

Meeting Date: Tuesday 27 August 2019
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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1 CONFIRMATION OF MINUTES - Council Meeting held on 23 July 2019

Report prepared by: Civic Services Manager**File No.:** CLM/19/1/1/2 - BP19/866

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 7/19, held on 23 July 2019 be confirmed.

ATTACHMENTS

- 1 MINUTES - Ordinary Council Meeting – 23 July 2019

ITEM 1 (continued)

ATTACHMENT 1

**Council Meeting
MINUTES OF MEETING NO. 7/19**

Meeting Date: Tuesday 23 July 2019
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, Pedersen, Purcell, Yedelian OAM and Zhou.

Apologies: Nil.

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, Executive Manager – Strategy and Innovation, Manager – Operations, Manager – Civil Infrastructure and Integration, Manager – Urban Strategy, Manager – Parks, Manager – Community and Rangers Services, Senior Coordinator – Strategic Planning, Senior Coordinator – Integrated Asset Management, Senior Coordinator – Community Engagement, Senior Coordinator – Communications, Project Officer, Open Space Planner, Heritage Officer, Civic Services Manager and Civic Support Officer.

PRAYER

Reverend Christine McGowan of the West Ryde Community 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.

LEAVE OF ABSENCE

The Mayor, Councillor Laxale advised the meeting that Councillor Moujalli had requested a Leave of Absence for tonight's Council Meeting, 23 July 2019.

RESOLUTION: (Moved by Councillors Yedelian OAM and Gordon)

That Councillor Moujalli's Leave of Absence for tonight's Council Meeting, 23 July 2019 be approved.

ITEM 1 (continued)

ATTACHMENT 1

Record of Voting:

For the Motion: Unanimous

DISCLOSURES OF INTEREST

Councillor Yedelian OAM disclosed a Significant Non-Pecuniary Interest in Item 7 – Adoption of the Gannon and McCauley Park Masterplan for the reason that he lives just behind the Park.

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Item 7 – Adoption of the Gannon and McCauley Park Masterplan for the reason that she knows many members of the community who are affected by this Masterplan and has socialised with some of them in their homes.

TABLING OF PETITIONS

Councillor Yedelian OAM tabled a petition from the Wattle Street Residents with 203 signatures in relation to the proposed new Anzac Park Children’s Playground location.

Councillor Yedelian OAM tabled a petition with 123 signatures in relation to the introduction of timed parking restrictions on the southern-side of Mulvihill Street, west of Mellor Street, West Ryde.

Councillor Kim tabled eight (8) large posters regarding No Extradition Law to China.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Peter Mitchell	Item 6 – Planning Proposal – Heritage Review
Jazmin Van Veen (representing the Department of Planning, Industry and Environment)	Item 6 – Planning Proposal – Heritage Review
Jonathan Betts	Item 7 – Adoption of the Gannon and McCauley Park Masterplan
Dr John Crimmins	Item 7 – Adoption of the Gannon and McCauley Park Masterplan
Elizabeth Lawrence (representing Gladesville Hornsby FA and North West Sydney Womens Football)	Item 7 – Adoption of the Gannon and McCauley Park Masterplan

ITEM 1 (continued)
ATTACHMENT 1

Name	Topic
Sharon Levingston	Item 7 – Adoption of the Gannan and McCauley Park Masterplan
Mark Simpson (representing North Ryde Soccer Club)	Item 7 – Adoption of the Gannan and McCauley Park Masterplan
Andrew Curdie	Item 7 – Adoption of the Gannan and McCauley Park Masterplan
Andrew Goggin (representing Ryde Eastwood Touch Football Organisation Inc.)	Item 7 – Adoption of the Gannan and McCauley Park Masterplan
Chris Voukidis (representing Gladesville Ryde Magic Football Club)	Item 7 – Adoption of the Gannan and McCauley Park Masterplan
Matthew Foulkes (representing Cricket New South Wales)	Item 7 – Adoption of the Gannan and McCauley Park Masterplan
Buckley Findlay (representing Gladesville Hornsby Football Association)	Item 7 – Adoption of the Gannan and McCauley Park Masterplan
Kaylar Michaelian	Notice of Motion 1 – Stepanakert Friendship City
Hrant Boujikian	Notice of Motion 1 – Stepanakert Friendship City
Sarin Zaitounian (representing ANC)	Notice of Motion 1 – Stepanakert Friendship City
Jerry Papikian (representing Ryde Multicultural Centre)	Notice of Motion 1 – Stepanakert Friendship City
Sylvia Iskenderian (former permanent representative of NKR in Australia)	Notice of Motion 1 – Stepanakert Friendship City
Paul Cleary	Notice of Motion 3 – Recycling Plastic Bottle Tops to Mobility Aids and Soft Plastic Waste to Park Furniture Trial
Margaret Kelly (representing NatureLines Landscape Designs)	Notice of Motion 3 – Recycling Plastic Bottle Tops to Mobility Aids and Soft Plastic Waste to Park Furniture Trial
Dr Josephine Chau (representing Macquarie University)	Notice of Motion 6 – City of Ryde ‘Play Streets’ Collaboration – A Health and Recreation Study at Macquarie University
Sofa Ayoub (representing Estia Foundation of Australia)	Notice of Motion 8 – Estia Foundation Assistance

