

Meeting Date: Tuesday 26 June 2018
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 7.00pm

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

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MAYORAL MINUTES

MM15/18 NSROC – CHANGES TO CONSTITUTION – Mayor, Councillor Jerome Laxale

File Number: COR2018/21 - BP18/610

Background

At the NSROC (Northern Sydney Regional Organisation of Councils) Board meeting on 9 November 2017, the Board resolved to review the NSROC Constitution.

At the General Managers Advisory Committee's (GMAC) meeting on 8 February 2018, GMAC resolved that each member Council to consider the draft amendments to the Constitution and provide comments out of session, and also noted the requirement of 21 days of notice of intention to deal with a special resolution (amendments to the Constitution) for the NSROC Board meeting.

The review of the NSROC Constitution was necessary to ensure it complied with the NSW *Associated Incorporation Act 2009*, and addressed any other matters for clarification.

The previous amendment to the NSROC Constitution effective on 15 August 2017 ensured that in the event that a Mayor was unable to attend, another delegate may attend in their place and will have the benefit of the same voting rights. However, the NSROC Constitution in its entirety had not been reviewed in the last amendment to ensure that the Constitution addressed each of the matters as required by Schedule 1 to the NSW *Associations Incorporation Act 2009*.

Current Situation

Each General Manager of the member councils were asked to provide comments on the proposed amendments to the NSROC Constitution (out of session) by Friday 23 February 2018, followed by response requested by 9 March 2018, and feedback requested by 27 April and then by 4 May 2018.

The attached Draft NSROC Constitution contains the proposed amendments (shown in red text) – **Attachment 1**.

Explanatory footnotes for the proposed amendments are contained in the Draft NSROC Constitution in **Attachment 2**.

Required matters to be covered by the Constitution under Schedule 1 to the NSW *Associations Incorporation Act 2009* as noted in **Attachment 3**.

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Discussion

The review of the NSROC Constitution was necessary to ensure it complied with the NSW *Associated Incorporation Act 2009* and addressed any other matters that required clarification.

The proposed amendments included matters that need to be addressed as required by Schedule 1 to the NSW *Associations Incorporation Act 2009*.

Outline of High-Level Summary of Reasons for Proposed Amendments

Detailed explanatory footnotes for the proposed amendments are contained in the Draft NSROC Constitution in **Attachment 2**. The following outlines a high-level overview of the key reasons for the proposed amendments.

Clause 3 Objectives

(ii) and (iv): for clarity and better expression.

Clause 4 Membership

(i) e: added Mosman Council; and

j: added any council that includes any area in the Northern Sydney region.

(iii), (iv), (v): clarified the process for application of membership (to reflect Model Constitution).

(vi), (vii), (viii): clarified the process for register list (to reflect Model Constitution).

(ix): membership fee (to reflect Model Constitution).

Clause 5 Representation

(i): added 'by 2 delegates' for clarity.

(ii): appointment of 2 alternative delegates.

(iv): casual vacancy of office bearer (and reflects Model Constitution).

(v): clarified the voting rights of 2 alternative delegates.

Clause 6 Executive Positions

(i): no maximum number of consecutive terms of office bearer (addressed Schedule 1 matter).

(iii) to (vii): clarified the nomination process/procedure (and reflected Model Constitution).

Clause 7 Role of the Board

(ii), (iii), (v): for clarity and better expression.

Clause 8 Role of the President

(i): President may nominate a Vice President to chair the meeting if the President will be absent.

(iii) President's delegation of functions.

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Clause 9 Role of General Managers Advisory Committee: for clarity and better expression.

Clause 10 Meetings of the Board

(i), (iii), (iv): for clarity and better expression.

(vi): special resolution – for clarity and better expression (reflects section 39 of the Act).

Clause 11 Business at Meetings

(iv): for clarity.

Clause 13 Quorum

(i): for clarity.

Clause 14 Procedure: for clarity.

Clause 15 Resolution of Internal Disputes

(i), (iii), (iv): for clarity (and reflects Model Constitution).

Clause 16 Disciplining of Delegates

(i), (ii), (iii), (iv), (v), (vi): for clarity (and reflects Model Constitution).

Clause 17 Right of Appeal of Disciplined Delegates

(i), (iii), (iv): for clarity (and reflects Model Constitution).

Clause 18 Powers of the Organisation

(i): for clarity (and reflects Model Constitution).

Clause 22 Financial Year: for clarity and better expression.

Clause 23 Finance

(i), (iii): for clarity and better expression.

Clause 24 Auditors

(ii): for clarity and better expression.

Clause 27 Termination of Membership

(ii): register list update - for clarity.

Clause 29 Termination of Organisation: for clarity (and reflects Model Constitution).

Clause 31 Common Seal: for clarity.

Clause 32 Custody of Books: for clarity (and reflects Model Constitution).

Clause 33 Inspection of Books

(ii): for clarity (and reflects Model Constitution).

MM15/18 (continued)**RECOMMENDATION:**

That Council endorse the proposed amendment to the Constitution of the Northern Sydney Regional Organisation of Councils / NSROC Constitution, and direct its representatives on the NSROC Board to support this decision at the NSROC Board meeting called to consider this matter.

ATTACHMENTS

- 1 Revised Draft NSROC Constitution (30 April 2018)
- 2 Explanatory Footnotes – Revised Draft NSROC Constitution (30 April 2018)
- 3 Required Matters Under Schedule 1 to the Act

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ATTACHMENT 1

ATTACHMENT

REVISED - Final Draft NSROC Constitution with proposed amendments (in red text).

DRAFT

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ATTACHMENT 1



NORTHERN SYDNEY REGIONAL ORGANISATION OF COUNCILS

CONSTITUTION

(Replacing Constitution of 15 August 2017)

1. Name

The name of the Organisation is the **NORTHERN SYDNEY REGIONAL ORGANISATION OF COUNCILS** hereunder referred to as "**The Organisation**".

2. Mission

To provide strong local government leadership, to work co-operatively for the benefit of the Northern Sydney region, and to effectively advocate on agreed regional positions and priorities.

3. Objectives

- i) To strengthen the role of Local Government in regional affairs, particularly where the region may be affected by Commonwealth or New South Wales Government policies.
- ii) To ensure that ~~Councils are participating as leaders as a region we are providing leadership and participating~~ in the development of sound urban infrastructure, economic infrastructure and employment opportunities.
- iii) To facilitate the integration of transport, human and environmental infrastructure projects ~~and services~~ that support opportunities that meet community and business needs.
- iv) To improve the quality of and access to ~~human services transport, community, social, cultural and environmental services~~ infrastructure.
- v) To improve the quality and efficiency of Local Government service delivery throughout the Northern Sydney Region.
- vi) To ensure the Organisation develops as a highly credible and cost-effective organisation.

4. Membership

- (i) Membership of the Organisation shall be open to, but not restricted to, the following Councils:

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- a. The Council of the Shire of Hornsby
 - b. The Council of the Municipality of Hunters Hill
 - c. The Council of the Municipality of Ku-ring-gai
 - d. The Council of Lane Cove
 - e. The Council of the Municipality of Mosman
 - f. The Council of North Sydney
 - g. The Council of the City of Ryde
 - h. The Council of the City of Willoughby
 - i. Any Council newly constituted by amalgamation or otherwise that includes any area formerly within the area of any of the above Councils.
 - j. Any Council that includes any area in the Northern Sydney region.
- ii) If any existing member Council is dissolved, amalgamated or otherwise ceases to exist:
- a. the Council (whether newly formed or otherwise) that becomes the Council for any area within the existing member Council's area automatically becomes a member of the Organisation upon becoming the Council for that area; and
 - b. unless and until the new or continuing member Councils are constituted by elected Councillors, the representation in respect of such member Councils is to be determined in accordance with clause 5.vii) below.
- iii) An application for membership of the Organisation:
- a. must be made in writing (including by email or other electronic means) or in the form determined by the General Managers Advisory Committee, and
 - b. must be received (including by electronic means) by the public officer of the Organisation.
- iv) As soon as practicable after receiving an application for membership, the public officer must refer the application to the Board, which is to determine whether to approve or to reject the application.
- v) As soon as practicable after the Board makes the determination, the public officer must:
- a. Notify the applicant Council in writing (including by email or other electronic means) that the Board approved or rejected the application (whichever is applicable), and
 - b. If the Board approved the application, request the applicant

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Council to pay (within a reasonable period after receipt by the applicant of the notification) under this constitution by a member as a pro-rata amount related to the annual membership fee.

- vi) The public officer must, on payment by the applicant Council of the amounts referred to in clause 4 (v)(b) within a reasonable period, enter or cause to be entered the applicant Council in the register list of members and, on being so entered, the applicant Council becomes a member of the Organisation.
- vii) A register list of member Councils, member Councils' address and their nominated delegates of the Organisation, with the date on which the nominated delegates became members, will be kept in New South Wales in electronic form (that can be converted into hard copy) or at the official address of the Organisation.
- viii) The register list of member Councils and their representative delegates will be open for inspection, free of charge, by any member Council of the Organisation at any reasonable hour, and will be available on the Organisation's website.
- ix) A member Council of the Organisation must pay to the Organisation an annual membership fee or other amount determined by the Organisation.

5. Representation

- i) A member Council will be represented on the Organisation by 2 delegates, as follows:

The Mayor and one other Councillor.
- ii) A member Council shall, at its first ordinary meeting after any Council election, appoint delegates from the Council membership to the Organisation, one of whom shall be the Mayor. Each such delegate shall hold office until the appointment of a successor. At its first ordinary meeting after any Council election, a member Council shall also appoint 2 alternative delegates (and for the purpose of clause 5(v) below).
- iii) The office of delegate shall become vacant if the delegate:
 - a. ceases to hold the office as a Councillor;
 - b. resigns by letter addressed to the member Council; or
 - c. is absent from three (3) consecutive meetings of the Organisation without having obtained leave of absence from the Organisation;

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- d. is replaced by the member Council at any time.
- iv) Where the office of a delegate becomes vacant, the member Council concerned, at the first convenient ordinary meeting held after such vacancy occurs, should appoint another delegate.
In the event of a casual vacancy occurring for the officer bearer (President or Vice-President), the Board may appoint a member of the Board to hold office, subject to this constitution, until the conclusion of the Annual General Meeting next following the date of appointment.
- v) Where the Mayor, ~~and/or other~~ appointed delegate of a Council is/~~are~~ unable to attend a meeting of the Organisation (~~or had obtained leave of absence from the Organisation~~), the Council may be represented by another member/s of the Council duly appointed for the purpose of being ~~an~~ alternative delegate/s. ~~This~~ *The 2 alternative delegates has have* the same voting rights as the Mayor and appointed delegate.
- vi) Despite clauses 5.i) to 5.vi) above, in the event that a member Council is not constituted by elected Councillors, and the functions of the Council are being undertaken by an Administrator, the representation in respect of the Council (whether newly formed or otherwise) is to be determined by the Administrator of that Council, who may nominate two (2) delegates to the Organisation for each former member Council, to populate the Board *until such time as the elected Council is in place.*
6. **Executive Positions**
- i) The Organisation shall elect a President and two (2) Vice Presidents from its membership. Elections shall be conducted twelve (12) monthly in accordance with the provisions of the Local Government Act 1993 and regulations for the election of Mayor and Deputy Mayor. *There is no maximum number of consecutive terms of office of the President and of the Vice Presidents.*
- ii) The Executive of the Organisation shall be the President and two (2) Vice Presidents.
- iii) *Nomination of candidates for election as office-bearers of the Organisation may be made either (a) in writing signed by 2 members of the Organisation and accompanied by the written consent of the candidate and submitted to the public officer at least 7 days before the date of the Annual General Meeting or (b) moved and seconded by members and agreed to by the member candidate verbally at the Annual General Meeting.*

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- iv) If insufficient nominations are received, any vacant office bearers positions are taken to be a casual vacancy.
- v) If only one nomination is received for any position, the person nominated is taken to be elected.
- vi) If the number of nominations received exceeds the number of vacancies to be filled, a ballot is to be held.
- vii) The ballot for the election of office-bearers (the President and Vice Presidents) is to be conducted at the Annual General Meeting in any usual and proper manner that the Board directs.

viii) Role of the Executive

Between meetings of the Board the role of the Executive shall be to determine matters relevant to the Board's responsibility in circumstances where:

- a. in the opinion of the Executive the matter is such that it must be determined prior to the next ordinary meeting of the Board, and
- b. it would be impractical to convene an extraordinary meeting of the Board.

This role does not have the authority to vary the adopted NRSOC Business Plan and Budget.

7. Role of the Board

Delegates to the Organisation shall collectively be known as the Board.

The role of the Board shall be to:

- i) Monitor the performance of the Organisation
- ii) ~~Establish~~ Adopt a business plan and ensure its outcomes ~~therein~~
- iii) Adopt annual estimates of revenue and expenditure having regard for the business plan ~~or strategic directions and priorities plan~~
- iv) Review the business plan and its contents as required
- v) ~~Make Set broad~~ policy ~~direction consistent decisions~~ within the objectives of the Organisation.

MM15/18 (continued)**ATTACHMENT 1****8. The Role of the President**

- i) The President shall preside at all meetings of the Organisation. The President may nominate a Vice President (if available) to preside and chair the meeting of the Organisation if the President will be absent at that meeting.
- ii) The President, unless otherwise directed by resolution of the Organisation, shall:
 - a. Chair meetings of the Organisation
 - b. Act as spokesperson for the Organisation
 - c. Exercise leadership and give direction to the Organisation
 - d. Represent the Organisation to other Agencies and Governments
 - e. Present the Organisation and its decisions in a positive way to the community, media, government and other interested groups
 - f. Together with the General Managers' Advisory Committee (GMAC) authorise the expenditure of funds provided provisions has been made within the adopted budget
 - g. Call special meetings as required.
- iii) The President can delegate any of the above functions to the Secretary (Chair of GMAC) and the public officer (Executive Director) as required.

9. Role of General Managers' Advisory Committee

The Organisation shall appoint a General Managers' Advisory Committee (GMAC), comprising of the General Manager of each of the member Council. One of the General Managers shall be appointed by the Board as Chair of GMAC and also as Secretary of the Board. Another of the General Managers of a member Council shall be appointed as Treasurer of the Board. ~~MAN~~. The role of the Committee will be to:

- i) Advise on administrative and planning matters.
- ii) Exercise general supervision of the Organisation's staff and resources including the authorisation and the delegated authorisation of the Organisation's staff, of expenditure within the budget approved by the Board, and in accordance with the NSROC Financial Delegations and Authorisations schedule.
- iii) Submit reports and recommendations to the Board for policy decision.
- iv) Have general supervision of projects and activities in the Business Plan.

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10. Meetings of the Board

- i) The Board of the Organisation will meet quarterly ~~each year in February, May, August and November on the first Thursday of the month~~ (or an otherwise agreed to date) to consider policy, projects and major issues.
The Annual General Meeting shall be held ~~to immediately follow the last business meeting of the Board held in November of each year (or an otherwise agreed to date).~~

- ii) The financial statements of the Organisation shall be submitted to the Annual General Meetings.

- iii) Each member Council and delegates shall be notified of meetings not less than seven days before each meeting. In the case of a Special Meeting, 48 hours notice shall be given. The President will preside at all meetings of the Organisation or, in the absence of the President, ~~one of the Vice Presidents, as nominated by the President.~~

In the absence of the President and Vice President, the delegates present at a meeting shall elect one of their members to preside.

- iv) ~~A Councillor~~ of a member Council may attend and ~~observe speak at~~ meetings of the Organisation. ~~Any~~ senior staff of a Council, which is a member, may also attend and ~~observe speak at~~ meetings of the Organisation.

~~With the consent of the meeting, observers may be invited to speak at the meeting.~~

~~GMAC and the Organisation's Executive Director and senior staff may speak at meetings of the Organisation as required by the discussion, business or agenda item.~~

- v) A Special Meeting of the Organisation may be called by:

- a. The President
- b. Notice signed by three delegates.

- vi) ~~If the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the Organisation, a resolution is passed by the Organisation as a special resolution, if it is supported by votes at least equivalent to three-fourths of the total number of appointed delegates represented on the Organisation and entitled to vote under this constitution on the proposed resolution, provided that the majority of member Councils are represented by at least one delegate:~~

- a. ~~At a meeting of the Organisation of which notice has been given to its member Councils no later than 21 days~~

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- before the date on which the meeting is held, or
b. In such other manner as the President may direct.

11. Business at Meetings

Business conducted at a meeting of the Organisation shall consist of:

- i) Matters of which due notice has been given.
- ii) Matters, which the President determines to be of urgency of which due notices has not been given.
- iii) Consideration of recommendations, reports and correspondence which are consistent with the objectives of the Organisation.
- iv) Matters, which fall outside the scope of the Business Plan, Strategic Plan or objectives of the Organisation, but otherwise, serious or significant to the objectives of the Organisation or the functioning of the Organisation, shall be taken on notice and subject to member Councils' resolution.

12. Voting

- i) At meetings of the Organisation each delegate, or each bona fide alternative delegate representing a delegate, shall be entitled to vote.
[See Article Clause 5 Representation, items v) and vi).]
- ii) The President shall have both a deliberative vote and, in the event of equality of votes, a casting vote, other than in the election of President or Vice President.
- iii) All votes must be given personally and there is no provision for voting by proxy

13. Quorum

- i) A quorum at a meeting of the Organisation shall consist of a number being half of the number of member Councils plus one additional member Council.
- ii) A quorum of a Sub-Committee of the Organisation shall be a majority of members appointed.

14. Procedure

The procedure at a meeting of the Organisation shall be in conformity as far as possible with the procedure for meetings of Council and Committees as prescribed by regulations made under the Local Government Act 1993, as

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amended, and in accordance with standing orders adopted by the Organisation which are not in conflict with the above, ~~and subject to such arrangement as may be made from time to time by the Organisation.~~

15. Resolution of Internal Disputes

- i) ~~A disputes~~ between ~~a delegates and another delegate~~ (in their capacity as members) of the Organisation, ~~and or a disputes~~ between ~~a delegates or delegates~~ and the Organisation, are to be referred to a community justice centre for mediation ~~in accordance with~~ ~~under~~ the Community Justice Centres Act 1983.
- ii) At least 7 days before a mediation session is to commence, the parties are to exchange statements of the issues that are in dispute between them and supply copies to the mediator.
- iii) ~~If a dispute is not resolved by mediation within 3 months of the referral to a community justice centre, the dispute is to be referred to arbitration.~~
- iv) ~~The Commercial Arbitration Act 2010 applies to a dispute referred to arbitration.~~

16. Disciplining of Delegates

- i) A complaint may be made to the Board by any person that is a delegate of the Organisation ~~that a delegate:~~
 - a. has persistently refused or neglected to comply with a provision or provisions of the rules;
 - b. has persistently and wilfully acted in a manner prejudicial to the interests of the ~~Organisation association.~~
- ii) ~~The Board may refuse to deal with a complaint if it considers the complaint to be trivial or vexatious in nature.~~
- iii) ~~If the Board decides to deal with the complaint, the Board: On receiving such a complaint, the Board:~~
 - a. must cause notice of the complaint to be served on the delegate concerned; and
 - b. must give the delegate at least 14 days from the time the notice is served within which to make submissions to the Board in connection with the complaint; and

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- c. must take into consideration any submissions made by the delegate in connection with the complaint.
- iv) The Board may, by resolution, dismiss the council delegate from membership of the Organisation or suspend the delegate from membership of the Organisation if, after considering the complaint and any submissions made in connection with the complaint, it is satisfied that the facts alleged in the complaint have been proved and the dismissal or suspension is warranted in the circumstances.
- v) If the Board dismisses or suspends a delegate, the President or Secretary must, within 7 days after the action is taken, cause written notice to be given to the delegate of the action taken, of the reasons given by the Board for having taken the action and of the delegate's right of appeal under Article Clause 17.
- vi) The dismissal or suspension does not take effect:
 - a. Until the expiration of the period within which the delegate is entitled to appeal against the resolution concerned, or
 - b. If within that period the delegate exercises the right of appeal, unless and until the Organisation confirms the resolution under clause 17,whichever is the later.

17. Right of Appeal of Disciplined Delegate

- i) A delegate may appeal to the Organisation in general meeting against a resolution of the Board under Clause 16, within 7 days after notice of the resolution is served on the delegate, by lodging with the Executive or the Secretary a notice to that effect.
- ii) The notice may, but need not, be accompanied by a statement of the grounds on which the delegate intends to rely for the purposes of the appeal.
- iii) On receipt of a notice from a delegate under subClause (i), the Executive or the Secretary must notify the Board, which is to convene a general meeting of the Organisation to be held within 28 days after the date on which the Executive or the Secretary received the notice.
- iv) At a general meeting of the Organisation convened under subClause (iii):
 - a) No business other than the question of the appeal is to be transacted and

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- b) the Executive ~~or the Board~~ and the delegate must be given the opportunity to state their respective cases orally or in writing, ~~or both~~, and
- c) the members present are to vote by secret ballot on the question of whether the resolution should be confirmed or revoked.
- v) If at the general meeting the Organisation passes a special resolution in favour of the confirmation of the resolution, the resolution is confirmed.

18. Powers of the Organisation

- i) ~~Subject to the Act, the Regulation, this constitution and any resolution passed by the Board in general meeting, The~~ Organisation shall, for the mutual benefit of the areas of the member Councils have power ~~in accordance with this Constitution,~~ to:
 - a. Make submissions to Governments and other agencies in respect of the areas of the member Councils, consistent with the objectives of the Organisation and adopted Business Plan;
 - b. Carry out the objectives of the Organisation; and
 - c. Receive funds in respect of the:
 - i. staffing of the Organisation
 - ii. carrying out of projects or studies agreed by the Organisation
 - iii. for any purpose that may be authorised by the Organisation.
- ii) The above shall not affect the right of an individual Council acting in its own right on any matters.
- iii) The control, regulation, maintenance and management of the exercise of these powers is vested in the meetings of delegates in accordance with this Constitution subject to any delegation of authority which may have been granted.
- iv) By resolution, and within limits defined in such resolution, to authorise the Executive, a member Council's representative, a staff delegate or a properly appointed sub-committee consisting either whole or part of elected representatives, staff or other persons to exercise or perform on behalf of the Organisation any power, authority, duty or function other than any power, authority, duty or function, the Organisation, by resolution, reserves for itself.

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19. Staffing

The Organisation shall have the power to appoint such staff as the Organisation may require from time to time.

20. Advisory Sub-Committees

- i) The Organisation may, from time to time, appoint any number of Committees in connection with any work, activity or object of the Organisation.
- ii) The Organisation shall have power to co-opt any person to assist and/or comprise a sub-committee.

21. Office

The Office of the Organisation shall be at any one of the Member Councils.

22. Financial year

~~The Organisation's financial year shall commence on 1 July and terminate on 30 June of the following year. The Organisation's financial year shall commence on 1 July and terminate on 30 June.~~

23. Finance

- i) The Organisation shall determine, ~~prior to the February Board Meeting~~ each year, an Annual Budget which will include:
 - the amount of proposed revenue and expenditure by the Organisation
 - the amount in hand available for such expenditure
 - any additional amount required to be raised to meet such expenditure
- ii) In the event of any expenditure not covered by the Annual Budget, the Organisation shall prepare a statement showing:
 - the amount and nature of the extraordinary expenditure
 - the amount in hand available to meet the expenditure after allowing for estimated ordinary expenditure for the balance of the year
 - any additional amount required to be raised to meet the extraordinary expenditure
- iii) The Organisation shall levy each member Council on a basis agreed by all member Councils, the member's proportion of the amount required to meet the expenditure referred to in ~~this Clause and Clauses 18, 19 and 20~~. The member's contribution shall be determined by resolution of the Organisation at the time of adopting the annual budget. ~~Any agreed levy, contribution or~~

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payment shall be made by the member Council within the specified date given by the Organisation.

- iv) The Organisation shall pay all moneys received by it to a bank account held in the name of the Organisation and shall use such moneys for the purpose of, and subject to, the terms of this Constitution.
- v) All accounts shall be operated in such manner and by such persons as the Organisation shall from time to time determine. Payments of accounts may be authorised by both the Board President and the Chairman of the General Managers' Advisory Committee. All payments made shall be reported to the Board.
- vi) The accounts of the Organisation shall be kept according to the same principles as the accounts of a member Council and in such books and form as are approved by the auditors to the Organisation.

24. Auditors

- i) The Organisation shall appoint an auditor who shall annually audit the accounts of the Organisation.
- ii) The audited accounts shall be presented to the Annual General Meeting of the Organisation in November each year. ~~a meeting of the Organisation prior to 30 November each year.~~

25. Annual Report

The Organisation shall submit an Annual Report to each of the member Councils with the notice of the Annual General Meeting.

26. Co-operation

For the purpose of performing any powers, duties or functions, the Organisation may make use of the services of an employee of a member Council if the prior approval of the Council is obtained.

27. Termination of Membership

- i). A Council may withdraw from membership of the Organisation on giving twelve months notice of termination to the Organisation. When such termination takes effect, no contribution shall be refunded, no funds will be distributed, and the Constitution remains in force between the remaining members of the Organisation.
- ii). ~~If a member of the Organisation ceases to be a member under subclause i), and in every other case where a member ceases to hold membership, the secretary or public officer must make an~~

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appropriate entry in the register list of members recording the date on which the member ceased to be a member (on the expiration of the period of notice).

28. Amendments

This Constitution may be altered from time to time by a resolution passed at a meeting of the Organisation by votes equivalent to three-fourths the number of delegates entitled to vote, provided that the majority of member Councils are represented by at least one delegate.

29. Termination of Organisation

~~Upon the termination of this Organisation the debts and liabilities of the Organisation shall be discharged out of the assets of the Organisation. The balance of the assets shall be given or transferred in shares relative to the contribution by each member Council to the member Councils remaining immediately before the termination of the Constitution.~~

- (1) Subject to the Act and the Regulations, in a winding up of the Organisation, any surplus property of the Organisation is to be transferred to another organisation with similar objects and which is not carried on for the profit or gain of its individual member Councils.
- (2) In this clause, a reference to the surplus property of an Organisation is a reference to that property of the Organisation remaining after satisfaction of the debts and liabilities of the Organisation and the costs, charges and expenses of the winding up of the Organisation.

30. Member's Liabilities

The liability of a member Council of the Organisation to contribute towards the payment of the debts and liabilities of the association or the costs, charges and expenses of the winding up of the association is limited to the amount, if any, unpaid by the member in respect of the association as required ~~under Article 23~~ by Clause 23 (iii).

31. Common Seal

- i) The common seal of the Organisation must be kept in the custody of the public officer ~~or Secretary of the Organisation (Executive Director).~~
- ii) The common seal must not be affixed to any instrument except by the authority of the Executive and the affixing of the common seal must be attested by the signatures of either 2 members of the Executive or by 1 member of the Executive and of the ~~pPublic~~ o Officer ~~(Executive Director).~~

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ATTACHMENT 1

32. Custody of Books

Except as otherwise provided by these rules, all records, books and other documents relating to the Organisation must be kept in New South Wales, at the main premises of the Organisation, in the custody of the public officer or secretary of the Organisation (as the Board determines), ~~the public officer must keep in his or her custody or under his or her control all records, books and other documents relating to the Organisation.~~

33. Inspection of Books

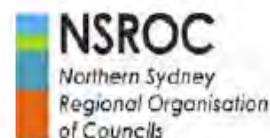
- i. The records, books and other documents of the Organisation must be open to inspection, free of charge, by a member of the Organisation at any reasonable hour.
- ii. ~~Despite subclause i), the Organisation may refuse to permit a member of the Organisation to inspect or obtain a copy of records of the Organisation that relate to confidential, personal, employment, commercial or legal matters or where to do so may be prejudicial to the interests of the Organisation.~~

HISTORY:

- Constitution Adopted 15 December, 1999.
- Amended 4 November 2004
- Amended 30 September 2016
- Amended 15 August 2017
- ~~Amended 9 August 2018~~

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ATTACHMENT 2



NORTHERN SYDNEY REGIONAL ORGANISATION OF COUNCILS

CONSTITUTION

(Replacing Constitution of 15 August 2017)

1. Name

The name of the Organisation is the **NORTHERN SYDNEY REGIONAL ORGANISATION OF COUNCILS** hereunder referred to as "**The Organisation**".

2. Mission

To provide strong local government leadership, to work co-operatively for the benefit of the Northern Sydney region, and to¹ effectively advocate on agreed regional positions and priorities.

3. Objectives

- i) To strengthen the role of Local Government in regional affairs, particularly where the region may be affected by Commonwealth or New South Wales Government policies.
- ii) To ensure that ~~Councils are participating as leaders as a region- we are providing leadership and participating~~² in the development of: sound urban infrastructure; economic infrastructure and employment opportunities.
- iii) To facilitate the integration of transport, human and environmental infrastructure projects ~~and services~~³ that support opportunities that meet community and business needs.
- iv) To improve the quality of⁴ and access to ~~human- services transport, community, social, cultural and environmental services~~⁵ infrastructure.
- v) To improve the quality and efficiency of Local Government service delivery throughout the Northern Sydney Region.
- vi) To ensure the Organisation develops as a highly credible and cost-effective organisation.

Note: Footnotes do not form part of this Constitution. They provide the explanatory background information. The endorsed version to be registered with NSW Fair Trading will not contain these footnotes.

¹ Janine Ricketts' (JR) addition.

² Janine Ricketts' (JR) comment.

³ Craig Wrightson/General Manager Lane Cove Council (CW/GM, LCC) addition.

⁴ JR's addition.

⁵ CW/GM, LCC - comments.

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4. Membership

- (i) Membership of the Organisation shall be open to, but not restricted to, the following Councils:
 - a. The Council of the Shire of Hornsby
 - b. The Council of the Municipality of Hunters Hill
 - c. The Council of the Municipality of Ku-ring-gai
 - d. The Council of Lane Cove
 - e. **The Council of the Municipality of Mosman**
 - f. The Council of North Sydney
 - g. The Council of the City of Ryde
 - h. The Council of the City of Willoughby
 - i. Any Council newly constituted by amalgamation or otherwise that includes any area formerly within the area of any of the above Councils.
 - j. **Any Council that includes any area in the Northern Sydney region.**⁶
- ii) If any existing member Council is dissolved, amalgamated or otherwise ceases to exist:
 - a. the Council (whether newly formed or otherwise) that becomes the Council for any area within the existing member Council's area automatically becomes a member of the Organisation upon becoming the Council for that area; and
 - b. unless and until the new or continuing member Councils are constituted by elected Councillors, the representation in respect of such member Councils is to be determined in accordance with clause 5.vii) below.
- iii) **An application for membership of the Organisation:**⁷
 - a. **must be made in writing (including by email or other electronic means) or in the form determined by the General Managers Advisory Committee, and**
 - b. **must be received (including by electronic means) by the public officer⁸ of the Organisation.**
- iv) **As soon as practicable after receiving an application for membership, the public officer must refer the application to the Board, which is to determine whether to approve or to reject the application.**

⁶ JR's addition.

⁷ Modified version of model constitution based on cl 3(1), (2), (3), (4), cl 7 (1), (2), (3), (7).

⁸ Public officer is the Executive Director.

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ATTACHMENT 2

- v) As soon as practicable after the Board makes the determination, the public officer must:
 - a. Notify the applicant Council in writing (including by email or other electronic means) that the Board approved or rejected the application (whichever is applicable), and
 - b. If the Board approved the application, request the applicant Council to pay (within a reasonable period after receipt by the applicant of the notification) under this constitution by a member as a pro-rata amount related to the annual membership fee⁹.
- vi) The public officer must, on payment by the applicant Council of the amounts referred to in clause 4 (v) (b) within a reasonable period, enter or cause to be entered the applicant Council in the register list of members and, on being so entered, the applicant Council becomes a member of the Organisation.
- vii) A register list of member Councils, member Councils' address and their nominated delegates of the Organisation, with the date on which the nominated delegates became members, will be kept in New South Wales in electronic form (that can be converted into hard copy) or at the official address of the Organisation.
- viii) The register list of member Councils and their representative delegates will be open for inspection, free of charge, by any member Council of the Organisation at any reasonable hour; and will be available on the Organisation's website.
- ix) A member Council of the Organisation must pay to the Organisation an annual membership fee or other amount determined by the Organisation.¹⁰

5. Representation

- i) A member Council will be represented on the Organisation by 2 delegates,¹¹ as follows:

The Mayor and one other Councillor.
- ii) A member Council shall, at its first ordinary meeting after any Council election, appoint delegates from the Council membership to the Organisation, one of whom shall be the Mayor. Each such delegate shall hold office until the appointment of a successor. At its first ordinary meeting after any Council election, a member Council

⁹ JR's comment.

¹⁰ Modified version of model constitution based on cl 3(1), (2), (3), (4), cl 7 (1), (2), (3), (7).

¹¹ In response to feedback from NSROC President (definition of delegates). Based on example of SSROC Constitution.
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ATTACHMENT 2

shall also appoint 2 alternative delegates¹² (and for the purpose of clause 5(v) below).

- iii) The office of delegate shall become vacant if the delegate:
 - a. ceases to hold the office as a Councillor;
 - b. resigns by letter addressed to the member Council; or
 - c. is absent from three (3) consecutive meetings of the Organisation without having obtained leave of absence from the Organisation;
 - d. is replaced by the member Council at any time.
- iv) Where the office of a delegate becomes vacant, the member Council concerned, at the first convenient ordinary meeting held after such vacancy occurs, should appoint another delegate. In the event of a casual vacancy occurring for the officer bearer (President or Vice-President)¹³, the Board may appoint a member of the Board to hold office, subject to this constitution, until the conclusion of the Annual General Meeting next following the date of appointment.¹⁴
- v) Where the Mayor, and/or ~~either~~ appointed delegate of a Council is/are unable to attend a meeting of the Organisation (or had obtained leave of absence from the Organisation¹⁵), the Council may be represented by another member/s of the Council duly appointed for the purpose of being ~~an~~ alternative delegate/s. This ~~The 2 alternative~~ delegates ~~has~~ have the same voting rights as the Mayor and appointed delegate.¹⁶
- vi) Despite clauses 5.i) to 5.vi) above, in the event that a member Council is not constituted by elected Councillors, and the functions of the Council are being undertaken by an Administrator, the representation in respect of the Council (whether newly formed or otherwise) is to be determined by the Administrator of that Council, who may nominate two (2) delegates to the Organisation for each former member Council, to populate the Board until such time as the elected Council is in place¹⁷.

6. Executive Positions

- i) The Organisation shall elect a President and two (2) Vice Presidents

¹² CW/GM, LCC: appoint 2 alternative delegates.

¹³ JR suggests 'President' instead of office bearer.

¹⁴ From former SHOROC's constitution. Reflects intent of Model Constitution – cl 18 (1).

¹⁵ To address JR's comments: current clause reads like the Council appoints them when someone can't come (ie episodically) whereas it should be a known person and they get the papers so that if they have to step in they have some background.

¹⁶ CW/GM, LCC and JR's feedback: insert 'alternative delegates' in first sentence after the Mayor or delegate. Note: cl 5 (ii) above is already proposing: At its first ordinary meeting after any Council election, a member Council shall also appoint 2 alternative delegates (and for the purpose of clause 5(v) above).

¹⁷ JR's addition.

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ATTACHMENT 2

from its membership. Elections shall be conducted twelve (12) monthly in accordance with the provisions of the Local Government Act 1993 and regulations for the election of Mayor and Deputy Mayor. There is no maximum number of consecutive terms of office of the President and of the Vice Presidents.¹⁸

- ii) The Executive of the Organisation shall be the President and two (2) Vice Presidents.
- iii) Nomination of candidates for election as office-bearers of the Organisation may be made either (a) in writing signed by 2 members of the Organisation and accompanied by the written consent of the candidate and submitted to the public officer at least 7 days before the date of the Annual General Meeting or (b) moved and seconded by members and agreed to by the member candidate verbally at the Annual General Meeting.
- iv) If insufficient nominations are received, any vacant office bearers positions are taken to be a casual vacancy.
- v) If only one nomination is received for any position, the person nominated is taken to be elected.
- vi) If the number of nominations received exceeds the number of vacancies to be filled, a ballot is to be held.¹⁹
- vii) The ballot for the election of office-bearers (the President and Vice Presidents) is to be conducted at the Annual General Meeting in any usual and proper manner that the Board directs.²⁰
- viii) **Role of the Executive**

Between meetings of the Board the role of the Executive shall be to determine matters relevant to the Board's responsibility in circumstances where:

- a. in the opinion of the Executive the matter is such that it must be determined prior to the next ordinary meeting of the Board, and
- b. it would be impractical to convene an extraordinary meeting of the Board.

This role does not have the authority to vary the adopted NRSOC Business Plan and Budget.

¹⁸ Schedule 1 to the Act provides that an association's constitution is to address the maximum number of consecutive terms of office of any office-bearers on the committee.

¹⁹ Reflects Model Constitution – cl 15 (2), (3), (4), (5).

²⁰ Reflects wording of Model Constitution – cl 15 (6).

MM15/18 (continued)**ATTACHMENT 2****7. Role of the Board**

Delegates to the Organisation shall collectively be known as the Board.

The role of the Board shall be to:

- i) Monitor the performance of the Organisation
- ii) ~~Establish~~ Adopt a business plan and ensure its outcomes ~~therein~~
- iii) Adopt annual estimates of revenue and expenditure having regard for the business plan ~~or strategic directions and priorities plan~~
- iv) Review the business plan and its contents as required
- v) ~~Make Set broad~~ policy ~~direction consistent decisions within~~ the objectives of the Organisation.²¹

8. The Role of the President

- i) The President shall preside at all meetings of the Organisation. ~~The President may nominate a Vice President (if available) to preside and chair the meeting of the Organisation if the President will be absent at that meeting.~~²²
- ii) The President, unless otherwise directed by resolution of the Organisation, shall:
 - a. Chair meetings of the Organisation
 - b. Act as spokesperson for the Organisation
 - c. Exercise leadership and give direction to the Organisation
 - d. Represent the Organisation to other Agencies and Governments
 - e. Present the Organisation and its decisions in a positive way to the community, media, government and other interested groups
 - f. Together with the General Managers' Advisory Committee (GMAC) authorise the expenditure of funds provided provisions has been made within the adopted budget
 - g. Call special meetings as required.
- iii) ~~The President can delegate any of the above functions to the Secretary (Chair of GMAC) and the public officer (Executive Director) as required.~~²³

²¹ JR's comments.

²² Partially reflects WSROC's constitution.

²³ JR: needs to be capacity to be apparent that Chair of GMAC and ED may speak for the ROC.

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MM15/18 (continued)**ATTACHMENT 2****9. Role of General Managers' Advisory Committee**

The Organisation shall appoint a General Managers' Advisory Committee (GMAC), comprising of the General Manager of each of the member Council. One of the General Managers shall be appointed by the Board²⁴ as Chair of GMAC and also as Secretary of the Board. Another of the General Managers of a member Council shall be appointed as Treasurer of the Board. ~~and~~. The role of the Committee will be to:

- i) Advise on administrative and planning matters.
- ii) Exercise general supervision²⁵ of the Organisation's staff and resources including the authorisation and the delegated authorisation of the Organisation's staff, of expenditure within the budget approved by the Board; and in accordance with the NSROC Financial Delegations and Authorisations schedule.²⁶
- iii) Submit reports and recommendations to the Board for policy decision.
- iv) Have general supervision of projects and activities in the Business Plan.

10. Meetings of the Board

- i) The Board of the Organisation will meet quarterly each year in ~~February, May, August and November on the first Thursday of the month~~²⁷ (or an otherwise agreed to date) to consider policy, projects and major issues.
The Annual General Meeting shall be held to immediately follow the last business meeting of the Board held in November of each year (or an otherwise agreed to date).²⁸
- ii) The financial statements of the Organisation shall be submitted to

²⁴ JR's insertion.

²⁵ JR's comments: this needs change. There needs to be a clear capacity for the ED to operate under delegation to expend funds up to a certain limit. It will never be the case that all expenditure is approved by GMAC. Refer to the financial delegations schedule.

²⁶ In response to JR's feedback (above) re: delegation to expend funds & financial delegations schedule.

²⁷ CW/GM, LCC and JR's feedback.

²⁸ AGM to be held in November - same as SSROC's constitution and the then SHOROC's constitution.

Note: Financial auditor currently conducts audits in September each year, which can take up to 4 weeks. If AGM is to be held in October, the auditor will need to commence audits in August which is a busy period for auditors soon after the financial year.

LG elections are held usually on the second Sat in September. Adequate time is needed for Councils to hold their meetings to appoint delegates after the election results. Timeline also needs to accommodate for a GMAC meeting to be held ahead of the AGM for GMs to review the annual financials & audit results.

AGM held in early November (as currently) is more practicable in terms of timing.

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the Annual General Meetings.

- iii) Each member Council and delegates shall be notified of meetings not less than seven days before each meeting. In the case of a Special Meeting, 48 hours notice shall be given. The President will preside at all meetings of the Organisation or, in the absence of the President, **one of the Vice Presidents, as nominated by the President²⁹.**

In the absence of the President and Vice President, the delegates present at a meeting shall elect one of their members to preside.

- v) **A Councillor of a member Council may attend and observe ~~speaking~~ meetings of the Organisation. Any senior staff of a Council, which is a member, may also attend and observe ~~speaking~~ meetings of the Organisation. With the consent of the meeting, observers may be invited to speak at the meeting.³⁰ GMAC and the Organisation's Executive Director and senior staff may speak at meetings of the Organisation as required by the discussion, business or agenda item.**

- v) A Special Meeting of the Organisation may be called by:

- a. The President
- b. Notice signed by three delegates.

- vi) **If the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the Organisation, a resolution is passed by the Organisation as a special resolution³¹, if it is supported by votes at least equivalent to three-fourths of the total number of appointed delegates represented on the Organisation and entitled to vote under this constitution on the proposed resolution, provided that the majority of member Councils are represented by at least one delegate:**

- a. At a meeting of the Organisation of which notice has been given to its member Councils no later than 21 days before the date on which the meeting is held, or
- b. In such other manner as the President may direct.

11. Business at Meetings

Business conducted at a meeting of the Organisation shall consist of:

²⁹ JR's additions.

