

Extraordinary Council Meeting MINUTES OF MEETING NO. 11/18

Meeting Date: Tuesday 11 September 2018

Location: Council Chambers, Level 1A, 1 Pope Street, Ryde

Time: 8.03pm

Councillors Present: The Mayor, Councillor Laxale and Councillors Clifton, Gordon,

Kim, Lane, Maggio, Pedersen, Purcell and Zhou.

Apologies: Councillors Brown and Yedelian OAM.

Leave of Absence: Councillor Moujalli.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Manager – Communications and Engagement, Digital Communications Coordinator, Communications Coordinator, Senior Coordinator – Civic Support and Civic Support Officer.

PRAYER

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

NATIONAL ANTHEM

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

DISCLOSURES OF INTEREST

There were no disclosures of interest.

TABLING OF PETITIONS

No Petitions were tabled.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

No addresses were made to Council.



PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Janelle Dodd	Item 12 from Council Meeting on 28 August 2018 –
(representing Eastwood Uniting Church)	Planning Proposal – 17 Acacia Street and 16 Vera Street, Eastwood – Outcomes of Community
,	Consultation
Marion Gledhill (representing Eastwood Uniting Church)	Item 12 from Council Meeting on 28 August 2018 – Planning Proposal – 17 Acacia Street and 16 Vera Street, Eastwood – Outcomes of Community
	Consultation
Reverend Nicholas Fried	Item 12 from Council Meeting on 28 August 2018 –
(representing Eastwood	Planning Proposal – 17 Acacia Street and 16 Vera
Uniting Church)	Street, Eastwood – Outcomes of Community
	Consultation

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

RESOLUTION: (Moved by Councillors Maggio and Pedersen)

That the speaker whose Request to Address Form was not received, be allowed to address the meeting, the time being 8.16pm.

Record of Voting:

For the Motion: Unanimous

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following person then addressed the Council:-

Name	Topic	
Michael Privitera	Supporting Local Business	

Note: Michael Privitera distributed a newspaper article and some photographs around to Councillors for them to view and a copy of the documentation is ON FILE.



COUNCIL REPORTS

1 DETERMINATION OF OFFICE AND FEE FOR DEPUTY MAYOR

MOTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council elect a Deputy Mayor for a 12 month term.
- (b) That where the Deputy Mayor is to act in the Office of the Mayor, that this is to be done by way of a Council resolution.
- (c) That where there is a Council resolution in accordance with (b) above, the Deputy Mayor is to be paid a fee to undertake the roles and responsibilities of the Office of the Mayor on a pro rata basis, deducted from the Mayoral Fee.

AMENDMENT: (Moved by Councillor Maggio and Lane)

- (a) That Council elect a Deputy Mayor for a six (6) month term.
- (b) That where the Deputy Mayor is to act in the Office of the Mayor, that this is to be done by way of a Council resolution.
- (c) That where there is a Council resolution in accordance with (b) above, the Deputy Mayor is to be paid a fee to undertake the roles and responsibilities of the Office of the Mayor on a pro rata basis, deducted from the Mayoral Fee.

On being put to the Meeting, Councillor Clifton abstained from voting and accordingly her vote was recorded Against the Motion. The voting on the Amendment was two (2) votes for and seven (7) against. The Amendment was **LOST**. The Motion was the put and **CARRIED**.

Record of the Voting:

For the Amendment: Councillors Lane and Maggio

<u>Against the Amendment</u>: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Pedersen, Purcell and Zhou

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council elect a Deputy Mayor for a 12 month term.
- (b) That where the Deputy Mayor is to act in the Office of the Mayor, that this is to be done by way of a Council resolution.



(c) That where there is a Council resolution in accordance with (b) above, the Deputy Mayor is to be paid a fee to undertake the roles and responsibilities of the Office of the Mayor on a pro rata basis, deducted from the Mayoral Fee.