Note: Cosmin Luca was called to address Council but was not present in the Chambers.

ITEM 1 (continued)

ATTACHMENT 1

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Stavi Tsiouostas	Blocked Stormwater (damage) by public works. Putney Hill Project stormwater trespassing onto my land, my legal Counsel's letter to Council's General Manager isn't acknowledged to date – requesting Council's timeframe, seeking feedback by Council staff, regarding photo taken of a section of construction at Putney Hill Project
Katrina Carr-Boyd (representing Wattle Street Senior Residents)	Anzac Park
George Pahali (representing Aussie Bites Café)	Aussie Bites a small business in Gladesville trying to improve its amenity to provide the increasing community with a destination experience. We seek Council's assistance with renewing our lease and providing a better amenity for the community
Tony Tang (representing Ryde Community Forum)	Input on Council Services and appreciation
Alan Mckay	Regarding complying development and DA at 5 Walker Street, Putney
Dr Bin Lin (representing the people of Hong Kong – Eastwood)	Would like to thank City of Ryde for supporting the freedom in Hong Kong
Master William Ho	Would like to thank City of Ryde for supporting the freedom in Hong Kong
Man Mun Pong	I support the resolution of Ryde Council on June 25 2019 about Hong Kong democracy. No extradition law to China
Leechen Zhang	Hong Kong extradition law
Hugh Lee	To express concern of Hong Kong Chinese residents in Ryde about Council's motion moved by Councillor Dr Peter Kim and Councillor Christopher Gordon on 25 June 2019 regarding Hong Kong extradition law which in not the full picture of the truth and as a result, the Chinese Consul General in Sydney condemned the Council
Jenny Lau (representing Cherrybrook Chinese Community Association)	The aftermath of Ryde Council's resolution in Hong Kong SAR China's affair (25 June 2019) for the Australian Chinese Community
Dr Felix Lo (representing City of Ryde's Australian Chinese Community)	Petition to Ryde Council: Harmony within the Australian Chinese Community has deteriorated considerably since Ryde Council's resolution on Hong Kong China affairs in June. The Australian Chinese Community seeks the help of Ryde Council to restore community harmony and social cohesion of the city's migrants from Hong Kong SAR and Mainland China

ITEM 1 (continued)

ATTACHMENT 1

Name	Topic
Myers Jeeho Chak	Speak for the Hong Kong immigrant community against the motion of support Hong Kong issue
Jerry Zheng	As a local event sponsor I would like to speak against the motion last month to support Hong Kong issues

Note: Rianna Feng was called to address Council but was not present in the Chambers.

Note: Stavi Tsioustas circulated a document to Councillors and a copy is ON FILE.

Note: Dr Bin Lin circulated a document to Councillors and a copy is ON FILE.

Note: Dr Felix Lo circulated a document attaching a petition to Councillors and a copy is ON FILE.

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Yedelian OAM and Gordon)

That Council now consider the following Items, the time being 8.52pm:-

- **Item 2** – Items Put Without Debate
- **Item 7** – Adoption of the Gannan and McCauley Park Masterplan.
- **Notice of Motion 1** – Stepanakert Friendship City
- **Notice of Motion 3** – Recycling Plastic Bottle Tops to Mobility Aids and Soft Plastic Waste to Park Furniture Trial
- **Notice of Motion 6** – City of Ryde ‘Play Streets’ Collaboration – A Health and Recreation Study at Macquarie University
- **Notice of Motion 8** – Estia Foundation Assistance

Record of Voting:

For the Motion: Unanimous

2 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That Council adopt Items 3, 4, 6, 9, Notice of Motion 2, Notice of Motion 4, Notice of Motion 5, Notice of Motion 7, Notice of Motion 10 and Notice of Motion 11 on the Council Agenda as per the recommendations in the reports.