³⁰ JR's feedback. She suggests it is worth separating observing and being invited to speak. There has been confusion on this in the past.

³¹ A special resolution must be passed in accordance with section 39 of the Act. Wording reflects section 39, and also mirroring clause 28 of the current NSROC constitution or new clause 28 of the proposed NSROC constitution.

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- i) Matters of which due notice has been given.
- ii) Matters, which the President determines to be of urgency of which due notices has not been given.
- iii) Consideration of recommendations, reports and correspondence which are consistent with the objectives of the Organisation.
- iv) Matters, which fall outside the scope of the Business Plan, Strategic Plan or objectives of the Organisation, but otherwise, serious or significant to the objectives of the Organisation or the functioning of the Organisation, shall be taken on notice and subject to member Councils' resolution.³²

12. Voting

- i) At meetings of the Organisation each delegate, or each bona fide alternative delegate representing a delegate, shall be entitled to vote.
[See Article Clause 5 Representation, items v) and vi).]
- ii) The President shall have both a deliberative vote and, in the event of equality of votes, a casting vote, other than in the election of President or Vice President.
- iii) All votes must be given personally and there is no provision for voting by proxy

13. Quorum

- i) A quorum at a meeting of the Organisation shall consist of a number being half of the number of member Councils plus one additional member Council.³³
- ii) A quorum of a Sub-Committee of the Organisation shall be a majority of members appointed.

14. Procedure

The procedure at a meeting of the Organisation shall be in conformity as far as possible with the procedure for meetings of Council and Committees as prescribed by regulations made under the *Local Government Act 1993*, as amended, and in accordance with standing orders adopted by the Organisation which are not in conflict with the above, and subject to such

³² JR's comments: To capture anything being voted on that is outside the business plan or otherwise serious/unexpected should be taken on notice subject to member Councils' resolution to support. This came up with merger talks and waste contract. The delegates cannot bind their councils, unless already adopted.

³³ Note: 'Number of member Councils' in SSROC's constitution and Centroc's constitution. Former SHOROC's constitution: 'half of the number of delegates plus one'.

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ATTACHMENT 2

arrangement as may be made from time to time by the Organisation,³⁴

15. Resolution of Internal Disputes

- i) A disputes between a delegates and another delegate (in their capacity as members) of the Organisation, ~~and~~ or a disputes between a delegates or delegates and the Organisation, are to be referred to a community justice centre for mediation ~~in accordance with~~ under the Community Justice Centres Act 1983.³⁵
- ii) At least 7 days before a mediation session is to commence, the parties are to exchange statements of the issues that are in dispute between them and supply copies to the mediator.
- iii) If a dispute is not resolved by mediation within 3 months of the referral to a community justice centre, the dispute is to be referred to arbitration.³⁶
- iv) The Commercial Arbitration Act 2010 applies to a dispute referred to arbitration.³⁷

16. Disciplining of Delegates

- i) A complaint may be made to the Board by any person that is a delegate of the Organisation that a delegate:
 - a. has persistently refused or neglected to comply with a provision or provisions of the rules;
 - b. has persistently and wilfully acted in a manner prejudicial to the interests of the Organisation ~~association~~.
- ii) The Board may refuse to deal with a complaint if it considers the complaint to be trivial or vexatious in nature.³⁸
- iii) If the Board decides to deal with the complaint, the Board: ~~On receiving such a complaint, the Board:~~
 - a. must cause notice of the complaint to be served on the delegate concerned; and

³⁴ JR's comments: This means matters are determined by majority...carrying over the words from LG docs and restating here. Note: Same wording used in the then SHOROC's constitution. Similar wording in SSROC's constitution & NOROC's constitution (but both contain similarly: 'subject to such arrangement as may be made from time to time by the Organisation').

³⁵ More closely reflecting language of Model Constitution's clause 10 (1).

³⁶ Model Constitution – clause 10(2).

³⁷ Model Constitution – clause 10(2). Also, Model constitution – clause 10 (3).

³⁸ Model Constitution – clause 11 (2).

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- b. must give the delegate at least 14 days from the time the notice is served within which to make submissions to the Board in connection with the complaint; and
- c. must take into consideration any submissions made by the delegate in connection with the complaint.
- iv) The Board may, by resolution, dismiss³⁹ the council delegate from membership of the Organisation or suspend the delegate from membership of the Organisation if, after considering the complaint and any submissions made in connection with the complaint⁴⁰, it is satisfied that the facts alleged in the complaint have been proved and the dismissal or suspension is warranted in the circumstances⁴¹.
- v) If the Board dismisses⁴² or suspends a delegate, the President or Secretary⁴³ must, within 7 days after the action is taken, cause written notice to be given to the delegate of the action taken, of the reasons given by the Board for having taken the action and of the delegate's right of appeal under Article Clause 17.
- vi) The dismissal⁴⁴ or suspension does not take effect:
 - a. Until the expiration of the period within which the delegate is entitled to appeal against the resolution concerned, or
 - b. If within that period the delegate exercises the right of appeal, unless and until the Organisation confirms the resolution under clause 17,whichever is the later.⁴⁵

17. Right of Appeal of Disciplined Delegate

- i) A delegate may appeal to the Organisation in general meeting against a resolution of the Board under Clause 16., within 7 days after notice of the resolution is served on the delegate, by lodging with the Executive or the Secretary⁴⁶ a notice to that effect.
- ii) The notice may, but need not, be accompanied by a statement of the grounds on which the delegate intends to rely for the purposes of the appeal.
- iii) On receipt of a notice from a delegate under subClause (i), the

³⁹ Model Constitution – cl 11(4) uses the word 'expel'.

⁴⁰ Model Constitution – cl 11 (4) wording.

⁴¹ Model Constitution – cl 11 (4) although Model Constitution uses the word 'expulsion' instead of 'dismissal'.

⁴² Model Constitution uses the word 'expels'.

⁴³ Model Constitution – cl 11 (5) refers to the 'secretary'.

⁴⁴ Model Constitution uses the word 'expulsion' instead of dismissal.

⁴⁵ Model Constitution – cl 11 (6). Model Constitution uses the word 'expulsion' instead of dismissal.

⁴⁶ Model Constitution – clause 12 (1) refers to the secretary.

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Executive ~~or the Secretary~~⁴⁷ must notify the Board, which is to convene a general meeting of the Organisation to be held within 28 days after the date on which the Executive ~~or the Secretary~~⁴⁸ received the notice.

- iv) At a general meeting of the Organisation convened under ~~subclause~~ (iii):
 - a) ~~No business other than the question of the appeal is to be transacted and~~⁴⁹
 - b) the Executive ~~or the Board~~⁵⁰ and the delegate must be given the opportunity to state their respective cases orally or in writing, ~~or both~~, and
 - c) the members present are to vote by secret ballot on the question of whether the resolution should be confirmed or revoked.
- v) If at the general meeting the Organisation passes a special resolution in favour of the confirmation of the resolution, the resolution is confirmed.⁵¹

18. Powers of the Organisation

- i) ~~Subject to the Act, the Regulation, this constitution and any resolution passed by the Board in general meeting, The~~⁵² Organisation shall, for the mutual benefit of the areas of the member Councils have power, ~~in accordance with this Constitution~~⁵³, to:
 - a. Make submissions to Governments and other agencies in respect of the areas of the member Councils, consistent with the objectives of the Organisation and adopted Business Plan;
 - b. Carry out the objectives of the Organisation; and
 - c. Receive funds in respect of the:
 - i. staffing of the Organisation
 - ii. carrying out of projects or studies agreed by the Organisation
 - iii. for any purpose that may be authorised by the Organisation.

⁴⁷ Model Constitution - cl 12 (3) refers to the secretary.

⁴⁸ Model Constitution - cl 12 (3) refers to the secretary.

⁴⁹ Model Constitution - cl 12 (4)(a).

⁵⁰ Model Constitution - cl 12 (4)(b) refers to the committee (ie the Board).

⁵¹ Model constitution - cl 12 (5): The appeal is to be determined by a simple majority of votes cast by members of the association.

⁵² Reflects language of Model Constitution - cl 13.

⁵³ Already subject to this constitution at the beginning of the clause.

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- ii) The above shall not affect the right of an individual Council acting in its own right on any matters.
- iii) The control, regulation, maintenance and management of the exercise of these powers is vested in the meetings of delegates in accordance with this Constitution subject to any delegation of authority which may have been granted.
- iv) By resolution, and within limits defined in such resolution, to authorise the Executive, a member Council's representative, a staff delegate or a properly appointed sub-committee consisting either whole or part of elected representatives, staff or other persons to exercise or perform on behalf of the Organisation any power, authority, duty or function other than any power, authority, duty or function, the Organisation, by resolution, reserves for itself.

19. Staffing

The Organisation shall have the power to appoint such staff as the Organisation may require from time to time.

20. Advisory Sub-Committees

- i) The Organisation may, from time to time, appoint any number of Committees in connection with any work, activity or object of the Organisation.
- ii) The Organisation shall have power to co-opt any person to assist and/or comprise a sub-committee.

21. Office

The Office of the Organisation shall be at any one of the Member Councils.

22. Financial year

~~The Organisation's financial year shall commence on 1 July and terminate on 30 June of the following year. The Organisation's financial year shall commence on 1 July and terminate on 30 June.~~

23. Finance

- i) The Organisation shall determine, ~~prior to the February Board Meeting~~⁵⁴ each year, an Annual Budget which will include:
 - the amount of proposed revenue and expenditure by the Organisation
 - the amount in hand available for such expenditure

⁵⁴ The annual budget has not been determined at the February Board meeting over the years.

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- any additional amount required to be raised to meet such expenditure
- ii) In the event of any expenditure not covered by the Annual Budget, the Organisation shall prepare a statement showing:
 - the amount and nature of the extraordinary expenditure
 - the amount in hand available to meet the expenditure after allowing for estimated ordinary expenditure for the balance of the year
 - any additional amount required to be raised to meet the extraordinary expenditure
- iii) The Organisation shall levy each member Council on a basis agreed by all member Councils, the member's proportion of the amount required to meet the expenditure referred to in **this Clause and Clauses 18, 19 and 20**. The member's contribution shall be determined by resolution of the Organisation at the time of adopting the annual budget. **Any agreed levy, contribution or payment shall be made by the member Council within the specified date given by the Organisation⁵⁵.**
- iv) The Organisation shall pay all moneys received by it to a bank account held in the name of the Organisation and shall use such moneys for the purpose of, and subject to, the terms of this Constitution.
- v) All accounts shall be operated in such manner and by such persons as the Organisation shall from time to time determine. Payments of accounts may be authorised by both the Board President and the Chairman of the General Managers' Advisory Committee. All payments made shall be reported to the Board.
- vi) The accounts of the Organisation shall be kept according to the same principles as the accounts of a member Council and in such books and form as are approved by the auditors to the Organisation.

24. Auditors

- i) The Organisation shall appoint an auditor who shall annually audit the accounts of the Organisation.
- ii) The audited accounts shall be presented to **the Annual General Meeting⁵⁶ of the Organisation in November each year, ~~a meeting of the Organisation prior to 30 November each year.~~**

⁵⁵ JR's feedback: suggest timeline for levying and payment to avoid slow payments.

⁵⁶ CW/GM, LCC's feedback. The last Board meeting and AGM with financial statements are held on the second Thursday in November.

MM15/18 (continued)**ATTACHMENT 2****25. Annual Report**

The Organisation shall submit an Annual Report to each of the member Councils with the notice of the Annual General Meeting.

26. Co-operation

For the purpose of performing any powers, duties or functions, the Organisation may make use of the services of an employee of a member Council if the prior approval of the Council is obtained.

27. Termination of Membership

- i). A Council may withdraw from membership of the Organisation on giving twelve months notice of termination to the Organisation. When such termination takes effect, no contribution shall be refunded, no funds will be distributed, and the Constitution remains in force between the remaining members of the Organisation.
- ii). If a member of the Organisation ceases to be a member under subclause i), and in every other case where a member ceases to hold membership, the secretary or public officer must make an appropriate entry in the register list of members recording the date on which the member ceased to be a member (on the expiration of the period of notice).

28. Amendments

This Constitution may be altered from time to time by a resolution passed at a meeting of the Organisation by votes equivalent to three-fourths the number of delegates entitled to vote, provided that the majority of member Councils are represented by at least one delegate.

29. Termination of Organisation

~~Upon the termination of this Organisation the debts and liabilities of the Organisation shall be discharged out of the assets of the Organisation. The balance of the assets shall be given or transferred in shares relative to the contribution by each member Council to the member Councils remaining immediately before the termination of the Constitution.~~

- (1) Subject to the Act and the Regulations, in a winding up of the Organisation, any surplus property of the Organisation is to be transferred to another organisation with similar objects and which is not carried on for the profit or gain of its individual member Councils.
- (2) In this clause, a reference to the surplus property of an Organisation is a reference to that property of the Organisation remaining after satisfaction of the debts and liabilities of the Organisation and the costs, charges and

MM15/18 (continued)

ATTACHMENT 2

expenses of the winding up of the Organisation,⁵⁷

30. Member's Liabilities

The liability of a member ~~Council~~ of the Organisation to contribute towards the payment of the debts and liabilities of the association or the costs, charges and expenses of the winding up of the association is limited to the amount, if any, unpaid by the member in respect of the association as required ~~under Article 23~~ by Clause 23 (iii).

31. Common Seal

- i) The common seal of the Organisation must be kept in the custody of the public officer ~~or Secretary of the Organisation (Executive Director)~~.
- ii) The common seal must not be affixed to any instrument except by the authority of the Executive and the affixing of the common seal must be attested by the signatures of either 2 members of the Executive or by 1 member of the Executive and of the ~~Public Officer (Executive Director)~~.

32. Custody of Books

Except as otherwise provided by these rules, ~~all records, books and other documents relating to the Organisation must be kept in New South Wales, at the main premises of the Organisation, in the custody of the public officer or secretary of the Organisation (as the Board determines), the public officer must keep in his- or her custody or under his or her control all records, books and other documents relating to the Organisation.~~⁵⁸

33. Inspection of Books

- a. The records, books and other documents of the Organisation must be open to inspection, free of charge, by a member of the Organisation at any reasonable hour.
- b. ~~Despite subclause i), the Organisation may refuse to permit a member of the Organisation to inspect or obtain a copy of records of the Organisation that relate to confidential, personal, employment, commercial or legal matters or where to do so may be prejudicial to the interests of the Organisation.~~⁵⁹

⁵⁷ From the Model Constitution – cl 42 (1) & (2): replaced Model Constitution's wording 'association' with 'Organisation' and added 'member Councils' instead of just 'members' from the Model Constitution. Note: Section 65 of the Act provides for distribution of surplus property on the winding up of an association. Section 65 (2) of the Act: *In a winding up of an association, the surplus property of the association is to be distributed in accordance with a special resolution of the association. Note in particular, Section 65 (4): Surplus property or any part of it that consists of property supplied by a government department or public authority, including any unexpended portion of a grant, must be returned to the department or authority that supplied it or to a body nominated by the department or authority.* 'Public authority' includes local government authority.

⁵⁸ Reflects wording of Model Constitution – cl 44 (a).

⁵⁹ Reflects Model Constitution – cl 45 (3).

Note: Footnotes do not form part of this Constitution. They provide the explanatory background information. The Attachment: With Explanatory Footnotes - REVISED - Final Draft NSROC Constitution – 30 April 2018. 18

MM15/18 (continued)

ATTACHMENT 2

HISTORY:

- Constitution Adopted 15 December, 1999.
- Amended 4 November 2004
- Amended 30 September 2016
- Amended 15 August 2017
- Amended 9 August 2018

endorsed version to be registered with NSW Fair Trading will not contain these footnotes.

Attachment: With Explanatory Footnotes - REVISED - Final Draft NSROC Constitution – 30 April 2018

17

MM15/18 (continued)
ATTACHMENT 3
Attachment C – Required matters under Schedule 1 to the *Associations Incorporation Act* in NSROC Constitution

The table below sets out each matter that is required to be covered by a constitution under Schedule 1 to the *Associations Incorporation Act* and notes whether the NSROC Constitution has addressed that matter.

No.	Matter	Detail	Whether matter addressed?
1	Membership qualifications	The qualifications (if any) for membership of the association.	Addressed in clause 4.
2	Register of members	The register of the association's members.	The current NSROC Constitution makes no explicit reference to a 'register' of members. The proposed amendments to clause 4 include references to the register of members (new sub-clauses vi; vii and viii of clause 4). Addressed in clause 23(iii).
3	Fees subscriptions etc.	The entrance fees, subscriptions and other amounts (if any) to be paid by the association's members.	Addressed in clause 30.
4	Member's liabilities	The liability (if any) of the association's members to contribute towards the payment of the debts and liabilities of the association or the costs, charges and expenses of the winding up of the association.	Addressed in clause 30.
5	Disciplining of members	The procedure (if any) for the disciplining of the association's members and the mechanism (if any) for appeals by members in respect of disciplinary action taken against them.	Clauses 16 and 17 refer to the disciplining of 'delegates' rather than members. Arguably these clauses implicitly apply to the members on behalf of which the relevant delegates are acting. Addressed in clause 15.
6	Internal disputes	The mechanism for the resolution of disputes between members (in their capacity as members) and between members and the association.	Addressed in clause 15.
7	Committee	The constitution and functions of the committee, including: (a) the election or appointment of the committee members, and (b) the terms of office of the committee members, and (b1) the maximum number of consecutive terms of office of any office-bearers on the committee, and (c) the grounds on which, or reasons for which, the office of a committee member is to become vacant, and (d) the filling of casual vacancies occurring on the committee, and (e) the quorum and procedure at meetings of the committee.	The NSROC Constitution does not expressly refer to a 'committee' although the Board (clause 7) appears to be analogous to that concept. The matters are addressed in clauses 5, 6, 7, 13 and 14. Clause 6 (i) no maximum number of consecutive terms of office bearer. This addressed new requirement (b1) of Schedule 1.

MM15/18 (continued)
ATTACHMENT 3

No.	Matter	Detail	Whether matter addressed?
8	Calling of general meetings	The intervals between general meetings of the association's members and the manner of calling general meetings.	Addressed in clause 10.
9	Notice of general meetings	The time within which, and the manner in which, notices of general meetings and notices of motion are to be given, published or circulated.	Addressed in clause 10(iii) and 10(vi).
10	Procedure at general meetings	The quorum and procedure at general meetings of the association's members, and whether members are entitled to vote by proxy at general meetings.	Addressed in clauses 12, 13 and 14.
11	Postal ballots	The kinds of resolution that may be voted on by means of a postal ballot.	Addressed in clause 12 and clause 12 (iii). The NSROC Constitution states that all votes must be given personally.
12	Sources of funds	The sources from which the funds of the association are to be or may be derived.	Addressed in clause 23(iii), which refers to a 'levy' from members.
13	Management of funds	The manner in which the funds of the association are to be managed and, in particular, the mode of drawing and signing cheques on behalf of the association.	Clause 23 outlines how the Organisation is to manage the funds. The mode of drawing and signing cheques on behalf of the association is not addressed. The Organisation does mostly online banking and rarely draws or signs cheques. If the constitution is silent, relevant provisions of the model constitution will apply.
14	Custody of books etc.	The custody of books, documents and securities of the association.	Addressed in clause 32.

MM15/18 (continued)**ATTACHMENT 3**

No.	Matter	Detail	Whether matter addressed?
15	Inspection of books etc.	The inspection by the association's members of books and documents of the association.	Addressed in clause 33.
16	Financial year	The association's financial year.	Addressed in clause 22.
17	Winding up	The winding up of the association.	Addressed in clause 29.

1 CONFIRMATION OF MINUTES - Council Meeting held on 22 May 2018

Report prepared by: Senior Coordinator - Governance**File No.:** CLM/18/1/1/2 - BP18/498

REPORT SUMMARY

In accordance with Council's Code of Meeting Practice, a motion or discussion with respect to such minutes shall not be in order except with regard to their accuracy as a true record of the proceedings.

RECOMMENDATION:

That the Minutes of the Council Meeting 6/18, held on 22 May 2018 be confirmed.

ATTACHMENTS

1 MINUTES - Ordinary Council Meeting - 22 May 2018

ITEM 1 (continued)

ATTACHMENT 1

**Council Meeting
MINUTES OF MEETING NO. 6/18**

Meeting Date: Tuesday 22 May 2018
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 7.00pm

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

Note: Councillor Moujalli left the meeting at 12.14pm and did not return. He was not present for consideration or voting on Notice of Motion 11 – Ryde Local Environment Plan and Questions with Notice.

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate and Organisational Support Services, Director – City Planning and Development, Acting Director – City Works and Infrastructure, General Counsel, Chief Financial Officer, Manager – Communications, Customer Service and Events, Communications Coordinator, Digital Communications Coordinator, Executive Officer – Ryde Central, Executive Assistant – General Manager and Administration Officer – Councillor Support.

PRAYER

Pastor Dr Keith Ng of the Evangel Bible Church, Putney 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 Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Item 3(5) – Footway along Pittwater Road between Rene Street and Field of Mars Car Park for the reason she lives a few streets away from Pittwater Road.

Councillor Gordon disclosed a Less than Significant Non-Pecuniary Interest in Item 3(5) – Footway along Pittwater Road between Rene Street and Field of Mars Car Park for the reason he lives nearby.

Councillor Zhou disclosed a Less than Significant Non-Pecuniary Interest in Item 3(7) – Investigation into Potential Regular Market Sites for the reason he knows Ms Lin Lau, the current operator of Eastwood Night Market.

ITEM 1 (continued)

ATTACHMENT 1

TABLING OF PETITIONS

No Petitions were tabled.

PROCEDURAL MOTION

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Yedelian OAM)

That Council allow video recording by members of the gallery of the public participation and Councillor debate and consideration on Notice of Motion 4 – Republic of Artsakh.

On being put to the meeting, Councillor Kim abstained from voting and accordingly his vote was recorded Against the Motion.

Record of the Voting

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

Against the Motion: Councillors Clifton and Kim

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Colin Waring	Item 3(7) – Investigation into Potential Regular Market Sites
Mei Gee McMullen (representing Loong Fong Pty Ltd)	Item 3(7) – Investigation into Potential Regular Market Sites
Tony Tang (representing Ryde Community Forum)	Item 3(7) – Investigation into Potential Regular Market Sites
Kaylar Michaelian	Notice of Motion 4 – Republic of Artsakh
Panos Borghonzian (representing Ryde Armenian Community)	Notice of Motion 4 – Republic of Artsakh
Haig Kayserian (representing Armenian National Committee of Australia)	Notice of Motion 4 – Republic of Artsakh
Varto Zaitounian (representing Armenian Youth Federation of Australia)	Notice of Motion 4 – Republic of Artsakh

ITEM 1 (continued)

ATTACHMENT 1

Name	Topic
Gary Mazloumian	Notice of Motion 4 – Republic of Artsakh
Anna Berberian	Notice of Motion 4 – Republic of Artsakh
Gary Squire	Notice of Motion 5 – Disabled Accessible Taxi Parking Space, Pope Street, Ryde
Anthony Bernauer	Notice of Motion 5 – Disabled Accessible Taxi Parking Space, Pope Street, Ryde
Professor David Wilkinson (representing Macquarie University)	MM12/18 – Invitation: Innovation Partner – Venture Café

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Victor Taffa	Installation of traffic lights at Adelaide Street and Constitution Road intersection.
Jeff Salvestro-Martin	Ryde Planning
Robyn Slothouber	Ryde Planning – ideas put forward regarding planning

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That Council allow two (2) speakers to address the Meeting in respect of Item 3(7) – Investigation into Potential Regular Market Sites, the time being 7.58pm.

Record of the Voting

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

Against the Motion: Councillor Maggio

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Lin Abbott	Item 3(7) – Investigation into Potential Regular Market Sites
Joseph Yu (representing Chinese Seniors Citizen Club)	Item 3(7) – Investigation into Potential Regular Market Sites

ITEM 1 (continued)

ATTACHMENT 1

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Maggio and Purcell)

That Council now consider the following Items, the time being 8.04pm:-

- **Item 3(7)** – Report of the Works and Community Committee Meeting - Investigation into potential regular market sites
- **Notice of Motion 4** – Republic of Artsakh – Councillor Sarkis Yedelian OAM
- **Notice of Motion 5** – Disabled Accessible Taxi Parking Space, Pope Street, Ryde – Councillor Peter Kim
- **Mayoral Minute 12/18** – Innovation Partner – Venture Café – Mayor, Councillor Jerome Laxale

Record of the Voting

For the Motion: Unanimous

COUNCIL REPORT

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 4/18 held on 8 May 2018

7 INVESTIGATION INTO POTENTIAL REGULAR MARKET SITES

Note: Councillor Zhou disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he knows Ms Lin Lau, the current operator of Eastwood Night Market.

Note: Colin Waring, Mei Gee McMullen (representing Loong Fong Pty Ltd), Tony Tang (representing Ryde Community Forum), Lin Abbott and Joseph Yu (representing Chinese Seniors Citizen Club) addressed the meeting in relation to this Item.

MOTION: (Moved by Councillors Maggio and Clifton)

- (a) That Council support the commencement of community consultation for a regular monthly market to be established within Anderson Park/Ryde Wharf Reserve.
- (b) That Council support the commencement of community consultation for a regular monthly market to be established in West Ryde Plaza following embellishment works.

ITEM 1 (continued)

ATTACHMENT 1

- (c) That the City of Ryde continue the Eastwood Night Markets until 30 June 2018, which is the end of the current lease and that an Expression of Interest be considered with the night markets to be held once per month.

AMENDMENT: (Moved by Councillors Gordon and Kim)

- (a) That Council support the commencement of community consultation for a regular monthly market to be established within Anderson Park/Ryde Wharf Reserve.
- (b) That Council support the commencement of community consultation for a regular monthly market to be established in West Ryde Plaza following embellishment works.
- (c) That the City of Ryde continue with the current arrangement until June 2019, or until such time that the redevelopment of the Eastwood Plaza is undertaken, whichever is earlier.

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

Record for the Voting:

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

Against the Amendment: Councillors Moujalli, Brown, Maggio and Lane

RESOLUTION: (Moved by Councillors Brown and Yedelian OAM)

That this Item be dealt with in Seriatim.

Record for the Voting:

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

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

Note: This Item was then dealt with in Seriatim.

ITEM 1 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by Councillors Gordon and Kim)

- (a) That Council support the commencement of community consultation for a regular monthly market to be established within Anderson Park/Ryde Wharf Reserve.

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Gordon and Kim)

- (b) That Council support the commencement of community consultation for a regular monthly market to be established in West Ryde Plaza following embellishment works.

For the Motion: Unanimous

RESOLUTION: (Moved by Councillors Gordon and Kim)

- (c) That the City of Ryde continue with the current arrangement until June 2019, or until such time that the redevelopment of the Eastwood Plaza is undertaken, whichever is earlier.

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

Against the Motion: Councillors Brown, Lane, Maggio, Moujalli and Yedelian OAM

RESOLUTION: (Moved by Councillors Gordon and Kim)

- (a) That Council support the commencement of community consultation for a regular monthly market to be established within Anderson Park/Ryde Wharf Reserve.
- (b) That Council support the commencement of community consultation for a regular monthly market to be established in West Ryde Plaza following embellishment works.
- (c) That the City of Ryde continue with the current arrangement until June 2019, or until such time that the redevelopment of the Eastwood Plaza is undertaken, whichever is earlier.

ITEM 1 (continued)

ATTACHMENT 1

NOTICES OF MOTION

4 REPUBLIC OF ARTSAKH - Councillor Sarkis Yedelian OAM

Note: Kaylar Michaelian, Panos Borghonzian (representing Ryde Armenian Community), Haig Kayserian (representing Armenian National Committee of Australia), Varto Zaitounian (representing Armenian Youth Federation of Australia), Gary Mazlounian and Anna Berberian addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillor Yedelian OAM and the Mayor, Councillor Laxale)

- (a) That Ryde City Council notes that 2018 marks the thirtieth anniversary of the start of the Artsakh Liberation movement, which led to the 1991 declaration of independence of the Republic of Artsakh (previously NagornoKarabakh).
- (b) That Ryde City Council:
 - (i) acknowledges the importance of the basic human right to self determination and a free and a democratic society,
 - (ii) recognises the right to self-determination of all peoples including those of the Republic of Artsakh,
 - (iii) notes the Republic of Artsakh's sustained efforts towards creating a free and democratic society through the use of legitimate parliamentary elections and its continued efforts to develop a responsible government,
 - (iv) supports and encourages the Republic of Artsakh's involvement within the international community and further encourages its engagement with the international community to reach a solution to the existing regional problems to establish peace and stability,
 - (v) encourages peaceful relations and the continued promotion of humanitarian and economic support for the people of the Republic of Artsakh; and
 - (vi) calls on the Commonwealth Government to officially recognise the independence of the Republic of Artsakh and strengthen Australia's relationship with the Republic of Artsakh and its citizens.

Record for the Voting:

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

5 DISABLED ACCESSIBLE TAXI PARKING SPACE, POPE STREET, RYDE - Councillor Peter Kim

Note: Councillor Yedelian OAM left the meeting at 9.00pm and was not present for consideration or voting on this Item.

Note: Gary Squire and Anthony Bernauer addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Kim and Maggio)

- (a) That Council provides a dedicated “Disabled Accessible Taxi” parking space on Pope Street immediately south of the ramp serving the existing disabled parking space subject to Ryde Traffic Committee approval.
- (b) That the Taxi Council be advised that taxis are permitted to drop off patrons within this space, however only disabled accessible taxis are permitted to stand in the subject parking space.
- (c) That the Social Inclusion Advisory Committee be advised of the progress of the above works at its next meeting subject to the project acquiring the necessary approvals.
- (d) That funding be made available from the 2018/2019 Operational Plan, Traffic Calming Devices program.

Record of the Voting

For the Motion: Unanimous

Note: Councillor Yedelian OAM returned to the meeting at 9.04pm.

MAYORAL MINUTES

12/18 INVITATION: INNOVATION PARTNER - VENTURE CAFE - Mayor, Councillor Jerome Laxale

Note: Professor David Wilkinson (representing Macquarie University) addressed the meeting in relation to this Item.

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Gordon)

- (a) That Council accepts the invitation to become an Innovation Partner with Venture Café for a trial period of three years (2018-19, 2019-20 and 2020-21).

ITEM 1 (continued)

ATTACHMENT 1

- (b) That the fee of \$50,000 be funded from the Macquarie Park Special Levy, as proposed in the Four Year Delivery Plan (2018-2022).
- (c) That Council's partnership with MPID and Venture Café is reviewed in 2021-22.

Record of the Voting

For the Motion: Unanimous

13/18 SUPERINTENDENT JOHN DUNCAN - Mayor, Councillor Jerome Laxale

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That the transfer of Superintendent Duncan from Ryde Local Area Command be noted and that Council endorse the actions of the Mayor in thanking Superintendent Duncan for his service to the local area and its residents.
- (b) That the Mayor write to the new Superintendent for the Ryde Local Area Command and he be invited to a Welcome reception by the Mayor and Councillors.

Record of the Voting

For the Motion: Unanimous

14/18 RACIST POSTERS – RYDE - Mayor, Councillor Jerome Laxale

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Gordon)

建議：

제안

- a) That the City of Ryde condemn those responsible for the distribution of racist material in our community

萊德市譴責那些負責在我們的社區散發種族主義材料的人。

라이드 시는 우리 커뮤니티 안에서의 인종차별 유인물 배포를 규탄한다.

- b) That Council acknowledge that our City is made richer by the many peoples and cultures who choose to live, work and learn in our community

ITEM 1 (continued)

ATTACHMENT 1

市政府承認，許多選擇在我們社區生活，工作和學習的許多人民和文化，豐富了整個城市。

카운슬은 우리 공동체가 다양한 민족과 문화를 가지고 이 지역에서 일하고, 공부하며 사는 사람들로 인해 풍요로워지는 것을 지지한다.

- c) That the City Of Ryde reaffirm its commitment to the “Racism! It stops with me” campaign and continue to promote this initiative through city-wide communications and normal media channels

萊德市重申了對“種族主義！由我喊停”運動的支持，並繼續通過城市廣泛的宣傳和媒體渠道推動這一舉措。

라이드시는 "Racism! It stops with me(인종 차별주의! 나에게서 멈추다)" 캠페인에 전념할 것을 재확인하고, 도시 전역의 의사소통 방법 및 일반 미디어 채널을 통해 이 계획을 계속 홍보할 것이다.

- d) That The General Manager write to the Community Harmony Reference Group, Festivals and Events Advisory Committee and the Ryde Youth Council seeking feedback on ways the City of Ryde can further promote multiculturalism and inclusiveness

市政府總經理將致函社區和諧委員會，節日和活動諮詢委員會以及萊德青年理事會，徵求進一步促進萊德市多元文化和包容性方面的反饋意見。

제네럴 매니저가 Community Harmony Reference Group, Festival and Event Advisory Group과 Ryde youth Council에 서면으로 라이드시가 다민족주의와 통합 사회를 추구함에 있어 더 나은 방안들에 대한 조언을 구한다.

Record of the Voting

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Council Meeting held on 24 April 2018

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

That the Minutes of the Council Meeting 5/18, held on 24 April 2018 be confirmed.

Record of the Voting

For the Motion: Unanimous

2 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

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

- **Item 3** - Report of the Works and Community Committee Meeting 4/18 held on 8 May 2018
- **Item 3(4)** - Report of the Works and Community Committee Meeting – Blenheim Park Remote Control Car Track Accessibility
- **Item 3(5)** - Report of the Works and Community Committee Meeting – Footway Along Pittwater Road Between Rene Street and Field of Mars Car Park
- **Item 3(8)** - Report of the Works and Community Committee Meeting – City of Ryde Car Share Policy
- **Item 4** - Report of the Finance and Governance Committee Meeting 3/18 held on 8 May 2018
- **Item 4(1)** - Report of the Finance and Governance Committee Meeting – Confirmation of Minutes
- **Item 4(3)** - Report of the Finance and Governance Committee Meeting – User Group Contributions – Synthetic Sports Surface Implementation Plan
- **Item 4(4)** - Report of the Finance and Governance Committee Meeting – Request for Tender – COR-RFT-15/17 – Chipping and Mulching Services

ITEM 1 (continued)

ATTACHMENT 1

- **Item 4(5)** - Report of the Finance and Governance Committee Meeting – Request for Tender – COR-RFT-21/17 – Graffiti Management Services
- **Item 4(6)** - Report of the Finance and Governance Committee Meeting – Request for Tender – COR-RFT-13/17 – Provision of Cleaning Services and Caretaking Services for Council Halls and Meeting Rooms
- **Item 5** - Report of the Ryde Central Committee Meeting 3/18 held on 8 May 2018
- **Item 5(1)** - Report of the Ryde Central Committee Meeting – Confirmation of Minutes
- **Item 5(3)** - Report of the Ryde Central Committee Meeting – Blenheim Ryde Central Project Update – April 2018
- **Item 6** - Investment Report as at 30 April 2018
- **Item 7** - March Quarterly Review Report – Four Year Delivery Plan 2017-2021 and 2017/2018 Operational Plan
- **Precis of Correspondence 1** - Public Meeting – Development in Gladesville - Invitation Letters to ministers Constance, Dominello and Roberts

Record of the Voting

For the Motion: Unanimous

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 4/18 held on 8 May 2018

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

That Council determine Items 4, 5, 7 and 8 of the Works and Community Committee report 4/18, held on 8 May 2018 noting that Items 1, 2, 3 and 6 were dealt with by the Committee within its delegated powers.

Record for the Voting:

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

4 BLenheim PARK REMOTE CONTROL CAR TRACK ACCESSIBILITY

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council allocate an amount of \$10,000 from the footpath renewal program for the construction of a 50 metre reinforced accessible concrete path from the Car Park to the entry to the Radio Car Club at Blenheim Park.
- (b) That Council assist and support the SRCORRC in applying for relevant grants to meet the balance of the funds required \$65,000 for the works.
- (c) That subject to (b) above being successful, Council allocates \$100,000, funded from Section 94 reserves, within the Open Space Sport & Recreation Program in the 2019/20 year of the Four Year Delivery Plan for the upgrade of the Radio Car Club racing platform at Blenheim Park. Failing this a further report to council be made.
- (d) That Council promote the track to disability informational bodies that service Ryde and that Council as the club to consider inviting disability groups to join the club.

Record for the Voting:

For the Motion: Unanimous

5 FOOTWAY ALONG PITTWATER ROAD BETWEEN RENE STREET AND FIELD OF MARS CAR PARK

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she lives a few streets away from Pittwater Road.

Note: Councillor Gordon disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he lives nearby.

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council endorses Option 3 which is to construct a Shared Use Path (SUP) in the vicinity of Field of Mars along Pittwater Road above the existing box culvert over Buffalo Creek and extend the SUP via the existing Buffalo Creek car park.

ITEM 1 (continued)

ATTACHMENT 1

- (b) That Council endorse to amend the previous resolution to deliver the Field of Mars shared user path project as follows and that Council's delivery plan be adjusted accordingly:
- 2018/19 – Design/Consultation and construction with an allocation of \$330,000 funded from Section 7.11.
 - 2019/20 – Complete construction with an allocation of \$300,000 funded from Section 7.11.
- (c) That Council conduct a pedestrian safety and risk assessment at the site and take any necessary action to mitigate risks.

Record for the Voting:

For the Motion: Unanimous

8 CITY OF RYDE CAR SHARE POLICY

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council adopts the proposed Car Share Policy and associated guidelines (ATTACHMENTS 1 and 2) effective from 1 July 2018.
- (b) That the following Car Share fees and charges be set are advertised for inclusion in the 2018/19 fees and charges, indexed annually:
- Set fee per designated car space \$620
 - Annual fee including administration per designated car space \$350 (unmetered space) or \$950 (metered space)
- (c) That subject to (a), that Council completes an Expression Of Interest (EOI) process before 30 June 2018 in order to gauge broader Car Share Operator interest in dedicated car-share spaces within City owned streets and carparks

Record for the Voting:

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 3/18 held on 8 May 2018

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

That Council determine Items 1, 3, 4, 5, 6 and 7 of the Finance and Governance Committee Meeting 3/18, held on 8 May 2018 noting that Item 2 – Items Put Without Debate is not required to be considered by Council.

Record for the Voting:

For the Motion: Unanimous

1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 20 March 2018

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

That the Minutes of the Finance and Governance Committee 2/18, held on 20 March 2018, be confirmed.

Record for the Voting:

For the Motion: Unanimous

3 USER GROUP CONTRIBUTIONS - SYNTHETIC SPORTS SURFACE IMPLEMENTATION PLAN

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council not accept the pledged financial contributions for the Christie Park Synthetic Surfaces Project from the sporting user groups as detailed in this report.
- (b) That Council extinguish the Memorandum of Understanding made on the 17 December 2014 between the City of Ryde, Gladesville Hornsby Football Association, North West Sydney Women's Football Association, Gladesville United Soccer and the Gladesville Ravens Women's Football Club.
- (c) That Council write to each of the affected parties advising them of the above outcomes.

ITEM 1 (continued)

ATTACHMENT 1

- (d) That Council reduce the budget for the Synthetic Playing Surface Expansion Program by \$325,000 at the next Quarterly review.

Record for the Voting:

For the Motion: Unanimous

4 REQUEST FOR TENDER - COR-RFT- 15/17 - Chipping and Mulching Services

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council accepts the schedule of rates tender submitted by Treeserve Pty Ltd for “The Provision of Chipping and Mulching Services”.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Treeserve 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.
- (c) That Council advise all the respondents of Council’s decision.

Record for the Voting:

For the Motion: Unanimous

**5 REQUEST FOR TENDER - COR-RFT 21/17
GRAFFITI MANAGEMENT SERVICES**

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council accepts the schedule of rates tender Graffiti Pty Ltd for “The Graffiti Management Services”.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Graffiti Clean 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.

ITEM 1 (continued)

ATTACHMENT 1

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

Record for the Voting:

For the Motion: Unanimous

6 REQUEST FOR TENDER - COR-RFT-13/17 - PROVISION OF CLEANING SERVICES AND CARETAKING SERVICES FOR COUNCIL HALLS AND MEETING ROOMS

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That Council accept the tender from Storm International Pty Ltd for the Provision of Cleaning Services and Caretaking Services for Council Halls and Meeting Rooms as recommended in the Tender Evaluation Report.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Storm International 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.
- (c) That Council advise all the respondents of Council's decision.

Record for the Voting:

For the Motion: Unanimous

5 REPORT OF THE RYDE CENTRAL COMMITTEE MEETING 3/18 held on 8 May 2018

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

That Council determine Items 1 and 3 of the Ryde Central Committee Meeting 3/18, held on 8 May 2018 noting that Item 2 – Items Put Without Debate is not required to be considered by Council.

Record for the Voting:

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

1 CONFIRMATION OF MINUTES - Ryde Central Committee Meeting held on 10 April 2018

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

That the Minutes of the Ryde Central Committee Meeting 2/18, held on 10 April 2018, be confirmed.

Record for the Voting:

For the Motion: Unanimous

3 RYDE CENTRAL PROJECT UPDATE - APRIL 2018

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

That the Committee receive and note this report.

Record for the Voting:

For the Motion: Unanimous

6 INVESTMENT REPORT AS AT 30 APRIL 2018

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

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

Record for the Voting:

For the Motion: Unanimous

7 MARCH QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2017-2021 AND 2017/2018 OPERATIONAL PLAN

Note: Councillor Zhou left the meeting at 9.40pm and was not present for consideration or voting on this Item.

ITEM 1 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

- (a) That the report of the Chief Financial Officer dated 31 March 2018 on the March Quarterly Review Report - Four Year Delivery Plan 2017-2021 and One Year Operational Plan 2017/2018, *Quarter Three, January – March 2018* be received and endorsed.
- (b) That the proposed budget adjustments included in this report resulting in a net increase in Working Capital of \$1.83 million be endorsed and included in the 2017/18 Budget.
- (c) That the proposed \$1.83 million increase in Working Capital be transferred to the following Internal Reserves:
 - \$1.33 million from Working Capital to be transferred to Ryde Central Reserve; and
 - \$0.50 million from Working Capital to be transferred to the Workers Compensation Reserve.
- (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 \$1.51 million be noted and endorsed.
- (e) That the Certificate of the Responsible Accounting Officer dated 30 April 2018 be endorsed.
- (f) That the Projects recommended for cancellation, deferral, being placed on hold or proposed to be carried over as detailed in the Report be noted and endorsed.