Record of the Voting:

<u>For the Motion</u>: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Lane, Pedersen, Purcell and Zhou

Against the Motion: Councillor Maggio

2 ELECTION OF DEPUTY MAYOR

RESOLUTION: (Moved by Councillors Maggio and Gordon)

- (a) That the method of voting for the election of Deputy Mayor be open voting by the show of hands.
- (b) That the General Manager, as Returning Officer, undertake the election of Deputy Mayor for the ensuing 12 months year by announcing the nominations and then conducting the election.

Record of the Voting:

For the Motion: Unanimous

As a result, <u>THE METHOD OF VOTING FOR ELECTION OF DEPUTY MAYOR</u> WAS OPEN VOTING BY SHOW OF HANDS.

The General Manager, as Returning Officer, advised that there was one (1) nomination for Office of Deputy Mayor, namely Councillor Zhou.

The General Manager invited further nominations. There were no further nominations.

As there was only one nomination, <u>COUNCILLOR ZHOU WAS DULY</u> ELECTED DEPUTY MAYOR FOR THE ENSUING 12 MONTHS.

3 COUNCIL/COMMITTEE MEETINGS - Schedule and Appointment of Councillor Members to Standing Committees

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

(a) That Council endorse its Standing Committees of Works and Community Committee, Finance and Governance Committee and Ryde Central Committee.



- (b) That Council endorse the **ATTACHED** meeting schedule for Committee and Council meetings for the remainder of 2018 and up to the end of September 2019, noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given.
- (c) That Council endorse the following Councillors as members for the Works and Community Committee:-
 - Councillor Pedersen
 - Councillor Purcell
 - Councillor Clifton
 - Councillor Gordon
 - Councillor Moujalli
 - Councillor Zhou
- (d) That Council endorse the following Councillors as members for the Finance and Governance Committee:
 - Councillor Purcell
 - Councillor Pedersen
 - Councillor Clifton
 - Councillor Gordon
 - Councillor Moujalli
 - Councillor Zhou
- (e) That Council endorse the following Councillors as members for the Ryde Central Committee:-
 - Councillor Gordon
 - Councillor Clifton
 - Councillor Mouialli
 - Councillor Pedersen
 - Councillor Purcell
 - Councillor Yedelian OAM
 - Councillor Zhou
- (f) That Council note that the Council meeting to be held on Tuesday, 23 October 2018 has been moved to Tuesday, 30 October 2018 (due to Councillor attendance at the Local Government NSW Conference on 21 to 23 October 2018).
- (g) That Council note that there will be no Committee meetings held in December 2018 and endorse that a Council meeting be held on the second Tuesday of December, being 11 December 2018.



- (h) That the meeting schedule be updated to reflect that the Council meeting to be held on Tuesday, 23 April 2019 be moved to Tuesday, 30 April 2019 (due to Easter).
- (i) That Council note that no Committee meetings will be held on Tuesday, 9 July 2019 due to the mid-year recess.
- (j) That Councillor workshops conducted during the week commence at or after 6.00pm.

Record of the Voting:

<u>For the Motion</u>: The Mayor, Councillor Laxale and Councillors Clifton, Kim, Maggio, Pedersen, Purcell and Zhou

Against the Motion: Councillors Gordon and Lane

4 ADVISORY COMMITTEES - Appointment of Councillor Delegates

MOTION: (Moved by Councillors Purcell and Clifton)

- (a) That Council endorse that the Community Harmony Reference Group now be called the Multicultural Advisory Committee.
- (b) That Councillor delegate/s be appointed to the following Advisory Committees in accordance with the Terms of Reference, for the ensuing twelve (12) months and Council elect (or nominate) a Chairperson to each of these Committees, with the exception of the Ryde Youth Council:-
 - Arts Advisory Committee
 - Bicycle Advisory Committee
 - Bushland and Environment Advisory Committee
 - Multicultural Advisory Committee (previously known as Community Harmony Reference Group)
 - Economic Development Advisory Committee
 - Festivals and Events Advisory Committee
 - Heritage Advisory Committee
 - Macquarie Park Forum
 - Renewable Energy Advisory Committee
 - Ryde Hunters Hill Joint Library Services Committee
 - Ryde Youth Council
 - Social Inclusion Advisory Committee
 - Sport and Recreation and Wheeled Sports Advisory Committee
 - Status of Women Advisory Committee