ITEM 1 (continued)

ATTACHMENT 1

Record of the Voting:

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

Against the Motion: Councillor Lane

COUNCIL REPORTS

3 INVESTMENT REPORT AS AT 30 JUNE 2019

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That Council endorse the Investment Report as at 30 June 2019.

Record of the Voting:

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

Against the Motion: Councillor Lane

4 COUNCIL/COMMITTEE MEETINGS - Schedule of Proposed Meeting Dates

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

- (a) That Council endorse the meeting schedule for Committee and Council meetings for the remainder of 2019 and up to the next Local Government Election in 2020, noting that the schedule may be amended at any time, subject to one month transition period to allow for public notices to be given.
- (b) That Council note that there will be no Committee meetings held in December 2019 and endorse that a Council meeting be held on the second Tuesday of December, being 10 December 2019.
- (c) That Council note that no Committee meetings will be held on Tuesday, 14 July 2020 due to the mid-year recess.

Record of the Voting:

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

Against the Motion: Councillor Lane

ITEM 1 (continued)

ATTACHMENT 1

6 PLANNING PROPOSAL - HERITAGE REVIEW

Note: Peter Mitchell and Jazmin Van Veen (representing the Department of Planning, Industry and Environment) addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

- (a) That Council submit the Planning Proposal - Heritage Review for Gateway Determination, in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979 and that Council request delegation from the Minister to implement the Plan.
- (b) That Council, when the Gateway Determination is issued pursuant to Section 3.34 of the Environmental Planning and Assessment Act 1979, delegate authority to the General Manager to publicly exhibit the Planning Proposal. A further report will be presented to Council following the completion of the exhibition period.
- (c) That Council allocate an additional \$500,000 from General Revenue to Council's existing *Local Heritage Assistance Fund* and that this additional funding be available for grants of up to \$15,000. A further report detailing the grant process will be presented to Council with the results of the exhibition of the Planning Proposal.
- (d) That a two hour Councillor Workshop be held to discuss the Heritage Review and the Local Heritage Assistance Fund.
- (e) That the General Manager write to the Hon. Member for Lane Cove, Anthony Roberts MP, the Hon. Member for Ryde, Victor Dominello MP, and the Hon Minister for Planning and Public Spaces, Rob Stokes MP, to seek their support for the Heritage Review and the expeditious processing of the Planning Proposal.

Record of the Voting:

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

Against the Motion: Councillor Lane

ITEM 1 (continued)

ATTACHMENT 1

9 SOCIAL INCLUSION ADVISORY COMMITTEE MEMBERSHIP RESIGNATIONS

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That Council endorses the resignation of Ms Karen Cowling and Ms Carmen Platt from the Social Inclusion Advisory Committee.

Record of the Voting:

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

Against the Motion: Councillor Lane

NOTICES OF MOTION

2 FINANCIAL ASSISTANCE TO THE PENSIONERS AND THOSE IN FINANCIAL HARDSHIP – Councillor Dr Peter Kim

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That the General Manager organise a Confidential Councillor Workshop to report on the following:-

- (a) the feasibility of recommencing the “Voluntary Pensioner Rebate Scheme”.
- (b) the list or summary of overdue rates for more than three (3) years for residence and one (1) year for vacant land, with the analysis of reasons for late payment, to assess the people in genuine financial hardship, and to provide the options to assist those in financial hardship and to facilitate collection of outstanding debt.

Record of the Voting:

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

Against the Motion: Councillor Lane

ITEM 1 (continued)

ATTACHMENT 1

4 ESTABLISHING A YOUTH PUBLIC SPEAKING PROGRAM IN THE CITY OF RYDE – Councillor Penny Pedersen

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

- (a) That Council agree to support the Ryde Youth Council Advisory Committee with developing a public speaking program and, where required, with designing, implementing and promoting the program.
- (b) That Council staff assist the Ryde Youth Council Advisory Committee with submitting an application for a 2019 Youth Opportunities Grant through the state government to support the program.
- (c) That the costs associated with the youth public speaking program be absorbed in the Community and Ranger Services 2019/20 base budget (Youth Council) in the event that the grant application is unsuccessful.

Record of the Voting:

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

Against the Motion: Councillor Lane

5 COMMUNITY SPACE STRUCTURE IN THE CITY OF RYDE – Councillor Penny Pedersen

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That a report be brought back to Council investigating:-

- (a) Building three simple wood and glass structures like the award winning conservatory at Cabarita Park built by Canada Bay Council. One in each City of Ryde ward.
- (b) The cost of building these structures.
- (c) The community need and possible use for these structures.
- (d) Identified sites for these structures.
- (e) Estimated time for consultation and construction.