Record for the Voting:

For the Motion: Unanimous

Note: Councillor Zhou returned to the meeting at 9.44pm.

ITEM 1 (continued)

ATTACHMENT 1

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 PUBLIC MEETING - DEVELOPMENT IN GLADESVILLE - INVITATION LETTERS TO MINISTERS CONSTANCE, DOMINELLO AND ROBERTS

RESOLUTION: (Moved by the Mayor, Councillor Laxale and Councillor Maggio)

That the correspondence be received and noted.

Record for the Voting:

For the Motion: Unanimous

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 4/18 held on 8 May 2018

4 BLENHEIM PARK REMOTE CONTROL CAR TRACK ACCESSIBILITY

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

5 FOOTWAY ALONG PITTWATER ROAD BETWEEN RENE STREET AND FIELD OF MARS CAR PARK

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

7 INVESTIGATION INTO POTENTIAL REGULAR MARKET SITES

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

8 CITY OF RYDE CAR SHARE POLICY

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

ITEM 1 (continued)

ATTACHMENT 1

**4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE
MEETING 3/18 held on 8 May 2018**

**1 CONFIRMATION OF MINUTES - Finance and Governance
Committee Meeting held on 20 March 2018**

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

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

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

**4 REQUEST FOR TENDER - COR-RFT- 15/17 - Chipping and
Mulching Services**

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

**5 REQUEST FOR TENDER - COR-RFT 21/17 GRAFFITI
MANAGEMENT SERVICES**

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

**6 REQUEST FOR TENDER - COR-RFT-13/17 - PROVISION OF
CLEANING SERVICES AND CARETAKING SERVICES FOR
COUNCIL HALLS AND MEETING ROOMS**

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

7 ADVICE ON COURT ACTIONS

RESOLUTION: (Moved by Councillors Kim and Gordon)

That this Item be deferred to Closed Confidential Session for consideration.

Record for the Voting:

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

5 REPORT OF THE RYDE CENTRAL COMMITTEE MEETING 3/18 held on 8 May 2018

1 CONFIRMATION OF MINUTES - Ryde Central Committee Meeting held on 10 April 2018

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

3 RYDE CENTRAL PROJECT UPDATE - APRIL 2018

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

6 INVESTMENT REPORT AS AT 30 APRIL 2018

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

7 MARCH QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2017-2021 AND 2017/2018 OPERATIONAL PLAN

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

8 2018 FUTURE OF LOCAL GOVERNMENT NATIONAL SUMMIT

RESOLUTION: (Moved by Councillors Yedelian OAM and Pedersen)

That Council approve Councillors Clifton and Purcell's request to attend the 2018 Future of Local Government National Summit in Melbourne, including attendance fees, accommodation, travel and other associated expenses.

Record for the Voting:

For the Motion: Unanimous

PRECIS OF CORRESPONDENCE FOR CONSIDERATION

1 PUBLIC MEETING - DEVELOPMENT IN GLADESVILLE - INVITATION LETTERS TO MINISTERS CONSTANCE, DOMINELLO AND ROBERTS

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

ITEM 1 (continued)

ATTACHMENT 1

NOTICES OF MOTION

1 FOOTBALL NSW 'LET'S LIGHT UP FOOTBALL FUND' GRANT PROGRAM - Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Maggio and Gordon)

- (a) That the General Manager request that Council staff immediately seek a letter of support from the Local Men's and Women's Football Associations to apply to the Football NSW 'Let's Light Up Football Fund'.
- (b) That should these letters of support be received, Council apply for the maximum of \$20,000.
- (c) That Council Staff identify other suitable lighting projects included in the Four Year Delivery Plan and seek letters of support from relevant Football Clubs and Associations to support any other application for funds under this funding program.

Record for the Voting:

For the Motion: Unanimous

2 BREASTSCREEN NSW MOBILE UNIT - Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Maggio and Pedersen)

- (a) That the General Manager make contact with Cancer Institute NSW and seek their support to again participate in the mobile unit screening and assessment unit when appropriate and utilise the Ryde Civic Centre location.
- (b) That the General Manager notify the community on the current location of the screening and assessment unit via a message on the City of Ryde website and social media.

Record for the Voting:

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

3 SINGLE USE PLASTICS REDUCTION - Councillor Roy Maggio

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

- (a) That Council implements a waste education program to assist in the reduction of Single Use Plastics, particularly plastic straws, balloons and plastic bags within the Ryde LGA with particular focus on local businesses.
- (b) That City of Ryde Council demonstrates leadership to improve and protect the health of our waterways by acting to ban the use of single-use plastic drinking straws and phase out balloons, plastic bottles, plastic cups and single use plastic bags in all council operations and council sponsored events and a report be presented to a future Works and Community Committee Meeting on the planned implementation of the phase out.
- (c) That future updates on the program be included in the annual waste education update report.
- (d) That Council notes the great work of community groups like '5 for Ryde' in recycling education and Christian community aid in the production of boomerang bags.

AMENDMENT: (Moved by Councillors Brown and Lane)

- (a) That Council implements a waste education program to assist in the reduction of Single Use Plastics, particularly plastic straws, balloons and plastic bags within the Ryde LGA with particular focus on local businesses.
- (b) That City of Ryde Council demonstrates leadership to improve and protect the health of our waterways by acting to ban the use of single-use plastic drinking straws and phase out plastic bottles, plastic cups and single use plastic bags in all council operations and council sponsored events and a report be brought works and community on the planned implementation of the phase out.
- (c) That future updates on the program be included in the annual waste education update report.
- (d) That council notes the great work of community groups like '5 for Ryde' in recycling education and Christian community aid in the production of boomerang bags.

On being put to the Meeting, the voting on the Amendment was three (3) for and nine against (9). Councillor Yedelian OAM abstained from voting and accordingly his vote was recorded Against the Amendment. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

ITEM 1 (continued)

ATTACHMENT 1

Record for the Voting:

For the Amendment: Councillors Brown, Lane and Moujalli

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

RESOLUTION: (Moved by Councillor Maggio and the Mayor, Councillor Laxale)

- (a) That Council implements a waste education program to assist in the reduction of Single Use Plastics, particularly plastic straws, balloons and plastic bags within the Ryde LGA with particular focus on local businesses.
- (b) That City of Ryde Council demonstrates leadership to improve and protect the health of our waterways by acting to ban the use of single-use plastic drinking straws and phase out balloons, plastic bottles, plastic cups and single use plastic bags in all council operations and council sponsored events and a report be presented to a future Works and Community Committee Meeting on the planned implementation of the phase out.
- (c) That future updates on the program be included in the annual waste education update report.
- (d) That council notes the great work of community groups like '5 for Ryde' in recycling education and Christian community aid in the production of boomerang bags.

Record for the Voting:

For the Motion: Unanimous

4 REPUBLIC OF ARTSAKH - Councillor Sarkis Yedelian OAM

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

5 DISABLED ACCESSIBLE TAXI PARKING SPACE, POPE STREET, RYDE - Councillor Peter Kim

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

ITEM 1 (continued)

ATTACHMENT 1

6 HELPDESK REFORM - Councillor Peter Kim

RESOLUTION: (Moved by Councillors Kim and Maggio)

- (a) That the General Manager prepare a report on the operations of the Councillor Helpdesk that includes its history, purpose, protocols, procedures and performance that is to be distributed to Councillors for consideration and discussion at a future Councillor Workshop.
- (b) That the report also include details of other related supporting policies that underpin the operation of the Councillor Helpdesk.
- (c) That the General Manager organise the Councillor Workshop by 31 August 2018.

Record for the Voting:

For the Motion: Unanimous

7 RYDEANS OPPOSE GRAFFITI VANDALISM - Councillor Peter Kim, Councillor Penny Pedersen

Note: Councillor Zhou left the meeting at 10.25pm and was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Kim and Pedersen)

- (a) That the General Manager, following Council's recent acceptance of the Graffiti tender for the next four years, review Graffiti Action Plan 2014-2016, and report back the Draft Graffiti Action Plan 2018-2022 to Council for adoption.
- (b) That, in the formulation of the Draft Graffiti Action Plan 2018 -2022, the Council note these concepts to prohibit illegal graffiti including:
 - Efficient removal;
 - Efficient reporting system;
 - Education and community awareness;
 - Prevention;
 - Diversion;
 - Enforcement;
 - Promoting "Street Art Program"; and
 - Other effective measures.

Record for the Voting:

For the Motion: Unanimous

Note: Councillor Zhou returned to the meeting at 10.29pm.

ITEM 1 (continued)

ATTACHMENT 1

CLOSED SESSION

ITEM 4(7) - 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.

ITEM 9 - REQUEST FOR TENDER - TENDER - COR-RFT-01/18-WEST RYDE PLAZA PUBLIC DOMAIN UPGRADE

Confidential

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

ITEM 10 - RYDE CENTRAL - REDEVELOPMENT OPTIONS AND ACTION PLAN

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

ITEM 11 - ORGANISATION REVIEW – REVIEW OF 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 1 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

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

Record for the Voting:

For the Motion: Unanimous

Note: The Council closed the meeting at 10.30pm. The public and media left the chamber.

4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 3/18 held on 8 May 2018

7 ADVICE ON COURT ACTIONS

Note: Councillor Lane left the meeting at 10.42pm during discussion on this Item. He was not present for voting on this Item.

RECOMMENDATION: (Moved by Councillors Maggio and Kim)

That the report of the General Counsel be received.

Record for the Voting:

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

Against the Motion: Councillor Maggio

Note: Councillor Lane returned to the meeting at 11.02pm.

EXTENSION OF TIME

RESOLUTION: (Moved by Councillor Maggio and the Mayor, Councillor Laxale)

That the Meeting be extended by 30 minutes to allow consideration of additional Items listed on the Agenda, time being 11.04pm.

Record of the 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

ITEM 1 (continued)

ATTACHMENT 1

9 REQUEST FOR TENDER - TENDER - COR-RFT-01/18-WEST RYDE PLAZA PUBLIC DOMAIN UPGRADE

RECOMMENDATION: (Moved by Councillors Maggio and Kim)

(a) That in accordance with S178(3)(b) of the Local Government (General) Regulation 2005, Council decline to accept the tenders submitted by:

- A. Glascott Landscape & Civil Pty Limited
- B. Regal Innovations Pty Limited
- C. Starcon Group Pty Limited
- D. ECS International Security and Investigations Pty Limited

and re-invite open tenders for the Design and Construction of the West Ryde Plaza Domain Upgrade with re-scoped tender documents.

(b) That the tender documents specify a practical completion date of the 1 March 2019.

Record for the Voting:

For the Motion: Unanimous

10 RYDE CENTRAL - REDEVELOPMENT OPTIONS AND ACTION PLAN

RECOMMENDATION: (Moved by Councillors Maggio and Kim)

That Council endorse the Action Plan and recommendation as detailed in the report.

Record for the Voting:

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

Against the Motion: Councillor Moujalli

ITEM 1 (continued)

ATTACHMENT 1

11 ORGANISATION REVIEW – REVIEW OF CITY OF RYDE ORGANISATION STRUCTURE

RECOMMENDATION: (Moved by Councillors Maggio and Yedelian OAM)

- (a) That Council determines, pursuant to Section 332 and 333 of the Local Government Act 1993, that Council's organisation structure be as recommended in this report, as provided in **ATTACHMENT 2**, including those positions within the organisation structure that are Senior Staff positions, namely the General Manager, Director Corporate Services, Director City Works, Director City Planning and Environment, Director Customer and Community Services, General Counsel and the Chief Financial Officer.
- (b) That the Acting General Manager implement the organisation structure consistent with the consultation undertaken with Council to date and pursuant to Sections 332, 333, 337, 338 and 340 of the Local Government Act.
- (c) That following endorsement of the organisation structure by Council, the General Manager implement 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 for the Voting:

For the Motion: Unanimous

OPEN SESSION

RESOLUTION: (Moved by Councillors Maggio and Gordon)

That Council resolve itself into open Council.

Record for the Voting:

For the Motion: Unanimous

Note: Open Council resumed at 11.10pm.

ITEM 1 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by Councillors Maggio and Purcell)

That the recommendations of Items considered in Closed Session be received and adopted as resolutions of Council without any alteration or amendment thereto.

On being put to the Meeting, Councillor Moujalli abstained from voting and accordingly his vote was recorded Against the Motion.

Record for the Voting:

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

Against the Motion: Councillor Moujalli

NOTICES OF MOTION

8 REDUCING THE AMOUNT OF WASTE BEING SENT TO LANDFILL FROM RYDE AND PRIORITISING RECYCLED MATERIALS IN FURTHER CITY OF RYDE PROCUREMENTS - Councillor Penny Pedersen

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

- (a) That the City of Ryde review our kerbside recycling collection process prior to 2022, when our current contract is due to be reviewed, and continue to increase our focus on reducing waste tonnage that is sent to landfill.
- (b) That Council staff prioritise the use of recycled materials in future procurement.
- (c) That council investigate the case study of the cyclic economy created by plastic police in Biddabah Public School. Identify a local school where a trial community soft plastics to furniture program can be supported by council using community grants program.
- (d) That a report be brought back to council on parts (b) and (c).

Record for the Voting:

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

9 THE CITY OF RYDE ACTIVATION OF PUTNEY BEACH SWIM SITE AT PUTNEY PARK - Councillor Penny Pedersen

Note: Councillor Moujalli left the meeting at 11.15pm and was not present for consideration or voting on this Item.

Note: Councillors Brown, Clifton and Maggio left the meeting at 11.17pm and were not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillor Pedersen and the Mayor, Councillor Laxale)

- (a) That Council, in principle support a 2 stage swim site activation at Putney Park:

Stage 1 - Land base activation 2018 -2020.

In 2018/2019 Council will under the existing Seawalls remediation program, will include a design for the creation of up to 8m long steps within the existing Putney park seawall, to provide physical non-swimming activation of Putney park beach area for community use.

Construction and installation of the steps to be proposed for 2019/2020 to align with the construction timeline of the scheduled seawall upgrade project occurring at the same time. Funding to support the steps component of the project to be proposed via Councils project bidding process later in 2018 to support any additional costs required to build the steps.

Stage 2 - Activation Towards Swimming 2019 - 2020

Council to investigate water based studies and actions to confirm for swimmability at the Putney park swim site. Conduct water quality monitoring for testing up to 12mths results dependent. Pending safe contact outcomes, site studies to be undertaken along with infrastructure provision to provide a safe community swimming site.

Water based activation of the site for swimmability and contact will be pending outcomes from water testing.

- (b) That the Council explore funding options for two stages of the Putney beach swim site as aligned under the PRCG Masterplan within the designated timeframes and provide a report back to council.

Record for the Voting:

For the Motion: Unanimous

Note: Councillors Maggio and Moujalli returned to the meeting at 11.18pm.

ITEM 1 (continued)

ATTACHMENT 1

Note: Councillor Brown returned to the meeting at 11.23pm.

10 EXPLORING OPPORTUNITIES FOR RYDE'S ARTISTS AND YOUTH TO TAKE PART IN CREATING LOCAL STREET ART - Councillor Penny Pedersen, Councillor Peter Kim

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

RESOLUTION: (Moved by Councillors Pedersen and Kim)

That this Council notes that the use of beautification by landscaping discourages illegal dumping and similarly that commissioned street art helps discourage graffiti vandalism at frequently targeted sites. Street art creates a sense of place, helps activate small business centres and provides employment/endorsement of talented local artists.

Council moves that:

- (a) The General Manager identify those public and private assets within the Ryde LGA that are the most common sites of graffiti vandalism and identify possible opportunities for beautification through the commission of site specific street art, liaising with local business/community stakeholders where required.
- (b) This list be presented to the city of Ryde Arts Advisory committee and Ryde Youth Council, for suggestions on themes and subjects for street painting commissions or competitions.
- (c) The final list, costs and suggestions for funding be reported to the works and community committee with a recommendation on the sites and precincts most likely to benefit from beautification and activation as a creative hubs.

Record for the Voting:

For the Motion: Unanimous

Note: Councillor Clifton returned to the meeting at 11.24pm.

11 RYDE LOCAL ENVIRONMENTAL PLAN - Councillor Jordan Lane

MOTION: (Moved by Councillors Lane and Moujalli)

That Council:

- (a) As soon as practicable, commence the process of a root and branch review and reform of the Ryde Local Environment Plan 2014.

ITEM 1 (continued)

ATTACHMENT 1

- (b) Identify where existing provisions could or do adversely impact the community.
- (c) Where medium or high-density dwellings are currently permitted, review the appropriateness of these provisions relative to the existing character and amenity of the area and supporting infrastructure Council is responsible for, including but not limited to local roads, parks and carparks.
- (d) Where adverse or inconsistent medium density zoning is identified, remove medium types of dwellings from the relevant R1 and R2 zones.
- (e) Where adverse or inconsistent high-density zoning is identified, revise relevant zoning to more appropriate levels, relative to the existing character and amenity of the area.
- (f) Accept a \$2.5 million offer from the NSW Government to complete the review and reform in accordance with the motion.

AMENDMENT: (Moved by Councillors Purcell and Maggio)

- (a) That Council acknowledge the requirement to do a local housing strategy and review of our Local Environmental Plan as part of the Greater Sydney Commission's North District Plan (finalised and released March 2018) and note that the LEP review is already scheduled in our delivery plan to commence in 2018/2019.
- (b) That as part of this review, council apply to abolish the North Ryde and Macquarie Park Priority Precincts, and regain planning powers back from the State Government for the purposes of maintaining commercial zoning and restricting residential over-development.
- (c) That noting the Minister for Planning's confession that the deferment of the Medium Density Housing Code and new Planning Proposals in Ryde is to allow for "infrastructure in certain areas to catch up," the Mayor write to the Premier, the Minister for Planning and the Member for Ryde seeking a permanent deferral of these measures until such time as, at least, the below list of infrastructure is delivered in Ryde;
 - Herring Road & Epping Road Underpass / Flyover
 - Balaclava Road & Epping Road Underpass / Flyover
 - Upgrade of Epping Road and Wicks Road intersection
 - Upgrade of Pittwater / Lucknow / Epping Road intersection
 - Upgrade Lyon Park Road / Epping Road intersection
 - Light Rail Extension Carlingford to Epping (to complete Parramatta to Macquarie Park rail connection)
 - Replacement / Upgrade Crossover Bridge at Meadowbank
 - Further Investment in Ryde Hospital

ITEM 1 (continued)

ATTACHMENT 1

- A New Primary School and Public High School in Macquarie Park
- That the multi-million-dollar maintenance backlog in public schools in Ryde is fixed, including urgent funding allocation to Marsden High.
- Replacement of the 76 demountable classrooms in Ryde with permanent facilities
- Completion of Northbound Priority Bus Lanes prior to the Epping to Chatswood Rail Shutdown.

- (d) That the LEP review includes a comprehensive Community and Stakeholder Consultation program to be reported to Council by the Director City Planning and Development as soon as practicable
- (e) That upon formal receipt of the \$2.5 Million financial assistance offer from the Greater Sydney Commission (acknowledged by the Minister for Planning , The Hon Anthony Roberts) that the terms and conditions of this are advised to Council by the General Manager.

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

Record for the Voting:

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

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

Note: Councillor Moujalli left at 12.14pm and did not return to the meeting. He was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Purcell and Maggio)

- (a) That Council acknowledge the requirement to do a local housing strategy and review of our Local Environmental Plan as part of the Greater Sydney Commission's North District Plan (finalised and released March 2018) and note that the LEP review is already scheduled in our Delivery Plan to commence in 2018/2019.
- (b) That as part of this review, council apply to abolish the North Ryde and Macquarie Park Priority Precincts, and regain planning powers back from the State Government for the purposes of maintaining commercial zoning and restricting residential over-development.

ITEM 1 (continued)

ATTACHMENT 1

(c) That noting the Minister for Planning's confession that the deferment of the Medium Density Housing Code and new Planning Proposals in Ryde is to allow for "infrastructure in certain areas to catch up," the Mayor write to the Premier, the Minister for Planning and the Member for Ryde seeking a permanent deferral of these measures until such time as, at least, the below list of infrastructure is delivered in Ryde;

- Herring Road & Epping Road Underpass / Flyover
- Balaclava Road & Epping Road Underpass / Flyover
- Upgrade of Epping Road and Wicks Road intersection
- Upgrade of Pittwater / Lucknow / Epping Road intersection
- Upgrade Lyon Park Road / Epping Road intersection
- Light Rail Extension Carlingford to Epping (to complete Parramatta to Macquarie Park rail connection)
- Replacement / Upgrade Crossover Bridge at Meadowbank
- Further Investment in Ryde Hospital
- A New Primary School and Public High School in Macquarie Park
- That the multi-million-dollar maintenance backlog in public schools in Ryde is fixed, including urgent funding allocation to Marsden High.
- Replacement of the 76 demountable classrooms in Ryde with permanent facilities
- Completion of Northbound Priority Bus Lanes prior to the Epping to Chatswood Rail Shutdown.

(d) That the LEP review includes a comprehensive Community and Stakeholder Consultation program to be reported to Council by the Director City Planning and Development as soon as practicable.

(e) That upon formal receipt of the \$2.5 Million financial assistance offer from the Greater Sydney Commission (acknowledged by the Minister for Planning , The Hon Anthony Roberts) that the terms and conditions of this are advised to Council by the General Manager.

Record for the Voting:

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

Against the Motion: Councillors Brown and Yedelian OAM

ITEM 1 (continued)

ATTACHMENT 1

QUESTIONS BY COUNCILLORS AS PER POLICY

1 QUESTIONS WITH NOTICE - Councillor Roy Maggio

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

RESOLUTION: (Moved by Councillors Maggio and Kim)

That the following Answers to Questions with Notice be received and noted.

Record for the Voting:

For the Motion: Unanimous

Question 1:

Please provide timeframes of the private certifiers campaign to commence?

Answer 1:

The Private Certifier Campaign will be developed by the Manager Environment, Health and Building in June 2018 for implementation from late June through July 2018.

Question 2:

Please provide a date for the overdevelopment public meeting?

Answer 2:

The date for the public meeting in regards to overdevelopment in Gladesville has not be set as the Council resolution requires the relevant Ministers to respond to the request to attend first which is to reported back to Council when any response is received.

Question 3:

Please provide the reason why the letters to the Ministers on the overdevelopment public meeting was delayed sending?

ITEM 1 (continued)

ATTACHMENT 1

Answer 3:

There was no delay in the letters being sent. The letters were forwarded to the three Ministers from the General Managers office as required by the Council resolution on 27 March 2018. Please note Council staff currently have a significant number of resolutions as a result of Notices of Motion to respond to and are actioning them in order of receipt with the resources available.

The meeting closed at 12.15am on Wednesday, 23 May 2018.

CONFIRMED THIS 26TH DAY OF JUNE 2018

Chairperson

2 ITEMS PUT WITHOUT DEBATE

Report prepared by: Senior Coordinator - Governance

File No.: CLM/18/1/1/2 - BP18/499

REPORT SUMMARY

In accordance with Council's Code of Meeting Practice, Council can determine those matters on the Agenda that can be adopted without the need for any discussion.

RECOMMENDATION:

That Council determine the Items on Council's Agenda that will be adopted without debate.

OR

That Council determine all Items on the Agenda.

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 5/18 held on 12 June 2018

Report prepared by: Senior Coordinator - Governance

File No.: CLM/18/1/2/2 - BP18/617

REPORT SUMMARY

Attached are the Minutes of the Works and Community Committee Meeting 5/18 held on 12 June 2018. The Minutes will be listed for confirmation at the next Works and Community Committee Meeting.

Items 1, 2 and 5(a), 5(b), 5(c), 5(d), 5(e), 5(f), 5(g), 5(h), 5(i), 5(j), 5(k) and 5(l) were dealt with by the Committee within its delegated powers.

The following Committee recommendations for Items 3, 4 and 5(m) are submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

3 SMALL GRANTS - ALLOCATION OF FUNDING JUNE 2018

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she was on the founding committee of Light Up East Ryde who was on the of the small grants applications.

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) That Council endorse the allocation of The City of Ryde Small Grants Category as follows:

Organisation	Project Name	Amount
Marsfield Community Church	Marsfield Minis Playgroup	\$1,000
Putney Tennyson Probus Club	Christmas in July- BBQ and Outing	\$1,000
The Rotary Club of Ryde	Light Up East Ryde	\$1,000
Temple Society Australia	Pop-Up Market	\$1,000

- (b) That the successful Grant applicants be informed of the outcome of their application.
- (c) That the unsuccessful Grant applicant be provided with feedback on the reason their application was not successful.

Record of Voting:

For the Motion: Unanimous

ITEM 3 (continued)

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** as it is outside the Committee's delegations and Councillor **KIM** requested that the matter be referred to the next Council Meeting.

4 TRAFFIC AND PARKING INVESTIGATIONS AROUND SCHOOLS

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) That Council accept and note the contents of this report on funding required to expedite the Traffic and Parking Investigations Around Schools Program.
- (b) That Council consider expediting the Traffic and Parking Investigations Around Schools Program as part of the 2019-2023 Delivery Plan budget process.
- (c) That Council approve the engagement of two (2) dedicated School Zone Parking Officers for a trial period of 2 years, at a cost of \$216,000 per annum to enhance parking enforcement at schools, funded from anticipated additional parking enforcement income.
- (d) That additional income and expenditure of \$216,000 per annum be included in financial years 2018/19 and 2019/20 of Council's 2018-2022 Delivery Plan.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** as it is outside the Committee's delegations.

5 TRAFFIC AND PARKING MATTERS TABLED AT THE RYDE TRAFFIC COMMITTEE MEETING HELD ON 19 APRIL 2018

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (m) That Council Delegates Authority to the General Manager to approve the following changes to prescribed traffic control devices:
 - (i) Install a 'P DISABILITY ONLY' zone in a Town Centre, Neighbourhood Centre or Small Centre, or near a school, Place of Public Worship, community facility or recreation facility;
 - (ii) Install a 'NO PARKING WEDDING & FUNERAL VEHICLES EXCEPTED' zone near a Place of Public Worship; and
 - (iii) Install parking controls across a kerb ramp.

ITEM 3 (continued)

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** as it is outside the Committee's delegations.

ATTACHMENTS

1 MINUTES - Works and Community Committee Meeting - 12 June 2018

ITEM 3 (continued)

ATTACHMENT 1

**Works and Community Committee
MINUTES OF MEETING NO. 5/18**

Meeting Date: Tuesday 12 June 2018
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 6.03pm

Councillors Present: Councillors Pedersen (Chairperson), Gordon, Purcell and Zhou.

Apologies: Councillors Brown, Clifton, Kim, Lane, Moujalli.

Staff Present: General Manager, Director – Customer and Community Services, Acting Director – Corporate and Organisational Support Services, Director – City Planning and Development, Acting Director – City Works and Infrastructure, Manager – Traffic, Transport and Development, Traffic Engineer, Senior Coordinator – Community Services, Traffic Engineer, Team Leader – Traffic Services, Traffic Engineer, Road Safety Officer, Traffic Engineer and Senior Coordinator – Governance.

DISCLOSURES OF INTEREST

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Item 3 – Small Grants – Allocation of Funding June 2018, for the reason that she was on the founding committee of Light Up East Ryde who was on the of the small grants applications.

1 CONFIRMATION OF MINUTES - Meeting held on 8 May 2018

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That the Minutes of the Works and Community Committee 4/18, held on 8 May 2018, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

2 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That the Committee determine all Items on the Agenda.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

3 SMALL GRANTS - ALLOCATION OF FUNDING JUNE 2018

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she was on the founding committee of Light Up East Ryde who was on the of the small grants applications.

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) That Council endorse the allocation of The City of Ryde Small Grants Category as follows:

Organisation	Project Name	Amount
Marsfield Community Church	Marsfield Minis Playgroup	\$1,000
Putney Tennyson Probus Club	Christmas in July- BBQ and Outing	\$1,000
The Rotary Club of Ryde	Light Up East Ryde	\$1,000
Temple Society Australia	Pop-Up Market	\$1,000

- (b) That the successful Grant applicants be informed of the outcome of their application.
- (c) That the unsuccessful Grant applicant be provided with feedback on the reason their application was not successful.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** as it is outside the Committee's delegations and Councillor **KIM** requested that the matter be referred to the next Council Meeting.

ITEM 3 (continued)

ATTACHMENT 1

4 TRAFFIC AND PARKING INVESTIGATIONS AROUND SCHOOLS

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) That Council accept and note the contents of this report on funding required to expedite the Traffic and Parking Investigations Around Schools Program.
- (b) That Council consider expediting the Traffic and Parking Investigations Around Schools Program as part of the 2019-2023 Delivery Plan budget process.
- (c) That Council approve the engagement of two (2) dedicated School Zone Parking Officers for a trial period of 2 years, at a cost of \$216,000 per annum to enhance parking enforcement at schools, funded from anticipated additional parking enforcement income.
- (d) That additional income and expenditure of \$216,000 per annum be included in financial years 2018/19 and 2019/20 of Council's 2018-2022 Delivery Plan.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** as it is outside the Committee's delegations.

5 TRAFFIC AND PARKING MATTERS TABLED AT THE RYDE TRAFFIC COMMITTEE MEETING HELD ON 19 APRIL 2018

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council:
 - (i) Installs 'NO STOPPING' in the Farm Street cul-de-sac, Gladesville; and
 - (ii) Installs 'NO PARKING 5AM-11AM TUE' on the northern side of Farm Street, Gladesville.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (b) That Council takes no further action with regards to installing parking controls to assist waste-collection vehicle access in Redshaw Street, Ryde.

ITEM 3 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

(c) That Council:

- (i) Installs 'NO STOPPING' on both sides of Potts Street across the frontages of 67 to 75 Potts Street, Ryde; and
- (ii) Installs 15 metres of 'NO STOPPING' on both sides of Acacia Avenue, at its intersection with Potts Street, Ryde.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (d) That Council converts 7.5 metres of the existing 24.3 metres 'NO PARKING WEDDING & FUNERAL VEHICLES EXCEPTED' zone in Wharf Road, Gladesville to 'P DISABILITY ONLY'.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (e) That Council installs 30 metres of 'NO PARKING WEDDING & FUNERALS VEHICLES EXCEPTED' in Junction Street, Ryde, across the frontage of Saints Michael and Gabriel Antiochian Orthodox Church.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (f) That Council installs a 24 metre 'NO STOPPING' zone on the western side of Bank Street, Meadowbank.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (g) That Council:
- (i) Installs 18 metres of 'NO STOPPING' on both sides of Northcott Street, at its intersection with Bridge Road, North Ryde;
 - (ii) Installs 20.1 metres of 'NO STOPPING' on both sides of Northcott Street, at its intersection with Mavis Street, North Ryde;
 - (iii) Installs 11 metres of 'NO STOPPING' on the southern side of Mavis Street, west of Northcott Street, North Ryde;
 - (iv) Installs 10 metres of 'NO STOPPING' on the southern side of Mavis Street, east of Northcott Street, North Ryde;
 - (v) Installs 10 metres of dividing (BB) linemarking on Northcott Street, at its intersection with Bridge Road, North Ryde;
 - (vi) Installs 5 metres of dividing (BB) linemarking on Northcott Street, at its intersection with Mavis Street, North Ryde; and
 - (vii) Installs additional 'NO STOPPING' signage on Bridge Road, North Ryde, to reinforce existing parking controls that are imposed by the existing dividing (BB) linemarking, under Rule 208 of *Road Rules 2014*.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (h) That Council installs a pedestrian refuge on Fontenoy Road, Macquarie Park, adjacent to Fontenoy Park, as shown in the attached plan.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (i) That Council approves the streetscape works for Coulter Street, Gladesville, as shown in the attached plan, including:
- installing kerb extensions at the intersection of Linsley Street,
 - raising the roadway pavement to the same level of the existing top of kerb,
 - planting trees and using garden beds to improve visual amenity and soften the space,
 - utilising road furniture, including lighting, seating, bins, bollards and bike racks,
 - reconfigure existing car parking,
 - upgrading the stepped access, and
 - upgrading the visual and physical connection with Trim Place, including reconfiguring existing walling, widening path, extending ramp and steps.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (j) That Council:
- (i) Installs the following traffic and parking controls, noting residents request to re-evaluate the number of car parking spaces removed:
- 'NO PARKING' on the north-eastern side of the lower level of West Parade, Denistone,
 - 'NO STOPPING' at the intersection of Miriam Road and West Parade, Denistone,
 - 'NO STOPPING' at the intersection of Anthony Road and West Parade, Denistone,
 - 'NO STOPPING' on the northern side of Kinson Crescent, Denistone adjacent to the existing rumble strip, and
 - continuity linemarking in West Parade, Denistone where it splits into the upper and lower sections; and
- (ii) Converts the priority at the intersection of Anthony Road and West Parade, including the installation of 'NO STOPPING' outside 82 Anthony Road, Denistone.

ITEM 3 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (k) That Council approves the following temporary parking measures for a period of seven months from 30 September 2017:
- (i) Convert eight (50.5 m) of the existing '12P TICKET 7AM-7PM MON-FRI' spaces on the south-eastern side of Lyon Park Road, Macquarie Park to 'BUS ZONE 2.30PM-7PM MON-FRI, 2P TICKET 7AM-2.30PM MON-FRI';
 - (ii) Convert five (42.8 m) of the existing '12P TICKET 7AM-7PM MON-FRI' spaces on the north-eastern side of Talavera Road, Macquarie Park to 'BUS ZONE'; and
 - (iii) Convert three (17.5 m) of the existing '1P 8.30AM-6PM MON-FRI 8.30AM-12.30PM SAT' spaces on the southern side of Ethel Street, Eastwood to 'BUS ZONE 6AM-10AM MON-FRI, 1P 10AM-6PM MON-FRI 8.30AM-12.30PM SAT'.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (l) That Council approves the temporary closure of Waterview Street, between Charles Street and Douglas Street, Putney, to hold the Cork and Fork event on 19 August 2018.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (m) That Council Delegates Authority to the General Manager to approve the following changes to prescribed traffic control devices:
- (i) Install a 'P DISABILITY ONLY' zone in a Town Centre, Neighbourhood Centre or Small Centre, or near a school, Place of Public Worship, community facility or recreation facility;
 - (ii) Install a 'NO PARKING WEDDING & FUNERAL VEHICLES EXCEPTED' zone near a Place of Public Worship; and
 - (iii) Install parking controls across a kerb ramp.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** as it is outside the Committee's delegations.

The meeting closed at 6.16pm.

CONFIRMED THIS 14TH DAY OF AUGUST 2018.

Chairperson

4 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 4/18 held on 12 June 2018

Report prepared by: Senior Coordinator - Governance
File No.: CLM/18/1/5/2 - BP18/619

REPORT SUMMARY

Attached are the Minutes of the Finance and Governance Committee Meeting 4/18 held on 12 June 2018. The Minutes will be listed for confirmation at the next Finance and Governance Committee Meeting.

The following Committee recommendations for Items 1, 3, 4, 5 and 6 are submitted to Council for determination in accordance with the delegations set out in the Code of Meeting Practice relating to Charters, functions and powers of Committees:

1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 8 May 2018

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That the Minutes of the Finance and Governance Committee 3/18, held on 8 May 2018, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

3 LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION - Councillors and Mayoral Fees for 2018/2019

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That Council adopt the following increases to Councillor and Mayoral fees effective from 1 July 2018:

- (a) 2.5% increase to Councillor fees from \$24,550 to \$25,160 per annum.
- (b) 2.5% increase to Mayoral fees from \$65,230 to \$66,860 per annum; in addition to the Councillor fees.

ITEM 4 (continued)**Record of Voting:**

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice and Councillor **KIM** requested that the matter be referred to the next Council Meeting.

4 REPORTS DUE TO COUNCIL

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That the report on Outstanding Council Reports be endorsed.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

5 REQUEST FOR TENDER - COR-RFT - 16/17 - PROVISION OF PLAYGROUND EQUIPMENT MAINTENANCE SERVICES

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) That Council accepts the schedule of rates tender from Kico Playground Inspection Services for "The Provision of Playground Equipment Maintenance Services".
- (b) That Council delegate to the General Manager the authority to enter into a contract with Kico Playground Inspection Services on the terms contained within the tender and for minor amendments to be made to the contract documents that are not of a material nature.
- (c) That Council advise the respondent of Council's decision.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 4 (continued)**6 ADVICE ON COURT ACTIONS****RECOMMENDATION:** (Moved by Councillors Clifton and Gordon)

That the report of the General Counsel be received.

Record of Voting:For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ATTACHMENTS**1 MINUTES - Finance and Governance Committee Meeting - 12 June 2018**

ITEM 4 (continued)

ATTACHMENT 1

**Finance and Governance Committee
MINUTES OF MEETING NO. 4/18**

Meeting Date: Tuesday 12 June 2018
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 6.45pm

Councillors Present: Councillors Pedersen (Chairperson), Clifton, Gordon, Moujalli, Purcell and Zhou.

Apologies: Councillors Brown, Kim and Lane.

Note: In the absence of Councillor Kim, the Deputy Chairperson – Councillor Pedersen chaired the meeting.

Staff Present: General Manager, Director – Customer and Community Services, Acting Director – Corporate and Organisational Support Services, Director – City Planning and Development, Acting Director – City Works and Infrastructure, General Counsel, Manager – Traffic, Transport and Development and Senior Coordinator – Governance.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

**1 CONFIRMATION OF MINUTES - Finance and Governance Committee
Meeting held on 8 May 2018**

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That the Minutes of the Finance and Governance Committee 3/18, held on 8 May 2018, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 4 (continued)

ATTACHMENT 1

2 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Purcell and Zhou)

That the Committee determine all Items on the Agenda.

Record of Voting:

For the Motion: Unanimous

**3 LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION -
Councillors and Mayoral Fees for 2018/2019**

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That Council adopt the following increases to Councillor and Mayoral fees effective from 1 July 2018:

- (a) 2.5% increase to Councillor fees from \$24,550 to \$25,160 per annum.
- (b) 2.5% increase to Mayoral fees from \$65,230 to \$66,860 per annum; in addition to the Councillor fees.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice and Councillor **KIM** requested that the matter be referred to the next Council Meeting.

4 REPORTS DUE TO COUNCIL

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That the report on Outstanding Council Reports be endorsed.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 4 (continued)

ATTACHMENT 1

CLOSED SESSION

ITEM 5 – REQUEST FOR TENDER - COR-RFT - 16/17 - PROVISION OF PLAYGROUND EQUIPMENT MAINTENANCE SERVICES

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

ITEM 6 - 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 Purcell and Gordon)

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

Record of Voting:

For the Motion: Unanimous

Note: The Committee closed the meeting at 7.16pm. The public and media left the chamber.

5 REQUEST FOR TENDER - COR-RFT - 16/17 - PROVISION OF PLAYGROUND EQUIPMENT MAINTENANCE SERVICES

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) That Council accepts the schedule of rates tender from Kico Playground Inspection Services for “The Provision of Playground Equipment Maintenance Services”.
- (b) That Council delegate to the General Manager the authority to enter into a contract with Kico Playground Inspection Services 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.

ITEM 4 (continued)

ATTACHMENT 1

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

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

6 ADVICE ON COURT ACTIONS

RECOMMENDATION: (Moved by Councillors Clifton and Gordon)

That the report of the General Counsel be received.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

OPEN SESSION

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That the Committee resolve itself into open Council.

Record of Voting:

For the Motion: Unanimous

Note: Open Council resumed at 7.25pm.

The meeting closed at 7.25pm.

CONFIRMED THIS 14TH DAY OF AUGUST 2018.

Chairperson

5 REPORT OF THE RYDE CENTRAL COMMITTEE MEETING 4/18 held on 12 June 2018

Report prepared by: Senior Coordinator - Governance
File No.: CLM/18/1/4/2 - BP18/621

REPORT SUMMARY

Attached are the Minutes of the Ryde Central Committee Meeting 4/18 held on 12 June 2018. The Minutes will be listed for confirmation at the next Ryde Central Committee Meeting.

The following Committee recommendations for Items 1 and 3 are submitted to Council for determination in accordance with the delegations set out in the Code of Meeting Practice relating to Charters, functions and powers of Committees:

1 CONFIRMATION OF MINUTES - Ryde Central Committee Meeting held on 8 May 2018

RECOMMENDATION: (Moved by Councillors Purcell and Pedersen)

That the Minutes of the Ryde Central Committee Meeting 3/18, held on 8 May 2018, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Ryde Central Committee Terms of Reference in Council's Code of Meeting Practice.

3 RYDE CENTRAL PROJECT UPDATE - MAY 2018

RECOMMENDATION: (Moved by Councillors Pedersen and Purcell)

That the Committee receive and note this report.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Ryde Central Committee Terms of Reference in Council's Code of Meeting Practice.

ATTACHMENTS

1 MINUTES - Ryde Central Committee Meeting - 12 June 2018

ITEM 5 (continued)

ATTACHMENT 1

**Ryde Central Committee
MINUTES OF MEETING NO. 4/18**

Meeting Date: Tuesday 12 June 2018
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 7.27pm

Councillors Present: Councillors Gordon (Chairperson), Clifton, Moujalli, Pedersen, Purcell and Zhou.

Apologies: Councillor Kim.

Absent: Councillor Yedelian OAM.

Staff Present: General Manager, Director – Customer and Community Services, Acting Director – Corporate and Organisational Support Services, Director – City Planning and Development, Acting Director – City Works and Infrastructure, Manager – Traffic, Transport and Development, Executive Officer – Ryde Central and Senior Coordinator – Governance.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Ryde Central Committee Meeting held on 8 May 2018

RECOMMENDATION: (Moved by Councillors Purcell and Pedersen)

That the Minutes of the Ryde Central Committee Meeting 3/18, held on 8 May 2018, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Ryde Central Committee Terms of Reference in Council's Code of Meeting Practice.

ITEM 5 (continued)

ATTACHMENT 1

2 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Clifton and Purcell)

That the Committee determine all Items on the Agenda.

