (a) That Council endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*.
- (b) That Council make representation to the local State Members Hon Victor Dominello MP and Hon Anthony Roberts MP in relation to the need for additional funding from the NSW State Government for the provision of public library services.
- (c) That Council write to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of a significant increase in state funding for NSW public libraries, supported by a sustainable future funding model.
- (d) That Council take a leading role in activating the campaign locally.
- (e) That Council endorse the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative.
- (f) That Council formally advise the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.

**MOTION:** (Moved by Councillors Brown and Lane)

That this Item be dealt with in Seriatim.

On being put to the Meeting, the voting on the Motion was five (5) For and seven (7) Against. The Motion was **LOST**.

**Record of Voting:**

For the Motion: Councillors Brown, Lane, Moujalli, Yedelian OAM and Zhou

Against the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Pedersen and Purcell

**RESOLUTION:** (Moved by The Mayor Councillor Laxale and Councillor Gordon)

- (a) That Council endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*.
- (b) That Council make representation to the local State Members Hon Victor Dominello MP and Hon Anthony Roberts MP in relation to the need for additional funding from the NSW State Government for the provision of public library services.
- (c) That Council write to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of a significant increase in state funding for NSW public libraries, supported by a sustainable future funding model.
- (d) That Council take a leading role in activating the campaign locally.
- (e) That Council endorse the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative.
- (f) That Council formally advise the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.

**Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Lane, Maggio, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: Councillors Brown and Moujalli

**COUNCIL REPORTS**

**1 CONFIRMATION OF MINUTES - Council Meeting held on 26 June 2018**

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

That the Minutes of the Council Meeting 7/18, held on 26 June 2018 be confirmed.

**Record of Voting:**

For the Motion: Unanimous

## 2 ITEMS PUT WITHOUT DEBATE

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

That Council determine the following Items on Council's Agenda without debate:-

- **Item 3** – Investment Report as at 30 June 2018
- **Item 5** – Land Classification – Affordable Housing Dwellings – 101/3, 105/3 and 510/3 Mooltan Avenue, Macquarie Park
- **Item 6** – Policy on Expenses and Facilities for the Mayor and other Councillors
- **Item 8** – Request for Tender – COR-RFT-02/18 – Bush Regeneration
- **Item 9** – Request for Tender – Expression of Interest – COR-EOI-01/18 – Placement and Management of Clothing Bins

### **Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillor Yedelian OAM

## 3 INVESTMENT REPORT AS AT 30 JUNE 2018

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

That Council endorse the Investment Report as at 30 June 2018.

### **Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillor Yedelian OAM

## 5 LAND CLASSIFICATION - AFFORDABLE HOUSING DWELLINGS - 101/3, 105/3 AND 510/3 MOOLTAN AVENUE MACQUARIE PARK

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

That Council endorses that the land known as Units 101/3, 105/3 and 510/3 Mooltan Avenue (being LOTS 1, 157 and 29 in SP93581) Macquarie Park be classified as operational land.

**Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillor Yedelian OAM

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

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

- (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 following 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: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillor Yedelian OAM

**8 REQUEST FOR TENDER - COR-RFT-02/18 - BUSH REGENERATION**

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

- (a) That Council accept the tenders for Bush Regeneration Services to the City of Ryde from the following companies for a two (2) year period from July 2018 to June 2020. The contract will then have an option of an extension of 1 year until June 2021 followed by another 1 year extension until June 2022 subject to satisfactory performance.

1. Tera Australis Regeneration
2. National Trust of Australia (NSW)
3. Toolijooa Pty Ltd
4. Hills Bushcare and Bunya Native Nursery

5. Marc Stettner (Sole Trader) T/As Apunga Ecological Management
6. Wadanguli Ecological and Landscaping Services Pty Ltd
7. Dragonfly Environmental Pty Ltd

(b) That Council delegate to the General Manager the authority to execute all contract documents for the Provision of Bush Regeneration Services from the above panel. These companies will form a panel of suppliers for Council to allocate work for the 34 sites identified in the tender.

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

**Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillor Yedelian OAM

**9 REQUEST FOR TENDER - EXPRESSION OF INTEREST - COR-EOI-01/18 PLACEMENT AND MANAGEMENT OF CLOTHING BINS**

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

(a) That Council accept the Expression of Interest from The Smith Family for the placement and management of clothing bins as recommended in the Expression of Interest Evaluation Report.

(b) That Council delegate to the General Manager the authority to enter into a contract with The Smith Family on the terms contained within the Expression of Interest 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: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillor Yedelian OAM



**3 INVESTMENT REPORT AS AT 30 JUNE 2018**

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

**4 PLANNING PROPOSAL - 2-14 TENNYSON ROAD, GLADESVILLE**

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

**5 LAND CLASSIFICATION - AFFORDABLE HOUSING DWELLINGS - 101/3, 105/3 AND 510/3 MOOLTAN AVENUE MACQUARIE PARK**

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

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

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

**7 REVIEW AND UPDATE OF COUNCIL'S STATEMENT OF BUSINESS ETHICS**

Note: Councillor Clifton left the meeting at 10.46pm and was not present for the consideration or voting on this Item.

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

That Council adopt the **ATTACHED** 'Statement of Business Ethics'.

**Record of Voting:**

For the Motion: Unanimous

Note: Councillor Clifton returned to the meeting at 10.51pm.

## **LATE COUNCIL REPORT**

### **10 EASTWOOD TRAFFIC AND PARKING STUDY – Progress Update**

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

That Council notes the information contained within the progress update report.