ITEM 1 (continued)

ATTACHMENT 1

Record of the Voting:

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

Against the Motion: Councillor Lane

7 PARKING CRESSY ROAD – Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That subject to Ryde Traffic Committee endorsement, staff change the 2 hour resident parking to 1 hour resident parking in Cressy Road, between Buffalo Road and Holly Avenue, for a six (6) month trial and report back to Council on the outcomes.

Record of the Voting:

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

Against the Motion: Councillor Lane

10 OFFICE OF SPORT GRANT OPPORTUNITIES – Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That the City of Ryde communicates this opportunity to the local women's sporting clubs and organisations and explores opportunities to partner with them.

Record of the Voting:

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

Against the Motion: Councillor Lane

ITEM 1 (continued)

ATTACHMENT 1

11 TRANSPORT AND PARKING MATTERS – MORRISON ROAD, PUTNEY – Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Yedelian OAM and Purcell)

That due to the increased activation at Morrison Road Putney, Council considers the following with reports to be provided back to Council via the Ryde Traffic Committee:-

- (a) That the pedestrian refuge on Morrison Road, opposite Bremner and Morrison Bay Park be converted to a pedestrian crossing.
- (b) That with the impending closure and redevelopment of the IGA premises at Putney Shopping Centre, that staff investigates options for temporary additional parking.

Record of the Voting:

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

Against the Motion: Councillor Lane

COUNCIL REPORT

7 ADOPTION OF THE GANNAN AND McCAULEY PARK MASTERPLAN

Note: Councillor Yedelian OAM disclosed a Significant Non-Pecuniary Interest in this Item for the reason that he lives just behind the Park. He left the meeting at 8.56pm and was not present for consideration or voting on this Item.

Note: Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that she knows many members of the community who are affected by this Masterplan and has socialised with some of them in their homes.

Note: Jonathan Betts, Dr John Crimmins, Elizabeth Lawrence (representing Gladesville Hornsby FA and North West Sydney Womens Football), Sharon Levingston, Mark Simpson (representing North Ryde Soccer Club), Andrew Curdie, Andrew Goggin (representing Ryde Eastwood Touch Football Organisation Inc.), Chris Voukidis (representing Gladesville Ryde Magic Football Club), Matthew Fokles (representing Cricket New South Wales) and Buckley Findlay (representing Gladesville Hornsby Football Association).

ITEM 1 (continued)

ATTACHMENT 1

MOTION: (Moved by Councillors Purcell and Kim)

- (a) That Council adopts the Gannan Park and McCauley Park Masterplan with sports field lighting for an area equivalent to one and a half senior rectangular sports fields or one oval sports field.
- (b) That Council thanks the residents that participated in the masterplanning process and inform them of this resolution.
- (c) That Council prepares a Development Application for sports field lighting at Gannan Park and notifies the residents that participated in the masterplanning process when the Development Application is placed on public exhibition.

AMENDMENT: (Moved by Councillors Maggio and Lane)

That consideration of this Item be deferred to the next Council Meeting to be held on the 27 August, 2019 to enable the residents action group, local sporting groups, local associations and sporting governing bodies to undertake a collaborative meeting with Council staff to determine a way forward.

On being put to the Meeting, the voting on the Amendment was four (4) for and six (6) against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of the Voting:

For the Amendment: Councillors Brown, Lane, Maggio and Zhou

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

RESOLUTION: (Moved by Councillors Purcell and Kim)

- (a) That Council adopts the Gannan Park and McCauley Park Masterplan with sports field lighting for an area equivalent to one and a half senior rectangular sports fields or one oval sports field.
- (b) That Council thanks the residents that participated in the masterplanning process and inform them of this resolution.
- (c) That Council prepares a Development Application for sports field lighting at Gannan Park and notifies the residents that participated in the masterplanning process when the Development Application is placed on public exhibition.

ITEM 1 (continued)

ATTACHMENT 1

Record of the Voting:

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

Against the Motion: Councillors Brown, Lane and Maggio

Note: Councillor Yedelian OAM returned to the meeting at 9.36pm.

NOTICES OF MOTION

1 STEPANAKERT FRIENDSHIP CITY – Councillor Sarkis Yedelian OAM

Note: Kaylar Michaelian, Hrant Boujikian, Sarin Zaitounian (representing ANC), Jerry Papikian (representing Ryde Multicultural Centre) and Sylvia Iskenderian (former permanent representative of NKR in Australia) addressed the meeting in relation to this Item.