Record of Voting:

For the Motion: Unanimous

3 RYDE CENTRAL PROJECT UPDATE - MAY 2018

RECOMMENDATION: (Moved by Councillors Pedersen and Purcell)

That the Committee receive and note this report.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **26 JUNE 2018** in accordance with the Ryde Central Committee Terms of Reference in Council's Code of Meeting Practice.

The meeting closed at 7.38pm.

CONFIRMED THIS 14TH DAY OF AUGUST 2018.

Chairperson

6 INVESTMENT REPORT AS AT 31 MAY 2018

Report prepared by: Financial Accountant**File No.:** CSG/17/1/6/1 - BP18/609

REPORT SUMMARY

This report details Council's performance of its investment portfolio as at 31 May 2018 and compares it against key benchmarks. The report includes the estimated market valuation of Council's investment portfolio and loan liabilities.

Council's financial year to date return is 2.98%, which is 1.20% above benchmark. Income from interest on investments and proceeds from sale of investments totals \$5.42M for the financial year to date, which is \$396K above the revised 2017/18 Budget (year to date).

RECOMMENDATION:

That Council endorse the Investment Report as at 31 May 2018.

ATTACHMENTS

1 May 2018 Investment Report Attachment

Report Prepared By:

Barry Gibb
Financial Accountant

Report Approved By:

Jifeng Huang
Acting Chief Financial Officer

Steven Kludass
Acting Director - Corporate and Organisational Support Services

ITEM 6 (continued)

Discussion

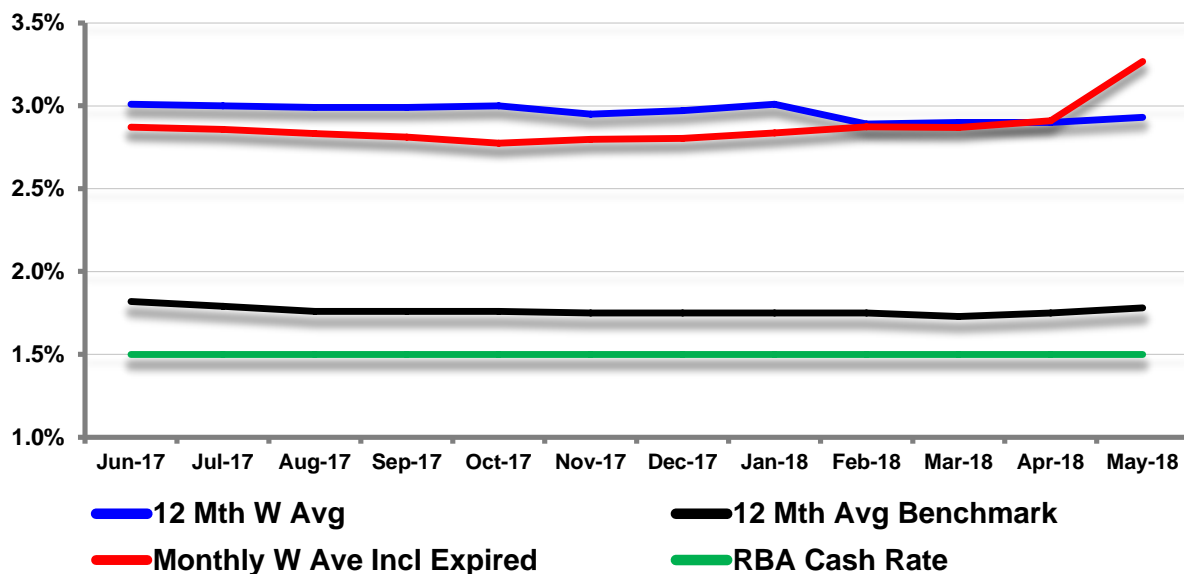
Council's Responsible Accounting Officer, is required to report monthly on Council's Investment Portfolio and certify that the Investments are held in accordance with Council's Investment Policy and Section 625 of the Local Government Act.

Investment Performance Commentary

Council's performance against the benchmark for returns of its investment portfolio for May 2018 and the past 12 months are as follows:

	May	12 Mth	FYTD
Council Return	3.27	2.93	2.98
Benchmark	2.05	1.78	1.78
Variance	1.22	1.15	1.20

Performance - All Investments



Council's investment portfolio as at 31 May 2018 was as follows:

Cash/Term Deposits	\$134.1M	63.8%
Floating Rate Notes	\$51.9M	24.7%
Fixed Bonds	\$24.2M	11.5%
Total Cash Investments	\$210.2M	
Investment Properties	\$153.7M	
Total Investments	\$363.9M	

Council's Investment Properties, valued as at 30 June 2017, are shown in **ATTACHMENT 1**.

ITEM 6 (continued)

The valuations listed have been undertaken in accordance with the revaluation process to 'best use' by an independent valuer, in compliance with the Australian Accounting Standards.

Council continues to utilise the Federal Government's current guarantee (\$250K) investing in Term Deposits with a range of Authorised Deposit Taking Institutions (ADI's) on short to medium term investments (generally 30 days to 180 days maturity) where more competitive rates are available.

Whilst Council has moved some of its investment portfolio out to longer terms, to lock in future returns, it should be noted that there is approximately \$83 million of Council's funds held in Internal Reserves.

Should Council consider utilising its Internal Reserves, this will have a direct impact on the amount of investment income that will be realised and will require a reduction in the future projected investment income and will place pressure on Council to be able to maintain its current level of expenditure on capital projects or maintenance.

Council's income from investments continues to exceed budgeted expectations, due primarily to Council receiving significant Developer Contributions. Interest on investments relating to available General Revenue funds also continues to rise.

Loan Liability

Council's loan liability as at 31 May 2018 was \$2.8 million which represents the balance of:

1. A \$6.8M 15 year loan drawn down in 2004 at 90 Day BBSW + 20 basis points for the Civic Centre Redevelopment and refinancing the West Ryde Tunnel. The interest rate for this loan is reset every quarter;

There is no advantage to Council in changing the arrangements or repaying the loan earlier than planned. Council is receiving a better rate of return on its investments than it is paying in interest on this loan.

The following two loans were established under the Local Infrastructure Renewal Scheme (LIRS). Council receives a 3% interest subsidy payment from the OLG twice a year.

2. A \$1.5M 10 year loan drawn down 31 January 2014 at 180 day BBSW +175 basis points for the Children's Play Implementation Plan, which was approved for an LIRS subsidy in Round 2. The interest rate for this loan is reset every six months;
3. A \$1.5M 10 year loan drawn down 1 September 2014 at 4.95% for Phase 2 of the Children's Play Implementation Plan, which was approved for an LIRS subsidy in Round 3.

ITEM 6 (continued)

INVESTMENT SUMMARY AS AT 31 MAY 2018

Issuer	Investment Name	Investment Rating	Fossil Fuel	Invested at 31-May-18 \$000's	Annualised Period Return (%)	12 Month Average Return on Current Investments	Return since 01 July 2017	% of Total Invested	Maturity	Tenor
NAB	1. NAB Covered Bond	AAA	Y	3,738	3.10	3.10	3.10	1.78	16/03/2023	1826
Suncorp-Metway	2. Suncorp FRN (Covered)	AAA	N	4,000	3.12	2.92	2.92	1.90	22/06/2021	1826
ANZ	3. ANZ Fixed Bond	AA-	Y	3,989	2.92	2.92	2.92	1.90	16/08/2021	1826
ANZ	4. ANZ Fixed Bond	AA-	Y	1,498	3.16	3.16	3.16	0.71	18/01/2023	1826
ANZ	5. ANZ FRN	AA-	Y	4,000	3.27	3.00	3.00	1.90	7/04/2021	1826
ANZ	6. ANZ FRN	AA-	Y	1,500	2.87	2.68	2.68	0.71	18/01/2023	1826
ANZ	7. ANZ FRN	AA-	Y	2,000	2.89	2.89	2.89	0.95	9/05/2023	1826
ANZ	8. ANZ Floating TD	AA-	Y	4,000	3.43	3.28	3.28	1.90	10/11/2022	2557
ANZ	9. ANZ Flexi TD	AA-	Y	4,000	3.45	3.28	3.28	1.90	15/12/2022	2557
CBA	10. Bankwest 11am Account	AA-	Y	2,519	1.77	1.84	1.82	1.20		
CBA	11. CBA Fixed Bond	AA-	Y	3,978	3.41	3.39	3.39	1.89	25/04/2023	1916
CBA	12. CBA FRN	AA-	Y	2,000	3.01	2.71	2.71	0.95	17/07/2020	1827
CBA	13. CBA FRN	AA-	Y	2,000	2.88	2.58	2.58	0.95	19/10/2018	1096
CBA	14. CBA FRN	AA-	Y	1,990	3.28	2.97	2.97	0.95	17/07/2020	1613
CBA	15. Bankwest Term Deposit	AA-	Y	2,000	2.51	2.51	2.51	0.95	28/06/2018	259
CBA	16. Bankwest Term Deposit	AA-	Y	2,000	2.57	2.48	2.47	0.95	26/06/2018	166
CBA	17. CBA Term Deposit	AA-	Y	2,000	2.49	2.52	2.52	0.95	21/08/2018	195
CBA	18. CBA TD	AA-	Y	3,000	2.59	2.78	2.69	1.43	11/12/2018	292
CBA	19. Bankwest TD	AA-	Y	2,000	2.57	2.53	2.52	0.95	28/06/2018	168
CBA	20. Bankwest TD	AA-	Y	4,000	2.68	2.46	2.46	1.90	7/08/2018	98
CBA	21. Bankwest TD	AA-	Y	2,000	2.72	2.40	2.40	0.95	25/09/2018	147
CBA	22. CBA TD	AA-	Y	4,000	2.55	2.55	2.55	1.90	9/08/2018	357
CBA	23. CBA TD	AA-	Y	4,000	2.57	2.57	2.57	1.90	12/06/2018	279
CBA	24. CBA TD	AA-	Y	2,000	2.54	2.54	2.54	0.95	25/10/2018	259
CBA	25. CBA TD	AA-	Y	2,000	2.74	2.74	2.74	0.95	21/02/2019	730
NAB	26. NAB Fixed Bond	AA-	Y	2,990	3.20	3.14	3.14	1.42	12/05/2021	1826
NAB	27. NAB Fixed Bond	AA-	Y	3,991	3.08	3.03	3.03	1.90	10/02/2023	1918
NAB	28. NAB FRN	AA-	Y	2,000	3.05	2.85	2.85	0.95	5/11/2020	1827
NAB	29. NAB FRN	AA-	Y	4,000	2.83	2.83	2.83	1.90	16/05/2023	1826
NAB	30. NAB Term Deposit	AA-	Y	4,000	2.53	2.54	2.53	1.90	10/07/2018	327
NAB	31. NAB Term Deposit	AA-	Y	2,000	2.70	2.70	2.70	0.95	13/09/2018	728
NAB	32. NAB TD	AA-	Y	4,000	2.80	2.80	2.80	1.90	1/11/2018	730
NAB	33. NAB TD	AA-	Y	2,000	2.75	2.75	2.75	0.95	20/09/2018	728
Westpac	34. Westpac At Call	AA-	Y	62	0.50	0.54	0.53	0.03		
Westpac	35. Westpac FRN	AA-	Y	2,000	3.00	2.69	2.70	0.95	22/01/2020	1826
Westpac	36. Westpac FRN	AA-	Y	1,000	2.96	2.68	2.68	0.48	28/07/2020	1827
Westpac	37. Westpac Term Deposit 2	AA-	Y	81	2.45	2.56	2.56	0.04	19/04/2019	365
Westpac	38. Westpac Term Deposit	AA-	Y	4,000	3.55	3.55	3.55	1.90	22/02/2022	1825
Westpac	39. Westpac Term Deposit	AA-	Y	4,000	3.32	3.32	3.32	1.90	9/08/2022	1813
Westpac	40. Westpac Term Deposit	AA-	Y	2,000	3.38	3.38	3.38	0.95	18/08/2022	1815
Westpac	41. WBC Floating TD	AA-	Y	4,000	3.07	2.97	2.97	1.90	17/02/2022	1826
Westpac	42. Westpac TD	AA-	Y	4,000	3.14	3.14	3.14	1.90	2/11/2021	1461
Suncorp-Metway	43. Suncorp FRN	A+	N	800	3.36	3.06	3.06	0.38	20/10/2020	1827
Suncorp-Metway	44. Suncorp FRN	A+	N	1,000	2.84	2.73	2.73	0.48	16/08/2022	1826
AMP	45. AMP Business Saver	A	Y	383	1.82	2.00	2.00	0.18		
AMP	46. AMP FRN	A	Y	1,600	3.05	2.91	2.92	0.76	11/06/2019	1278
AMP	47. AMP TD	A	Y	1,000	2.60	2.63	2.60	0.48	27/07/2018	364
AMP	48. AMP TD	A	Y	2,000	2.76	2.65	2.64	0.95	10/01/2019	237
AMP	49. AMP Term Deposit	A	Y	2,000	2.66	2.84	2.82	0.95	8/11/2018	272
Macquarie Bank	50. Macquarie Bank FRN	A	Y	750	2.95	2.89	2.89	0.36	3/03/2020	1827
Bank of Queensland	51. Bank of Queensland Fixed Bond	BBB+	Y	1,977	3.29	3.29	3.29	0.94	16/11/2021	1267
Bank of Queensland	52. Bank of Queensland FRN	BBB+	Y	1,000	2.95	2.81	2.81	0.48	12/06/2018	1461
Bank of Queensland	53. Bank of Queensland TD	BBB+	Y	2,000	2.62	2.64	2.64	0.95	4/10/2018	364
Bank of Queensland	54. Bank of Queensland TD	BBB+	Y	1,000	5.15	5.15	5.15	0.48	20/11/2018	1833
Bank of Queensland	55. Bank of Queensland TD	BBB+	Y	4,000	3.10	2.92	2.93	1.90	17/12/2020	1071
Bank of Queensland	56. Bank of Queensland TD	BBB+	Y	2,000	3.55	3.55	3.55	0.95	12/11/2020	1827
Bank of Queensland	57. Bank of Queensland TD	BBB+	Y	2,000	3.75	3.75	3.75	0.95	9/12/2021	1823
Bank of Queensland	58. BoQ Term Deposit	BBB+	Y	4,000	3.50	3.50	3.50	1.90	15/11/2022	1804
Bendigo and Adelaide Bank	59. Bendigo Fixed MTN	BBB+	N	1,999	3.54	3.54	3.54	0.95	25/01/2023	1826
Bendigo and Adelaide Bank	60. Bendigo and Adelaide Bank FRN	BBB+	N	2,000	3.16	3.04	3.03	0.95	14/11/2018	1826

ITEM 6 (continued)

Issuer	Investment Name	Investment Rating	Fossil Fuel	Invested at 31-May-18 \$000's	Annualised Period Return (%)	12 Month Average Return on Current Investments	Return since 01 July 2017	% of Total Invested	Maturity	Tenor
Bendigo and Adelaide Bank	61. Bendigo Bank FRN	BBB+	N	1,000	2.98	2.87	2.87	0.48	18/08/2020	1827
Bendigo and Adelaide Bank	62. Bendigo Bank TD	BBB+	N	1,000	2.80	2.80	2.80	0.48	5/09/2018	727
Bendigo and Adelaide Bank	63. Rural Bank TD	BBB+	N	2,000	2.61	2.61	2.61	0.95	2/10/2018	266
Bendigo and Adelaide Bank	64. Rural Bank TD	BBB+	N	1,000	2.57	2.61	2.61	0.48	2/08/2018	266
Bendigo and Adelaide Bank	65. Bendigo Bank TD	BBB+	N	2,000	2.60	2.63	2.62	0.95	18/09/2018	369
Bendigo and Adelaide Bank	66. Bendigo Bank TD	BBB+	N	2,000	2.80	2.93	2.91	0.95	5/12/2019	728
Heritage Bank	67. Heritage Bank FRN	BBB+	N	1,300	3.33	3.08	3.08	0.62	4/05/2020	1096
Heritage Bank	68. Heritage Bank FRN	BBB+	N	1,400	3.30	3.30	3.30	0.67	29/03/2021	1096
Members Banking Group	69. RACQ FRN	BBB+	?	1,500	3.07	3.07	3.07	0.71	11/05/2020	731
Newcastle Perm Bldg Soc	70. Newcastle Perm Bldg Soc FRN	BBB+	N	1,000	3.43	3.17	3.17	0.48	7/04/2020	1827
Newcastle Perm Bldg Soc	71. NPBS FRN	BBB+	N	1,000	3.63	3.44	3.44	0.48	22/03/2019	1095
Newcastle Perm Bldg Soc	72. Newcastle Perm Bldg Soc FRN	BBB+	N	996	3.69	3.42	3.42	0.47	7/04/2020	1352
Newcastle Perm Bldg Soc	73. Newcastle Perm Bldg Soc TD	BBB+	N	1,000	3.50	3.50	3.50	0.48	28/02/2019	1092
CUA	74. CUA FRN	BBB	N	2,000	3.69	3.43	3.43	0.95	1/04/2019	1095
CUA	75. CUA FRN	BBB	N	2,000	3.30	3.12	3.12	0.95	20/03/2020	1096
Defence Bank	76. Defence Bank TD	BBB	N	1,031	3.10	3.10	3.10	0.49	12/07/2018	730
Defence Bank	77. Defence Bank TD	BBB	N	1,000	2.70	2.81	2.81	0.48	5/03/2019	362
Greater Bank	78. Greater Bank FRN	BBB	N	1,000	3.33	3.24	3.24	0.48	24/02/2020	1095
IMB	79. IMB TD	BBB	N	1,000	2.60	2.60	2.60	0.48	19/07/2018	364
Me Bank	80. ME Bank At Call Account	BBB	N	2,557	1.68	1.73	1.73	1.22		
Me Bank	81. ME Bank FRN	BBB	N	1,001	3.51	3.21	3.21	0.48	18/07/2019	962
Me Bank	82. ME Bank FRN	BBB	N	1,500	3.18	3.04	3.04	0.71	9/11/2020	1096
Me Bank	83. ME Bank FRN	BBB	N	1,600	3.40	3.40	3.40	0.76	16/04/2021	1095
Me Bank	84. ME Bank TD	BBB	N	2,000	2.62	2.62	2.62	0.95	24/07/2018	196
Me Bank	85. ME Bank TD	BBB	N	1,000	2.61	2.64	2.63	0.48	16/08/2018	245
MyState Bank	86. MyState TD	BBB	N	2,000	2.82	2.82	2.82	0.95	30/10/2018	179
P&N Bank	87. P&N Bank TD	BBB	N	1,000	3.17	3.17	3.17	0.48	6/12/2018	1093
Peoples Choice CU	88. Peoples Choice CU TD	BBB	N	1,000	2.61	2.62	2.61	0.48	21/06/2018	280
Auswide Bank	89. Auswide Bank TD	BBB-	N	1,000	2.60	2.63	2.62	0.48	20/09/2018	371
QBank	90. QBank FRN	BBB-	N	1,000	3.41	3.41	3.41	0.48	22/03/2021	1098
QBank	91. Qbank Term Deposit	BBB-	N	1,000	3.00	3.00	3.00	0.48	19/02/2019	719
QBank	92. QBank TD	BBB-	N	1,000	2.85	2.85	2.85	0.48	14/05/2019	364
Australian Military Bank	93. Australian Military Bank TD	Unrated	N	1,000	2.51	2.59	2.58	0.48	5/07/2018	266
Bananacoast CU	94. Bananacoast CU TD	Unrated	N	500	2.65	2.68	2.68	0.24	3/01/2019	364
Bananacoast CU	95. Bananacoast CU TD	Unrated	N	1,000	2.65	2.66	2.65	0.48	24/07/2018	364
Bananacoast CU	96. Bananacoast CU TD	Unrated	N	1,000	2.95	2.95	2.95	0.48	14/02/2019	716
Bank of Sydney	97. Bank of Sydney TD	Unrated	?	1,000	2.70	2.70	2.70	0.48	14/03/2019	364
Bank of us	98. Bank of us TD	Unrated	?	1,000	2.83	2.83	2.83	0.48	16/08/2018	245
Bank of us	99. Bank of us TD	Unrated	?	1,000	2.61	2.62	2.61	0.48	16/08/2018	245
Gateway CU	100. Gateway CU TD	Unrated	N	1,000	2.60	2.62	2.62	0.48	11/10/2018	364
Gateway CU	101. Gateway CU	Unrated	N	1,000	2.86	2.86	2.86	0.48	8/01/2019	238
Hunter United Credit Union	102. Hunter United Credit Union TD	Unrated	?	1,000	2.66	2.74	2.73	0.48	13/12/2018	302
Maitland Mutual	103. Maitland Mutual Bldg Soc TD	Unrated	N	1,000	2.70	2.62	2.58	0.48	12/03/2019	362
Maitland Mutual	104. Maitland Mutual	Unrated	N	1,000	2.91	2.91	2.91	0.48	28/03/2019	317
Police CU (SA)	105. Police CU - SA Term Deposit	Unrated	?	1,000	2.82	2.71	2.71	0.48	15/11/2018	198
Police CU (SA)	106. Police CU - SA	Unrated	?	1,000	2.89	2.89	2.89	0.48	16/10/2018	188
Queensland Country CU	107. Qld Country Credit Union TD	Unrated	?	1,000	2.66	2.66	2.66	0.48	13/12/2018	302
Regional Australia Bank	108. Regional Australia Bank TD	Unrated	N	2,000	3.10	3.10	3.10	0.95	13/08/2020	1093
South West CU	109. South West CU TD	Unrated	?	1,000	2.65	2.71	2.70	0.48	11/10/2018	364
Summerland CU	110. Summerland CU TD	Unrated	N	1,000	2.62	2.62	2.62	0.48	11/12/2018	292
South West CU	111. South West CU TD	NR	?	1,000	2.82	2.82	2.82	0.48	15/11/2018	198
				210,230	2.97	2.91	2.90	100		

*Monthly returns when annualised can appear to exaggerate performance

**Market valuations are indicative prices only, and do not necessarily reflect the price at which a transaction could be entered into.

Return including Matured/Traded Investments

Weighted Average Return

Benchmark Return: AusBond Bank Bill Index (%)

Variance From Benchmark (%)

	May	12 Mth	FYTD
Return including Matured/Traded Investments	3.27	2.93	2.98
Benchmark Return: AusBond Bank Bill Index (%)	2.05	1.78	1.78
Variance From Benchmark (%)	1.22	1.15	1.20

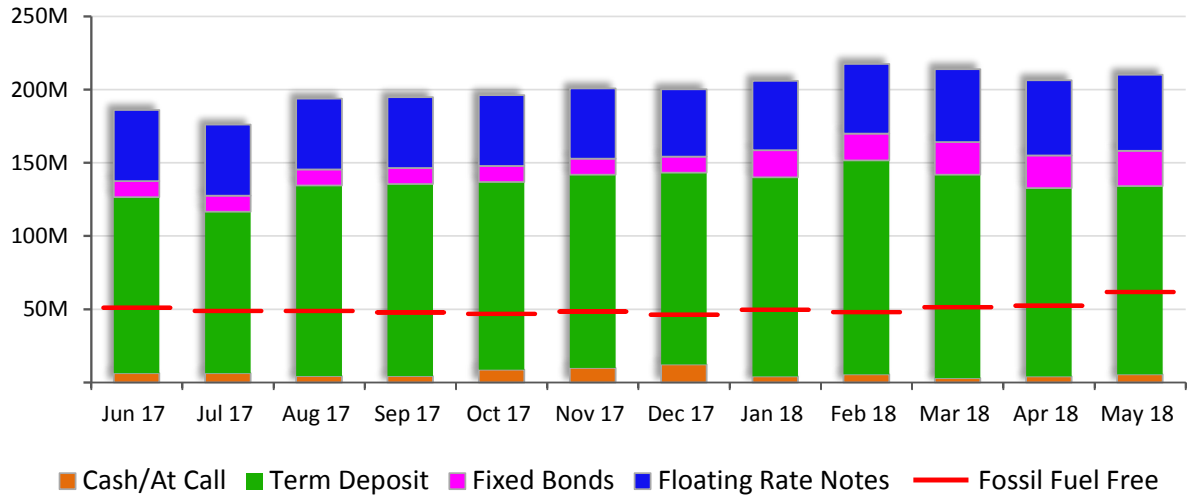
Investment Income

	\$000's	Fossil Fuel Free (000's)
This Period	559	Yes 61,684
Financial Year To Date	5,421	No 138,046
Budget Profile	5,025	Unknown 10,500
Variance from Budget - \$	396	

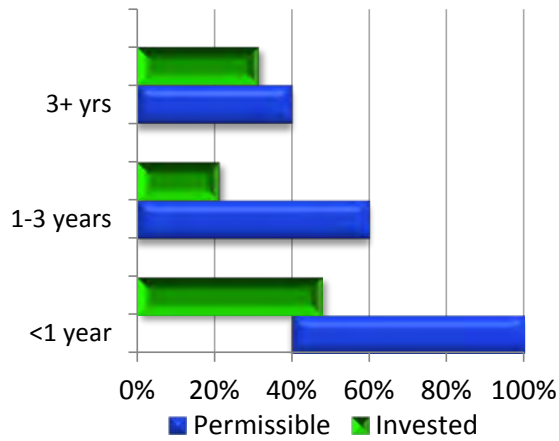
ITEM 6 (continued)

Analysis of investments

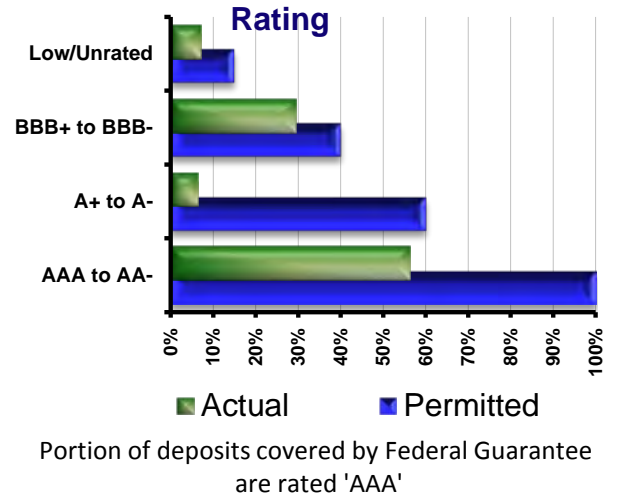
Total Funds Invested



Policy Limits on Maturities

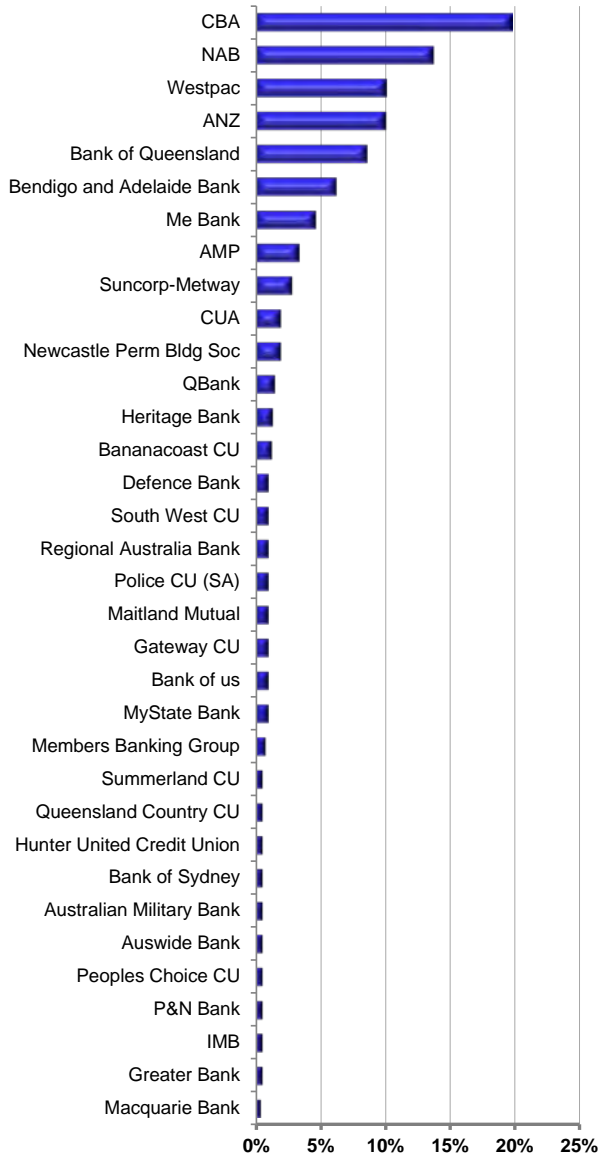


Investment Summary by Rating

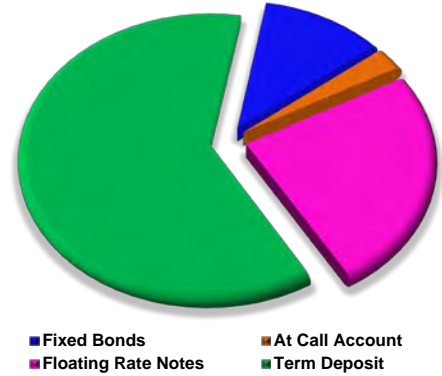


ITEM 6 (continued)

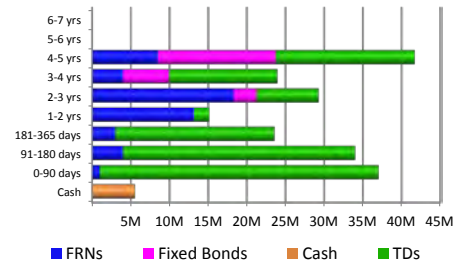
Active Investment by Institution



Summary by Investment Type



Summary by Duration



	<365 days	>365 days
Cash/TDs	\$92.1M	\$42.0M
FRNs	\$8.0M	\$43.9M
Fixed Bonds	\$0.0M	\$24.2M
	\$100.1M	\$110.1M

ITEM 6 (continued)**Divestment of Fossil Fuel Aligned Financial Institutions**

The resolution of Council to divest itself of investments in fossil fuel aligned financial institutions (subject to the conditions outlined in the council resolution) continues to be implemented by Finance staff.

A total amount of \$61.7 million (29.4% of Council's total investment portfolio) is currently invested in non-fossil fuel aligned financial institutions. Council has made enquiries with the institutions classified as unknown, and have as yet not received a response from them. If it is assumed those institutions are non-fossil fuel aligned financial institutions, then the total amount is \$72.2 million (34.3% of Council's total investment portfolio).

Council has recently received clarification from Suncorp that it no longer has exposure to fossil fuel industries.

Financial Implications

Income from interest on investments and proceeds from sales of investments totals \$5.42M for the period ended 31 May 2018, \$396K above the Revised 2017/18 Budget.

Summary

Council's financial year to date return is 2.98%, which is 1.20% above benchmark. Income from interest on investments and proceeds from sale of investments totals \$5.42M for the period ended 31 May 2018.

Council's investment portfolio continues to perform well with returns well above benchmark.

The recommendation in this report is consistent with Section 625 of the Local Government Act, which deals with the investment of surplus funds by Councils.

Certificate of the Chief Financial Officer (Responsible Accounting Officer)

I certify that as at the date of this report, the investments listed have been made and are held in compliance with Council's Investment Policy and applicable legislation.

Steven Kludass
Chief Financial Officer

ITEM 6 (continued)

ATTACHMENT 1

Council's Property Investment Portfolio

The following properties were held as part of Council's Property Investment portfolio;

Property	\$' M
1A Station St, West Ryde	0.95
2 Dickson Ave, West Ryde	1.20
8 Chatham Rd, West Ryde	1.38
202 Rowe Street, Eastwood	3.24
226 Victoria Rd, Gladesville	0.38
7 Anthony Road, West Ryde	5.23
7 Coulter Street, Coulter St Car Park, Gladesville	21.90
6-12 Glen Street, Glen Street Car Park, Eastwood	36.17
2 Pittwater Road, John Wilson Car Park, Gladesville	8.70
150 Coxs Road, Cox Rd Car Park, North Ryde	1.65
33-35 Blaxland Road, Argyle Centre, Ryde	5.55
19-21 Church Street and 16 Devlin Street, Ryde	10.87
6 Reserve Street, West Ryde	3.70
Herring Road Air Space Rights	0.51
741-747 Victoria Road, Ryde (Battery World)	7.06
53-71 Rowe Street, Eastwood	7.05
Total Investment Properties as per the Financial Statements	115.54
1 Constitution Road, Operations Centre, Ryde ⁽¹⁾	38.15
PROPERTIES HELD FOR RE-SALE	153.69

(1) The value for this is currently held in Non-Current Assets in Note 9, and once vacated by Council; it will be transferred to Investment Properties within the Financial Statements.

(2) The above figures refer to the land only as valued at "best use", and do not include the value of any structures.

Benchmark

The Bloomberg Ausbond Bank Bill index is constructed as a benchmark to represent the performance of a passively managed short-term money market portfolio. It comprises thirteen Bank Bills of equal face value, each with a maturity seven days apart. The average term to maturity is approximately 45 days.

A Bank Bill is a non-interest bearing security issued by a bank whereby the bank takes on an obligation to pay an investor a fixed amount (face value) at a fixed future date. It is sold to an investor at a discount to the face value. Bank Bills are short-term money market investments with maturities usually between 30 days and 180 days.

ITEM 6 (continued)

ATTACHMENT 1

Types of Investments

The following are the types of investments held by Council:

At Call refers to funds held at a financial institution, and can be recalled by Council either same day or on an overnight basis.

A Floating Rate Note (FRN) is a debt security issued by a company with a variable interest rate. This can either be issued as Certificates of Deposit (CD) or as Medium Term Notes (MTN). The interest rate can be either fixed or floating, where the adjustments to the interest rate are usually made quarterly and are tied to a certain money market index such as the Bank Bill Swap Rate.

A Fixed Rate Bond is a debt security issued by a company with a fixed interest rate over the term of the bond.

Credit Rating Information

Credit ratings are generally a statement as to an institution's credit quality. Ratings ranging from AAA to BBB- (long term) are considered investment grade.

A general guide as to the meaning of each credit rating is as follows:

AAA: the best quality companies, reliable and stable

AA: quality companies, a bit higher risk than AAA

A: economic situation can affect finance

BBB: medium class companies, which are satisfactory at the moment

BB: more prone to changes in the economy

B: financial situation varies noticeably

CCC: currently vulnerable and dependent on favourable economic conditions to meet its commitments

CC: highly vulnerable, very speculative bonds

C: highly vulnerable, perhaps in bankruptcy or in arrears but still continuing to pay out on obligations

D: has defaulted on obligations and it is believed that it will generally default on most or all obligations

Note 1: Ratings from 'AA' to 'CCC' may be modified by the addition of a plus (+) or minus (-) sign to show relative standing within the major rating categories.

Note 2: Council does invest with authorised deposit taking institutions (ADIs) that are Unrated. Council's Investment Policy Guidelines limits the amount that can be invested in Unrated institutions. Council only invests in Unrated institutions that are regulated by the Australian Prudential Regulation Authority (APRA).

ITEM 6 (continued)

ATTACHMENT 1

Council's Investment Powers

Council's investment powers are regulated by Section 625 of the Local Government Act, which states:

- (1) A council may invest money that is not, for the time being, required by the council for any other purpose.
- (2) Money may be invested only in a form of investment notified by order of the Minister published in the Gazette.
- (3) An order of the Minister notifying a form of investment for the purposes of this section must not be made without the approval of the Treasurer.
- (4) The acquisition, in accordance with section 358, of a controlling interest in a corporation or an entity within the meaning of that section is not an investment for the purposes of this section.

Council's investment policy requires that all investments are to be made in accordance with;

- Local Government Act 1993 - Section 625
- Local Government Act 1993 - Order (of the Minister) dated 12 January 2011
- The Trustee Amendment (Discretionary Investments) Act 1997 – Sections 14A(2), 14C(1) & (2)
- Local Government (Financial Management) Regulation 1993
- Investment Guidelines issued by the Department of Local Government

7 FOUR YEAR DELIVERY PLAN 2018-2022 INCLUDING ONE YEAR OPERATIONAL PLAN 2018/2019

Report prepared by: Acting Chief Financial Officer
File No.: FIM/07/6/2/18 - BP18/595

REPORT SUMMARY

This report provides Council with a summary of public submissions received in relation to the exhibition of the Draft Four Year Delivery Plan and Draft One Year Operational Plan together with the recommended amendments for Council's consideration in adopting the Delivery Plan for the period 2018-2022 and the Operational Plan for 2018/2019.

This report details that, following the amendments proposed to the Draft four year Delivery Plan 2018-2022, including one year Operational Plan for 2018/19, Council will maintain Working Capital at \$4.61 million as at 30 June 2019.

Minor changes are also proposed for Council's Corporate and Program Key Performance Indicators, and the Capital Works Program.

The four year Delivery Plan 2018-2022, including one year Operational Plan for 2018/19, as amended, is recommended for Council's adoption.

RECOMMENDATION:

- (a) That Council note the public submission received during the public exhibition period and the response to the submission, as detailed in this report.
- (b) That in accordance with Sections 404 & 405 of the Local Government Act (1993), the Draft Four Year Delivery Plan 2018-2022 including One Year Operational Plan for 2018/2019 be adopted as the Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019, incorporating the amendments described in this report, and all changes consequential thereunto.
- (c) That, in accordance with Sections 534, 535 and 538 of the Local Government Act, 1993, Council makes the following rates and charges for every parcel of rateable land within the City of Ryde for the year commencing 1 July 2018 as detailed in the Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019.
 - (i) A Residential Ordinary Rate of zero point zero seven three zero nine zero (0.073090) cents in the dollar levied on the land value of all rateable land within the City of Ryde categorised as residential in accordance with Section 516 of the Local Government Act, 1993 subject to a minimum amount of five hundred and fifty two dollars and forty eight cents (\$552.48).

ITEM 7 (continued)

- (ii) A Business Ordinary Rate of zero point six two eight one four zero (0.628140) cents in the dollar levied on the land value of all rateable land within the City of Ryde categorised as business in accordance with Section 518 of the Local Government Act, 1993, (excepting land sub-categorised as Business - Major Retail Centre - Macquarie Park or sub-categorised as Business - Major Retail Centre - Top Ryde), subject to a minimum amount of five hundred and fifty two dollars and forty eight cents (\$552.48).
- (iii) A Business - Major Retail Centre - Macquarie Park Ordinary Rate of zero point six eight nine six three zero (0.689630) cents in the dollar levied on the land value of all rateable land within the City of Ryde sub-categorised as Business - Major Retail Centre - Macquarie Park in accordance with Section 529(2)(d).
- (iv) A Business - Major Retail Centre - Top Ryde Ordinary Rate of zero point six eight nine six three zero (0.689630) in the dollar levied on the land value of all rateable land within the City of Ryde sub-categorised as Business - Major Retail Centre – Top Ryde in accordance with Section 529(2)(d).
- (v) An Environmental Management Rate of zero point zero one five zero six four (0.015064) cents in the dollar be levied on the value of all rateable land within the City of Ryde subject to a base amount of fifty four dollars and forty five cents (\$54.45), which will levy thirty six percent (36%) of the total amount raised within this rate.
- (vi) An Infrastructure Renewal and Maintenance Special Rate of Zero point zero one nine eight five nine (0.019859) cents in the dollar be levied on the value of all rateable land within the City of Ryde subject to a base amount of one hundred and twenty seven dollars and sixty cents (\$127.60), which will levy fifty percent (50%) of the total amount raised within this rate.
- (vii) A Macquarie Park Corridor Special Rate of zero point one one three three zero five (0.113305) cents in the dollar be levied on the land value of all rateable land categorised as business in accordance with Sections 495 and included in the Macquarie Park Corridor, as identified by the map contained in the Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019.
- (viii) That aggregation of parcels of land, subject to a minimum or base amount, be permitted in accordance with Section 548A of the Local Government Act 1993.

ITEM 7 (continued)

- (d) That, in accordance with Section 496 (1) of the Local Government Act 1993, Council makes the charge for the Domestic Waste Management Service for each rateable residential property to be set at:
- Seven hundred and fifteen dollars (\$715.00) per service per annum or on a pro-rata basis for a premium service (includes 240 litre bin)
 - Four hundred and twenty two dollars (\$422.00) per service per annum or on a pro-rata basis for a standard service (includes 140 litre bin)
 - Three hundred and sixty two dollars (\$362.00) per service per annum or on a pro-rata basis for an Eco-service (includes 80 litre bin) and
 - the following additional services be provided, on request, to each rateable residential property, for the following annual charges or on a pro-rata basis:

(i) Additional 80 litre Garbage Bin	\$260.00
(ii) Additional 140 litre Garbage bin	\$320.00
(iii) Additional 240 litre Garbage bin	\$620.00
(iv) Additional Recycle bin	\$ 51.00
(v) Additional Green bin	\$ 51.00
- (e) That, in accordance with Section 496 (2) of the Local Government Act 1993, Council makes the charge for the Domestic Waste Management Service, on request, to Non-rateable residential properties to be set at:
- Seven hundred and fifteen dollars (\$715.00) per service per annum or on a pro-rata basis for a premium service (includes 240 litre bin)
 - Four hundred and twenty two dollars (\$422.00) per service per annum or on a pro-rata basis for a standard service (includes 140 litre bin) and
 - the following additional services be provided, on request, to each non-rateable residential property, for the following annual charges or on a pro-rata basis:

(i) Additional 140 litre Garbage bin	\$320.00
(ii) Additional 240 litre Garbage bin	\$620.00
(iii) Additional Recycle bin	\$ 51.00
(iv) Additional Green bin	\$ 51.00

ITEM 7 (continued)

- (f) That, in accordance with Section 501 (1) of the Local Government Act 1993, Council makes the standard charge for the Other Waste Management service provided, on request, to non-rateable non-residential properties be set at:
- (i) Seven hundred and fifteen dollars (\$715.00) per service per annum or on a pro-rata basis for a premium service (includes 240 litre bin)
 - (ii) Four hundred and twenty two dollars (\$422.00) per service per annum or on a pro-rata basis for a standard service (includes 140 litre bin)
 - (iii) Additional 140 litre Garbage bin \$320.00
 - (iv) Additional 240 litre Garbage bin \$620.00
 - (v) Additional Recycle bin \$ 51.00
 - (vi) Additional Green bin \$ 51.00
- (g) That in accordance with Section 496A of the Local Government Act 1993, Council makes the Stormwater Management Service Charge be levied at the following rates:
- (i) Strata titled residential home units \$12.50 per unit
 - (ii) Other residential property \$25.00 per rateable property
 - (iii) Business rateable properties \$25.00 per 350 sq metres of land area
 - (iv) Strata titled business units Calculated below
- Area of Strata Parent divided by 350 square metres (rounded up to a whole digit), times \$25.00, times the unit entitlement percent of the business Strata Child (minimum \$5.00 per unit).
- (h) That, in accordance with Section 611 of the Local Government Act 1993, the following annual charges be made:
- (i) the use of Council land for the vehicle overbridge situated in Herring Road be charged in accordance with the legal agreement between the City of Ryde and the owners of Macquarie Shopping Centre (anticipated income is \$81,920 GST free for 2018/2019).
 - (ii) the use of Council land for the Shell Oil company pipeline in the City of Ryde be charged in accordance with the pricing formula agreed with the Company, (anticipated income is \$63,180 excluding GST for 2018/2019).