**AMENDMENT:** (Moved by Councillors Moujalli and Brown)

- (a) That Council notes the information contained within the progress update report.
- (b) That given the key findings to date of Council's Eastwood Traffic and Parking Study, Council write to the Roads and Maritime Service ('RMS') seeking approval to begin works on a signalised pedestrian crossing at West Parade and The Avenue, at either side of the Eastwood Mall.

On being put to the Meeting, the voting on the Amendment was four (4) For and eight (8) Against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

**Record of Voting:**

For the Amendment: Councillors Brown, Lane, Moujalli and Yedelian OAM

Against the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Pedersen, Purcell and Zhou

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

That Council notes the information contained within the progress update report.

**Record of Voting:**

For the Motion: Unanimous

## **EXTENSION OF TIME**

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

That the Meeting be extended by 30 minutes to allow consideration of the remaining Items listed on the Agenda, time being 11.09pm.

### **Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillors Clifton and Yedelian OAM

## **NOTICES OF MOTION**

### **1 100TH ANNIVERSARY OF THE BATTLE OF HAMEL - Councillor Roy Maggio**

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

### **2 SOLAR POWER - Councillor Dr Peter Kim**

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

### **3 SPEED CUSHIONS - Councillor Dr Peter Kim**

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

### **4 AMITY ROGERS PLAQUE - Councillor Jordan Lane**

Note: This Item was dealt with earlier in the Meeting as detailed in these Minutes.

**5 BUNNINGS DEVELOPMENT - Councillor Jordan Lane**

**RESOLUTION:** (Moved by Councillors Lane and Moujalli)

- (a) That Council write to the NSW Roads and Maritime Services (RMS), noting the resolution of Council dated 28 April 2015 exists as follows:-
- Trial full closure of College Street 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.
  - Residents were informed the closure would remain in place until 12 months after Bunnings began operations.
- (b) That Council write to Bunnings requesting an anticipated completion date.

**Record of Voting:**

For the Motion: Unanimous

**CLOSED SESSION**

**ITEM 11 – INVESTIGATION REPORT – ORIGIN OF MEDIUM DENSITY HOUSING CODE DOCUMENT**

**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 12 – GENERAL COUNSEL VERBAL UPDATE – 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 Gordon and Clifton)

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

**Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell and Zhou

Against the Motion: Councillor Yedelian OAM

Note: The Council closed the meeting at 11.28pm. The public and media left the chamber.

### **LATE COUNCIL REPORTS - CONFIDENTIAL**

#### **11 INVESTIGATION REPORT – ORIGIN OF MEDIUM DENSITY HOUSING CODE DOCUMENT**

Note: Councillor Lane left the meeting at 11.29pm and did not return. He was not present for consideration or voting on this Item.

Note: Councillor Brown left the meeting at 11.29pm and was not present for consideration or voting on this Item.

**MOTION:** (Moved by Councillors Clifton and Purcell)

- (a) That the findings as outlined in the report be noted.
- (b) That no further action be taken in respect to this matter.

**AMENDMENT:** (Moved by Councillors Yedelian OAM and Moujalli)

- (a) That the findings as outlined in the report be noted.
- (b) That no further action be taken in respect to this matter.
- (c) That Council issue a formal apology to Councillor Lane in respect to this matter.

On being put to the Meeting, the voting on the Amendment was three (3) For and seven (7) Against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

**Record of Voting:**

For the Amendment: Councillors Moujalli, Yedelian OAM and Zhou

Against the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Pedersen and Purcell

**RECOMMENDATION:** (Moved by Councillors Clifton and Purcell)

- (a) That the findings as outlined in the report be noted.
- (b) That no further action be taken in respect to this matter.

**Record of Voting:**

For the Motion: Unanimous

Note: Councillor Brown returned to the meeting at 11.40pm.

**12 GENERAL COUNSEL VERBAL UPDATE – ADVICE ON COURT ACTIONS**

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

**MOTION:** (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

- (a) That the contents of the verbal legal advice from the General Counsel in respect of 38 Conrad Street be noted and Council take no further action in this matter.
- (b) That the contents of the verbal legal advice from the General Counsel in respect of Jurds Lane be noted and Council take no further action in this matter.

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

That this Item be dealt with in Seriatim.

**Record of Voting:**

For the Motion: Councillors Brown, Clifton, Gordon, Maggio, Moujalli, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: The Mayor, Councillor Laxale and Councillor Kim

Note: This Item was then dealt with in Seriatim.

**RECOMMENDATION:** (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That the contents of the verbal legal advice from the General Counsel in respect of 38 Conrad Street be noted and Council take no further action in this matter.

**Record of Voting:**

For the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Moujalli, Purcell and Zhou

Against the Motion: Councillors Brown, Pedersen and Yedelian OAM

**RECOMMENDATION:** (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

That the contents of the verbal legal advice from the General Counsel in respect of Jurds Lane be noted and Council take no further action in this matter.

**Record of Voting:**

For the Motion: Unanimous

**RECOMMENDATION:** (Moved by the Mayor, Councillor Laxale and Councillor Purcell)

- (a) That the contents of the verbal legal advice from the General Counsel in respect of 38 Conrad Street be noted and Council take no further action in this matter.
- (b) That the contents of the verbal legal advice from the General Counsel in respect of Jurds Lane be noted and Council take no further action in this matter.

**OPEN SESSION**

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

**RESOLUTION:** (Moved by Councillors Purcell and Gordon)

That Council resolve itself into open Council.

**Record of Voting:**

For the Motion: Unanimous

Note: Open Council resumed at 12.00am.

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

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

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

The meeting closed at 12.02am on Wednesday, 25 July 2018.

CONFIRMED THIS 28TH DAY OF AUGUST 2018

Chairperson