Advisory Committee	Councillor Delegates
Arts Advisory Committee	Councillor Gordon (Chair) Councillor Pedersen (Deputy) Councillor Zhou
Bicycle Advisory Committee	Councillor Purcell (Chair) Councillor Lane (Deputy) Councillor Moujalli
Bushland and Environment Advisory Committee	Councillor Pedersen (Chair) Councillor Gordon (Deputy) Councillor Clifton
Multicultural Advisory Committee (previously known as Community Harmony Reference Group)	Councillor Zhou (Chair) Councillor Purcell Councillor Moujalli Councillor Yedelian OAM
Economic Development Advisory Committee	Councillor Clifton (Chair) Councillor Lane (Deputy) Councillor Moujalli Councillor Purcell Councillor Yedelian OAM
Festivals and Events Advisory Committee	Councillor Zhou (Chair) Councillor Clifton Councillor Maggio Councillor Pedersen
Heritage Advisory Committee	Councillor Gordon (Chair) Councillor Clifton (Deputy)
Macquarie Park Forum	Councillor Purcell (Chair) Councillor Clifton Councillor Moujalli
Renewable Energy Advisory Committee	Councillor Pedersen (Chair) Councillor Clifton (Deputy) Councillor Gordon
Ryde Hunters Hill Joint Library Services Committee	Councillor Gordon (Chair) Councillor Lane
Ryde Youth Council (Note: No Councillor Chairperson required)	Councillor Lane Councillor Moujalli Councillor Pedersen
Social Inclusion Advisory Committee	Councillor Pedersen (Chair) Councillor Zhou (Deputy)
Sport and Recreation and Wheeled Sports Advisory Committee	Councillor Purcell (Chair) Councillor Moujalli (Deputy)
Status of Women Advisory Committee	Councillor Pedersen (Chair) Councillor Clifton (Deputy)



(c) That due to the nature of business conducted by the Audit, Risk and Improvement Committee, Council confirm the two (2) current delegates being Councillor Lane and Councillor Brown and one (1) alternate delegate being Councillor Moujalli for the ensuing twelve (12) months.

AMENDMENT: (Moved by Councillors Maggio and Lane)

- (a) That Council endorse that the Community Harmony Reference Group now be called the Multicultural Advisory Committee.
- (b) That Councillor delegate/s be appointed to the following Advisory Committees in accordance with the Terms of Reference, for the ensuing twelve (12) months and Council elect (or nominate) a Chairperson to each of these Committees, with the exception of the Ryde Youth Council:-
 - Arts Advisory Committee
 - Bicycle Advisory Committee
 - Bushland and Environment Advisory Committee
 - Multicultural Advisory Committee (previously known as Community Harmony Reference Group)
 - Economic Development Advisory Committee
 - Festivals and Events Advisory Committee
 - Heritage Advisory Committee
 - Macquarie Park Forum
 - Renewable Energy Advisory Committee
 - Ryde Hunters Hill Joint Library Services Committee
 - Ryde Youth Council
 - Social Inclusion Advisory Committee
 - Sport and Recreation and Wheeled Sports Advisory Committee
 - Status of Women Advisory Committee

Advisory Committee	Councillor Delegates
Arts Advisory Committee	Councillor Maggio (Chair) Councillor Gordon Councillor Pedersen Councillor Zhou
Bicycle Advisory Committee	Councillor Maggio (Chair) Councillor Purcell Councillor Lane Councillor Moujalli
Bushland and Environment Advisory Committee	Councillor Maggio (Chair) Councillor Pedersen Councillor Gordon Councillor Clifton