ITEM 7 (continued)

- (iii) the use of Council land for Jemena Gas Networks (NSW) Ltd (AGL) Gas Mains in the City of Ryde be charged at a rate based on an annual review by KPMG of AGL's revenue (anticipated income is \$81,610 for 2018/2019).
- (i) That Council sets the rate of interest payable in respect of rates and charges that remain unpaid after they become due and payable be set at seven point five percent (7.5%) per annum.
- (j) That the Schedule of Fees and Charges, annexed to the Draft Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019 as amended in terms of this report, be made and fixed as Council's Fees and Charges for 2018/2019.

ATTACHMENTS

- 1 Submissions received from public exhibition Delivery Plan and Operational Plan

Report Prepared By:

Jifeng Huang
Acting Chief Financial Officer

Report Approved By:

Steven Kludass
Acting Director - Corporate and Organisational Support Services

ITEM 7 (continued)

Legislation

Council, at its Ordinary Meeting on 24 April 2018, resolved that pursuant to Sections 404 and 405 of the Local Government Act 1993, that the document titled "Draft Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019" be adopted as the Draft Four Year Delivery Plan and Draft One Year Operational Plan of the City of Ryde, to be placed on public exhibition for a period of not less than 28 days from 1 May 2018 to 29 May 2018.

Ryde 2028 Community Strategic Plan

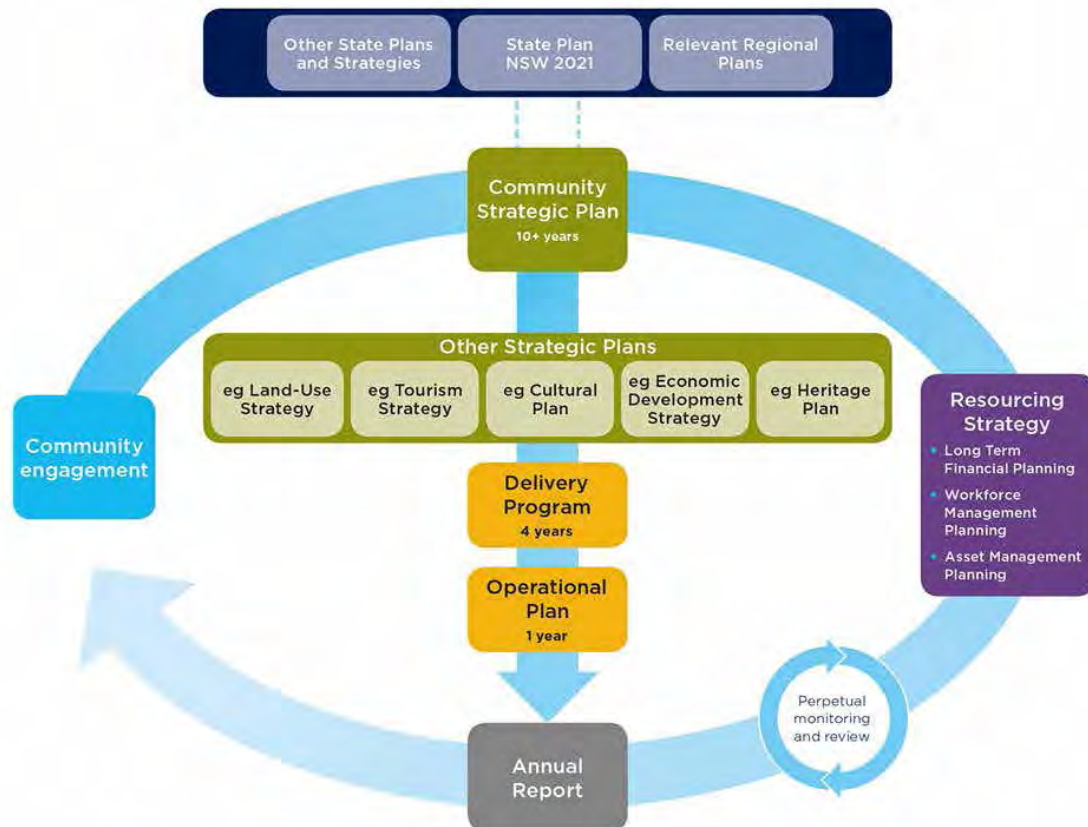
In the formulation of the Draft Plans, consideration has been given to Council's adopted Ryde 2028 Community Strategic Plan. A summary of the proposed expenditure allocations for each of the Outcome areas in the Draft Four-Year Delivery Plan 2018/2022, are detailed below:

Outcome	Base \$M	Projects \$M	Total \$M
Our connected and accessible city	83.1	77.7	160.8
Our natural and sustainable city	108.5	20.1	128.6
Our diverse and inclusive city	26.6	3.2	29.8
Our vibrant and liveable city	45.6	5.7	51.3
Our open and progressive city	134.2	50.5	184.7
Our smart and innovative city	6.0	11.0	17.0
Our active and healthy city	88.8	31.3	120.1
Total	492.8	199.5	692.3

The Draft Four-Year Delivery Plan 2018/2022 including One-Year Operational Plan 2018/2019 has been prepared in alignment with the new Ryde 2028 Community Strategic Plan and provides details on the projects to be delivered within each Outcome area and Program area.

ITEM 7 (continued)

The diagram below shows the relationship between the Community Strategic Plan, the Four-Year Delivery Plan and the Operational Plan:



Public Advertising/ Consultation Program

In accordance with Council's resolution at its meeting on 24 April 2018, the Draft Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019 was advertised on 1 May 2018 and also distributed to other key stakeholders in seeking feedback from our community. A summary of these initiatives is detailed later in this report.

In the preparation of the Draft Four Year Delivery Plan and Draft One Year Operational Plan, Council undertook a comprehensive advertising/ consultation program. The program was as follows:

- Formal public advertising of the Draft Four Year Delivery Plan and Draft One Year Operational Plan commenced on 1 May 2018 with an advertisement being placed in the Northern District Times advising the community of the public exhibition period for submissions being up to 29 May 2018 and that the Draft Plans were available on Council's website;

ITEM 7 (continued)

- Council's website also provided other supporting documentation to assist the community in accessing and being fully informed of Council's Draft Plan with an opportunity to provide feedback on line;
- Council posted a number of notifications via its social media channels alerting followers to make a submission during the exhibition;
- An overview of Council's Delivery Plan was presented to the Ryde Business Forum meeting at Council's North Ryde Office on Monday, 4 June 2018.

Public Submissions

Council received four public submissions concerning the Four year Delivery Plan and One Year Operational Plan.

- One of these submissions, concerned about a damaged footpath, has been lodged as a Customer Request.
- The remaining submissions have been forwarded to the relevant departmental managers for review and consideration for inclusion into future years' Operational Budgets.

Three Submissions were received concerning the proposed Fees and Charges.

- All three submissions expressed concerns about the fees charged to professional dog-walkers - proposed 2018/19 commercial dog walking permit at fenced dog parks

Four submissions were received for the Draft Community Strategic Plan that more appropriately relate to the Four year Delivery Plan and One Year Operational Plan.

- Four submissions for the Community Strategic Plan offered proposals for specific actions or initiatives that can be considered within the context of the Four Year Delivery and One year Operational Plan.
 - Two of these submissions discussed the accessibility of information by multicultural communities, proposing solutions to help reduce barriers for residents with limited English accessing council, government or community services. Council will consider those proposed solutions with available funding allocated in the 2018/19 Budget or via a Project Bid as part of the 2019/20 Budget process.
 - One submission called for a specific event for people with disabilities that was conducted last year (Ryde Rehab Disco) by a local community service provider in partnership with Council to be repeated in 2018/19.

All individual comments submitted are included in the attachment to this report.
(Please refer to **ATTACHMENT 1**).

ITEM 7 (continued)
Draft Four Year Delivery Plan and Draft One Year Operational Plan - Amendments

Since the Draft Four Year Delivery Plan and Draft One Year Operational Plan were adopted by Council for public exhibition purposes, a number of necessary amendments have been made to the Draft Plans to correct minor typographical errors or amendments to the wording of the document, adjustment of vacant positions that have been filled, other labour adjustments, plus some minor budgetary adjustments and additional Bus Shelter Advertising Income, as outlined in the section below. Some amendments to the performance measures applying to Council programs have also been made.

Proposed Financial and other amendments

The following proposed amendments are put forward for Council's consideration and determination.

Note: All amendments endorsed by Council will be reflected in an adopted version of the four year Delivery Plan 2018-22, including one year Operational Plan for 2018/19 and published on Council's website.

Financial

The following changes are proposed to be made to the Draft 2018/2019 Budget;

	\$ '000
<u>Operating Revenue:</u>	
Rates & Charges	176
Fees and Charges	510
Other Operating Revenue	3,055
TOTAL OPERATING REVENUE	3,741
<u>Operating Expenses:</u>	
Employee Costs	29
Materials & Contracts	421
Depreciation	3,311
Borrowing Costs	0
Other Operating Expenses	(566)
TOTAL OPERATING EXPENSES	3,195
NET OPERATING RESULT (SURPLUS)	546

ITEM 7 (continued)

The key points relating to the proposed changes are as follows:

Operating Income

- \$3.00 million additional Bus Shelter Advertising Income has been brought to account in 2018/19;
- \$0.17 million additional Rates and Annual Charges, following a review of the proposed notional yield for 2018/19, including supplementary rates (derived from growth);
- \$0.26 million additional Synthetic Sports Surface Hire Income;
- \$0.25 million additional Building & Land Use Enforcement Levy;
- \$0.05 million additional Rental Income for Affordable Housing Program; and
- \$0.01 million additional Vehicle Lease back Income.

Operating Expenses

- \$3.31 million increase for Depreciation Cost (non-cash), due to a methodology change in the calculation of depreciation (from consumption-based depreciation to straight line depreciation);
- \$0.30 million reduction in Street Lighting Charges;
- \$0.28 million in additional funding for temporary positions funded by Internal Reserves
- \$0.17 million reduction for Motor Vehicle Charges;
- \$0.13 million increase for Ryde Local Planning Panel – costs associated with the independent experts appointed to the Panel and their direct support costs, as required by State legislation.
- \$0.10 million reduction for Emergency Service Levy;
- \$0.06 million increase funding for Synthetic Playing Surface Program;
- \$0.05 million reduction for LGNSW membership;
- \$0.03 million in additional salaries and wages (and related oncosts), and savings in Workers Compensation
- \$0.01 million increase for Affordable Housing Program

ITEM 7 (continued)Capital Works Program

The following projects are recommended to be added to the Four Year Delivery Plan Capital Program:

- \$ 0.30 million additional funding for Westminster Park under the Synthetic Playing Surfaces Expansion Program in 2019/20 and \$2.00 million additional funding in 2020/21; and
- \$ 0.40 million additional funding for Meadowbank Park under Synthetic Playing Surfaces Expansion Program in 2021/22.

The following project is recommended to be removed from the 2018/2019 Capital Program:

- West Ryde Community Centre Solar Panel under the Community Building Renewal Capital Program listed in 2018/19 will be removed as the project has been listed as stand-alone project in the draft Delivery Plan (ie the project and its funding was duplicated in the budget).

The source funding for the following project will be changed:

- The source funding for Project Shepherds Bay Outlet will be changed from VPA Reserve to Section 7.11 (formerly known as Section 94).

It should be noted that the Delivery Plan excludes Carryover Projects from the current 2017/2018 Budget year.

Fees and Charges

The following changes to the Draft Fees and Charges are proposed:

- The fees associated with Commercial Dog Walkers is proposed to be reduced by 50% for permits up to 10 hours of use per week and 65% for permits over 10 hours of use per week.
- Commercial Dog Walkers / Trainers (Fenced Dog Parks) – removal of the wording ‘up to 20 hours per week’ and replaced by ‘more than 10 hours per week – subject to availability’.
- Amend Development Application Review Fee referring to ‘old’ section 82A of the Environmental Planning and Assessment Act to the ‘new’ Section 8.3.

ITEM 7 (continued)

Stormwater Charges

Currently, Business Strata Units are being charged \$12.50 per unit per annum for stormwater charges. It is proposed to change the calculation to an area based charge, as follows;

- Area of Strata Parent divided by 350 square metres (rounded up to a whole digit), times \$25.00, times the unit entitlement percent of the business Strata Child (minimum \$5.00 per unit).

This change will result in a more equitable charge on Business Strata Units as the charge will be based on a unit entitlement rather than a flat charge.

Performance Indicators

Council has an extensive program of monitoring community and customer satisfaction with a broad range of Council services. This program is currently being reviewed by Council.

Council will still be collecting data (via surveys) at the level published during public exhibition (as identified in the 2nd column of the table below) but will report the results at an aggregated level for each Program (as identified in the 3rd column of the table below). The following amendments to the published Four Year Delivery Plan document are proposed.

Program	Performance Measures published for public exhibition	Proposed amendment for published Delivery Plan
Open Space, Sport & Recreation program	% community satisfaction with: <ul style="list-style-type: none"> – protecting the natural environment – passive parks and playgrounds – sportsgrounds and ovals – tree management Public / Private trees – swimming pools RALC facilities 	% community satisfaction with Council services.
Centres and Neighbourhood program	% community satisfaction with: <ul style="list-style-type: none"> – renewal of town centres – cleanliness of town centres – street lighting – public art – graffiti removal – public toilets 	% community satisfaction with Council services.

ITEM 7 (continued)

Program	Performance Measures published for public exhibition	Proposed amendment for published Delivery Plan
Community and Cultural program	% community satisfaction with: <ul style="list-style-type: none"> - support services for seniors - community events and festivals - community halls and facilities - support services for people with disability - youth programs 	% community satisfaction with Council services and facilities
Paths and Cycleways program	% community satisfaction with: <ul style="list-style-type: none"> - footpaths maintenance - cycleways maintenance 	% community satisfaction with maintaining paths and cycleways
Environmental program	% community satisfaction with environmental education programs % customer satisfaction index – education service	% community satisfaction with Council services. % customer satisfaction with Council services.
Strategic City program	% community satisfaction with long term planning for the City of Ryde	% community satisfaction with Council services.
Traffic & Transport program	% community satisfaction with: <ul style="list-style-type: none"> - Road Safety - Car parking availability - Traffic flow and congestion % customers satisfied with <ul style="list-style-type: none"> - Road safety programs and workshops - CoR's Top Ryder Community Bus Service 	% community satisfaction with Council services. % customer satisfaction with Council services.
Economic Development program	% community satisfaction with Council's supporting of local jobs and businesses	% community satisfaction with Council services.
Regulatory program	% community satisfaction: <ul style="list-style-type: none"> - development and building applications - compliance inspection service - traffic & parking enforcement - food, health and noise enforcement - animal management - illegal dumping 	% community satisfaction with Council regulatory services. % customer satisfaction with Council regulatory services.

ITEM 7 (continued)

Program	Performance Measures published for public exhibition	Proposed amendment for published Delivery Plan
	% Customers Satisfied with CoR Services: <ul style="list-style-type: none"> - Development Application Service - CoR's Building Compliance Services - Illegal Dumping, Abandoned Vehicle, and Companion Animal Management Services 	
Waste and Recycling program	% community satisfaction with: <ul style="list-style-type: none"> - waste and recycling service - household clean up and collection 	% community satisfaction with Council services.

Loan Borrowings

City of Ryde proposes to borrow \$0.70 million in additional funds in 2018/2019, for development of properties at 741 Victoria Road and 33-35 Blaxland Road, with Council's projected Debt Service ratio to be 0.85%, as at 30 June 2019 (benchmark is less than 5%).

Rates and Annual Charges

Rates have been increased by 7%, in accordance with the Minister's approved Special Rate Variation (SRV), including the approved rate cap of 2.3%.

The Minister for Local Government has advised the maximum interest rate on overdue rates for 2018/2019 is 7.5%. It is recommended that Council adopt this amount.

Projected Working Capital

As reported to Council in the Quarterly Reviews of the Four Year Delivery Plan 2017-2021 including One Year Operational Plan 2017/2018, Council is on track with its 2017/2018 Budget and is projecting a Working Capital of \$4.61 million, as at 30 June 2018.

The 2018/19 Draft Budget is proposed to maintain Working Capital at \$4.61 as at 30 June 2019. This is a positive outcome and continues the trend of Council's solid financial performance in recent years.

ITEM 7 (continued)Workers Compensation Reserve

Council has changed its Workers Compensation insurance arrangements, from a traditional insurance policy to a 'Retro Paid Loss Scheme' for its workers compensation. This came into effect on 1 August 2017. This has resulted in a reduced Workers Compensation Premium to Council. By moving to this arrangement, it requires Council to put aside funds in a Workers Compensation Reserve, over the first 4 years of operation of the scheme, to protect Council against any extraordinary claims that may arise.

Ryde Central Reserve

Surplus Working Capital has been progressively transferred to the Ryde Central Reserve over the past 12 months. By 30 June 2019, the balance of funds available in the Ryde Central Reserve will be \$11.9 million. It is important that this commitment to transfer surplus Working Capital to the Ryde Central Reserve continues. The more funds allocated to this Reserve, the less need to externally borrow funds.

Summary - Key Initiatives and Key Performance Indicators in the Draft Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019

Key aspects and financial indicators included in the Draft Operational Plan for 2018/2019 are:

- Total expenditure budget (Operating and Capital, excluding depreciation) is \$146.98m;
- The Operating Result before Capital Grants and Contributions is projected to be a surplus of \$8.31 million;
- Working Capital balance to remain at \$4.61 million over the 4 Year Deliver Plan;
- The budget provides for 527.95 full time equivalent employees with a total headcount of 893 staff;
- Debt Service Ratio is estimated to be 0.85% as at 30 June 2019. This does not take into account the full effect of any loans in the longer term for property development purposes;
- Council's Internally Restricted Reserves will be utilised during the 2018-2022 period of the Delivery Plan, with the balance of Reserves due to reduce from \$93.01 million in 2017/18 to \$78.52 million in 2021/22;
- Capital Expenditure in 2018/2019 is budgeted at \$44.64 million, representing a Council funded program of \$26.67m (primarily Internal Reserves), the balance being funded from External Reserves such as Developer Contributions, Domestic Waste Management Charges and Government Grants;

ITEM 7 (continued)

- The City of Ryde will continue to provide significant subsidies to various community groups, sporting clubs and government organisations throughout 2018/2019. Subsidies are provided by either reduced rentals on Council facilities, pensioner rate subsidies, reduced hire fees for Council facilities, grants to various organisations or sponsorship of events;
- City of Ryde will make payments/contributions to NSW Government entities totalling \$7.86m in 2018/2019, including
 - Waste Development Tax \$2.85m
 - Street Lighting Charges \$2.12m
 - Fire Control \$1.60m
 - Infringement Processing \$0.47m
 - Department of Planning \$0.27m
 - Valuer General \$0.24m
 - SES Emergency Mgmt \$0.17m
 - Motor Vehicle Registration \$0.15m
- Council's proposed total project expenditure in 2018/2019 is summarised below:
 - Capital Expenditure - \$ 44.64m
 - Non-Capital Expenditure - \$ 3.45m
 - **Total Projects** - **\$ 48.09m**

ITEM 7 (continued)

Total Project expenditure, by Program, is outlined in the table below:

Program	Capital Project \$M	Non-Capital Project \$M	Total Project \$M
Catchment program	4.78	-	4.78
Centres and Neighbourhood program	3.30	0.33	3.63
Community and Cultural program	0.37	0.22	0.59
Customer and Community Relations program	-	0.06	0.06
Economic Development program	-	0.12	0.12
Environmental program	0.03	0.03	0.06
Foreshore program	0.78		0.78
Governance and Civic program	-	0.10	0.10
Internal Corporate Services program	4.11	0.15	4.26
Land Use Planning program		0.39	0.39
Library program	0.89	0.02	0.91
Open Space, Sport & Recreation program	11.49	0.56	12.05
Organisational Development program	0.03	0.10	0.13
Paths and Cycleways program	2.05		2.05
Property Portfolio program	1.59	0.25	1.84
Regulatory program	-	-	-
Risk Management program		0.08	0.08
Roads program	12.82	-	12.82
Strategic City program	0.03	0.63	0.66
Traffic & Transport program	1.72	0.05	1.77
Waste and Recycling program	0.65	0.36	1.01
Total	44.64	3.45	48.09

General Commentary

Details of the Macquarie Park Special Rate, the Stormwater Management Service Charge and the Infrastructure Renewal and Maintenance Special Rate (which was approved by the Minister for Local Government on 19 May 2015 as 7% per annum for four years from 2015/2016) are contained in the Revenue Policy within the Draft Plans. All of the funds raised from these sources will be dedicated to the purposes raised and will address priority work relating to the current condition of Council's infrastructure, currently valued at \$1.03 billion. These works are detailed in the Projects by Program section of the Draft Plans.

ITEM 7 (continued)

In summary, the Draft Plans, Draft Budget and Draft Fees and Charges for 2018/2019 maintain the current level of services to the community whilst continuing to deliver a substantial Capital Works Program. As forecasted in the Draft Plans, Council's funded Capital Works Program is projected to increase over the four years to a program of \$46.65 million.

Council is continuing to address the condition of the City's infrastructure and in particular the renewal of existing infrastructure. Council's proposed Capital Works Program of \$44.64 million for 2018/2019 provides for approximately \$30.79 million of renewal of existing assets next year, funded primarily by a mix of SRV funds and Reserves.

Council's adopted Long Term Financial Plan recommends Council spend \$18 - \$20 million per year on asset renewal of its existing infrastructure assets, based on asset management principles. This level of capital expenditure includes the use of \$22.64 million from Reserves on hand for 2018/2019, Grants, Contributions and additional Rate Income from Council's approved SRV.

It should be noted that Council's Operating Result before Capital (including depreciation) for 2018/2019, is projected to be a surplus of \$8.31 million, noting that due to the SRV and Council's efficiency savings of \$2 million being effective from 2015/2016, Council's projected Operating Results are projected to improve in the short term (subject to prevailing economic conditions).

Without the approved SRV, Council would be confronted with an Operating Deficit of approximately \$3.8 million in 2018/19 and the prospect of an ever-increasing infrastructure asset backlog.

Overview of Federal Budget

From media releases and other sources, the following is a list of possible implications on Local Government that may arise from the Federal Budget;

- Financial Assistance Grants (FAGs)
 - In the 2018-19 year, the Australian Government will allocate \$1.229 billion in FAGs for local government services to the community. It should be noted that \$1.2B was also bought forward from 2018-19 into the 2017-18 financial year; and
 - FAGs continue to comprise two components: general purpose assistance grants; and untied local roads grants.

ITEM 7 (continued)

- Commonwealth funding for Local Roads in 2018-19
 - Roads to Recovery (R2R): \$364.5 million (\$85.4 million for NSW). However, there will be no R2R funding for City of Ryde in 2018/2019;
 - Black Spot: \$85 million (\$25.5 million for NSW);
 - Identified Local Road Grants: \$377.7 million (\$109.6 million for NSW); and
 - Bridges Renewal: \$85 million (\$35.7 million for NSW).

Review of Council's Resource Strategy and Plans

An independent review of Council's Resource Strategy and Plans is currently being finalised.

Included in the review is the following:

1. Long Term Financial Plan;
2. Asset Management Plan and Sub Plans;
3. Workforce Plan; and
4. Information and Communications Technology Plan

Once the Resource Plans are finalised, an overarching Resource Strategy will be developed that pulls the 4 Resource Plans together and connects the Community Strategic Plan to the 4 year Delivery Plan. This is a vital piece of work as it annunciates Council's resource response to the aspirations contained in Council's Community Strategic Plan.

Critical Dates

Council publicly exhibited the Draft Four Year Delivery Plan and Draft One Year Operational Plan on 01 May 2018 for a period of 28 days, inclusive, closing on 29 May 2018, to allow the public to make submissions on any aspect of the Draft Plans.

Council received three public submission for the Draft Four Year Delivery Plan 2018-2022 and Draft One Year Operational Plan 2018/2019 during the public exhibition period.

Once adopted, the Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019 will be published in its final form on Council's website with notification in the Council's weekly column in the local newspaper, the Northern District Times. A bound copy of the adopted delivery plan and operational plan document will also be available at Customer Service Centres and all five Libraries.

ITEM 7 (continued)

Councillor Workshops

The following workshops were held with Councillors in the formulation of the Draft Plans.

- Councillor Workshops - In the preparation of the Draft Plans, workshops have been held with Councillors as follows:
 - Workshop 1 13 February 2018 (Rates, Fees & Charges)
 - Workshop 1 13 February 2018 (Base Budget)
 - Workshop 2 27 February 2018 (Projects)
- Councillors were also requested, both at the commencement and during the budget process, to submit their priority projects.

Timetable and Public Consultation

The following timetable was followed in respect of Council's consideration of the Draft Four-Year Delivery Plan 2018/2022 including One-Year Operational Plan 2018/2019:

Date	Action
24 April 2018	Consideration by Council of Draft Plans for public exhibition.
1 May 2018	Commencement of public exhibition period of Draft Plans.
29 May 2018	Completion of public exhibition of the Draft Plans and closing date for receipt of all public submissions
26 June 2018	Consideration by Council of public submissions on Draft Plans and amendments. Draft Plans for consideration and adoption, including the setting of rates, fees and charges for 2018/2019.

Council also provided information to all Advisory Committees and the Ryde Business Forum that includes all Chamber of Commerce, seeking feedback on the exhibition of the Draft Plans. The following consultation / advertisement occurred in promoting Council's Draft Plans.

- Public exhibition of Draft Plans between 1 May 2018 and 29 May 2018;
- Draft Plans were available for viewing during the exhibition period on Council's website;
- A high level overview of Council's Draft Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019 was provided to the Ryde Business Forum on Monday 4 June 2018.

ITEM 7 (continued)

Operational Plan Budget / Linkages

The Draft Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019 details the key projects, initiatives and actions that Council proposes to be undertaken over the next year. It provides the strategic direction for Council and details the key initiatives, deliverables and performance measures for 2018/2019 in addition to formally allocating resources through the Budget.

Financial Implications

The Four Year Delivery Plan 2018-2022 including One Year Operational Plan 2018/2019 maintains the City of Ryde's sound financial position, whilst delivering a significant Capital Works Program of \$44.64 million and maintaining Council's Working Capital balance at \$4.61 million, as at 30 June 2019.

As a result of Council's SRV, Council's proposed four year capital works program has increased to \$191.38 million, which provides approximately \$119.28 million for renewal of existing assets (or \$29.82 million per year).

As a result of the SRV and Council's on going \$2 million efficiency savings, Council is now in a position to allocate the required amounts each year for the renewal of its infrastructure assets and reducing its infrastructure asset backlog. The City of Ryde is still on track to be financially sustainable by 2020 (using the 'Fit for the Future' Financial Sustainability Indicators).

As detailed in this report, Council's Delivery Plan has been adjusted to ensure that the Plan adopted by Council is realistic and can be delivered.

Other Options

Council has the discretion to accept or reject the proposed amendments to the Draft Plans. Due to the tight nature of the budget, should Council decide to reject or accept additional expenditure or income, an alternative source of funding would need to be identified.

Conclusion

The Draft 2018-22 Delivery Plan and 2018/19 Operational Plan as amended, which is detailed in this report, is presented to Council for adoption, following public exhibition.

ITEM 7 (continued)

ATTACHMENT 1

Submissions received from public exhibition of the Four Year Delivery Plan and One Year Operational Plan and Proposed Fees and Charges

Respondent	Comment	Notes
1	Please ensure all dangerous footpaths in our council area are renewed urgently. The path outside my property has been in a poor state for several years. Some years ago (5+) contractors performed works at 5 ways shops, that involved laying tiles to the footpaths. At that time, they are cut a concrete channel (I believe in error) from the shops right across my property (278 North Rd) ending at the boundary with 276. The footpath either side of this cut has subsided/moved significantly over the years. This is hazardous to any using the footpath, and in particular to myself (mobility disability), my elderly neighbour (rollator user) and several other locals who have mobility issues (scooter & wheelchair users). Someone will have a fall soon! Please address this and other such issues as a priority. Additionally, some serious mitigation works (strategies & actual plans being implemented) needs to occur as a result of the massive overdevelopment of our area (ie the massive unit developments) Already we are observing hideous traffic issues, and thats with many developments not yet completed or fully occupied.	Lodged as a Customer Request - 2082801 Damaged Footpath
2	Thanks Council in taking a proactive role to prepare the Delivery Plan for the next 4 years. To add value based on my local knowledge, I would like to comment on the three capital works programs: 1. Stormwater asset renewal or replacement - west ward Fernvale Avenue (West Ryde); It is important and efficient for Council to investigate and replace (if required) the connecting stormwater drainage along Bellevue Ave, intersecting Fernvale Ave. As a resident I have observed some blockages on the eastern side of Bellevue Ave (the section between Fernvale and Bencoolen Ave); 2. Traffic and Transport program - Roundabout at Chatham Rd intersecting Betts Street (West Ryde); The design of roundabout is problematic as it does not slow down traffic travelling in northwest direction (due to the size of roundabout and line marking); Some engineering improvement is suggested to either the roundabout, kerb or line marking. There are many times I have seen some near miss in this roundabout. 3. Traffic and Transport program - safe pedestrian connectivity to Lions Park (West Ryde); To encourage walkability of families to visit a local park, across a collector road such as Shaftsbury Road, it is suggested to install a pedestrian refuge or traffic calming devices (or raised threshold) at the intersection of Dickson Ave / Shaftsbury Rd. 4. Open Space program - Lions Park (West Ryde) Additional shading is required to the park, particularly in the play areas and seatings to avoid sunburn of the kids and parents. I hope the above suggestions will be given favourable consideration by Council officers and I will appreciate the feedback from staff that why certain suggestions can not be practically implemented. I look forward to the continued collaboration between residents and staff to make a better city and local area.	Items referred to relevant Council Departments for consideration

ITEM 7 (continued)

ATTACHMENT 1

Respondent	Comment	Notes
3	<p>Thank you for the opportunity to comment on the Draft Operational Plan which is a comprehensive document detailing the great work that council is planning for the next 4 years. I do note that there is a reference to the 7 train stations within the City of Ryde however the document is silent on how Council is managing the continued growth in passenger numbers, associated commuter vehicles parking in suburban streets and their impacts on community safety and amenity around each station. Quite timely, the Sydney Morning Herald reported on 24 May about the Northern Line from Strathfield being at 185% load during the morning peaks. https://www.smh.com.au/national/nsw/passenger-crowding-on-sydney-trains-worsens-as-demand-soars-20180523-p4zh2y.html In particular I'd suggest bringing forward capital spend on parking/road widening around Denistone and West Ryde stations I draw your attention to the relevant parts of the document on p50 which indicates West Parade at Denistone (between Miriam and Reserve St) is not due for any road surfacing works until 2020/21 budget year. I note that council has approximately \$9400,000 allocated for "Car Park Renewal". The document is silent on the much publicized \$25 million Eastwood Commuter Car Park. Could there be a re-allocation of funds in the interim whilst this Eastwood issue is sorted. Interestingly council has already budgeted for this year 18/19 to extend the East Parade car park at Eastwood from 2nd avenue down to 3rd avenue on page 74.. What is the basis for this extension? It could be argued that those funds are urgently needed down the road at Denistone or West Ryde given the impending shut down of the Epping to Chatswood line from Sept 2018. We have already seen an increase of 500 per cent in commuter numbers at Denistone with little action undertaken by council in the last 5 years. I wish you well in implementing the Plan</p>	<p>Item referred to relevant Council Department for consideration.</p> <p><i>Parking around stations is a challenge for Council. Obtaining the right balance between short-term and long-term parking requires careful consideration. With the upcoming rail shut-down for 7-months, Council is trialling a parking management arrangement on local streets that has one side restricted parking and the other side unrestricted parking to gauge its effectiveness. If this is found to be effective, a similar approach may be adopted for Denistone. Widening roads for the purposes of increasing the quantum of kerbside parking, whilst a solution does create other undesirable issues, such as increased speeds, which results in traffic management being required to moderate the increased speeds of vehicles in the area. To date, introducing traffic calming has generally been met with strong opposition by those residences directly affected. For West Ryde Town Centre and adjoining roads, the parking management scheme is supported by the local community, no change to the current scheme in the short-term is expected. The \$25 Million for Commuter parking cannot be allocated for "other" projects. Construction of additional parking along East Parade provides additional longer term parking for Eastwood Town Centre (eastern side) which currently experiences very high parking demand needs.</i></p>
4	<p>Please consider bringing forward footpath construction on Bigland Avenue to the 2018/19 year. Bigland Ave is the only street from the railway to the western border of Ryde north of Victoria Rd without a path. Today I received a letter from Greg Holding of Traffic Services asking about implementing parking controls. Bigland Ave is a through road from West Ryde precinct to Denistone West and Eastwood via Shaftesbury Rd. It carries a lot of traffic and pedestrians are increasingly at risk.</p>	<p>Items referred to relevant Council Departments for consideration. Recommend listing as a Customer request.</p>

ITEM 7 (continued)

ATTACHMENT 1

Respondent	Submissions concerning proposed Fees and Charges	Recommendation
1	<p>My comments relate to the proposed 2018/19 commercial dog walking permit at fenced dog parks. As an owner of a dog walking small business my reasons against fees are: - I am a rate payer living in East Ryde and already paying for upkeep of all Council parks in Ryde; - my business provides a service to Ryde rate payers; - I would need to increase charges to my Customers who are already Ryde rate payers to cover cost of permit; and - I believe the dogs I walk have very little impact on the dog parks which I use. Hoping my comments are reviewed favourably.</p>	<p>Item referred to relevant Council Department for consideration:</p> <p><i>The fee proposed in the 2018/19 schedule of fees and charges is reduced by 50% for permits up to 10 hours of use and approximately 65% for permits over 10 hours of use, this is a result of the feedback provided throughout 2017-18. The cap of 20 hours per week will be removed and the application will clearly stipulate that the permit will be issued to the business as a whole, not an individual of the business.</i></p>
2	<p>Regarding the intended annual fees for dog walking in fenced parks: I, as others in my field, am a dog walker struggling to make a living from what can only be described as a very micro business. We can only charge a very small amount for our services and due to the time consuming nature of our businesses ie: pick up and delivery time, number restrictions etc., are very limited in how much we can earn, our daily income is extremely small with no room for growth. Any fees levied on us would make a significant dent in our income and to be honest are unviable.</p> <p>There is also the fact that we are delivering a very much needed service to your community, our clients are your rate payers, and therefore have already paid rates for their dogs to use their local parks.</p> <p>Our services in the community are invaluable to your rate payers, who are either working people or people who, for whatever reason, do not have the ability to adequately exercise their dogs. This lack of exercise often leads nuisance barking and other bad behaviour. After a good outing in the park with doggy friends, dogs will usually happily sleep until their owner returns home.</p> <p>Dog walkers earn so little, we cannot afford any fees and to be honest virtually all of us are struggling to stay afloat, make a living, and stay off any form of government benefits ourselves. We are actually doing a great service to the government in this regard.</p> <p>I therefore ask you to please reconsider your ideas of annual fees for use of the local parks. Our clients believe they have already paid for their dogs use of the parks. They feel it is either themselves or their agent accompanying their dog on it's outing.</p>	<p><i>For businesses based within the City of Ryde who have obtained a permit for use up to 10 hours, this will equate to just over \$5 per week which is significantly less than the fees applied to Personal Trainers. This fee is considered a reasonable rate to assist Council in managing it's off-leash facilities by:</i></p> <ul style="list-style-type: none"> - <i>Ensuring consistency and equity with other permitted activities within the parks</i> - <i>Maintaining relevant details of the registered businesses (i.e. insurances)</i> - <i>Communicating with the registered businesses regarding proposed capital and maintenance works within parks</i> - <i>Advising when sporting fields are being used for sport</i> - <i>Advising when sporting fields are closed due to wet weather</i> <p><i>The value of the service the dog walking organisations provide is acknowledged. They are commercial businesses operating on public land however and the imposition of a fee is consistent and equitable with other commercial operators using public space.</i></p>
3	<p>Thank you for updating us on your thoughts re fees for dog walkers using council parks. My response is that we professional dog walkers are not like Personal Trainers who can charge fees of \$80 and more to their clients and have minimal overheads. We have high overheads for running vans, which include petrol, insurance, repairs, rego etc. on top of the cost of the van. The dog owners expect to pay only \$25 per walk. Our service socialises dogs, reducing barking and keeping the street and parks cleaner. So I believe an annual council fee of \$500 per annum for over 10 walks per week is more sustainable.</p> <p>Yours Sincerely</p>	<p>Item referred to relevant Council Department for consideration:</p> <p><i>For commercial dog walkers based within the City of Ryde the fee for over 10 hours a week of use is \$571 p.a. The higher fee for businesses based outside of the area is consistent with the approach Council has taken for other park related fees such as sportsground hire and dinghy rack use.</i></p>

ITEM 7 (continued)

ATTACHMENT 1

Submissions made for the Draft Community Strategic Plan that relate to the Four Year Delivery Plan and One Year Operational Plan			
Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?	Recommendation
18		<p>Re social inclusiveness. Last year ryde council with royal rehab had a disco on ice it was a fantastic joyous event where people of various ages and disabilities were able to rule the ice! I regularly hear positive feedback from attendees hopeful this event will be held again and we are 6 months down the track from when it was held! Clearly this special event had a lasting positive impact on those people we held it for. I have heard the future of this special event was in doubt due to insurance issues, that would be a terrible shame and not in the spirit of ryde and contidicts what we believe our community and council stands for in their social inclusiveness goals and aspirations which are there to improve the daily lives of those in our community with greater needs.</p>	<p>Item referred to relevant Council Department for consideration.</p> <p><i>This was an event held last year by a Community Organisation which was supported by Council.</i></p> <p><i>Whilst Council is committed to supporting and partnering social inclusive events, there are both Work Health and Safety obligations and insurance constraints placed on Council.</i></p> <p><i>Where Council is the direct provider of an event either on Council premises, or as a hirer of a venue, Councils public Liability insurance cover is sufficient.</i></p> <p><i>Where Council is a supporter or a partner to an event that takes place on third party premises there are obligations that require all parties to carry separate third party insurance cover.</i></p>
19	Letter received –original included in this attachment	<p>Identifies limited English being a barrier for CALD Seniors accessing Government or community services. No clear comment on CSP offered.</p>	<p>Item referred to relevant Council Department for consideration.</p> <p><i>Council continues to assess community needs and allocate funds and resources to address emerging needs through its budget process and the Delivery Plan.</i></p> <p><i>Social Inclusion is fundamental to the work at the City of Ryde and the same principles apply to addressing the needs of the aged within the City, including their information needs. Our libraries hold ongoing programs for digital inclusion of seniors and Council delivers information sessions targeted to the aged in group settings as well.</i></p> <p><i>Council will be able to use the expertise of this group for developing future initiatives, given the specialised nature of the research work done by this group.</i></p>
20	Letter received –original included in this attachment	<p>Provides a list of dot point suggestions for specific initiatives and actions under three headings:</p> <ul style="list-style-type: none"> • Active Transport • Community Facilities and Sports Fields • Meeting the community’s needs for recreational open space 	<p>Item referred to relevant Council Departments for consideration</p>

ITEM 7 (continued)

ATTACHMENT 1

Submissions made for the Draft Community Strategic Plan that relate to the Four Year Delivery Plan and One Year Operational Plan			
Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?	Recommendation
21	<p><i>Comments received from the Community Harmony Reference group Committee meeting 31 May 2018:</i></p> <p>Summary of Committee Meetings discussion by council staff.</p>	<ul style="list-style-type: none"> • The Committee believes that Council should ensure that it's Operational Plan is sufficiently funded for the below deliverables that ensure it engages and communicates effectively for the diverse Ryde community who speak a language other than English. ABS Census 2016 show that over half of the • All Council official information is translated into community languages. This can be done by Council website information and electronic media have identifiable links to google translate, QR codes or mp3 files proving information in community languages, (Fairfield Council's website is a good example) • Council utilise existing multicultural community group meetings and gatherings in community venues to promote its services and activities through bilingual workers, interpreters or bilingual community members. • Council should use multilingual messaging on electronic signage to promote Council events • Council promote widely English language classes that are run by community groups • Highlight that Ryde is a learning community and also encourages English speakers to learn other languages to engage with our diversity <p>The following words be included page 27 2nd paragraph: The Wallumedegal people are an everlasting presence whose lives and values shaped this place</p>	<p>Item referred to relevant Council Departments for consideration.</p> <p><i>Council has proposals in the 2018/19 budget focusing on some of the issues/solutions identified.</i></p>

ITEM 7 (continued)

ATTACHMENT 1

Macquarie Multilingualism Research Group
Faculty of Human Sciences
Macquarie University
<https://www.multilingualsydney.org/>
30th May, 2018

City of Ryde
Attn: Councillor Jerome Laxale
Locked Bag 2069
North Ryde NSW 1670

Via email: cityofryde@ryde.nsw.gov.au

Dear Mayor Laxale,

RE: Our vision for Ryde 2028 – Draft Community Strategic Plan

The Macquarie Multilingualism Research Group (MMRG) welcomes the opportunity to comment on the City of Ryde's *Draft Community Strategic Plan* ("the Plan"). The Plan highlights the challenges and opportunities to present a progressive future direction for the City of Ryde.