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

- (a) That, The City of Ryde establish a “Ryde – Stepanakert Friendship City Committee” to establish greater friendship and understanding between the people of the City of Ryde and Artsakh’s Capital, through the medium of direct personal contact that supports and promotes each region’s social, cultural and economic objectives, in line with the Protocol For International And Australian Friendship Agreements.
- (b) That, Council hereby appoints The Mayor, Councillor Jerome Laxale and Councillor Sarkis Yedelian OAM as Co-Chairs of the Ryde – Stepanakert Friendship City Committee, and that they be authorised to appoint additional members of the Committee.
- (c) That the Committee explore with the upcoming Artsakh Republic Delegation visit to Sydney, headed by the country’s Foreign Minister, The Honourable Masis Maylian, opportunities and avenues to building closer social, cultural and economic ties between the Cities of Ryde and Stepanakert.

Record of the Voting

For the Motion: Unanimous

ITEM 1 (continued)

ATTACHMENT 1

3 RECYCLING PLASTIC BOTTLE TOPS TO MOBILITY AIDS AND SOFT PLASTIC WASTE TO PARK FURNITURE TRIAL – Councillor Penny Pedersen

Note: Paul Cleary and Margaret Kelly (representing NatureLines Landscape Designs) addressed the meeting in relation to this Item.

Note: Councillors Maggio and Yedelian OAM left the meeting at 9.46pm and were not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

- (a) That the City of Ryde staff write to a group like Envisage and other similar local initiatives to investigate how City of Ryde can support a bottle top recycling project and bring back to the Works and Community Committee a report outlining:-
- i. Installation, alongside other problem waste collection infrastructure at the customer service centre, a collection point for plastic bottle tops.
 - ii. Placement of a sign on the collection infrastructure to explain to the community how the bottle tops will be recycled into prosthetics and other products.
 - iii. Placement of information regarding the collection and the purpose of collection on council's website, in the mayor's newspaper notice and on rate notices.
- (b) That as part of a soft plastic to park furniture trial, City of Ryde prepare a report for Works and Community Committee that investigates the costs and feasibility of:-
- i. Constructing a large, portable, transparent container/collection point for soft plastic waste.
 - ii. Transporting the collected waste to a soft plastic recycling facility.
 - iii. Commissioning the production of a park bench, item of play/exercise equipment or landscaping infrastructure for the park where the plastics were collected.
 - iv. The construction, education signage and installation of the recycled product in the park where the plastics were collected.
- (c) That any costs identified in both items (a) and (b) be funded from the EPA Waste less, Recycle more fund and if the grant applications are unsuccessful that the projects be funded from the domestic waste reserve.

ITEM 1 (continued)

ATTACHMENT 1

Record of the Voting:

For the Motion: Unanimous

Note: Councillor Maggio returned to the meeting at 9.51pm.

6 CITY OF RYDE 'PLAY STREETS' COLLABORATION – A HEALTH AND RECREATION STUDY AT MACQUARIE UNIVERSITY – Councillor Penny Pedersen

Note: Dr Josephine Chau (representing Macquarie University) addressed the meeting in relation to this Item.

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

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

That a report be brought back to the City of Ryde Works and Community Committee that:-

- (a) Identifies a street in the City of Ryde, with a broad cross section of ages and abilities, who would like to trial a Play Street.
- (b) Includes the input of Dr Josephine Chau, Senior Lecturer at the Department of Health Systems & Populations – Faculty of Medicine & Health Sciences at Macquarie University, who has offered to assess the impacts of the trial and provide high quality data to inform future planning.
- (c) Identifies other community consultation/ education that can be conducted during Play Street trial.
- (d) Identifies how the 'Play Street' might become a regular event moving around the LGA.
- (e) Includes for consideration in the trial a portable street soccer court and go-cart building/racing workshop.

Record of the Voting:

For the Motion: Unanimous

Note: Councillor Yedelian OAM returned to the meeting at 9.52pm.

ITEM 1 (continued)

ATTACHMENT 1

8 ESTIA FOUNDATION ASSISTANCE – Councillor Roy Maggio

Note: Sofa Ayoub (representing Estia Foundation of Australia) addressed the meeting in relation to this Item.

MOTION: (Moved by Councillors Maggio and Purcell)

- (a) That the City of Ryde in consultation with the Estia Foundation provide in kind support by way of machinery/plant to excavate an area at the front of their property in North Ryde to provide better accessibility to their young adult patients.
- (b) That an amount of \$2,000 be provided to the Estia Foundation to assist them in preparing the area for better accessibility to be funded from general reserve.

AMENDMENT: (Moved by Councillors Kim and Pedersen)

- (a) That the General Manager review the Community Grants Policy and report back on allowing Grant applications for capital works which fall outside the existing policy for eligible community organisations.
- (b) That following the review of the Community Grants Policy and if eligible, Estia be encouraged to apply.