Councillor Maggio (Chair) Councillor Zhou Councillor Purcell Councillor Moujalli Councillor Yedelian OAM
Councillor Maggio (Chair) Councillor Clifton Councillor Lane Councillor Moujalli Councillor Purcell Councillor Yedelian OAM
Councillor Maggio (Chair) Councillor Zhou Councillor Clifton Councillor Maggio Councillor Pedersen
Councillor Maggio (Chair) Councillor Gordon Councillor Clifton
Councillor Maggio (Chair) Councillor Purcell Councillor Clifton Councillor Moujalli
Councillor Maggio (Chair) Councillor Pedersen Councillor Clifton Councillor Gordon
Councillor Maggio (Chair) Councillor Gordon Councillor Lane
Councillor Maggio Councillor Lane Councillor Moujalli Councillor Pedersen
Councillor Maggio (Chair) Councillor Pedersen Councillor Zhou
Councillor Maggio (Chair) Councillor Purcell Councillor Moujalli
Councillor Maggio (Chair) Councillor Pedersen Councillor Clifton



(c) That due to the nature of business conducted by the Audit, Risk and Improvement Committee, Council confirm the two (2) current delegates being Councillor Lane and Councillor Brown and one (1) alternate delegate being Councillor Moujalli for the ensuing twelve (12) months.

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

Record of the Voting:

For the Amendment: Councillor Kim, Lane and Maggio

<u>Against the Amendment</u>: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou

RESOLUTION: (Moved by Councillors Purcell and Clifton)

- (a) That Council endorse that the Community Harmony Reference Group now be called the Multicultural Advisory Committee.
- (b) That Councillor delegate/s be appointed to the following Advisory Committees in accordance with the Terms of Reference, for the ensuing twelve (12) months and Council elect (or nominate) a Chairperson to each of these Committees, with the exception of the Ryde Youth Council:-
 - Arts Advisory Committee
 - Bicycle Advisory Committee
 - Bushland and Environment Advisory Committee
 - Multicultural Advisory Committee (previously known as Community Harmony Reference Group)
 - Economic Development Advisory Committee
 - Festivals and Events Advisory Committee
 - Heritage Advisory Committee
 - Macquarie Park Forum
 - Renewable Energy Advisory Committee
 - Ryde Hunters Hill Joint Library Services Committee
 - Ryde Youth Council
 - Social Inclusion Advisory Committee
 - Sport and Recreation and Wheeled Sports Advisory Committee
 - Status of Women Advisory Committee

Advisory Committee	Councillor Delegates
,	Councillor Gordon (Chair) Councillor Pedersen (Deputy) Councillor Zhou



Bicycle Advisory Committee	Councillor Purcell (Chair) Councillor Lane (Deputy) Councillor Moujalli
Bushland and Environment Advisory Committee	Councillor Pedersen (Chair) Councillor Gordon (Deputy) Councillor Clifton
Multicultural Advisory Committee (previously known as Community Harmony Reference Group)	Councillor Zhou (Chair) Councillor Purcell Councillor Moujalli Councillor Yedelian OAM
Economic Development Advisory Committee	Councillor Clifton (Chair) Councillor Lane (Deputy) Councillor Moujalli Councillor Purcell Councillor Yedelian OAM
Festivals and Events Advisory Committee	Councillor Zhou (Chair) Councillor Clifton Councillor Maggio Councillor Pedersen
Heritage Advisory Committee	Councillor Gordon (Chair) Councillor Clifton (Deputy)
Macquarie Park Forum	Councillor Purcell (Chair) Councillor Clifton Councillor Moujalli
Renewable Energy Advisory Committee	Councillor Pedersen (Chair) Councillor Clifton (Deputy) Councillor Gordon
Ryde Hunters Hill Joint Library Services Committee	Councillor Gordon (Chair) Councillor Lane
Ryde Youth Council (Note: No Councillor Chairperson required)	Councillor Lane Councillor Moujalli Councillor Pedersen
Social Inclusion Advisory Committee	Councillor Pedersen (Chair) Councillor Zhou (Deputy)
Sport and Recreation and Wheeled Sports Advisory Committee	Councillor Purcell (Chair) Councillor Moujalli (Deputy)
Status of Women Advisory Committee	Councillor Pedersen (Chair) Councillor Clifton (Deputy)

(c) That due to the nature of business conducted by the Audit, Risk and Improvement Committee, Council confirm the two (2) current delegates being Councillor Lane and Councillor Brown and one (1) alternate delegate being Councillor Moujalli for the ensuing twelve (12) months.