MMRG is a multidisciplinary research group based in The Faculty of Human Sciences at Macquarie University. The group takes a broad view of multilingualism on evaluating the impact of multilingualism on communities, social identities and life experiences. In this submission, we focus on expanding the inclusion of CALD seniors in the Plan.

Positive Ageing for All

MMRG took on a research project to identify the needs of culturally and linguistically diverse (CALD) senior citizens in the City of Ryde in regards to accessing basic social and community services. In a predominantly English-speaking environment, there is a growing concern that many CALD seniors will be unable to access the same social services as easily as their English-speaking peers.

The Plan provides a quick snapshot of the city and its goals for its residents. It acknowledges that the population of Ryde is both ageing as well as becoming increasingly more culturally and linguistically diverse (p. 6–8). We welcome that the City of Ryde promotes the importance of accessibility to community services to strengthen community life, connectedness and wellbeing.

The Plan mentioned the importance of this priority in two sections: 'Our active and healthy city' (p. 19) and 'Our diverse and inclusive city' (p. 27). While the Plan acknowledges that our city population is ageing and becoming more diverse, it does not take into account how the lifestyles of the two demographics intersect.

ITEM 7 (continued)

ATTACHMENT 1

As such, we conducted an exploratory research project to specify what types of needs are to be addressed and which services are to be revised.

Changing demographics of Ryde

The Plan is correct in stating that Ryde is “[a] culturally diverse community” with citizens tracing their ancestry to “101 Countries”, speaking a total of “72 Languages” (p. 7). Our research, based on the 2016 census data analysis, focuses on CALD seniors (aged 65 and older) and their proficiency in English (Table 1). Our analysis suggests that the largest language other than English (LOTE) communities in Ryde aged 65 and over who do not speak English well or at all are Mandarin, Korean, Cantonese, and Armenian speakers.

TOTAL RYDE POPULATION AGED 65 AND OVER: 3824			
Largest LOTE COMMUNITY	Total # of LOTE speakers aged 65 and over	# of LOTE speakers aged 65 and over who do not speak English well or at all	Percentage of total # of speakers aged 65 and over
Mandarin	141	111	78.7%
Korean	53	39	73.6%
Cantonese	220	109	49.6%
Armenian	169	73	43.2%
Italian	398	107	26.9%
Greek	100	24	24.0%
Arabic	92	21	22.8%
Spanish	53	12	22.6%
Total	1226	496	40.4%

Table 1. Ryde: Seniors and Proficiency in English (Source: Australian Bureau of Statistics)

The census data indicate that 40.4% of all LOTE speakers aged 65 and older do not speak English well or at all. This is a significant group who are at high risk of being denied or having very limited access to community services.

Voices of LOTE seniors

We identified the Chinese-speaking seniors as being among the most vulnerable groups with limited proficiency in English, and we conducted a focus group discussion with members the Eastwood Chinese Senior Citizens Club (ECSCC) to identify the specific needs of CALD seniors in May, 2018.

ECSCC members meet regularly at the St Philip’s Anglican Church at Eastwood. About 80% of the members do not speak English well or at all. The members point out that when accessing community and social services, many cited language and technology issues. Currently, most local city government services use websites and hotlines as first points of contact, and this

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presents an immediate barrier for CALD seniors. This creates potential problem for accessing essential services such as translation, transportation and home maintenance.

Many older ECSCC members also regularly rely on the Club to help with translation of government and business communication and documents. Limited access to information has created barriers for these members to fully participate in community lives.

Positive Ageing for All

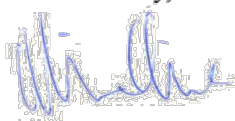
Our research shows that when examining the census data and listening to community members, there is a convergence point of further exploring and supporting the needs of CALD seniors in Ryde in the coming decade.

Thank you again for the opportunity to comment on the *Draft Community Strategic Plan*.

As we remarked at the outset, this Plan highlights the challenges and opportunities and has the potential to truly shape a progressive future for Ryde. We look forward to working with the Council in areas of need.

Please contact Dr Alice Chik, Macquarie Multilingualism Research Group, on 02 9850 8766 or alice.chik@mq.edu.au if you would like to discuss this submission further.

Yours sincerely,



Alice Chik, PhD (Department of Educational Studies)
Timothy Almonte (PACE student, BSocSc)
Nichapa Rueangroongsom (PACE student, BSocSc)
Macquarie Multilingualism Research Group
Faculty of Human Sciences
Macquarie University

ITEM 7 (continued)

ATTACHMENT 1

General Manager
City of Ryde
Locked Bag 2069
North Ryde NSW 1670



29 May 2018

Dear Mr Dedes,

Ryde Draft Community Strategic Plan 2028

Northern Sydney Local Health District (NSLHD) Health Promotion appreciates the opportunity to comment on the Ryde Community Strategic Plan 2028. Our goal is to ensure that the built environment has an overall positive impact on the health and wellbeing of individuals and the wider community. In this context, we would like to comment on certain features of the community strategic plan.

Active Transport

NSLHD commends Ryde Council identifying active travel as a key objective in Ryde's Community Strategic Plan 2028. Appropriate walking and cycling facilities as well as public transport access is essential for all members of the public. Increased access to buses and trains services as well as bike and pedestrian paths are key to the creation of a well-connected and accessible city.

Pedestrian and bicycle infrastructure improves linkages within neighbourhoods and to local destinations. The resulting increase in community connectedness and physical activity levels (and reduced car dependence) offers both health benefits (such as decreased risk of obesity, cardiovascular disease and diabetes) and environmental benefits.

To meet the growing needs of the community for active and public transport infrastructure it is suggested that a travel behaviour survey is conducted with residents to determine, when, where and why they travel. The survey should include what type of work they do, where they shop and recreate and where they are educated. Accurately establishing why residents use private motor vehicles instead of active/public transport will help to inform planning decisions regarding the future location and scale of open space, industries, residential developments, education facilities etc. This will also inform ways that Council can successfully create a mode-shift from car use to active transport options and address a key concern of the community regarding the lack of parking.

Key Priorities and Recommendations:

- Conduct a comprehensive travel behaviour survey to inform active and public transport infrastructure planning.
- Develop and deliver a comprehensive transport strategy which includes a public transport plan, pedestrian access and mobility plan, updated bike plan and road safety plan.
- Create and foster active schools initiatives (to encourage walking/cycling to school) as well as cycling infrastructure projects and events.

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- Provide adequate pedestrian access to green open space areas including ramps to ensure ease of access for all members of the community.
- Include way-finding signage to link transport hubs, Ryde's Bike Network, heritage walks and local amenities to ensure a more connected and pedestrian-friendly neighbourhood.
- Provide safe, well designed, level walking paths that are suitable for wheelchairs and people with walking aides.
- Continue to provide a community transport/shuttle bus service to key community facilities.
- Activate key street frontages to encourage pedestrian activity and social connectedness.
- Ensure that there are through connections for bicycles from the streets to recreation areas, sports fields and children's playgrounds.
- Install appropriate bike parking throughout the city including key transport hubs and open space.
- Provide footpaths and separated cycleways wherever feasible.
- Include traffic calming through built design features (i.e. street trees, traffic islands etc.) in key main street areas.
- Promote mixed-use housing developments which include a combination of retail, residential housing and green space to encourage active transport modes.

Community Facilities and Sports Fields

As stated in the draft plan, the growing population will need spaces to meet and gather for social, leisure and learning activities and for community and cultural events and celebrations. Providing civic facilities is also important in fostering a sense of community and belonging to the local area¹.

Leading practice is steering away from age specific facilities and instead for the provision of multi-purpose facilities, which have flexibility to incorporate a variety of activities. NSLHD supports the addition of new and enhancement of existing community facilities, which can be used by both older and younger people for a variety of activities.

The draft plan recognises that existing sporting fields are well utilised in the area. As Ryde's population is predicted to increase, planning to increase the number of sporting fields will be required, to keep up with demand.

Key Priorities and Recommendations:

- Consider developing master plans for new sporting fields and upgrading existing sports fields, investigating the feasibility of artificial turf.
- Provide new or enhanced community facilities (such as community centres and libraries), with equitable access, to meet the needs of the increasing population.
- Provide inclusive children's playgrounds that are visible, accessible, equally distributed and offer a diverse range of play experiences for a variety of age groups.
- Consider the design of the sporting fields to accommodate multiple users of open space, including passive recreational users.
- Provide additional shade tree planting and/or structures in green space and surrounding areas, where appropriate.

¹ Healthy Urban Development Checklist: NSW Department of Health; 2009

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Meeting the community's needs for recreational open space

Well-designed public open space is generally considered to improve physical health and emotional wellbeing and contribute to the social connections that can enhance a sense of community. Providing well designed, multi-use open spaces will broaden the user groups and address social inclusion of residents and the community.

Key Priorities and Recommendations:

- Consider developing master plans for the provision of appropriate open space (eg. location, size, facilities) to meet population needs.
- Ensure an appropriate level of shade, lighting and signage, especially to bus and rail networks and public amenities (i.e. restrooms, drinking water) is provided in all open space areas.
- Provide child-friendly spaces, such as playgrounds with parenting facilities, as well as youth areas such as skate parks.
- Support mixed use community spaces (playgrounds, skate parks, bike paths, and community gardens).
- Maintain the 'leafy' character and streetscapes of the City of Ryde, by maintaining street trees and existing green space.
- Incorporate access to drinking water fountains in all open space designs.
- Ensure that residents have no more than a 400m walk to their local park, to encourage active travel.
- Provide outdoor gyms that incorporate design elements that accommodate seniors.
- Provide accessible play equipment that engages those with physical and mental disabilities.
- Provide a variety of play areas giving those aged under 4 to youth the opportunity to participate.

For further information about this submission, please contact Kylie Tekell on Phone 8877 5329 or Email kylie.tekell@health.nsw.gov.au.

Yours sincerely,



Kylie Tekell
Public Health Nutritionist
Northern Sydney Local Health District

8 COMMUNITY STRATEGIC PLAN - OUR VISION FOR RYDE 2028

Report prepared by: Corporate Planning and Reporting Coordinator
File No.: GRP/09/5/13 - BP18/601

REPORT SUMMARY

This report provides an overview of the comments received on the Draft Community Strategic Plan following public exhibition, and seeks Council's adoption of Our Vision for Ryde 2028, as the City of Ryde's 10 year Community Strategic Plan.

Our Vision for Ryde 2028 has been developed following an extensive community engagement process and identifies the main priorities and aspirations for the future of the City of Ryde to 2028.

The Draft Community Strategic Plan (CSP) was placed on public exhibition for the period 1 May 2018 to 29 May 2018. During the public exhibition period those members of the community who expressed an interest from the community consultation process undertaken in October / November 2017 were invited to review the Draft CSP and Four year Delivery Plan 2018-2022 and offer comments and feedback.

No changes to the drafting of the Plan are recommended in response to submissions received.

Section 402 of the Local Government Act 1993 requires Councils to review their Community Strategic Plan (CSP) by 30 June following a Council election.

RECOMMENDATION:

- (a) That Council note comments received following the public exhibition of the Draft Community Strategic Plan.
- (b) That Council adopt *Our Vision for Ryde 2028*, as the City of Ryde's 10 year Community Strategic Plan.

ATTACHMENTS

- 1 Submissions received from public exhibition - Community Strategic Plan - Our Vision for Ryde 2028

Report Prepared By:

Mark Hastings
Corporate Planning and Reporting Coordinator

Report Approved By:

Steven Kludass
Acting Director - Corporate and Organisational Support Services

ITEM 8 (continued)**Legislation**

Section 402 of the Local Government Act 1993 requires Council to review its Community Strategic Plan by 30 June following a Council election.

The Local Government Act requires that the Draft Plans be exhibited for a period of at least 28 days, during which time the public can make submissions on any aspect of the Draft Plans. These submissions must be considered by Council before the Draft Plans are adopted.

Draft City of Ryde Community Strategic Plan - Our Vision for Ryde 2028

The Draft Community Strategic Plan - Our Vision for Ryde 2028 was developed following an extensive community engagement process. It identifies the main priorities and aspirations for the future of the City of Ryde, covering the period of 10 years from when the plan is endorsed.

Community Engagement

Between June and December 2017 Council undertook an extensive Community Engagement Strategy seeking input and feedback on the current Community Strategic Plan and to understand residents priorities for the future of the City of Ryde. In total, 2,671 members of the community and other stakeholders provided input.

The 7 Outcomes from the current Community Strategic Plan were renamed in response to the feedback and inputs received from the community.

Key priorities identified from the consultation process included improving traffic, congestion and parking, preventing unrestricted development that destroys the character and livability of neighbourhoods, and protecting green open spaces, trees, and parks. Consultation and involvement in Council decision making was also another important priority for people in the community.

Following this input, the Draft Community Strategic Plan 2018-2028 was designed to find a balance between community's priorities and aspirations for the City of Ryde, and the anticipated pressures that the City will face over the next decade from a population that will grow by more than one third, a significant uplift in business activity and factors like a warming climate. All these factors will place pressures on our urban and natural environments and have the potential to adversely impact the livability and lifestyle that people value about living in the City of Ryde and that they want to preserve.

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Public Exhibition

External public consultation on both Draft Plans included:

- The Draft Community Strategic Plan was put of public exhibition via Council's Website on 1 May 2018.
- Notices about the public exhibition period were placed in local newspapers.
- Physical copies of the Draft Community Strategic Plan were made available in Council's Libraries, The Customer Service Centre and Council's North Ryde Office.
- People who registered an interest in reviewing the Community Strategic Plan during the community consultation process were emailed and invited to review the Plan

Summary of issues raised during Public Exhibition.

A total of 21 submissions concerning the Draft Community Strategic Plan (hereafter, the Draft Plan) were received from 20 different people or groups. These are summarised below:

Summary of feedback and commentary received	Respondents	Council Comment
<p>Traffic, Transport and Roads – focusing primarily on traffic and congestion and strongly encouraging Council to address these issues</p> <p>Development, over-development, high rise development and the influx of people into the City of Ryde - emphasising the need to control and reduce or even prevent further development, in particular high density development and how these developments are impacting the character and nature of neighbourhoods and suburbs. Ensuring supporting infrastructure (particularly road/transport infrastructure) is in place to support these developments was also emphasised in a number of submissions.</p>	<p>1, 2, 3a, 4, 5, 6, 7, 11, 12, 14, 15, 17.</p>	<p>Issues raised by respondents generally reinforced issues and priorities identified during the public consultation process last year that preceded the Plan, and consequently, the emphasis that was placed on these issues when drafting the Plan document.</p> <p>These issues are identified in the “Responding to the Priorities of Our Community” and “Challenges and Opportunities” sections of the plan and are a major focus in the plan document under the “Our vibrant and livable city”, and “Our connected and accessible city” outcomes.</p>

ITEM 8 (continued)

Summary of feedback and commentary received	Respondents	Council Comment
<p>The role of Council in advocating or lobbying the State government - particularly in relation to over-development and road/traffic/transport issues including expanding the light rail network into Ryde.</p> <p>A number of submissions urged Council to take action to fix issues/problems that are the responsibility of State and Federal Government agencies. These include fixing traffic congestion, particularly on major (State) roads, fixing undersupply of public transport, preventing any further major developments and expanding transport infrastructure related to these developments, increasing the number of schools within the city, and reducing immigration and people moving into the area.</p>		<p>A major emphasis on advocacy with the State Government and other stakeholders was included in multiple places in the Plan as a direct consequence of these issues when they were identified in the community consultation process.</p>
<p>One submission emphasised the need for planning relating to Town Centres and older historical sites.</p>	3b	<p>In the Draft Community Strategic Plan this issue is a major focus of the priorities included under the Outcome – “Our Vibrant and Livable City”.</p>
<p>Two submissions focused on the way the plan is written.</p> <p>Part of the commentary in one other submission called for more specifics in the drafting of the plan.</p>	4, 9, 16	<p>The Plan has been deliberately written as a strategic document, providing the strategic context affecting the City of Ryde over the coming decade and providing the strategic priorities that will be pursued to achieve the objectives set out by the community. Specifics of initiatives over the medium term future are included in the 2018-22 Delivery Plan.</p> <p>One proposal called for specific performance measures and targets to be included in the Community Strategic Plan. In keeping with its strategic focus, the Plan has been</p>

ITEM 8 (continued)

Summary of feedback and commentary received	Respondents	Council Comment
		<p>designed to include high level outcomes focused indicators, rather than very specific input/output indicators generally found in a Delivery Plan.</p> <p>The suggestion to use personalised video stories to help enliven the plan has significant merit and will be considered by Council.</p>
<p>Two submissions offered commentary about particular issues affecting the City of Ryde or the community, but offered no identifiable feedback about the plan.</p>	<p>13, 20</p>	<p>Noted.</p>
<p>Four submissions offered proposals for specific actions or initiatives that can be considered within the context of the Four Year Delivery and One year Operational Plan.LO</p>	<p>10, 18, 19, 20</p>	<p>Two of the submissions discussed the accessibility of information by multicultural communities, proposing solutions to help reduce barriers for residents with limited English accessing council, government or community services. Council will continue to explore ways and means of improving its access to information, particularly those in the community where English is not a first language.</p> <p>One submission called for a specific event (Ryde Rehab Disco) to be repeated again in 2018/19. It is noted that Ryde Rehab managed/staged the event, Council supported the event.</p> <p>One submission provided a list of suggested actions and initiatives for council to consider under three headings:</p> <ul style="list-style-type: none"> ○ Active Transport ○ Community Facilities and Sports Fields ○ Meeting the community's needs for recreational open space

ITEM 8 (continued)

Summary of feedback and commentary received	Respondents	Council Comment
		Most of the initiatives recommended are already being implemented by Council or are under consideration for future years' Budgets.

A copy of individual submissions is included in the attachment to this report (**ATTACHMENT 1**).

Financial Implications

Adopting the recommendations in this report will have no direct impact on Council's financial position.

When adopted, the Draft Community Strategic Plan - Our Vision for Ryde 2028 will be the guiding plan for our city and will be used to determine the key priorities and projects to be undertaken by Council in realising the vision outlined in the Community Strategic Plan.

Conclusion

The Draft Strategic Plan has attracted 21 submissions from 20 different individuals/groups. A variety of issues have been raised, the vast majority of which are addressed in one form or another in the Draft Community Strategic Plan. It is recommended that the Draft Strategic Plan, as exhibited, be adopted by Council.

ITEM 8 (continued)

ATTACHMENT 1

ATTACHMENT 1 - Submissions received from public exhibition of the DRAFT COMMUNITY STRATEGIC PLAN - OUR VISION FOR RYDE 2028

Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
1	<p>It at last sets out a broad vision for the City Of Ryde and hopefully this will lead to a more specific vision for its Town Centres being developed, particularly for Eastwood.</p>	<p>Although I do not reside in the City of Ryde, I am a regular visitor to Eastwood and frequently travel through the area to Macquarie Park and Top Ryde.</p> <p>I would like to see more of a focus on developing a strategic vision for the rejuvenation and promotion of the Eastwood Town Centre, as well as the other Town Centres, and not just focussing everything on Macquarie Park. Each Town Centre in its own unique way can contribute to increased housing, employment and leisure activities.</p> <p>With regard to transport infrastructure, Council should take a more pro-active role in lobbying the State Government to bring forward construction of the Eastwood County Road from North Ryde to Dundas. The road reservation is already in place and would provide a new alternative major strategic transport corridor between Northern and Western Sydney. It would also considerably ease congestion on the existing East/West links on Epping and Carlingford Roads via Epping and Lane Cove and Victoria Roads via Top Ryde, as well as take much of the through traffic off inadequate single lane roads such as Quarry Road and Lovell Road, which are acting as de facto arterial roads.</p> <p>In conjunction with the County Road construction, Council should also promote the expansion of the Light Rail network along the corridor from Parramatta to Macquarie Park via Eastwood, connecting with the proposed Carlingford Line route at Dundas, which was the preferred route in Parramatta City Council's original feasibility study, but ignored by the Government. It's the most direct and fastest route between the two major Strategic Centres. Because of construction constraints and cost, it appears unlikely that the line will be extended from Carlingford to Epping, let alone from Epping to Macquarie Park.</p> <p>A combined widened County Road and Light Rail line via Eastwood will enhance its accessibility from the east and west, ease congestion through the Town Centre and create a major interchange hub with the Northern Line. It's time Council looked after its own backyard instead of promoting transport links through other centres outside its boundaries.</p>

ITEM 8 (continued)

ATTACHMENT 1

Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
2	Like the general overview	<p>The plan does NOT outline how to stop building left, right and centre to accomodate non Australians rather than real Australians. The traffic and infrastructure are insufficient addressed</p> <p>Why not DEMAND that every new building built the roads, infrastructure as an integral part, if they do not apply this do NOT give them a permit!!!</p> <p>It seems people want more local shopping centres but if Eastwood is an example, it failed as 90% of the visitors are non Australian so it provides clusters by race, overseas countries and is not all inclusive. It will NOT assist in integration in the AUSTRALIAN WAY of living</p> <p>Conclusion: it caters more for the new arrivals rather than the original AUSTRALIAN population</p> <p>Rather disappointing</p>
3	I have lived in the suburb all my life since 1955 and have seen the area change. The population has increased dramatically, particularly with the addition of many ethnic groups which on the whole is good for the area. I agree, many residents (particularly old timers) are concerned about the future of development (over development), population explosion, congestion on roads and effect on environment etc. and thank you these will be discussed and hopefully appropriate plans instituted to protect our beautiful area. Keep up the good work and please keep me informed.	<p>Yes, the number of overseas Chinese (particularly businessmen) moving in to the Ryde area and purchasing property, building blocks of apartments and not integrating in to the community. I'm not prejudiced but I think the number of migrants coming in to the community should be curtailed so that everyone is given "a fair go." It will become more unbalanced in the future if something is not done soon. Please don't get me wrong, the Chinese and others are good hard workers but seem to be only interested in making money, giving their children a good education and looking after their elderly parents in the same home at our expense as rate payers and tax payers. From experience living in a villa complex they , and other migrants like them put out the wrong garbage bins and mix up the rubbish, do not clear their letterboxes etc. The issue of Migration and it's total impact needs to be discussed more and planned for the future at local and government levels.</p>
3	Like all the Plan. Think it is a good idea as we are concerned about what will take place in the future particularly with the over development of our beautiful suburb and effect on associated infrastructure.	<p>Would like to see some support and planning for historical/older areas. For example the shopping precincts of Eastwood (Rowe Street), West Ryde(West Parade and Victoria Road), Meadowbank(3 shops opposite Meadowbank TAFE) etc.</p>

ITEM 8 (continued)

ATTACHMENT 1

Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
4	<p>Aspirational targets capture a lot about what makes Ryde a really special suburb and a great council. I think there was a good cover of topics and goals, and it reflects a number of the fantastic activities Ryde council undertakes currently. I really like Ryde council, the different between Ryde and my former council of Strathfield is vast - I feel like you guys care. Community events, council services, response times etc are all great.</p>	<p>This said, the goals are *very* aspirational and i would like to see something a bit more defined, with targets, policies etc.</p> <p>For example, it's great to talk about development and the need to maintain space etc but in my area, the traffic on Vic road on a saturday and sunday between marsden and past the west ryde shops is horrific - what provisions are being made for the launch of Melrose Park apartments in this area, which will add thousands of more people?</p> <p>What plans are in place to ensure the rise of villas, townhouses and duplexes is carried out with proper consideration of roads and infrastructure? Again, I'm very supportive of medium density houses, however around my area there as been an explosion of these dwellings and they almost all only provision one parking spot per dwelling. This is unrealistic, and the result if massive spillover of street parking, rendering formerly two-lane streets into one lane roads.</p> <p>The addition of an apartment building at west ryde shops is a great idea - but now the roundabouts are regularly backed up. When you add hundreds of people to an area, you need to consider how you deal with the parking and traffic increase - I haven't seen any evidence that Ryde council seriously considers this around my area. Parking around the train stations is getting equally dire - what will the council do about it?</p> <p>I know this is a strategy, not tactical, document. However it's so fluffy in its current state you could do virtually anything and say it met the goals. Let's make a document that will keep council accountable and on track, regardless of who is mayor at the time.</p>
5	<p>Allocation of budget resources to open space, sport and recreation, community and cultural and more budget to the library services.</p>	<p>There have been consistent voices of concerns regarding over property developments in Ryde and the exponential appearances of high rise and super high rise property projects in Ryde area. At the present ways of working, both NSW planning and local council's LEP have their shaping forces but the two level governments and lack of holistic sustainable approach have caused many blame games between political parties and relevant stakeholders who are responsible for the planning while many local residents are increasingly angry and frustration of seeing Ryde turning to urban jungles if not future urban ghettos. At such rate of exponential growth of high rises, it has serious impacts of local environment, tranquility and at points even causing local neighbourhood security concerns due to large amount influx of outsiders. It also causes increasing demand pressures on existing public services of all sorts. At every turn of competition for land uses, frustrated local residents like me discover that our common public spaces such as parks, green lands and local environmental heritages are at the risk of being sacrificed.</p>

ITEM 8 (continued)

ATTACHMENT 1

Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
6		<p>My main concern is the creation of home unit ghettos (Meadowbank, Shepherd's Bay) where the roads are narrow, miniscule setback from the street and units facing units. Shops are not necessarily in close proximity and green space is ridiculously small in relation to the increased population. I do not understand the negative reaction to "manor" style housing as exists in London. I feel this would be far more preferable than the monstrous tower blocks. My daughter lives in such housing in London and they are quite suitable for singles, couples and small families - attractive facades, lower levels with green space at back, normal housing outlooks (street facing). We do have more well set out unit complexes - Putney but these are not affordable for first homeowners like my Sydney based children and they don't want to be in a newly built box where the developer takes little care and is absolved of rectification responsibilities far too soon. Soon Ryde will only be home to high fliers and retirees.</p>
7	<p>I believe the council focus reflects the wishes of the general community but I believe we must push our local member to allocate more state monies to our development. See Below.</p>	<p>The costs associated with better wider roads cannot be met by council and additional space must be resourced from large development projects. EG: the larger development in Meadowbank developments which have and will provide for many more vehicles is already congesting many streets in the area. Similarly this will continue to occur around highrise feeder roads and further congest major routes. The likely hood of light rail from Carlingford or Melrose Park to Macquarie Park is needed but we must keep pushing as has Parramatta council for these projects to be built. Resealing and minor changes are necessary and council will keep up their share of this work. But! the area needs more state monies which our local member should be pushing for on a regular basis.</p>
8	<p>Focus on reducing traffic congestion</p>	<p>There is no mention of refurbishment on the the old council site</p>
9	<p>The plan covers the bigger issues confronting Ryde in the next 10 years.</p>	<p>There is a lack of measurable indicators to be able to assess how well the plan is achieved. (There are two parts to this - 1) how well the plan achieved the indicators and 2) how well the indicators represented the desired plan outcomes,)</p>
10		<p>Re social inclusiveness. Last year ryde council with royal rehab had a disco on ice it was a fantastic joyous event where people of various ages and disabilities were able to rule the ice! I regularly hear positive feedback from attendees hopeful this event will be held again and we are 6 months down the track from when it was held! Clearly this special event had a lasting positive impact on those people we held it for. I have heard the future of this special event was in doubt due to insurance issues, that would be a terrible shame and not in the spirit of ryde and contidicts what we believe our community and council stands for in their social inclusiveness goals and aspirations which are there to improve the daily lives of those in our community with greater needs. Sincerely</p>

ITEM 8 (continued)

ATTACHMENT 1

Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
11	The 7 streams are the right things to focus on.	<p>I am not sure how Ryde Council is going to deliver on these with the actions that they have in place currently: Examples</p> <p>New houses required - the council has requested exception from changes to state planning legislation that will help deliver this and already is more restrictive on duplex style builds.</p> <p>Population Diversity and Inclusion with about 90% of the Ryde residents speaking English however communication is in English, Korean and Chinese. A waste of money and not in keeping with "inclusion" when it excludes residents from other non English speaking countries.</p> <p>Infrastructure spend / Initiatives are not being directed to increase pedestrian and cycle access instead appear to be focused on car flow and parking. New pavements are being put in where the "goat track" is from the postie and not pedestrians and no safe crossings being provided for pedestrians on roads that are becoming increasingly hard to cross (Making it quicker and safer to drive !).</p> <p>Green Spaces and Trees in Landscape - new build houses are removing the trees, including street trees due to lax planning regulations or controls. And council spending monies on turning green space into concrete skate parks and children's play areas. Try keeping green areas green and converting concrete areas to play /skate/concrete activities.</p> <p>The Strategy needs to align to actions and vice versa...</p>
12	Save our streets	<p>I recently got the information about SOS from mail. I would like to say that the housing intensity in Ryde has gone over it's capacity. Please stop.</p> <p>Have you been to Eastwood lately, the hygiene has gone substandard, please do not turn it into another Burwood.</p> <p>The traffic around the area is horrible and how could the council not plan for other infrastructure like transportation, school and hospital yet build more units? The lack of planning is unthinkable. Please seriously consider the quality of the suburb before overdeveloping. Thanks.</p>
13	Connect is excited by the potential to unlock smarter and more sustainable transport choices in the precinct with the introduction of travel initiatives in preparation of the temporary Epping to Chatswood rail closure, continued active transport improvements and the game-changing Sydney Metro. The continued collaboration will ensure future prosperity and accessibility for Macquarie Park and North Ryde businesses.	<p>Connect is proud to reflect upon the amazing achievements made by Connect members in partnership with the City of Ryde and TfNSW to reduce drive-alone travel since 2013 - a period of record growth. Today, 51% of member employees make sustainable transport their first choice when travelling to the area compared to 31% of the general employee cohort.</p>

ITEM 8 (continued)

ATTACHMENT 1

Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
14	The commitment to keeping Ryde City a family oriented place to live. Having open green space is so important to families who live in unit blocks so children have a place to play safely.	Traffic congestion is such a concern with all the unit blocks being built in Ryde, I'm Afraid that traveling around in future years will be a nightmare.
15	I like the increase in budget for infrastructure, and the fact that improvements will be done on libraries, passive spaces and parks. I like the attention given to cultural endeavors as well.	I did not see a budget for more secondary schools which i think Ryde badly needs, as its population is expected to grow. We especially need another public school in the Macquarie Park- North Ryde area and i hope that this could be given attention to.
16	<p>It captures well a current snapshot of our city and also lays out the trajectory of where we are growing / heading to in the next few decades. It acknowledges the challenges raised by the community, as well as the priorities and desires of the city in a clear way.</p> <p>It sets out relatively clearly the 7 priority areas with some measures and descriptors on what is within Council's capacity to achieve and progress</p>	I don't find it inspiring or feel that it carries a strong 'narrative' or 'story' that gives it a sense of 'life' I feel like some short videos (in multiple languages) of local residents passionately sharing their dreams and visions for the city (aligned within the 7 priorities) would really help enliven it and help form a human story in and around the state by

ITEM 8 (continued)

ATTACHMENT 1

Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
17	<p>I appreciate the very fact that Ryde Council is taking views from the residents as an input for the Community Strategic Plan 2028.</p>	<p>Thanks for giving an opportunity to share our thoughts/ comments. As a local resident, I believe that population of Ryde Council areas has increased drastically in the last few years and infrastructure has failed to keep up with the demand - I mean the roads, public parking, schools, public transport, playgrounds, sports facilities, etc. It could be because of a huge number of high-density/ high-rise residential buildings which were permitted within a short period.</p> <p>Our sports facilities, including Ryde Aquatic Centre, are super crowded most of the days in any season. Public transport has been a nightmare lately - I catch bus from Top Ryde to City in peak hours and I see a huge number of people standing (i.e. without seats) every single day. This wasn't the case earlier - at least passengers managed to get seats. Unfortunately, I don't see the situation improving either. With population increase, our playgrounds need to get bigger with more equipment to cater to the growing number of kids. Top Ryde library often doesn't have seats available to sit and read.</p> <p>In addition, our council's public schools haven't been faring as well as that of some other councils. I would love to see our primary and secondary public schools up there in ranking along with some other schools (say top 20) of the state.</p> <p>I believe that a lot of this may not fall under purview of the council but I assume that it can at least try to influence the concerned departments for the welfare of its residents. I am extremely happy to see a proactive approach from Ryde City Council and would love to see Ryde area doing increasingly better in terms of offering the best standards of living to its residents in all areas. Thank you.</p>

ITEM 8 (continued)

ATTACHMENT 1

Four submissions received refer to specific Council initiatives or contain proposals for specific initiatives to be funded by Council. These have been incorporated into the Attachment accompanying the Council report - FOUR YEAR DELIVERY PLAN 2018-2022 INCLUDING ONE YEAR OPERATIONAL PLAN 2018/2019

Respondent	Submissions made for the Draft Community Strategic Plan that relate to the Four Year Delivery Plan and One Year Operational Plan	
Respondent	What do you like about the Draft Community Strategic Plan 2028 and why?	Do you have any other comments about the Draft Community Strategic Plan 2028?
10		Re social inclusiveness. Last year ryde council with royal rehab had a disco on ice it was a fantastic joyous event where people of various ages and disabilities were able to rule the ice! I regularly hear positive feedback from attendees hopeful this event will be held again and we are 6 months down the track from when it was held! Clearly this special event had a lasting positive impact on those people we held it for. I have heard the future of this special event was in doubt due to insurance issues, that would be a terrible shame and not in the spirit of ryde and contidicts what we believe our community and council stands for in their social inclusiveness goals and aspirations which are there to improve the daily lives of those in our community with greater needs.
18	Letter received –original included in this attachment	Identifies limited English being a barrier for CALD Seniors accessing Government or community services. No clear comment on CSP offered.
19	Letter received –original included in this attachment	Provides a list of dot point suggestions for specific initiatives and actions under three headings: <ul style="list-style-type: none"> • Active Transport • Community Facilities and Sports Fields • Meeting the community’s needs for recreational open space
20	Summary of Committee Meetings discussion by council staff.	Please see below comments in regards to pages 26 and 27 from the “Our diversity and Inclusive City” <ul style="list-style-type: none"> • The Committee believes that Council should ensure that it’s Operational Plan is sufficiently funded for the below deliverables that ensure it engages and communicates effectively for the diverse Ryde community who speak a language other than English. ABS Census 2016 show that over half of the population speaks a language other than English at home. • All Council official information is translated into community languages. This can be done by Council website information and electronic media have identifiable links to google translate, QR codes or mp3 files proving information in community languages, (Fairfield Council’s website is a good example) • Council utilise existing multicultural community group meetings and gatherings in community venues to promote its services and activities through bilingual workers, interpreters or bilingual community members.

ITEM 8 (continued)

ATTACHMENT 1

-
- Council should use multilingual messaging on electronic signage to promote Council events
 - Council promote widely English language classes that are run by community groups
 - Highlight that Ryde is a learning community and also encourages English speakers to learn other languages to engage with our diversity

The following words be included page 27 2nd paragraph: The Wallumedegal people are an everlasting presence whose lives and values shaped this place

ITEM 8 (continued)

ATTACHMENT 1

Macquarie Multilingualism Research Group
Faculty of Human Sciences
Macquarie University
<https://www.multilingualsydney.org/>
30th May, 2018

City of Ryde
Attn: Councillor Jerome Laxale
Locked Bag 2069
North Ryde NSW 1670

Via email: cityofryde@ryde.nsw.gov.au

Dear Mayor Laxale,

RE: Our vision for Ryde 2028 – Draft Community Strategic Plan

The Macquarie Multilingualism Research Group (MMRG) welcomes the opportunity to comment on the City of Ryde's *Draft Community Strategic Plan* ("the Plan"). The Plan highlights the challenges and opportunities to present a progressive future direction for the City of Ryde.

MMRG is a multidisciplinary research group based in The Faculty of Human Sciences at Macquarie University. The group takes a broad view of multilingualism on evaluating the impact of multilingualism on communities, social identities and life experiences. In this submission, we focus on expanding the inclusion of CALD seniors in the Plan.

Positive Ageing for All

MMRG took on a research project to identify the needs of culturally and linguistically diverse (CALD) senior citizens in the City of Ryde in regards to accessing basic social and community services. In a predominantly English-speaking environment, there is a growing concern that many CALD seniors will be unable to access the same social services as easily as their English-speaking peers.

The Plan provides a quick snapshot of the city and its goals for its residents. It acknowledges that the population of Ryde is both ageing as well as becoming increasingly more culturally and linguistically diverse (p. 6–8). We welcome that the City of Ryde promotes the importance of accessibility to community services to strengthen community life, connectedness and wellbeing.

The Plan mentioned the importance of this priority in two sections: 'Our active and healthy city' (p. 19) and 'Our diverse and inclusive city' (p. 27). While the Plan acknowledges that our city population is ageing and becoming more diverse, it does not take into account how the lifestyles of the two demographics intersect.

ITEM 8 (continued)

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As such, we conducted an exploratory research project to specify what types of needs are to be addressed and which services are to be revised.

Changing demographics of Ryde

The Plan is correct in stating that Ryde is “[a] culturally diverse community” with citizens tracing their ancestry to “101 Countries”, speaking a total of “72 Languages” (p. 7). Our research, based on the 2016 census data analysis, focuses on CALD seniors (aged 65 and older) and their proficiency in English (Table 1). Our analysis suggests that the largest language other than English (LOTE) communities in Ryde aged 65 and over who do not speak English well or at all are Mandarin, Korean, Cantonese, and Armenian speakers.

TOTAL RYDE POPULATION AGED 65 AND OVER: 3824			
Largest LOTE COMMUNITY	Total # of LOTE speakers aged 65 and over	# of LOTE speakers aged 65 and over who do not speak English well or at all	Percentage of total # of speakers aged 65 and over
Mandarin	141	111	78.7%
Korean	53	39	73.6%
Cantonese	220	109	49.6%
Armenian	169	73	43.2%
Italian	398	107	26.9%
Greek	100	24	24.0%
Arabic	92	21	22.8%
Spanish	53	12	22.6%
Total	1226	496	40.4%

Table 1. Ryde: Seniors and Proficiency in English (Source: Australian Bureau of Statistics)

The census data indicate that 40.4% of all LOTE speakers aged 65 and older do not speak English well or at all. This is a significant group who are at high risk of being denied or having very limited access to community services.

Voices of LOTE seniors

We identified the Chinese-speaking seniors as being among the most vulnerable groups with limited proficiency in English, and we conducted a focus group discussion with members the Eastwood Chinese Senior Citizens Club (ECSCC) to identify the specific needs of CALD seniors in May, 2018.

ECSCC members meet regularly at the St Philip’s Anglican Church at Eastwood. About 80% of the members do not speak English well or at all. The members point out that when accessing community and social services, many cited language and technology issues. Currently, most local city government services use websites and hotlines as first points of contact, and this

ITEM 8 (continued)

ATTACHMENT 1

presents an immediate barrier for CALD seniors. This creates potential problem for accessing essential services such as translation, transportation and home maintenance.

Many older ECSCC members also regularly rely on the Club to help with translation of government and business communication and documents. Limited access to information has created barriers for these members to fully participate in community lives.

Positive Ageing for All

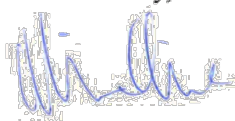
Our research shows that when examining the census data and listening to community members, there is a convergence point of further exploring and supporting the needs of CALD seniors in Ryde in the coming decade.

Thank you again for the opportunity to comment on the *Draft Community Strategic Plan*.

As we remarked at the outset, this Plan highlights the challenges and opportunities and has the potential to truly shape a progressive future for Ryde. We look forward to working with the Council in areas of need.

Please contact Dr Alice Chik, Macquarie Multilingualism Research Group, on 02 9850 8766 or alice.chik@mq.edu.au if you would like to discuss this submission further.

Yours sincerely,



Alice Chik, PhD (Department of Educational Studies)
Timothy Almonte (PACE student, BSocSc)
Nichapa Rueangroongsom (PACE student, BSocSc)
Macquarie Multilingualism Research Group
Faculty of Human Sciences
Macquarie University

ITEM 8 (continued)

ATTACHMENT 1

General Manager
City of Ryde
Locked Bag 2069
North Ryde NSW 1670



29 May 2018

Dear Mr Dedes,

Ryde Draft Community Strategic Plan 2028

Northern Sydney Local Health District (NSLHD) Health Promotion appreciates the opportunity to comment on the Ryde Community Strategic Plan 2028. Our goal is to ensure that the built environment has an overall positive impact on the health and wellbeing of individuals and the wider community. In this context, we would like to comment on certain features of the community strategic plan.

Active Transport

NSLHD commends Ryde Council identifying active travel as a key objective in Ryde's Community Strategic Plan 2028. Appropriate walking and cycling facilities as well as public transport access is essential for all members of the public. Increased access to buses and trains services as well as bike and pedestrian paths are key to the creation of a well-connected and accessible city.

Pedestrian and bicycle infrastructure improves linkages within neighbourhoods and to local destinations. The resulting increase in community connectedness and physical activity levels (and reduced car dependence) offers both health benefits (such as decreased risk of obesity, cardiovascular disease and diabetes) and environmental benefits.

To meet the growing needs of the community for active and public transport infrastructure it is suggested that a travel behaviour survey is conducted with residents to determine, when, where and why they travel. The survey should include what type of work they do, where they shop and recreate and where they are educated. Accurately establishing why residents use private motor vehicles instead of active/public transport will help to inform planning decisions regarding the future location and scale of open space, industries, residential developments, education facilities etc. This will also inform ways that Council can successfully create a mode-shift from car use to active transport options and address a key concern of the community regarding the lack of parking.

Key Priorities and Recommendations:

- Conduct a comprehensive travel behaviour survey to inform active and public transport infrastructure planning.
- Develop and deliver a comprehensive transport strategy which includes a public transport plan, pedestrian access and mobility plan, updated bike plan and road safety plan.
- Create and foster active schools initiatives (to encourage walking/cycling to school) as well as cycling infrastructure projects and events.