On being put to the Meeting, the voting on the Amendment was six (6) for and five (5) against. The Amendment was **CARRIED** and then became the Motion.

Record of the Voting:

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

Against the Amendment: Councillors Brown, Lane, Maggio, Yedelian OAM and Zhou

RESOLUTION: (Moved by Councillors Kim and Pedersen)

- (a) That the General Manager review the Community Grants Policy and report back on allowing Grant applications for capital works which fall outside the existing policy for eligible community organisations.
- (b) That following the review of the Community Grants Policy and if eligible, Estia be encouraged to apply.

ITEM 1 (continued)

ATTACHMENT 1

Record of the Voting:

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

Against the Motion: Councillors Maggio and Yedelian OAM

MATTER OF URGENCY

Councillor Zhou advised the meeting that he wished to raise a Matter of Urgency regarding Actions to be taken to Restore Harmony and Social Cohesion within the Australian Chinese Community in the City of Ryde.

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

Note: Councillor Brown left the meeting at 9.59pm and was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Zhou and Gordon)

That Council consider a Matter of Urgency, raised by Councillor Zhou, regarding Actions to be taken to Restore Harmony and Social Cohesion within the Australian Chinese Community in the City of Ryde, the time being 9.59pm.

Record of Voting:

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

Against the Motion: Councillors Lane and Yedelian OAM

MATTER OF URGENCY - ACTIONS TO BE TAKEN TO RESTORE HARMONY AND SOCIAL COHESION WITHIN THE AUSTRALIAN CHINESE COMMUNITY IN THE CITY OF RYDE

Note: Councillors Maggio and Yedelian OAM left the meeting at 10.02pm and were not present for consideration or voting on this Item.

Note: Councillor Brown returned to the meeting at 10.09pm.

MOTION: (Moved by Councillors Zhou and Gordon)

Harmony within the Australian Chinese Community has deteriorated considerably since Ryde Council's resolution on Hong Kong SAR China's affairs on 25 June 2019.

ITEM 1 (continued)

ATTACHMENT 1

The motion has resulted in:

1. Urgent concerns from local community groups relating to the deterioration of community harmony and social cohesion of the migrants from Hong Kong SAR and Mainland China.
2. Urgent concerns of local business about the economic impact of hatred in local community.
3. Urgent concerns from local community that Ryde Council was not fully informed of the back ground and circumstances concerning the Hong Kong SAR China extradition law before reaching its resolution on 25 June 2019.

In response to the above I move that Council:

- a) Affirms that the City of Ryde supports and values harmony and social cohesion within the Australian Chinese Community.
- b) Opposes any protest that encourages illegal acts and acts of violence.
- c) Consults the Multicultural Advisory Committee, seeking its advice on ways to enhance social cohesion and community harmony. In particular seeking its advice on whether or not foreign politics should be publicly debated in future Council Meetings.
- d) Consults the City's Australian Chinese community groups for feedback and suggestions for furthering community harmony within the Local Government Area.

Note: Councillors Maggio and Yedelian OAM were not present for consideration or voting on this Item.

AMENDMENT: (Moved by Councillors Gordon and Clifton)

Harmony within the Australian Chinese Community has deteriorated considerably since Ryde Council's resolution on Hong Kong SAR China's affairs on 25 June 2019.

The motion has resulted in:

1. Urgent concerns from local community groups relating to the deterioration of community harmony and social cohesion of the migrants from Hong Kong SAR and Mainland China.
2. Urgent concerns of local business about the economic impact of hatred in local community.

ITEM 1 (continued)

ATTACHMENT 1

3. Urgent concerns from local community that Ryde Council was not fully informed of the back ground and circumstances concerning the Hong Kong SAR China extradition law before reaching its resolution on 25 June 2019.

In response to the above I move that Council:

- (a) Affirms that the City of Ryde supports and values harmony and social cohesion within the Australian Chinese Community.
- (b) Opposes any protest that encourages illegal acts and acts of violence.
- (c) Consults the Multicultural Advisory Committee, seeking its advice on ways to enhance social cohesion and community harmony.
- (d) Consults the City's Australian Chinese community groups for feedback and suggestions for furthering community harmony within the Local Government Area.

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

Record of Voting:

For the Amendment: Councillors Brown, Clifton, Gordon, Kim and Lane

Against the Amendment: The Mayor, Councillor Laxale and Councillors Pedersen, Purcell and Zhou

Note: Councillors Maggio and Yedelian OAM were not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillor Gordon and Clifton)

Harmony within the Australian Chinese Community has deteriorated considerably since Ryde Council's resolution on Hong Kong SAR China's affairs on 25 June 2019.