Record of the Voting:

For the Motion: Unanimous

5 EXTERNAL COMMITTEES - Appointment of Delegates

MOTION: (Moved by Councillors Gordon and Pedersen)

- (a) That Council appoint the following delegates to NSROC:
 - The Mayor, Councillor Laxale
 - Councillor Gordon as a formal delegate
 - Councillors Pedersen and Clifton as alternate delegates
- (b) That Council appoint Councillors Clifton and Purcell as Council's delegates and Councillors Gordon and Moujalli as alternate delegates to the Sydney Planning Panels.
- (c) That Council appoint Councillor Pedersen as a formal delegate and Councillor Clifton as an alternate delegate to the Parramatta River Catchment Group.

AMENDMENT: (Moved by Councillors Maggio and Lane)

- (a) That Council appoint the following delegates to NSROC:
 - The Mayor, Councillor Laxale
 - Councillor Roy Maggio as a formal delegate
 - The alternate delegates be determined at a later date
- (b) That Council appoint Councillor Maggio as the delegate and that the other Councillor delegate and alternate delegates to the Sydney Planning Panels be determined at a later date.
- (c) That Council appoint Councillor Maggio as the formal delegate and the alternate delegate to the Parramatta River Catchment Group be appointed at a later date.

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

Record of the Voting:

For the Amendment: Councillors Kim, Lane and Maggio

<u>Against the Amendment</u>: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Pedersen, Purcell and Zhou



RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That Council appoint the following delegates to NSROC:
 - The Mayor, Councillor Laxale
 - Councillor Gordon as a formal delegate
 - Councillors Pedersen and Clifton as alternate delegates
- (b) That Council appoint Councillors Clifton and Purcell as Council's delegates and Councillors Gordon and Moujalli as alternate delegates to the Sydney Planning Panels.
- (c) That Council appoint Councillor Pedersen as a formal delegate and Councillor Clifton as an alternate delegate to the Parramatta River Catchment Group.

Record of the Voting:

For the Motion: Unanimous

6 CONFIRMATION OF THE TERMS OF REFERENCE FOR COUNCIL'S ADVISORY COMMITTEES

RESOLUTION: (Moved by Councillors Maggio and Purcell)

- (a) That Council endorse the **ATTACHED** Terms of Reference for each Advisory Committee.
- (b) That the Terms of Reference for the Community Harmony Reference Group reflect the new title of that Committee being the Multicultural Advisory Committee.

Record of the Voting:

For the Motion: Unanimous

MATTER OF URGENCY

Councillor Gordon advised the meeting that he wished to raise a Matter of Urgency regarding a Notice of Rescission lodged in relation to Item 12 – Planning Proposal – 17 Acacia Street and 16 Vera Street, Eastwood – Outcomes of Community Consultation from the Council Meeting held on 28 August 2018.

The Mayor, Councillor Laxale accepted this matter as an Urgent Item.

MATTER OF URGENCY - NOTICE OF RESCISSION - ITEM 12 - PLANNING PROPOSAL - 17 ACACIA STREET AND 16 VERA STREET, EASTWOOD -OUTCOMES OF COMMUNITY CONSULTATION FROM THE COUNCIL MEETING HELD ON 28 AUGUST 2018

RESOLUTION: (Moved by Councillors Gordon and Maggio)

That Council consider a Matter of Urgency, raised by Councillor Gordon, regarding a Notice of Rescission lodged in relation to Item 12 – Planning Proposal – 17 Acacia Street and 16 Vera Street, Eastwood – Outcomes of Community Consultation from the Council Meeting held on 28 August 2018, the time being 9.06pm.