ITEM 8 (continued)

ATTACHMENT 1

- Provide adequate pedestrian access to green open space areas including ramps to ensure ease of access for all members of the community.
- Include way-finding signage to link transport hubs, Ryde's Bike Network, heritage walks and local amenities to ensure a more connected and pedestrian-friendly neighbourhood.
- Provide safe, well designed, level walking paths that are suitable for wheelchairs and people with walking aides.
- Continue to provide a community transport/shuttle bus service to key community facilities.
- Activate key street frontages to encourage pedestrian activity and social connectedness.
- Ensure that there are through connections for bicycles from the streets to recreation areas, sports fields and children's playgrounds.
- Install appropriate bike parking throughout the city including key transport hubs and open space.
- Provide footpaths and separated cycleways wherever feasible.
- Include traffic calming through built design features (i.e. street trees, traffic islands etc.) in key main street areas.
- Promote mixed-use housing developments which include a combination of retail, residential housing and green space to encourage active transport modes.

Community Facilities and Sports Fields

As stated in the draft plan, the growing population will need spaces to meet and gather for social, leisure and learning activities and for community and cultural events and celebrations. Providing civic facilities is also important in fostering a sense of community and belonging to the local area¹.

Leading practice is steering away from age specific facilities and instead for the provision of multi-purpose facilities, which have flexibility to incorporate a variety of activities. NSLHD supports the addition of new and enhancement of existing community facilities, which can be used by both older and younger people for a variety of activities.

The draft plan recognises that existing sporting fields are well utilised in the area. As Ryde's population is predicted to increase, planning to increase the number of sporting fields will be required, to keep up with demand.

Key Priorities and Recommendations:

- Consider developing master plans for new sporting fields and upgrading existing sports fields, investigating the feasibility of artificial turf.
- Provide new or enhanced community facilities (such as community centres and libraries), with equitable access, to meet the needs of the increasing population.
- Provide inclusive children's playgrounds that are visible, accessible, equally distributed and offer a diverse range of play experiences for a variety of age groups.
- Consider the design of the sporting fields to accommodate multiple users of open space, including passive recreational users.
- Provide additional shade tree planting and/or structures in green space and surrounding areas, where appropriate.

¹ Healthy Urban Development Checklist: NSW Department of Health; 2009

ITEM 8 (continued)

ATTACHMENT 1

Meeting the community's needs for recreational open space

Well-designed public open space is generally considered to improve physical health and emotional wellbeing and contribute to the social connections that can enhance a sense of community. Providing well designed, multi-use open spaces will broaden the user groups and address social inclusion of residents and the community.

Key Priorities and Recommendations:

- Consider developing master plans for the provision of appropriate open space (eg. location, size, facilities) to meet population needs.
- Ensure an appropriate level of shade, lighting and signage, especially to bus and rail networks and public amenities (i.e. restrooms, drinking water) is provided in all open space areas.
- Provide child-friendly spaces, such as playgrounds with parenting facilities, as well as youth areas such as skate parks.
- Support mixed use community spaces (playgrounds, skate parks, bike paths, and community gardens).
- Maintain the 'leafy' character and streetscapes of the City of Ryde, by maintaining street trees and existing green space.
- Incorporate access to drinking water fountains in all open space designs.
- Ensure that residents have no more than a 400m walk to their local park, to encourage active travel.
- Provide outdoor gyms that incorporate design elements that accommodate seniors.
- Provide accessible play equipment that engages those with physical and mental disabilities.
- Provide a variety of play areas giving those aged under 4 to youth the opportunity to participate.

For further information about this submission, please contact Kylie Tekell on Phone 8877 5329 or Email kylie.tekell@health.nsw.gov.au.

Yours sincerely,



Kylie Tekell
Public Health Nutritionist
Northern Sydney Local Health District

9 VARIATIONS TO DEVELOPMENT STANDARDS UNDER CLAUSE 4.6 OF RYDE LOCAL ENVIRONMENT PLAN 2014

Report prepared by: Acting Manager - Assessment
File No.: GRP/09/6/11 - BP18/606

REPORT SUMMARY

To ensure transparency and integrity within the planning framework, the Department of Planning and Environment requires a report to Council once a quarter in respect to all variations to development standards approved under Council Officers' delegation using Clause 4.6 of RLEP 2014.

This report details Development Applications approved in the period of 1 January 2018 to 31 March 2018 with a Clause 4.6 variation.

DA number	Address	Description of Development	Extent of variation & standard varied	Justification of variation	Delegation & Date of Determination
LDA2017/0388	51 Shaftsbury Road, Denistone	Demolition; new two-storey dual occupancy (attached) and strata subdivision.	0.3% (0.061m) variation to minimum frontage size	Strict application of the 20 metres frontage for dual occupancy development is considered unnecessary in this particular case. This is a negligible difference and will not compromise the objectives of the DCP.	Council Officers Delegated Authority 5/02/2018
LDA2017/0118	40 Frances Road, Putney	Alterations & first floor addition to dwelling.	3.88% (17.05m ²) variation to floor space ratio	The subject site is capable of providing the non-compliant gross floor area without negatively impacting on the visual amenity and character of the land. The proposal does not adversely impact on any neighbouring properties as the floor area of the lower ground floor is largely located below existing ground level. The proposal does not create an undesirable precedent.	Council Officers Delegated Authority 19/02/2018

RECOMMENDATION:

That the report on the Clause 4.6 variations 1 January 2018 to 31 March 2018 be received and noted.

ITEM 9 (continued)

ATTACHMENTS

1 Planning Circular - PS 18-003 - February 2018

Report Prepared By:

Sandra Bailey
Acting Manager - Assessment

Report Approved By:

Liz Coad
Director - City Planning and Development

ITEM 9 (continued)

ATTACHMENT 1



Planning circular

PLANNING SYSTEM

Varying Development Standards

Circular	PS 18-003
Issued	21 February 2018
Related	Revokes PS17-006 (December 2017)

Variations to development standards

This circular is to advise consent authorities of arrangements for when the Secretary's concurrence to vary development standards may be assumed (including when council or its Independent Hearing and Assessment Panel are to determine applications when development standards are varied), and clarify requirements around reporting and record keeping where that concurrence has been assumed.

Overview of assumed concurrence

This circular replaces Planning Circular PS 17-006 and issues revised assumed concurrence, governance and reporting requirements for consent authorities.

All consent authorities may assume the Secretary's concurrence under:

- clause 4.6 of a local environmental plan that adopts the *Standard Instrument (Local Environmental Plans) Order 2006* or any other provision of an environmental planning instrument to the same effect, or
- *State Environmental Planning Policy No 1 – Development Standards*.

However the assumed concurrence is subject to conditions (see below).

The assumed concurrence notice takes effect immediately and applies to pending development applications.

Any existing variation agreed to by the Secretary of Planning and Environment to a previous notice will continue to have effect under the attached notice.

Assumed concurrence conditions

Lot size standards for dwellings in rural areas

The Secretary's concurrence may not be assumed for a development standard relating to the minimum lot size required for erection of a dwelling on land in one of the following land use zones, if the lot is less than 90% of the required minimum lot size:

- Zone RU1 Primary Production, Zone RU2 Rural Landscape, Zone RU3 Forestry, Zone RU4 Primary Production Small Lots, Zone RU6 Transition
- Zone R5 Large Lot Residential
- Zone E2 Environmental Conservation, Zone E3 Environmental Management, Zone E4 Environmental Living

- a land use zone that is equivalent to one of the above land use zones

This condition will only apply to local and regionally significant development.

Numerical and non-numerical development standards

The Secretary's concurrence may not be assumed by a delegate of council if:

- the development contravenes a numerical standard by greater than 10%; or
- the variation is to a non-numerical standard.

This restriction does not apply to decisions made by independent hearing and assessment panels, formally known as local planning panels, who exercise consent authority functions on behalf of councils, but are not legally delegates of the council (see section 231, to be renumbered 4.8 from 1 March 2018).

The purpose of the restriction on assumed concurrence for variations of numerical and non-numerical standards applying to delegates is to ensure that variations of this nature are considered by the council or its independent hearing and assessment panel and that they are subject to greater public scrutiny than decisions made by council staff under delegation.

In all other circumstances, delegates of a consent authority may assume the Secretary's concurrence in accordance with the attached written notice.

Independent hearing and assessment panels

From 1 March 2018, councils in Sydney and Wollongong will be required to have independent hearing and assessment panels that will determine development applications on behalf of councils (see section 231, to be renumbered section 4.8 from 1 March 2018).

ITEM 9 (continued)

ATTACHMENT 1

Department of Planning and Environment – Planning Circular PS18-003

The attached notice allows independent hearing and assessment panels to assume the Secretary's concurrence because they are exercising the council's functions as a consent authority.

Independent hearing and assessment panels established by councils before 1 March 2018 also make decisions on behalf of councils. The attached notice applies to existing panels in the same way as it will apply to panels established after 1 March 2018.

Regionally significant development

Sydney district and regional planning panels may also assume the Secretary's concurrence where development standards will be contravened.

The restriction on delegates determining applications involving numerical or non-numerical standards does not apply to all regionally significant development. This is because all regionally significant development is determined by a panel and is not delegated to council staff.

However, the restriction on assuming concurrence to vary lot size standards for dwellings in rural areas will continue to apply to regionally significant development. The Secretary's concurrence will need to be obtained for these proposals in the same way as it would for local development.

State significant development and development where a Minister is the consent authority

Consent authorities for State significant development (SSD) may also assume the Secretary's concurrence where development standards will be contravened. This arrangement also applies to other development for which a Minister is the consent authority for the same reasons.

Any matters arising from contravening development standards will be dealt with in Departmental assessment reports.

The restriction on assuming concurrence to vary lot size standards for dwellings in rural areas will not apply to SSD or where a Minister is the consent authority for the same reasons.

Notification of assumed concurrence

Under clause 64 of the *Environmental Planning and Assessment Regulation 2000*, consent authorities are notified that they may assume the Secretary's concurrence for exceptions to development standards for applications made under clause 4.6 of the SILEP (or any other provision of an environmental planning instrument to the same effect), or clause 6 of SEPP 1.

The notice takes effect on the day that it is published on the Department of Planning's website (i.e. the date of issue of this circular) and applies to pending development applications.

Procedural and reporting requirements

In order to ensure transparency and integrity in the planning framework the below Departmental monitoring and reporting measures must be followed when development standards are being varied:

- Proposed variations to development standards cannot be considered without a written application objecting to the development standard and dealing with the matters required to be addressed by the relevant instrument.
- A publicly available online register of all variations to development standards approved by the consent authority or its delegates is to be established and maintained. This register must include the development application number and description, the property address, the standard to be varied and the extent of the variation.
- A report of all variations approved (including under delegation) must be submitted to developmentstandards@planning.nsw.gov.au within 4 weeks of the end of each quarter (ie March, June, September and December) in the form provided by the Department.
- A report of all variations approved under delegation from a council must be provided to a meeting of the council meeting at least once each quarter.

Councils are to ensure these procedures and reporting requirements are carried out on behalf of Independent Hearing and Assessment Panels and Sydney district or regional planning panels.

Audit

The Department will continue to carry out random audits to ensure the monitoring and reporting measures are complied with. The Department and the NSW Independent Commission Against Corruption will continue to review and refine the audit strategy.

Should ongoing non-compliance be identified with one or more consent authorities, the Secretary will consider revoking the notice allowing concurrence to be assumed, either generally for a consent authority or for a specific type of development.

Further information

A Guide on Varying Development Standards 2011 is available to assist applicants and councils on the procedures for managing SEPP 1 and clause 4.6 applications to vary standards.

Links to SEPP 1 and the Standard Instrument can be found on the NSW Legislation website at: www.legislation.nsw.gov.au

For further information please contact the Department of Planning and Environment's information centre on 1300 305 695.

Department of Planning and Environment circulars are available at:

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ATTACHMENT 1

Department of Planning and Environment – Planning Circular PS18-003

www.planning.nsw.gov.au/circulars

Authorised by:

Carolyn McNally
Secretary

Important note: This circular does not constitute legal advice. Users are advised to seek professional advice and refer to the relevant legislation, as necessary, before taking action in relation to any matters covered by this circular.

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ITEM 9 (continued)

ATTACHMENT 1

ENVIRONMENTAL PLANNING AND ASSESSMENT REGULATION 2000

Assumed concurrence notice

I, Carolyn McNally, Secretary of the Department of Planning and Environment, give the following notice to all consent authorities under clause 64 of the *Environmental Planning and Assessment Regulation 2000*.

Notice

All consent authorities may assume my concurrence, subject to the conditions set out in the table below, where it is required under:

- clause 4.6 of a local environmental plan that adopts the *Standard Instrument (Local Environmental Plans) Order 2006* or any other provision of an environmental planning instrument to the same effect, or
- *State Environmental Planning Policy No 1 – Development Standards*.

No.	Conditions
1	<p>Concurrence may not be assumed for a development that contravenes a development standard relating to the minimum lot size required for the erection of a dwelling on land in one of the following land use zones, if the variation is greater than 10% of the required minimum lot size:</p> <ul style="list-style-type: none"> - Zone RU1 Primary Production, Zone RU2 Rural Landscape, Zone RU3 Forestry, Zone RU4 Primary Production Small Lots, Zone RU6 Transition - Zone R5 Large Lot Residential - Zone E2 Environmental Conservation, Zone E3 Environmental Management, Zone E4 Environmental Living - a land use zone that is equivalent to one of the above land use zones <p>This condition does not apply to State significant development or development for which a Minister is the consent authority</p>
2	<p>Concurrence may not be assumed for the following development, if the function of determining the development application is exercised by a delegate of the consent authority:</p> <ul style="list-style-type: none"> - development that contravenes a numerical development standard by more than 10% - development that contravenes a non-numerical development standard <p>Note. Local planning panels constituted under the <i>Environmental Planning and Assessment Act 1979</i> exercise consent authority functions on behalf a council and are not delegates of the council</p> <p>This condition does not apply to State significant development, regionally significant development or development for which a Minister is the consent authority</p>

This notice takes effect on the day that it is published on the Department of Planning's website and applies to development applications made (but not determined) before it takes effect.

The previous notice to assume my concurrence contained in planning system circular PS 17-006 *Variations to development standards*, issued 15 December 2017 is revoked by this notice. However, any variation to a previous notice continues to have effect as if it were a variation to this notice.

Dated: 21 February 2018



Carolyn McNally
Secretary, Department of Planning and Environment

10 NEW NOMINEES FOR RYDE YOUTH COUNCIL

Report prepared by: Community and Cultural Planner
File No.: GRP/15/1/7 - BP18/584

REPORT SUMMARY

Ryde Youth Council Advisory Committee consists of sixteen (16) members. Following the second meeting of this Committee held on 28 March 2018 Council has received five (5) new nominations for a position on the committee.

This report seeks Council's endorsement of the new nominations to the Ryde Youth Council Advisory Committee.

RECOMMENDATION:

That Council endorse the nominations of Jose Francisco, Gabriel Van Duinen, Meifei (Miffy) Song, Keats Mackay and Samuel Pheeney for positions on the Ryde Youth Advisory Council.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Michael Paine
Community and Cultural Planner

Report Approved By:

Gunjan Tripathi
Senior Coordinator - Social Development and Capacity Building

Angela Jones-Blayney
Director - Customer and Community Services

ITEM 10 (continued)**Discussion**

The draft Terms of Reference (TOR) of the Ryde Youth Council stipulates that the role of this committee is to:

- To advocate for the needs of young people and provide a mechanism for their participation and involvement in decision making on community issues.
- To act in an advisory and consultative capacity to Council and staff on matters affecting young people in the community.
- To assist young people in developing skills in various areas including, leadership, communication, advocacy, governance and administration.

The TOR of the Ryde Youth Council outlines the following membership criteria:

It is recommended that there be between fourteen (14) and twenty five (25) Community Representatives aged 12 - 25. Members must live, work, study or recreate in the City of Ryde and should represent:

- Young people who represent organisations that service young people;
- Young people from diverse socio-economic, cultural and ethnic backgrounds;
- Individuals with specialist skills and professional interest in issues affecting young people will be contacted / invited as required.

Following the second meeting of the Ryde Youth Council Advisory Committee held on 28 March 2018, five (5) new nominations were received.

In their Expressions of Interest, the new nominees outlined their interests and skills for aspiring to be a part of the Ryde Youth Council Advisory Committee.

These are detailed below:

Nomination 1: Jose Francisco

Jose Francisco is 22 years of age and was born in the Philippines. He lives in Ryde and is currently studying at Macquarie University. Jose is a member of MYAN (Multicultural Youth Advisory Network) and has previously volunteered on the Newcastle Youth Advisory Committee.

Jose wants to continue volunteering in the community and is passionate about making positive change to the lives of local young people. He also has an interest in event planning and putting on activities and programs that meet the needs of local young people.

ITEM 10 (continued)**Nomination 2: Gabriel Van Duinen**

Gabriel Van Duinen is 18 years of age and is a resident of Macquarie Park. Gabriel is studying Public Health and Marketing at Macquarie University and has a keen interest in youth health promotion. Gabriel is a keen advocate of the rights of young people and is a strong believer in civic participation.

Nomination 3: Meifei (Miffy) Song

Miffy Song is a resident of North Ryde and is 17 years of age. She is a keen Sportsperson and advocates for creating change for greater access of women to sporting opportunities. She is interested in the mental health issues of young people and would like to contribute to improving mental health outcomes for the young people of Ryde. Miffy has previously participated in Youth Parliament and understands the importance of young people having a voice in the community.

Nomination 4: Keats Mackay

Keats Mackay is 15 years of age. He attends Epping Boys High School and lives in East Ryde. Keats has varied hobbies and interests and as a local resident, feels he is able to represent local young people well.

Nomination 5: Samuel Pheeny

Samuel Pheeny is 14 years of age, attends Holy Cross High School and lives in East Ryde. He is a keen debater in High School and wants to use his public speaking skills to advocate for local young people. He wants to ensure that young people's opinions are heard.

The above nominations will add diversity and robustness to the Committee membership in line with its primary role to represent the voice of young people within the City of Ryde and to make the City of Ryde a culturally rich and vibrant community.

Financial Implications

Adoption of the recommendation will have no financial impact.

11 MORATORIUM ON NEW RESIDENTIAL PLANNING PROPOSALS IN THE CITY OF RYDE

Report prepared by: Manager - City Planning
File No.: GRP/09/6/5 - BP18/644

REPORT SUMMARY

On 14 May 2018, the Minister for Planning responded to Council's concerns regarding overdevelopment in the City of Ryde (Attachment 1).

In particular, instruction was to be provided to relevant planning authorities that new planning proposals for residential developments would not be assessed or progressed until such time as an appropriate strategy was in place to ensure local infrastructure (schools, open space, transport, and community facilities), is sufficient to manage any increase in population arising from additional residential development.

This report seeks to implement the moratorium on planning proposals as it relates to Council's role as a "local plan making authority" under the Environmental Planning and Assessment Act 1979 (the Act).

RECOMMENDATION:

- (a) That Council, as the planning proposal authority for the Ryde LGA, resolves not to accept any new planning proposals involving a residential use as per Minister's initiative, until the earlier of 1 July 2020 or the completion of the new city-wide housing and infrastructure strategy through the LEP review process.
- (b) That Council writes to the Minister for Planning, the Hon. Anthony Roberts, seeking an amendment to the state policy for rezoning reviews to exclude its operation for Ryde LGA in respect of new residential planning proposals until 1 July 2020 or completion of the new city-wide housing and infrastructure strategy through the LEP review process.

ATTACHMENTS

- 1 Letter from The Hon. Anthony Roberts MP - Response to Council's Campaign - Deferment in commencement of Low Rise Medium Density Housing Code (14 May 2018)
- 2 E-mail from Greater Sydney Commission - Ryde Planning Proposals

Report Prepared By:

Dyala Govender
Manager - City Planning

Report Approved By:

Liz Coad
Director - City Planning and Development

ITEM 11 (continued)

Discussion

On 14 May 2018, the Minister for Planning responded to Council's concerns regarding overdevelopment in the City of Ryde (**ATTACHMENT 1**).

In particular, instruction was to be provided to relevant planning authorities that new planning proposals for residential developments would not be assessed until such time as an appropriate strategy was in place to ensure local infrastructure (schools, open space, transport, and community facilities), is sufficient to manage any increase in population arising from additional residential development.

Under the Environmental Planning and Assessment Act 1979 (the Act) the "relevant strategic planning authority" for the Greater Sydney Region, including the City of Ryde, is the Greater Sydney Commission. In relation to the making of or amendment to a local environment plan (LEP) for the City of Ryde, the "local planning making authority" is also the Greater Sydney Commission. However, Council can be delegated "local plan-making authority" to make or amend its LEP via a Gateway Determination.

Under the State Government's planning proposal process, proponents are able to apply to the Relevant Planning Authority (RPA) to amend an LEP. In most instances, Council is the RPA with respect to proposals relating to its LEP; in exceptional circumstances the RPA may be the Secretary of the Department of Planning and Environment or another public body such as a Planning Panel.

As RPA for a planning proposal Council is now required to refer planning proposals to the Ryde Local Planning Panel, consider the Panel's advice, and assess whether sufficient information has been provided to meet the requirements of the Act and the Department of Planning and Environment's "*A guide to preparing planning proposals*". Where Council resolves that the application can proceed to a Gateway Determination, the proposal is forwarded to the Department of Planning and Environment, who make a recommendation to the Greater Sydney Commission or the Commission's delegate as to whether there is merit in the proposal proceeding, what conditions may be required, the duration of the public exhibition, whether referral to other authorities or agencies is required and whether Council is to be delegated the "local plan-making authority" to approve the changes to its LEP.

Given this legislative context, both the Greater Sydney Commission and Council will be required to implement the instruction of the Minister. Accordingly, Council staff have been working with the Greater Sydney Commission to confirm the actions required.

ITEM 11 (continued)

Having reviewed the relevant legislation and State policy, the Greater Sydney Commission has recommended that Council resolves:

- (a) not to accept any new planning proposals involving a residential use until the earlier of 1 July 2020 or the completion of the new city-wide housing and infrastructure strategy through the LEP review process; and
- (b) writes to the Minister for Planning, the Hon. Anthony Roberts, seeking an amendment to the state policy for rezoning reviews to exclude its operation for Ryde LGA in respect of new residential planning proposals until 1 July 2020 or completion of the new city-wide housing and infrastructure strategy through the LEP review process.

The effect of this resolution will be to confirm the implementation of the moratorium on planning proposals in accordance with the Minister's initiative of 14 May 2018.

The Greater Sydney Commission's request is attached for reference (**ATTACHMENT 2**), it confirms that they have also requested that the Department of Planning and Environment, as delegate of the Commission, not proceed with any new residential planning proposals in accordance with the Minister's instruction.

This resolution would not impact any Planning Proposals already accepted by Council. The assessment and determination of these proposals will continue in accordance with planning proposal process.

Financial Implications

A Quarterly Budget Adjustment will be made in Quarter 1 of 2018/19 to reflect the impact on the budgeted income relating to planning proposal application fees. The 2018/19 budget indicated an anticipated income of \$100,000. These funds are held in reserve and used to cover some of the costs associated with assessing planning proposals; therefore the reduction in anticipated income will not impact the delivery of any other Council services.

ITEM 11 (continued)

ATTACHMENT 1



Anthony Roberts MP
Minister for Planning, Minister for Housing, Special Minister of State

14 May 2018

Mr George Dedes
General Manager
City of Ryde
1 Pope St
RYDE NSW 2112

Dear Mr Dedes,

Thank you for taking the time to meet with me today. I refer to recent media reports and ongoing social media activities concerning the extent of residential development in the Ryde Local Government Area (LGA).

My review of these media reports indicate that the following two key issues require some attention to ensure the concerns of the residents of the Ryde LGA are addressed:

- The widespread permissibility of multi-unit dwellings within the City of Ryde's current Local Environmental Plan (LEP) and the potential accelerated rate of development that the recently released Medium Density Housing Code (the Code) might enable.
- The cumulative **impact of residential development** in recent times on the Ryde LGA

In relation to the issues I have obtained advice from the Greater Sydney Commission (GSC) with regards to:

- The **extent of the impact** of current and proposed future development in the Ryde LGA
- The GSC's position on how any of these potential **impacts could be better managed**

The GSC has advised these issues can be managed in the following manner:

- **A deferment in the commencement of the new Low Rise Medium Density Housing Code until 1 July 2019** or such time as Ryde Council has undertaken a review of their Local Housing Strategy and prepared a new LEP informed by this strategy – whichever is the sooner. I note that the local housing strategy must be the product of sound community engagement and will clearly establish where different types of residential development (low, medium and high density) can be adequately supported by local infrastructure – notably schools, open space, transport and community facilities.
- An instruction to the relevant planning authorities that **new planning proposals for residential developments not be assessed or progressed** until such a time as the Ryde councils local planning has been undertaken and **appropriate strategies are in place to ensure local infrastructure is sufficient to manage any increases in population** that may come from additional residential dwellings in the Ryde LGA. It is proposed that the GSC would undertake this review.

ITEM 11 (continued)

ATTACHMENT 1

2

I propose that you put these two initiatives to your elected council at the next available juncture. The GSC and the Department of Planning and Environment have been briefed and are ready to assist Ryde Council on their implementation with immediate effect.

I am aware that the NSW Government recently committed \$2.5m to assist Ryde Council to complete a comprehensive review of its current LEP and amend it to better reflect desired planning outcomes and look forward to the outcomes of this process in the near future.

Please do not hesitate to contact my office should you require any further information with regards to this issue.

Yours sincerely,



Anthony Roberts MP
Minister for Planning
Minister for Housing
Special Minister of State
Leader of the House, NSW Legislative Assembly
Member for Lane Cove

ITEM 11 (continued)

ATTACHMENT 2

E-mail

Subject: Ryde Planning Proposals-Greater Sydney Commission
Attachments: Ltr Minister to Ryde GM.PDF

From: Greg Woodhams <Greg.Woodhams@gsc.nsw.gov.au>
Date: 6 June 2018 at 4:27:01 pm AEST
To: "lcoad@ryde.nsw.gov.au" <lcoad@ryde.nsw.gov.au>
Subject: Ryde Planning Proposals-Greater Sydney Commission

Dear Ms Coad,

I indicated in our conversation today that I am following up on options to assist Ryde Council to implement the Minister's letter dated 14 May, 2018 (attached) in respect of new residential Planning Proposals.

The matter of the Medium Density Code is being separately addressed with Council and the Department of Planning and Environment (DPE).

In order to implement the Ministers letter in respect of planning proposals, our suggestion is that Council pass a resolution to immediately cease accepting new Planning Proposals for residential use until the earlier of 1 July 2020 or until the Council has progressed its housing and infrastructure strategy as part of the LEP review.

To address all aspects of the planning proposal process we would also suggest that Council resolves to write to the Minister requesting that the policy in respect of rezoning reviews no longer apply to residential planning proposals for the Ryde LGA.

By way of assistance, the 2 part resolution could be in terms:

- A. That effective immediately, Council, as the planning proposal authority for the Ryde LGA, resolve not to accept any new planning proposals involving residential use until the earlier of 1 July 2020 or completion of the new city -wide housing and infrastructure strategy through the LEP review.
- B. That Council request that the Minister amend the policy for rezoning reviews to exclude its operation for Ryde LGA in respect of new residential planning proposals until 1 July 2020 or completion of the new city -wide housing and infrastructure strategy through the LEP review.

We have conferred with the DPE on the approach as outlined above and they have agreed that this is how the Minister's letter regarding planning proposals can best be implemented.

We have also requested that DPE, as delegate of the Commission for planning proposals in the Greater Sydney Region, not deal with any new residential planning proposals for the Ryde LGA consistent with the Minister's letter.

I hope this is of assistance and I would be grateful if you could inform me when the Council considers the foregoing proposal.

Regards

Greg Woodhams
Executive Director City Planning Projects

PRECIS OF CORRESPONDENCE**1 WITHDRAWAL OF HUNTERS HILL FROM MOU BETWEEN CITY OF RYDE, LANE COVE AND HUNTERS HILL COUNCILS - JOINT REGIONAL AUTHORITY**

Report prepared by: Executive Assistant - Mayor and Councillors
File No.: MYR/07/10/7 - BP18/598

CORRESPONDENCE:

Submitting correspondence from Hunters Hill Council, received 29 May 2018, regarding a decision by Hunters Hill Council to withdraw from the MOU between City of Ryde, Lane Cove and Hunters Hill Councils in respect of the Joint Regional Authority.

RECOMMENDATION:

That the correspondence be received and noted.

ATTACHMENTS

- 1 Advice from Hunters Hill Council regarding MOU between City of Ryde, Lane Cove and Hunters Hill Councils regarding Joint Regional Authority

Report Prepared By:

Linda Smith
Executive Assistant - Mayor and Councillors

Report Approved By:

John Schanz
Manager - Risk, Audit and Governance

Steven Kludass
Acting Director - Corporate and Organisational Support Services

PRECIS OF CORRESPONDENCE 1 (continued)

ATTACHMENT 1



HUNTER'S HILL COUNCIL

ABN 75 570 316 011
TOWN HALL, ALEXANDRA STREET, HUNTERS HILL 2110
PO BOX 21, HUNTERS HILL 2110
TELEPHONE: (02) 9879 9400
FAX: (02) 9809 7338
EMAIL: council@huntershill.nsw.gov.au
WEB: www.huntershill.nsw.gov.au

Enquiries: Barry Smith

The Mayor,
Councillor Jerome Laxale
Ryde City Council
Locked Bag 2069,
NORTH RYDE, NSW 1670

Dear Cr Laxale,

Council as part of its strategy to oppose being merged entered a Memorandum of Understanding (MOU) with neighbouring councils Lane Cove and City of Ryde, to form an entity called Joint Regional Authority (JRA) in 2015.

Hunter's Hill Council resolved position was to reject forced amalgamations, to continue to stand alone and to pursue an alternative provided by the Joint Regional Authority model.

The JRA concept for metropolitan councils was rejected by government and our proposal with Lane Cove and City of Ryde Councils was rejected by the NSW Government.

Council in 2017 won its legal challenge to quash the merger proposal and the NSW Government has for the time being dropped its policy of forced local government mergers. This has made the JRA concept redundant and any joint relationships / partnerships are continuing to be effectively serviced via NSROC.

At its meeting held 14 May, 2018, Council considered a Notice of Motion to formally withdraw from the MOU signed between Lane Cove and Ryde Councils and resolved that it write to you advising that Hunter's Hill Council formally withdraw from the MOU between The City of Ryde, Lane Cove and Hunter's Hill Council to form a Joint Regional Authority (JRA) signed in 2015 by former Mayor Richard Quinn.

Yours Sincerely

Barry Smith
GENERAL MANAGER

**2 \$2.5 MILLION FUNDING OFFER TO UNDERTAKE A REVIEW OF LEP
WITHIN TWO YEARS**

Report prepared by: Director - City Planning and Development
File No.: GRP/09/6/11 - BP18/624

CORRESPONDENCE:

Submitting correspondence from the NSW Department of Planning and Environment (Mr Marcus Ray, Deputy Secretary Planning Services) dated 22 May 2018.

This is the offer for funding for \$2.5 million to review our Local Environmental Plan (LEP) within two years subject to contractual conditions and a timeline for the review process – both also attached.

RECOMMENDATION:

- (a) That the correspondence be received and noted.
- (b) That the General Manager be delegated to accept the funding on behalf of City of Ryde and finalise the contractual arrangements with the NSW Department of Planning and Environment.

ATTACHMENTS

- 1 Letter to City of Ryde (Mr George Dedes, General Manager) - Department of Planning and Environment dated 22 May 2018
- 2 Accelerated LEP Review Timeline
- 3 Accelerated LEP Review Program Funding Agreement

Report Prepared By:

Liz Coad
Director - City Planning and Development

Report Approved By:

George Dedes
General Manager

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 1



IRF18/2548

Mr George Dedes
General Manager
City of Ryde Council
Locked Bag 2069
NORTH RYDE NSW 1670

Dear Mr Dedes

I am writing in relation to the NSW Government's Housing Affordability Strategy, *A fair go for first home buyers*, which identified selected local councils to be supported to undertake a review of their local environmental plans (LEPs) within two years to ensure early alignment with the priorities of the Greater Sydney Commission's new District Plans.

As you are aware, the Minister for Planning has announced that City of Ryde Council will be offered funding of up to \$2.5 million, subject to contractual conditions. Please find enclosed a proposed funding agreement outlining the conditions of the grant and a timeline for the review process.

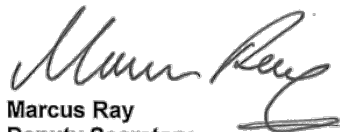
The Department of Planning and Environment and the Greater Sydney Commission will be providing support to all Sydney councils over the next two years. This includes a guide that provides a roadmap to the LEP review program and a series of technical working group meetings, which will commence in early June 2018.

Recognising the strategic importance of this initiative, councils are encouraged to seek a council resolution supporting participation in the review program. The signed agreement should be scanned and returned via email with a tax invoice for \$250,000 by Friday 20 July to denise.king@planning.nsw.gov.au.

The Department looks forward to working with Council to deliver an updated LEP within two years.

Should you have any further questions, please contact Ms Denise King, Program Manager, Office of Housing Coordination, at the Department on 8275 1021.

Yours sincerely



Marcus Ray
Deputy Secretary
Planning Services

22/05/2018
Encl: Proposed funding agreement

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 2

Accelerated LEP review and update

Task	2018												2019												2020					
	June	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June					
Phase 1 LEP review (Health Check)	Technical Working Groups (TWG)																													
	Sign Funding Agreement																													
	LEP review report																													
	Finalise project plan																													
Phase 2 Draft LSPS	Undertake studies																													
	Prepare and exhibit draft LSPS																													
Phase 3 Final LSPS	Review submissions and implementation options																													
	Finalise LSPS																													
Phase 4 Gateway	Prepare planning proposal																													
	Gateway determination																													
Phase 5 Exhibition of draft LEP	Prepare consultation material																													
	Exhibit planning proposal																													
	Finalise planning proposal																													
Phase 6 Plan making	Submit final planning proposal to DPE																													

MAY 2018



PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3



**ACCELERATED LEP REVIEW PROGRAM
FUNDING AGREEMENT**

BETWEEN:

Name	The Crown in right of the State of New South Wales acting through the Department of Planning and Environment (the Department)
ABN	38 755 709 681
Address	320 Pitt Street, Sydney, New South Wales, 2000

AND

Name	City of Ryde Council (Council)
ABN	81 621 292 610
Address	3 Richardson Pl, North Ryde NSW 2113

(the **parties**)

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

BACKGROUND

- Up to eighteen councils in the Greater Sydney Region will each receive funding to review and update their local environmental plans within a certain timeframe to align with the priorities in the District Plans released by the Greater Sydney Commission in March 2018 (Project).
- The NSW Government acting through the Department has agreed to provide the Funding Amount to Council to facilitate the carrying out of the Project by Council.
- The objective of this Agreement is to document the agreed outcomes for the Project including Milestones and timing for the payment of the Funding Amount and completion of the Project.
- The Department agrees to provide, and Council agrees to accept, the Funding Amount in accordance with the terms of this Agreement.

OPERATIVE PROVISIONS

1. Definitions and Interpretation

1.1 **Dictionary:** In this Agreement, unless the contrary intention requires:

Acquittal Certificate means a report confirming that the Project has been completed and the actual cost of the Project substantially in the form specified in Attachment 4 of this Agreement.

Acquittal Date means the date specified in Item 6 of the Agreement Details as the Acquittal Date, or another date agreed between the parties in writing.

Agreement means this agreement including all the attachments.

Agreement Date means the date of the Agreement.

Agreement Details means Attachment 1 to this Agreement.

Approved Auditor is a person who is:

- registered as a company auditor under the *Corporations Act 2011* (Cth), or a member of the Institute of Chartered Accountants in Australia, or of CPA Australia or the National Institute of Accountants; and
- not a principal, member, shareholder, officer or employee of Council.

Audited Financial Statements means an organisation's accounts audited by an approved auditor in compliance with Australian Auditing Standards and Australian Accounting Standards.

Australian Accounting Standards means the standards of that name maintained by the Australian Accounting Standards Board created by section 226 of the *Australian Securities and Investments Commission Act 2001* (Cth).

Australian Auditing Standards means the standards prepared by the Auditing Standards Board of Australia and maintained by the Auditing and Assurance Standards Board created by section 227A of the *Australian Securities and Investments Commission Act 2001* (Cth) or its international equivalent as determined by that Act.

Budget means a budget for the purposes of undertaking the Project and/or performing obligations under this Agreement.

Business Day means the day which is not a Saturday, Sunday or public holiday in Sydney, NSW.

Claim means any cost, expense, loss, damage, claim, action, proceeding or other liability (whether in contract, tort or otherwise), however arising and includes legal costs.

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

Completion Date means the date which Council must complete each Milestone as set out in Item 5 of the Agreement Details.

Confidential Information means any information and all other knowledge at any time disclosed (whether in writing or orally) to a party, or acquired by a party which:

- is by its nature confidential;
- is designated, or marked, or stipulated as confidential; or
- the party knows or ought to know is confidential;

but does not include information which:

- is or becomes public knowledge other than by breach of this Agreement;
- is in a party's lawful possession without restriction in relation to disclosure before the date or receipt of the information from another party or a third party;
- has been developed or acquired by a party independently of this Agreement;
- is ascertainable through independent enquiries;
- maybe or is required to be disclosed pursuant to Premier's Memorandum No. 2007-01 Public Disclosure of Information arising from NSW Government Tenders and Contracts dated 8 January 2007, as amended or updated from time to time; or
- is required to be disclosed pursuant to law, regulation, legal process or by a regulatory authority.

Conflict of Interest means an actual or perceived conflict between a person's public duty and their private or personal interest.

District Plan means each District Plan published in March 2018 by the GSC.

EP&A Act means the *Environmental Planning and Assessment Act 1979 (NSW)* (as amended from time to time).

Existing Material means all Material in existence prior to the commencement of this Agreement:

- incorporated in;
- supplied with, or as part of; or
- required to be supplied with, or as part of,

the Project Material.

Funding Amount means the funding amount specified in Item 3 of the Agreement Details.

Gateway determination means a determination made by the GSC in accordance with section 3.34 of EP&A Act.

GIPA Act means the *Government Information (Public Access) Act 2009 (NSW)* (as amended from time to time).

Greater Sydney Region has the same meaning it has in the *Greater Sydney Commission Act 2015 (NSW)*.

GSC means the Greater Sydney Commission.

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

GST Law means *A New Tax System (Goods & Services Tax) Act 1999* (Cth), related legislation and any delegated legislation made pursuant to such legislation.

Intellectual Property Rights includes all copyright (including rights in relation to recordings and broadcasts), all rights in relation to inventions (including patent rights), registered and unregistered trademarks (including service marks), registered designs, and all other rights resulting from intellectual activity in the literary or artistic fields whether registered or not and whether existing in Australia or not and created at any time.

Local environmental plan or LEP has the same meaning as in the EP&A Act.

LSPS means a local strategic planning statement prepared by Council in accordance with section 3.9 of EP&A Act.

Material includes documents, equipment, software, goods, information and data stored by any means including all copies and extracts of the same.

Milestone means the stages at which Council will complete key parts of the Project as set out in Item 5 of the Agreement Details.

Moral Rights means the right of integrity of authorship (that is, not to have a work subjected to derogatory treatment), the right of attribution of authorship of a work, and the right not to have authorship of a work falsely attributed as defined in the *Copyright Act 1968* (Cth).

Payment means that part of the Funding Amount released for the Project on satisfaction of each Milestone in Item 5 of the Agreement Details.

Personal Information has the same meaning as in the *Privacy and Personal Information Protection Act 1998* (NSW).

Planning proposal has the same meaning as in the EP&A Act.

Project means the project and/or associated activities described in Item 4 of the Agreement Details.

Project Material means all Material:

- brought into existence for the purpose of performing obligations under this Agreement;
- incorporated in, supplied or required to be supplied along with the Material brought into existence for the purpose of performing obligations under this Agreement; or
- copied or derived from Material referred to in this definition above.

Project Plan includes information about the Budget, activities to be undertaken in connection with the Project and timeframe for the delivery of same, in a format specified by the Department. This may include, but is not limited to studies undertaken to inform the nature of the Project.

Project Report includes information about the Project and timeframe to be provided to the Department, usually in a specified format (Attachment 3 to this Agreement). This may include, but is not limited to, financial and statistical information as well as details on the progress and/or outcomes of the Project.

Records includes documents, information and data stored by any means and all copies and extracts of the same relating to the Funding Amount or the Project.

Representative means the Department's representative or Council's representative identified in Item 1 of the Agreement Details, as the context requires.

Special Conditions means the particular requirements specified at Item 2 of the Agreement Details.

Tax Invoice Requirements means Attachment 2 of this Agreement.

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

Term means the duration of this Agreement, beginning on the Agreement Date and ending on the Acquittal Date.

Unexpended Funding means the Funding Amount paid to Council, or any part of the Funding Amount, that is unspent on the completion of the Project and includes any part of the Funding Amount that is committed but unspent.

Variation Form means Attachment 5 to this Agreement.

Variation means changing an aspect of the Project including changes to the Project Plan, the Milestones or the Budget. Variations must be submitted using a Variation Form and approved by the Department.