The motion has resulted in:

1. Urgent concerns from local community groups relating to the deterioration of community harmony and social cohesion of the migrants from Hong Kong SAR and Mainland China.
2. Urgent concerns of local business about the economic impact of hatred in local community.
3. Urgent concerns from local community that Ryde Council was not fully informed of the back ground and circumstances concerning the Hong Kong SAR China extradition law before reaching its resolution on 25 June 2019.

ITEM 1 (continued)

ATTACHMENT 1

In response to the above I move that Council:

- (a) Affirms that the City of Ryde supports and values harmony and social cohesion within the Australian Chinese Community.
- (b) Opposes any protest that encourages illegal acts and acts of violence.
- (c) Consults the Multicultural Advisory Committee, seeking its advice on ways to enhance social cohesion and community harmony.
- (d) Consults the City's Australian Chinese community groups for feedback and suggestions for furthering community harmony within the Local Government Area.

Record of the Voting:

For the Motion: Unanimous

VERBAL MAYORAL MINUTE

15/19 INCLUSION OF COUNCILLOR KIM AS A MEMBER OF THE MULTICULTURAL ADVISORY COMMITTEE - The Mayor, Councillor Jerome Laxale

Note: Councillors Maggio and Yedelian OAM returned to the meeting at 10.36pm.

Note: Councillors Clifton and Gordon left the meeting at 10.36pm and were not present for voting on this Item.

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

That Councillor Kim be included as a member of the Multicultural Advisory Committee.

On being put to the Meeting, Councillor Maggio 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, Kim, Lane, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: Councillor Maggio

Note: Councillor Gordon returned to the meeting at 10.37pm.

ITEM 1 (continued)

ATTACHMENT 1

MATTER OF URGENCY

Councillor Kim advised the meeting that he wished to raise a Matter of Urgency regarding Combustible External Aluminium Cladding.

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

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

Note: Councillors Brown, Maggio and Zhou left the meeting at 10.38pm and were not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Kim and Pedersen)

That Council consider a Matter of Urgency, raised by Councillor Kim, regarding Combustible External Aluminium Cladding, the time being 10.38pm.

Record of Voting:

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

Against the Motion: Councillor Lane

Note: Councillor Clifton returned to the meeting at 10.43pm.

MATTER OF URGENCY – COMBUSTIBLE EXTERNAL ALUMINIUM CLADDING

Note: Councillors Brown, Maggio and Zhou were not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Kim and Pedersen)

- (a) That Council notes its concern regarding the danger the combustible aluminium cladding poses on our residents.
- (b) That Council requests that the Berejiklian State Government publicly release the location of the affected buildings.
- (c) That Council requests the Berejiklian Government to release the strategies to deal with the fire hazards.
- (d) That Council requests leadership and financial assistance from the Federal Government to deal with the matter.
- (e) That these concerns and requests are conveyed in writing to relevant Ministers and Shadow Ministers in both the Federal and State Parliaments.

ITEM 1 (continued)

ATTACHMENT 1

- (f) That Council's concerns and requests be formulated into a Media Release to be distributed through regular channels.

Record of Voting:

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

Against the Motion: Councillor Lane

Note: Councillors Maggio and Brown returned to the meeting at 10.53pm.

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Council Meeting held on 25 June 2019

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

Note: Councillor Kim left the meeting at 10.56pm and was not present for consideration or voting on this Item.

MOTION: (Moved by Councillors Clifton and Yedelian OAM)

That the Minutes of the Council Meeting 6/19, held on 25 June 2019 be confirmed.

AMENDMENT: (Moved by Councillors Maggio and Purcell)

That consideration of this Item be deferred until the next Council Meeting to be held on 27 August 2019.

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

Record of the Voting:

For the Amendment: Councillors Brown, Clifton, Gordon, Lane, Maggio, Pedersen, Purcell and Yedelian OAM

Against the Amendment: The Mayor, Councillor Laxale

RESOLUTION: (Moved by Councillors Maggio and Purcell)

That consideration of this Item be deferred until the next Council Meeting to be held on 27 August 2019.

ITEM 1 (continued)

ATTACHMENT 1

Record of the Voting:

For the Motion: Unanimous

2 ITEMS PUT WITHOUT DEBATE

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

3 INVESTMENT REPORT AS AT 30 JUNE 2019

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

4 COUNCIL/COMMITTEE MEETINGS - Schedule of Proposed Meeting Dates

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

MATTER OF URGENCY

Councillor Maggio advised the meeting that he wished to raise a Matter of Urgency regarding BBQ One.