Record of Voting:

For the Motion: Unanimous

NOTICE OF RESCISSION

1 NOTICE OF RESCISSION: PLANNING PROPOSAL – 17 ACACIA STREET AND 16 VERA STREET, EASTWOOD – OUTCOMES OF COMMUNITY CONSULTATION - Councillor Christopher Gordon, Councillor Roy Maggio and Councillor Simon Zhou

RESOLUTION: (Moved by Councillors Gordon and Maggio)

That Council rescind the previous resolution in relation to Item 12 – PLANNING PROPOSAL – 17 ACACIA STREET AND 16 VERA STREET, EASTWOOD – OUTCOMES OF COMMUNITY CONSULTATION, passed at the Ordinary Council Meeting held on 28 August 2018, namely:-

- 12 PLANNING PROPOSAL 17 ACACIA STREET AND 16 VERA STREET, EASTWOOD OUTCOMES OF COMMUNITY CONSULTATION
 - (a) That Council not endorse the amendment of Ryde Local Environmental Plan 2014 as it relates to 17 Acacia Street, Eastwood (LOT 69 DP 17583) and 16 Vera Street, Eastwood (LOT 14 DP 26340), which proposed:-
 - Amending Ryde Local Environmental Plan 2014 Land Zoning Map from SP2 Infrastructure - Place of Public Worship to R2 Low Density
 - Amending Ryde Local Environmental Plan 2014 Height of Buildings Map to give the land a maximum building height of 9.5 metres
 - Amending Ryde Local Environmental Plan 2014 Floor Space Ratio Map to give the land a FSR control of 0.5:1 and



- Amending Ryde Local Environmental Plan 2014 Lot Size Map to include the land into the map requiring a minimum lot size of 580sqm.
- (b) That Council, request that Department of Planning and Environment not make the LEP.
- (c) That persons who made a submission be advised of the above.

On being put to the Meeting, Councillor Kim abstained from voting and accordingly his vote was recorded Against the Motion. The voting on the Rescission Motion was seven (7) for and two (2) against. The Motion was **CARRIED** and the matter was then **AT LARGE**.

Record of Voting:

<u>For the Motion</u>: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Maggio, Pedersen, Purcell and Zhou

Against the Motion: Councillors Kim and Lane

RESOLUTION: (Moved by Councillors Maggio and Gordon)

- (a) That Council endorse the amendment of Ryde Local Environmental Plan 2014 as it relates to 17 Acacia Street, Eastwood (LOT 69 DP 17583) and 16 Vera Street, Eastwood (LOT 14 DP 26340) by:
 - Amending Ryde Local Environmental Plan 2014 Land Zoning Map from SP2 Infrastructure - Place of Public Worship to R2 Low Density
 - Amending Ryde Local Environmental Plan 2014 Height of Buildings Map to give the land a maximum building height of 9.5 metres
 - Amending Ryde Local Environmental Plan 2014 Floor Space Ratio Map to give the land a FSR control of 0.5:1 and
 - Amending Ryde Local Environmental Plan 2014 Lot Size Map to include the land into the map requiring a minimum lot size of 580sqm.
- (b) That Council, forward the planning proposal for to 17 Acacia Street and 16 Vera Street, Eastwood to the Department of Planning and Environment with a request that the Plan be published on the NSW Legislation website.



(c) That persons who made a submission be advised of the above.

On being put to the Meeting, Councillor Kim abstained from voting and accordingly his vote was recorded Against the Motion. The voting on the Rescission Motion was seven (7) for and two (2) against. The Motion was **CARRIED**.

Record of Voting:

<u>For the Motion</u>: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Maggio, Pedersen, Purcell and Zhou

Against the Motion: Councillors Kim and Lane

The meeting closed at 9.20pm.

CONFIRMED THIS 25TH DAY SEPTEMBER 2018

Chairperson