1.2 **Interpretation:** Except where the context otherwise requires:

- (a) a singular number includes a reference to a plural number and vice versa;
- (b) a gender includes a reference to the other genders and each of them;
- (c) any person or company will mean and include the legal personal representative, successor in title, and permitted assigns of such person or company as the circumstances may require;
- (d) words and expressions importing natural persons include partnerships, bodies corporate, associations and governmental and local authorities and agents;
- (e) any organisations, associations, societies, groups or bodies will, in the event of them ceasing to exist or being reconstituted, renamed or replaced or if the powers or functions of any of them are transferred to any other entity, body or group, refer respectively to any such entity, body or group, established or constituted in lieu thereof or succeeding to similar powers or functions;
- (f) statutes, regulations, ordinances or by-laws will be deemed for all purposes to be extended to include a reference to all statutes, regulations, ordinances or by-laws amending, consolidating or replacing same from time to time;
- (g) a month will be construed as a reference to a calendar month;
- (h) "includes" and "including" mean by way of example but without limitation;
- (i) monetary references are references to Australian currency;
- (j) where any time limit is pursuant to this Agreement falls on a Saturday, Sunday or public holiday in the State of New South Wales then that time limit will be deemed to have expired on the next Business Day;
- (k) where the parties are comprised of more than one person, each of the parties obligations will bind those persons jointly and severally and will be enforceable against them jointly and severally;
- (l) the headings used in this Agreement are for convenience only and will not affect the interpretation of this Agreement;
- (m) no rule of construction operates to the detriment of a party only because that party was responsible for the preparation of this Agreement or any part of it;
- (n) this Agreement is binding when the first party executes the Agreement; and
- (o) where there occurs a reference to the doing of anything by the Department including giving any notice, consent, direction or waiver, this may be done by any officer we duly authorise.

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

2. Term

- 2.1 This Agreement commences on the Agreement Date and will continue for the Term.
- 2.2 This Agreement may be extended at the sole discretion of the Department for a period and on such amended terms as agreed between the parties in writing.
- 2.3 Council must:
- (a) commence the Project no later than the Project Commencement Date specified in Item 4 of the Agreement Details; and
 - (b) complete the Project no later than the Project Completion Date specified in Item 4 of the Agreement Details.

3. Provision of Funding Amount

3.1 Funding Amount

- (a) The Department will provide up to a maximum of the Funding Amount to Council for the Project. The Funding Amount will be paid to Council by instalments as specified in Item 5 of the Agreement Details, and subject to the terms of this Agreement.
- (b) Council agrees to receive the Funding Amount in accordance with, and subject to the terms of, this Agreement.

3.2 Timing of payment: The Department will provide Payment for Milestone 1 on the Agreement Date. Prior to the Department making any subsequent Payments in accordance with clause 3, Council must provide to the Department a request for Payment with:

- (a) a valid tax invoice (including itemisation of the GST component) in accordance with the Tax Invoice Requirements for the relevant portion of the Funding Amount requested; and
- (b) a Project Report which has been prepared not more than 2 months before the date of request for Payment by Council. On request by the Department, Council must also provide additional supporting documentation relating to the Project.

3.3 Use of Total Funding Amount: Council must only use the Funding Amount for the Project.

3.4 Project Costs

Council acknowledges and agrees that the Funding Amount for the Project is the maximum amount to be paid towards the carrying out of the Project and that Council:

- (a) is responsible for any costs that may be incurred at any time that exceed the Funding Amount for the Project (whether or not Council expected to incur such costs); and
- (b) must procure any additional funding above the Funding Amount that is necessary to carry out the Project as described in this Agreement in order to ensure the Project is delivered in accordance with the terms of this Agreement.

3.5 Right to withhold funding

The Department may withhold all or part of the Funding Amount if the Department determines that Council:

- (a) has not carried out the Project (or achieved any of the Milestones) in accordance with this Agreement;
- (b) has failed to meet any reporting requirements under this Agreement;

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

- (c) has not spent the Funding Amount in accordance with this Agreement; or
- (d) has breached any other term of this Agreement.

For the avoidance of doubt, if the Department withholds any part of the Funding Amount, Council must continue to perform its obligations under this Agreement.

3.6 Repayment of Funding

Without limiting the Department's rights under this Agreement, the Department may by notice in writing recover some or all of the Funding Amount from Council (as a debt due and payable on demand) in any of the circumstances set out below:

- (a) Council is paid more than the Funding Amount;
- (b) Council has incorrectly claimed a Payment of some or all of the Funding Amount;
- (c) Council abandons the Project (whether or not the Department has terminated the Agreement in accordance with clause 19) and does not resume performance of the Project within 10 Business Days after receiving notice requiring it to do so;
- (d) any part of the Funding Amount is unspent at the expiry of the Term; or
- (e) Council has not spent the Funding Amount in accordance with this Agreement.

3.7 Right to recall Funding Amount: Without limiting the Department's rights under this Agreement, if:

- (a) Council breaches this Agreement and Council fails to remedy that breach within a reasonable time following receipt of a written request from the Department; or
- (b) the Department terminates this Agreement under clause 19,

the Department may, by notice in writing, require the refund of the Funding Amount (or any part of it).

3.8 If the Department exercises its rights in accordance with clause 3.6 or clause 3.7, Council must repay or refund:

- (a) the full amount of the Funding Amount; or
- (b) the part of the Funding Amount,

as specified in the notice within 20 Business Days after the date of the notice.

3.9 If any dispute arises regarding the refund of the Funding Amount, the parties must attempt to resolve the dispute in accordance with clause 21 (Dispute Resolution).

3.10 The Department making any Payment under this Agreement does not constitute an admission that the performance of any part of the Project is in conformity with this Agreement and no Payment will be deemed to release Council from its obligations under this Agreement.

4. Bank Account

4.1 To process and record all Payments, Council must maintain either:

- (a) a separate account at a financial institution used solely in connection with the Funding, or

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

- (b) an existing general account at a financial institution where adequate internal financial controls are in place for the identification of the Payments,

which is an authorised deposit-taking institution, located in New South Wales, including a bank, credit union or building society ('bank account').

- 4.2 Any interest earned on the Payments held in a bank account must be used solely for the purpose of the Project.
- 4.3 If the Project and its implementation is delayed for any reason, the Payments already made under this Agreement in respect of the Project must be held in the bank account until:
 - (a) they are applied solely for the purpose of the Project, or
 - (b) they are required to be repaid or refunded to the Department in accordance with the terms of this Agreement.
- 4.4 Without limiting Council's obligations under this Agreement, Council must, on request from the Department, provide evidence of the separate financial controls in place in relation to the Funding Amount, including bank statements if required by the Department.

5. Conduct of the Project and Milestones

- 5.1 Council must:
 - (a) as soon as practicable after the Agreement Date, prepare a Project Plan and provide the Project Plan to the Department for the Department's review and approval. Council must make any amendments to the Project Plan reasonably required by the Department. Once the Project Plan has been approved by the Department, Council authorises the Department to insert the approved Completion Dates in Item 5 of the Agreement Details;
 - (b) carry out the Project:
 - (i) lawfully, diligently, efficiently, safely, using all proper care and to a high professional standard;
 - (ii) in accordance with the terms and conditions of this Agreement and any Variation approved by the Department from time to time;
 - (iii) in accordance with all laws, policies, guidelines and reasonable directions from the Department or GSC;
 - (iv) in accordance with the Project Plan agreed to between the parties in writing and approved by the Department; and
 - (v) in accordance with any Special Conditions, and
 - (c) ensure that all personnel, contractors, subcontractors or project partners employed or engaged by Council to work in connection with any part of the Project comply with the requirements in this clause.
- 5.2 Council must complete, to the satisfaction of the Department:
 - (a) each Milestone; and
 - (b) each obligation or requirement imposed by each Milestone,

on or before the date specified for the completion of that Milestone.

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

- 6. Project Reporting**
- 6.1 In addition to the requirement under clause 3.2(b), Council must provide a Project Report to the Department every 3 months during the Term. Council must provide the Project Reports to the Department regardless of Council's progress in carrying out the Project.
- 6.2 Each Project Report must be in the format set out in Attachment 3 to this Agreement and must address the matters specified, including the extent to which (and the times at which) Milestones have been completed, and whether the relevant outputs or outcomes in the table in Item 5 have been realised. Any major changes to the Project and any major issues arising out of the Project must be outlined in the Project Report.
- 6.3 Each Project Report must be endorsed by Council's representative identified in Item 1 of the Agreement Details before being provided to the Department.
- 6.4 Council must, within 10 Business Days after a request, provide the Department with any additional Project Report or Records the Department requires.
- 6.5 Council must participate in any survey or feedback request made by the Department, whether during or after the actual completion of the Project, including any:
- (a) confirmation questionnaire regarding the benefits of assistance received from the Department;
 - (b) independent survey of the Department's service levels and the effectiveness of assistance provided; and
 - (c) the Department's survey of Project outcomes.
- 7. Project Review and Evaluation**
- 7.1 Council must make and keep full and accurate records of the Project including progress against the Milestones, the use of the Funding Amount, the purchase of any assets (if applicable under this Agreement) and the creation of Intellectual Property Rights in the Project (**Records**) and must retain such Records for a minimum of 7 years after expiry or termination of this Agreement.
- 7.2 The Department may at its expense during (or after) the Term in its discretion conduct audits of invoices and reports that Council has submitted to the Department pursuant to this Agreement, or any Records.
- 7.3 The Department may, at Council's cost, appoint an Approved Auditor to conduct audits under this Agreement.
- 7.4 The Department is entitled to audit the quantum of the Funding Amount expended upon the Project and for that purpose Council:
- (a) will permit reasonable access to and the copying of Council's financial and other records by any appropriate person duly authorised by the Department;
 - (b) will answer all reasonable enquiries by any person duly authorised by the Department; and
 - (c) will provide reasonable assistance to any person duly authorised by the Department in the conduct of the audit or inspection.
- 7.5 Council must if required provide the Auditor-General of NSW with access to accounting records and documentation in respect of Funding Amount provided under this Agreement.

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

- 7.6 Council's representative identified in Item 1 of the Agreement Details must keep the Department up-to-date on all matters relevant to this Agreement and must communicate with the Department's representative as required on a regular basis.
- 7.7 Council must give the Department further information or Records within 10 Business Days after a request, or explanations as reasonably required, before the Department accepts Council's information, explanations or significant variations.
- 8. Project Finalisation**
- 8.1 Council must provide to the Department within 3 months after the actual completion of the Project, an Acquittal Certificate in the format set out in Attachment 4 to this Agreement.
- 8.2 The Acquittal Certificate must be endorsed by Council's representative identified in Item 1 of the Agreement before being provided to the Department.
- 9. Project Responsibility**
- 9.1 Council acknowledges and agrees that it is solely responsible for delivery and completion of the Project within the terms and conditions of this Agreement.
- 9.2 Council remains fully responsible for the performance of the Project if Council subcontracts the performance of any part of the Project. Council must ensure that all contractors, subcontractors or project partners (if any) have appropriate skills, qualifications and experience, and hold the appropriate licences and insurances, for the work they have been engaged to perform.
- 9.3 Council must ensure that it, and any organisation or person engaged to carry out work, adhere to all regulatory requirements associated with carrying out the Project.
- 9.4 Neither NSW Government nor the Department accept any responsibility or liability for works carried out and bear no responsibility for the Project.
- 10. Acknowledgement and Publicity**
- 10.1 Council must acknowledge the Funding Amount received from the Department for the Project in accordance with the NSW Government's Funding Acknowledgement Guidelines for Councils of NSW Government infrastructure grants (available at https://www.dpc.nsw.gov.au/about/publications/grants_administration/funding_acknowledgement_guidelines).
- 10.2 Council must, unless the Department agrees otherwise, use the NSW Government's Waratah logo as set out at <https://sc.dpc.nsw.gov.au/resources/branding/> in conjunction with all acknowledgements of NSW Government support in accordance with the Funding Acknowledgement Guidelines.
- 10.3 If the Department advises Council that Commonwealth Government funding forms part of the Funding Amount, then Council must, acknowledge the portion of Commonwealth funding in accordance with any requirements specified by the Department.
- 10.4 Council must provide the Department with at least 15 Business Days' notice of any proposed announcements, launches or public events relating to the Project, and provide an opportunity for a representative of the NSW Government to attend and speak at the launch or event.
- 10.5 The Department may, in its sole discretion, issue public communications on the Project, the purpose of the Project, identity of Council and the Funding Amount to Council. Where practicable to do so, the Department will give notice of such communications and their content to Council.
- 10.6 If the Department determines that the Project (or any part of it) is not consistent with the purposes for which Council was funded, and the Department gives Council written notice of this, Council must promptly remove the Department's acknowledgement and logo from all programs,

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

promotional material and other printed or electronic material and publications relating to the Project.

11. GST

- 11.1 The parties acknowledge and agree that the provision of the Funding Amount by the Department to Council is not consideration for a supply for GST purposes. The Department is not liable to pay to Council an amount equal to GST payable on the supply (**GST Amount**) in addition to the Funding Amount.
- 11.2 Despite clause 11.1, if the provision of the Funding Amount is determined to be a taxable supply liable for GST, Council acknowledges and agrees that the Funding Amount is inclusive of GST and will not be increased by the amount of Council's GST liability. Council will pay any GST Amount on the supply and will not seek reimbursement from the Department or request it to attend to payments of the GST Amount.
- 11.3 Council acknowledges that it will be liable for GST on the supply of goods and services acquired with the Funding Amount. Council will pay that GST Amount and will not seek reimbursement from the Department or request it to attend the payment of that GST Amount.
- 11.4 Subject to this clause, Council warrants that it is registered for GST purposes as at the date of this Agreement and will continue to be so for the Term.
- 11.5 Subject to this clause, any invoice rendered by Council in connection with a supply under this Agreement must conform to the requirements for a tax invoice under the GST Law as set out in the Tax Invoice Requirements.

12. Compliance with law

- 12.1 Council agrees:
 - (a) to comply with all applicable standards, laws, regulations policies and statements for the Project;
 - (b) not to do anything that would cause the Department to breach its obligations under any legislation.
- 12.2 Council must hold all rights, permissions, approvals and consents required to conduct the Project and otherwise fulfil its obligations under this Agreement.
- 12.3 Council must, within 5 Business Days after receiving a written request from the Department, provide the Department with immediate access to information that the Department advises Council is required to be disclosed in accordance with the Department's obligations under the GIPA Act.

13. Indemnity and release

- 13.1 Council must at all times indemnify and keep indemnified, hold harmless and defend the Department, the Crown in right of the State of New South Wales and its officers, employees and agents (**those indemnified**) from and against any liability or loss (including reasonable legal costs and expenses), which is suffered or incurred by, or made against, any of those indemnified arising directly or indirectly from any Claim by any person as a result of or in connection with any of the following:
 - (a) a breach of this Agreement by Council;
 - (b) any unlawful, wrongful, wilful or negligent act or omission of Council, or the officers, employees, agents, contractors, subcontractors or volunteers of Council, in connection with this Agreement; or

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

- (c) any act or omission by Council, Council's employees, contractors or subcontractors in connection with this Agreement that is in infringement of any Intellectual Property, or privacy rights of the Department or any third party.
- 13.2 The liability of Council to indemnify those indemnified under this Agreement will be reduced proportionally to the extent that any unlawful, wrongful, wilful or negligent act or omission of those indemnified caused or contributed to the liability or loss.
- 13.3 The indemnity contained in this clause is a continuing obligation of Council separate and independent of any other responsibility of Council and will continue beyond the Term.
- 13.4 Council agrees to release and discharge those indemnified from any action, proceedings, Claim or demand which, but for this provision, might be brought against or made upon those indemnified.
- 14. Insurance**
- 14.1 Council must take out and maintain during the Term all appropriate insurance policies including, but not limited to:
 - (a) workers compensation insurance as required by law (or personal income protection insurance in the instance of Council being a business) for all employees involved in the delivery of the Project.
 - (b) public liability insurance to the value of not less than \$20 million in respect of each and every occurrence and unlimited in the aggregate for any one period of cover.
 - (c) insurance over all assets used in connection with the Project funded or partly funded by the Funding Amount, for their full replacement value.
- 14.2 On request by the Department, Council must provide a copy of valid and current certificates of currency for the insurance and/or a warranty from its insurer that the policy extends to the Department and covers potential liability arising under this Agreement.
- 14.3 Council must not do, permit or suffer any act, matter or thing or omission whereby the policy referred to in this clause may be vitiated, rendered void or voidable.
- 15. Intellectual property**
- 15.1 Council owns the Intellectual Property Rights in all Project Material, subject to clause 15.2. Nothing in this clause affects the ownership of any Intellectual Property Rights in any Existing Materials.
- 15.2 Council grants, and must arrange for any relevant third party to grant, to the Department and the GSC, without cost, a perpetual, irrevocable, worldwide, non-exclusive licence (including a right of sublicense) to use the Intellectual Property Rights in the Project Material for the Specified Acts (as defined in clause 15.3).
- 15.3 For the purposes of clause 15, the 'Specified Acts' means any of the following classes or types of acts or omissions by or on behalf of the Department:
 - (a) using, reproducing, communicating (including communicating to the public), modifying or adapting all or any part of the Project Material, with or without attribution of authorship;
 - (b) supplementing the Project Materials with any other Material;
 - (c) using the Project Materials in a different context to that originally envisaged.
- 15.4 The Department grants Council a perpetual, irrevocable, worldwide non-exclusive licence to use the Department's Existing Material (including copying it and supplying it to others), but only for

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

the purposes of this Agreement. Council uses any of the Department's Existing Material at its own risk.

15.5 Council must ensure that it has obtained all relevant Moral Rights consents in writing in connection with the Project Material and licences under clause 15.2. The consents must cover acts done before or after the date of the consent, and whether done by the Department or by someone claiming under or through the Department. On request by the Department, Council must provide the Department with the original of the consent.

15.6 On request by the Department, Council must bring into existence, sign or otherwise deal with any document which is considered necessary or desirable to give effect to this clause 15.

16. Confidentiality

16.1 **Obligation to keep confidential:** Each party must keep the Confidential Information of each other party in confidence and not disclose the Confidential Information to any person without the other party's prior written consent, subject to clauses 16.2 and 16.3.

16.2 **Limited Disclosure:** A party may disclose the Confidential Information of another party to their personnel and legal and professional advisors provided they ensure that the such persons:

- (a) keep the Confidential Information confidential; and
- (b) do not use the Confidential Information except for the purposes of this Agreement.

16.3 Council acknowledges that the Department may disclose certain information in relation to the Agreement (including Confidential Information), in accordance with the Department's obligations under the GIPA Act including making certain information about the Agreement publicly available in any disclosure log of contracts that the Department is required to maintain under the GIPA Act.

17. Privacy

17.1 Council will:

- (a) ensure that Personal Information that is provided by the Department or collected by Council under or in connection with this Agreement is used only for the purposes of this Agreement and is protected against loss, authorised access, use modification and disclosure, or against other misuse;
- (b) not disclose any Personal Information without the prior written consent of:
 - (i) the individual to whom the Personal Information relates; or
 - (ii) the Department,unless otherwise required or authorised by law;
- (c) comply with the Information Protection Principles applying to NSW public sector agencies under the *Privacy and Personal Information Protection Act 1998* (NSW) when doing any act or engaging in any practice in relation to Personal Information as if Council were an agency directly subject to that Act; and
- (d) include equivalent requirements regarding Personal Information (including this clause 18) in any subcontract entered into for conducting the Project under this Agreement.

18. Variation

18.1 Written agreement between the parties must be obtained for any variation to:

- (a) this Agreement; and

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

(b) any of the matters outlined in the attachments to this Agreement.

18.2 A variation under clause 18.1(b) must be made in accordance with the Variation Form (Attachment 5 to this Agreement) or any other variation document required by the Department in its reasonable discretion.

19. Ending this Agreement

19.1 **Termination for default:** The Department may terminate this Agreement immediately by notice in writing to Council if any of the following occur:

- (a) Council breaches any of its obligations under this Agreement and the Department considers that the breach cannot be rectified or Council has failed to remedy a breach of this Agreement within 10 Business Days of receiving a Notice to Remedy from the Department;
- (b) Council varies the Project without the Department's written approval;
- (c) Council fails to satisfactorily meet the Milestones or deliver the Project or the Department considers that the Project is no longer viable;
- (d) Council acts in a manner that will cause damage to the Department's reputation;
- (e) Council does not use the expertise, skill, diligence and care in carrying out the Project, as outlined in this Agreement, to be expected from an experienced provider of activities of this nature;
- (f) Council is not properly certified or accredited to undertake the Project, as outlined in this Agreement; or
- (g) Council does not lawfully carry out the Project, as outlined in this Agreement, in a timely manner.

19.2 The Department is not liable to pay Council any compensation or costs if this Agreement is terminated in accordance with clause 19 and Council irrevocably and unconditionally releases the Department, the Crown in right of the State of New South Wales and their officers, employees and agents in respect of such termination.

20. Obligations when this Agreement ends

20.1 **Rights and remedies not prejudiced:** Any termination of this Agreement by the Department is without prejudice to any accrued rights or remedies of the Department.

20.2 **Survival:** Clauses 7 (Project Review and Evaluation), 13 (Indemnity and release), 14 (Insurance) 15 (Intellectual Property), 16 (Confidentiality), 17 (Privacy) and this clause 20 (Obligations when this Agreement ends) and any other clause of this Agreement which by its nature should survive termination will survive termination, expiry or repudiation of this Agreement.

21. Dispute Resolution

21.1 The parties must attempt to settle any dispute in relation to this Agreement in accordance with the following provisions, before resorting to court proceedings or other dispute resolution process.

- (a) A party claiming that a dispute has arisen must notify the other party in writing giving details of the dispute (Dispute Notice) in accordance with the requirements of clause 21.
- (b) Following receipt of a Dispute Notice, each party must refer the Dispute to a senior representative, who:

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

- (i) does not have prior direct involvement in the Dispute; and
- (ii) has authority to negotiate and settle the Dispute.
- (c) If the dispute is not resolved within 14 Business Days or within such further period as the parties agree in writing, from the date the Dispute Notice is received by the party to whom the Dispute Notice is given, the party which gave the Dispute Notice under clause 21.1(a) must refer the dispute to the Australian Disputes Centre Limited (ADC) for resolution in accordance with the mediation rules of the ADC.
- (d) If the dispute is not resolved within 28 Business Days (or such other period as agreed to in writing between the parties) after appointment of the mediator, or if no mediator is appointed within 28 days of the referral of the dispute to mediation, the parties may pursue any other procedure available at law for the resolution of the dispute.
- (e) Each party must pay its own costs of complying with this clause 21 and split the costs of the mediator evenly.
- (f) Nothing in this clause 21 (Dispute Resolution) will prevent either party from seeking urgent interlocutory relief.

22. Notices

22.1 **Change of contact details:** The parties must inform each other within seven (7) days of any changes to its contact details set out in Item 1 of the Agreement Details.

22.2 **Notice Requirements:** A notice under this Agreement must be:

- (a) in writing, directed to the Representative of the other party as set out in Item 1 of the Agreement Details; and
- (b) forwarded to the address, facsimile number or the email address of that Representative as set out in Item 1 of the Agreement Details.

22.3 **When a notice is served:** A notice under this Agreement will be deemed to be served:

- (a) in the case of delivery in person – when delivered to Council's address for service and a signature received as evidence of delivery;
- (b) in the case of delivery by post – on the day which is within four (4) Business Days after the date of posting;
- (c) in the case of delivery by facsimile – at the time of dispatch if the sender receives a transmission report which confirms that the facsimile was sent in its entirety to the facsimile number of Council; or
- (d) in the case of delivery by email – at the time sent, unless the sender is notified, by a system or person involved in the delivery of the email, that the email was not successfully sent.

22.4 **Delivery late in the day:** Notwithstanding clause 22 (Notices), if delivery or receipt of a Notice is on a day which is not a Business Day or is after 5pm on a Business Day, then it will be deemed to have been received on the next Business Day in that place.

23. General

23.1 **Entire agreement:** This Agreement constitutes the entire agreement and understanding between the parties as to the subject matter of this Agreement. Any prior arrangements, representations or undertakings as to the subject matter of this Agreement are superseded.

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

- 23.2 **Non-waiver:** A party does not waive a right, power or remedy if it fails to exercise or delays in exercising the right, power or remedy. A single or partial exercise of a right, power or remedy does not prevent another or a further exercise of that or another right, power or remedy. A waiver of right, power or remedy must be in writing and signed by the party giving the waiver.
- 23.3 **Conflict of interest:** Council warrants that at the date of this Agreement, no Conflict of Interest exists or is likely to arise in relation to execution of this Agreement or its subject matter. Council must immediately notify the Department, in writing, upon becoming aware of the existence, or possibility, of a Conflict of Interest and must comply with any reasonable directions of the Department to appropriately manage the Conflict of Interest, within the time frame stipulated by the Department in writing.
- 23.4 **Assignment:** Council must not assign or novate obligations or interests under this Agreement without the prior written consent of the Department.
- 23.5 **Severability:** If any part of this Agreement is prohibited, void, illegal or unenforceable, then that part is severed from this Agreement but without affecting the continued operation of the remainder of the Agreement.
- 23.6 **Relationship:**
- (a) Nothing in this Agreement is intended to create a partnership, joint venture, employment or agency relationship between the parties; and
 - (b) A party will not hold itself out to be an employee, partner, agent or representative of the other party.
- 23.7 **Applicable law:** This Agreement is governed by, and must be construed in accordance with, the laws in force in the state of New South Wales.
- 23.8 **Governing jurisdiction:** The parties submit to the exclusive jurisdiction of the courts exercising jurisdiction in the State of New South Wales and the courts of appeal therefrom.
- 23.9 **Further assurance:** Each party must promptly execute all documents and do all things required by law, or that the other party from time to time reasonably requests, to effect, perfect or complete this Agreement and all transactions incidental to it.
- 23.10 **Counterparts:** This Agreement may be signed in any number of counterparts which taken together will constitute one instrument.

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

EXECUTED AS A DEED on 2018.

Signed, sealed and delivered for and on behalf of)
the Crown in right of the State of New South Wales)
acting through the Department by its authorised)
signatory, but not so as to incur any personal liability)

by.....)
(name and position of authorised signatory))

.....)
(signature of authorised signatory)

in the presence of.....)
(name of witness))

.....)
(signature of witness)

Signed, sealed and delivered for and on behalf of)
Council by its authorised signatory, but not so as to)
incur any personal liability)

by.....)
(name and position of authorised signatory))

.....)
(signature of authorised signatory)

in the presence of.....)
(name of witness))

.....)
(signature of witness)

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PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3



**ATTACHMENT 1 AGREEMENT
DETAILS**

Item 1: Contact Details

The Department	
Address:	320 Pitt Street, Sydney NSW 2000
Representative:	
Email:	
Phone:	

Council	
Address:	
Representative:	
Email:	
Phone:	

Item 2: Special Conditions (amendments to standard conditions)

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Item 3: Funding Amount

Funding Amount:	\$2,500,000.00
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Item 4: Project

Project Commencement Date:	<ul style="list-style-type: none"> ▪ Agreement Date; or ▪ 1 June 2018, whichever occurs earlier
Project Completion Date:	30 June 2020
Project Description:	

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

Item 5: Payment Milestones

Milestone	Funding Amount	Completion Date
Milestone 1 Agreement Date	\$250,000.00	
Milestone 2 Approval of Project Plan	\$500,000.00	
Milestone 3 Exhibition of draft LSPS	\$625,000.00	
Milestone 4 Submission of Planning proposal for Gateway determination	\$625,000.00	
Milestone 5 Submission of Planning proposal to the Secretary to arrange for the drafting of the updated LEP Completion of the Project	\$500,000.00	30 June 2020

Note: The timeframe for the delivery of activities to be undertaken in connection with the Project will be detailed in the Project Plan approved by the Department. Those dates will inform the Completion Dates.

Item 6: Acquitting the Funding Amount

Acquittal Date	3 months after: <ul style="list-style-type: none"> • actual completion of the Project; or • earlier termination of this Agreement, whichever occurs first.
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To comply with the Department's reporting requirements, Council must use the Acquittal Form attached to this Agreement in Attachment 4.

Council must disclose the Funding Amount separately in Council's Audited Financial Statements both as income and any unexpended funding.

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3



ATTACHMENT 2 TAX INVOICES

All Tax Invoices must:

- i. be addressed to the Department's head office; and
- ii. prominently be identified as "Tax Invoice".

and contain:

- iii. Council's name;
- iv. Council's ABN;
- v. the milestone payment reference (i.e. 1st milestone);
- vi. the amount requested;
- vii. the GST component (listed separately to the amount requested); and
- viii. the total amount requested.

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3



Planning & Environment

**ATTACHMENT 3
PROJECT REPORT**

Part 1 – Quarterly Project Status Update Report

Council Name:		Reporting Period:	
Date of Report:		Project Manager:	
Project Manager: (Council)		Total Approved Funding	

Project Update	
What progress has occurred since the last project payment? Which milestones have been completed?	
Is there a change to the methodology, timeframe or milestones of the project as stated in the project plan and has this been submitted to the Department via a Project Variation Form?	
Any comments/issues in relation to the project? Please outline any risks or problems associated with the project.	

Funds and Expenditure (all costs exclude GST)				
Workplan Task/Component	Total Funding (Funding Agreement) ex GST	Total of all previous payments ex GST	This payment ex GST	Balance remaining ex GST

Council's Representative		Department of Planning & Environment Representative
	Signature:	
	Name:	
	Position:	
	Date:	

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

Part 2– Project Status Update Report when requesting a Payment Milestone

Council Name:					
Date of Report:			Reporting Period:		
Project Manager:			Project Manager:		
(Council)			Total Approved Funding		
Description of Milestone completed:					
Achievements:					
Change in methodology / timeframe					
Key Milestones:	Milestone	Target Date	Forecast Date	Status	Program Comments
	Milestone 1			●	
	Milestone 2			●	
	Milestone 3			●	
	Milestone 4			●	
	Milestone 5			●	
	Other			●	
					^ copy colour code from below
Status Key:		●	On Track	●	Generally on track, with minor issues
		●	Off Track	●	Complete

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

Issues/Risks/ Escalations:	Description/Action/Response		Date Raised	Date Required	Owner
Communications & Stakeholder Activities:	Key Meetings/Event	Date	Outcomes & Actions		
Key progress in this milestone					
Key activities for next milestone					
Additional Comments:					
Attachments	A. Cost Report	B. Gantt Program	C. Photographs if applicable	D. Published Reports/Materials	
Comments :					
Funds and Expenditure (all costs exclude GST)					
Workplan Task/Component	Total Funding (Funding Agreement) ex GST	Total of all previous payments ex GST	This payment ex GST	Balance remaining ex GST	

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

Council's representative		Department of Planning and Environment representative
	Signature:	
	Name:	
	Position:	
	Date:	

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3



**ATTACHMENT 4
ACQUITTAL CERTIFICATE**

To be completed at the end of the Project.

Council's Name:		Department Branch:	
Date of Report:		Project:	
Project Manager: (Council)		Project Manager: (Department)	
Project Name:		Value of funding ex GST	
		Value of funding inc GST	

I, the undersigned, confirm that:

An amount equal to the total grant funds paid by the Department of Planning & Environment (\$.....excluding GST) has been expended on this Project in accordance with the terms and conditions of the Funding Agreement dated with the Department.

AND

A complete set of accounting and financial records relevant to the Project have been maintained.

Date:
Signature:
Name:
Council:
Position:

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3



**ATTACHMENT 5
PROJECT VARIATION**

PROJECT VARIATION (Revision X) Date: _____

Between

Department of Planning and Environment ("the Department")

And

("Council")

ABN Number

1. Revised Project Plan

[Provide a brief summary of the current status of the project and why a Project Variation is required]

[Provide details of the remaining milestones and the original and revised due dates for each item.]

Revised Project Workplan

Milestone Number	Description of Milestones	Original Milestone Due Date	Revised Milestone Due Date	Responsibility	Output (to align with revised Stage Funding Amounts table)

PRECIS OF CORRESPONDENCE 2 (continued)

ATTACHMENT 3

2.Revised Stage Funding Amounts Table

Stage Number	Payment Milestone	Revised Stage Funding Amounts Due	Milestone	Payment amount ex GST	Payment amount inc GST

3.Project Reporting Schedule

Original Project Commencement Date:	
Original Project Completion Date:	
Revised Project Completion Date:	

Has a previous Project Variation been requested:	
--	--

Revised/Additional Project Report Number	Revised Due Date

Prepared by Council:

Agreed to by Department

Signature: _____
Name: _____
Position: _____
Date: _____

Signature: _____
Name: _____
Position: _____
Date: _____

NOTICES OF MOTION**1 EXPANSION OF EASTWOOD LIBRARY - Councillor Peter Kim****File Number: CLM/18/1/1/6 - BP18/668**

MOTION:

- (a) That the General Manager investigate the expansion of Eastwood Library taking into consideration current and future requirements of Eastwood Library in terms of the following:-
- (i) Demographic data, forecasted future population growth and current and future library locations;
 - (ii) Size of available land, flood issues, car parking limitations and structural capability of the building at the current location;
 - (iii) Future servicing of the Eastwood community particularly with regard to Eastwood's multicultural community;
 - (iv) A focus on providing an environment that fosters investigation and enables the implementation of new technology within libraries;
 - (v) Funding sources; and
 - (vi) Any other improvement or modifications.
- (b) That a report be prepared once the outcome of the Libraries for Ryde strategic review is completed with the first component being the presentation of the results of a Councillor Workshop in October 2018.

2 PUBLIC WIFI IMPROVEMENT - Councillor Peter Kim**File Number: CLM/18/1/1/6 - BP18/654**

MOTION:

That the General Manager:-

- (a) Review the current public wifi offerings in designated town centres throughout the City of Ryde, in terms of equipment, usage, coverage and cost.
- (b) Investigate options to improve or expand its current public wifi offering, consistent with Council's draft Smart Cities Program and including sites such as Rowe Street East.
- (c) Prepare a report back to Council that includes the results of parts (a) and (b) above.

**3 KOREAN AUSTRALIAN INTERNATIONAL FRIENDSHIP AGREEMENT -
Councillor Peter Kim****File Number: CLM/18/1/1/6 - BP18/664**

MOTION:

- (a) That Council support, in-principle, the development of a Friendship Agreement between the City of Ryde and a South Korean City.
- (b) That the General Manger investigate the suitability of Dong-Dae-Mun City, or another comparable South Korean city, in line with Council's adopted Protocol for International and Australian Friendship Agreements, and in consultation with:-
 - the local Korean Community, and
 - the Consul-General Office of South Korea
- (c) That the General Manager prepare a report back to Council.

**4 WINGATE AVENUE AND RAILWAY PARADE, EASTWOOD
ROUNABOUT PEDESTRIAN SAFETY - Councillor Peter Kim****File Number: CLM/18/1/1/6 - BP18/669**

MOTION:

- (a) That the General Manager investigate the new roundabout at Wingate Avenue and Railway Parade, Eastwood for potential risk to pedestrian safety.
- (b) That a site meeting be organised with concerned residents, Council officers and interested Councillors to discuss ways of improving pedestrian safety at the new roundabout.
- (c) That a report be prepared for the Ryde Traffic Committee's consideration should a practicable option to improve pedestrian safety at this location be determined.

5 TRIAL USE OF QUICK RESPONSE CODE (QR CODE) FOR SMART CITY CUSTOMER INFORMATION TRANSLATIONS INTO KEY COMMUNITY LANGUAGES - Councillor Simon Zhou**File Number: CLM/18/1/1/6 - BP18/671**

BACKGROUND:

QR Code (abbreviated from Quick Response Code) is a type of barcode first designed for the automotive industry in Japan that when scanned would link to further information about the item to which it is attached.

The Quick Response (QR Code) system became popular outside the automotive industry due to its fast readability and greater storage capacity of information. In particular, for the use of communications and marketing as it can quickly display a piece of information on your mobile phone.

To access the information from the QR Code you need a QR Code app and/or a smartphone or tablet equipped with a camera. These apps are free to download and each one should handle standard QR Codes.

A QR Code consists of black squares arranged in a square grid on a white background, which can be read by an imaging device such as a camera and then processed until the link to the information is displayed.

It is now widely used around the world to get to websites quicker and it can also be used for advertisements and foreign language translations from service providers.

The City of Ryde 2028 Community Strategic Plan aims to be 'Smart and Innovative' and a 'Connected and Accessible City' and therefore the QR Code technology could meet this objective by improving communications to our community who speak another language.

**MOTION:**

- (a) That the General Manager investigates the viability of undertaking a trial in the use of QR Codes for key Council information in the community languages that are most in need of the service. The investigation is to include the following:-
 - Identification of the key community languages
 - Council information that would assist the community with a service of this kind to be identified for use in this trial
 - The cost and viability of the service
 - Access to scanner apps that are required to ensure success of the service
 - Analysis of the market as to the number of language translation QR Code suppliers
- (b) That a report be presented back to Council detailing the above and the viability of the project

6 RECOGNITION OF ASSISTANCE PROVIDED TO THE WANG AND YANG FAMILIES AT 3 ZANCO ROAD, MARSFIELD - Councillor Simon Zhou**File Number:** CLM/18/1/1/6 - BP18/670**BACKGROUND:**

Councillors would be aware that on 29 March 2018, a house fire at 3 Zanco Road, Marsfield destroyed the property and injured the householders. There has been a tremendous response from the community and local service providers providing assistance to the Wang and Yang families during this very difficult time.

MOTION:

- (a) In recognition of the outstanding work and assistance provided, I would like to formally acknowledge the following community organisations and staff of the City of Ryde for their contributions to this cause:-
- Christian Community Aid (CCA)
 - The Northern Centre
 - Shangdong Chamber of Commerce in Australia
 - Chinese Australian Services Society (CASS)
 - Buddhist Compassion Relief Tzu Chi Foundation, Eastwood
 - St. George's Preschool, Eastwood
 - Kent Road Public School
 - Gumnut Cottage Long Daycare Centre
 - Social Worker Team, Royal North Shore Hospital Intensive Care Unit
 - City of Ryde staff from Operations, Environment Health and Building and Community Services Departments
- (b) That the Mayor write to the community organisations listed above thanking them for their assistance and that the General Manager host a Morning Tea to thank the City of Ryde staff who assisted with this matter.

7 COMMUNITY SAFETY IN RYDE - Councillor Penny Pedersen**File Number:** CLM/18/1/1/6 - BP18/675**MOTION:**

- (a) That Council notes the tireless work of the Ryde Police Area Command (PAC), City of Ryde staff and support agencies for their involvement in working with all stakeholders to make our community safe.
- (b) That Council conduct a Safety Study resulting in a Safety Plan with outcomes that will help our community feel even safer in the City of Ryde, especially on our streets.

The Safety Study should include:-

- Research of data such as the NSW Bureau of Crime Statistics and Research (BOSCAR)
- Consultation with our community regarding their safety concerns and issues they are currently facing
- Workshops with our Advisory Committees such as Status of Women, Social Inclusion and Ryde Youth Council
- A walking tour of the City of Ryde organised by the Status of Women Advisory Committee
- Consultation with our stakeholders such a PAC, Neighbourhood Watch and other support agencies regarding safety concerns and issues in our community
- Review of the safety information and its structure on the City of Ryde website and researching new information that could be included.

The Safety Plan should incorporate:-

- Sharing the results of the Safety Study with Councillors, Council staff and relevant stakeholders
 - Creating a single location on our website called the 'Online Safety Hub' with a current list of safety support services, associated links and promoted through Council's media channels
 - Future works, opportunities and initiatives to improve community safety
- (c) That a report be prepared by the General Manager to the Finance and Governance Committee identifying associated costs of the outcomes of the Safety Plan should any future funding be required.

8 ESTABLISHING A YOUTH AMBASSADOR PROGRAM IN THE CITY OF RYDE - Councillor Penny Pedersen

File Number: CLM/18/1/1/6 - BP18/673

BACKGROUND:

That Council staff work with the Ryde Youth Council to develop a Youth Ambassador Program to ensure that young people are represented at Official Council Functions such as Citizenship Ceremonies, Anzac Day, Australia Day, Volunteer Awards and Citizen of the Year Awards. Furthermore, Youth Ambassadors where possible, will be invited to attend functions with visiting dignitaries from overseas.

Beyond Citizenship Ceremonies the Ambassadors duties would include assisting and advising the Youth Council and acting as a spokesperson for Ryde Council to the youth of Ryde. Youth Ambassadors will be extended an invitation to join Ryde Youth Council.

MOTION:

- (a) That Council approve a six month trial of the program, recruiting Youth Ambassadors from within Ryde Youth Council. Following the trial, if successful, Council will advertise the posts with local high schools, TAFE and Universities and in the local newspapers to recruit young people independently of the Youth Council. The post will also be advertised on Council platforms including Social Media and Website.
- (b) That Council staff develop a selection process for Youth Ambassadors.
- (c) That the Youth Ambassadors are supported in the following ways:-
 - (i) Mentoring by a Councillor or member of Council staff
 - (ii) Training in Public Speaking and Speechwriting
 - (iii) Reimbursement of any reasonable out of pocket expenses
 - (iv) Formal acknowledgement from the Mayor and Councillors as the end of the Youth Ambassador's term
 - (v) That the Council staff approve and edit the young people's speeches prior to any public event
- (d) That a short report detailing the successes and suggested improvements to the program be presented to Council on completion of the six month trial.
- (e) That Council notes the cost of training and reimbursements for the program would be absorbed in the current Youth Council budget.

9 RECOVERY OF LEGAL COSTS FOLLOWING COUNCIL AMALGAMATIONS - Councillor Roy Maggio**File Number:** CLM/18/1/1/6 - BP18/677

BACKGROUND:

As Councillors are aware, Hunters Hill and Lane Cove Councils recently won their Court cases against the NSW Government with respect to Council amalgamations. In doing so, the Court also ordered the State Government to pay the legal costs of those Councils.

City of Ryde Council was also joined in the Court case against its will and incurred costs of approximately \$37,000.

MOTION:

That Council authorise the General Manager to take all reasonable actions to seek the reimbursement of those costs from the NSW Government.

10 NSW GOVERNMENT'S OPEN SPACES AND GREENER SYDNEY PACKAGE - FUNDING OPPORTUNITIES FOR CITY OF RYDE - Councillor Roy Maggio

File Number: CLM/18/1/1/6 - BP18/678

MOTION:

- (a) That Council notes the announcement of the NSW Government's \$290 million Open Spaces and Greener Sydney Package.
- (b) That Council writes to The Honourable Anthony Roberts MP, Minister for Planning and The Honourable Victor Dominello MP, Minister for Finance, Services and Property, seeking details of how the Plan will operate and enquire how funds under the Plan can be obtained for the benefit of the City of Ryde community.
- (c) That following the State Government's response in relation to (b) above, Council staff prepare a Councillor Information Bulletin:-
 - (i) Providing the State Government's response
 - (ii) Advising whether staff consider it feasible for Council to access funding under the Plan, given the way it will operate