The Mayor, Councillor Laxale did not accept this matter as an Urgent Item.

Note: Councillors Kim and Zhou returned to the meeting at 11.01pm.

COUNCIL REPORT

5 2019 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE - WARWICK FARM - 14 October to 16 October 2019

MOTION: (Moved by Councillors Clifton and Purcell)

(a) That Council nominate the following seven (7) Councillors to attend the 2019 Local Government NSW Annual Conference as voting delegates:-

- The Mayor, Councillor Jerome Laxale
- The Deputy Mayor, Councillor Simon Zhou
- Councillor Christopher Gordon
- Councillor Edwina Clifton
- Councillor Peter Kim
- Councillor Bernard Purcell
- Councillor Penny Pedersen

ITEM 1 (continued)

ATTACHMENT 1

- (b) That Council nominate the following six (6) Councillors to vote in the election for Office Bearers and the Board Election:-
- The Mayor, Councillor Jerome Laxale
 - Councillor Christopher Gordon
 - Councillor Edwina Clifton
 - Councillor Peter Kim
 - Councillor Bernard Purcell
 - Councillor Penny Pedersen
- (c) That Council note that the General Manager will determine which staff will attend the Conference.
- (d) That the Council endorse the following motion to be submitted for inclusion in the Business Papers for debate at the 2019 Local Government NSW Annual Conference:

MOTION

That Local Government NSW lobbies the NSW Government to make changes to the Smoke-free Environment Act 2000 to enable local government to issue fines and penalty amounts equivalent to NSW Health for smoking in a smoke-free area. The current applicable penalties/fines, set at the current rates, do not discourage nor prevent smoking in smoke free areas in local government areas. New penalties/fines should be identical whether issued by NSW Health or local government.

Note: Councillors Maggio and Zhou left the meeting at 11.04pm and were not present for voting on this Item.

AMENDMENT: (Moved by Councillors Brown and Lane)

- (a) That Council nominate the following seven (7) Councillors to attend the 2019 Local Government NSW Annual Conference as voting delegates:-
- The Mayor, Councillor Jerome Laxale
 - The Deputy Mayor, Councillor Simon Zhou
 - Councillor Jordan Lane
 - Councillor Christopher Gordon
 - Councillor Trenton Brown
 - Councillor Edwina Clifton
 - Councillor Roy Maggio

ITEM 1 (continued)

ATTACHMENT 1

- (b) That Council nominate the following six (6) Councillors to vote in the election for Office Bearers and the Board Election:-
- The Mayor, Councillor Jerome Laxale
 - Councillor Christopher Gordon
 - Councillor Edwina Clifton
 - Councillor Peter Kim
 - Councillor Bernard Purcell
 - Councillor Penny Pedersen
- (c) That Council note that the General Manager will determine which staff will attend the Conference.
- (d) That the Council endorse the following motion to be submitted for inclusion in the Business Papers for debate at the 2019 Local Government NSW Annual Conference:

MOTION

That Local Government NSW lobbies the NSW Government to make changes to the Smoke-free Environment Act 2000 to enable local government to issue fines and penalty amounts equivalent to NSW Health for smoking in a smoke-free area. The current applicable penalties/fines, set at the current rates, do not discourage nor prevent smoking in smoke free areas in local government areas. New penalties/fines should be identical whether issued by NSW Health or local government.

On being put to the Meeting, the voting on the Amendment was two (2) for and seven (7) against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of the Voting:

For the Amendment: Councillors Brown and Yedelian OAM

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

Note: Councillors Maggio and Zhou returned to the meeting at 11.06pm.

RESOLUTION: (Moved by Councillors Clifton and Purcell)

- (a) That Council nominate the following seven (7) Councillors to attend the 2019 Local Government NSW Annual Conference as voting delegates:-

ITEM 1 (continued)

ATTACHMENT 1

- The Mayor, Councillor Jerome Laxale
 - The Deputy Mayor, Councillor Simon Zhou
 - Councillor Christopher Gordon
 - Councillor Edwina Clifton
 - Councillor Peter Kim
 - Councillor Bernard Purcell
 - Councillor Penny Pedersen
- (b) That Council nominate the following six (6) Councillors to vote in the election for Office Bearers and the Board Election:-
- The Mayor, Councillor Jerome Laxale
 - Councillor Christopher Gordon
 - Councillor Edwina Clifton
 - Councillor Peter Kim
 - Councillor Bernard Purcell
 - Councillor Penny Pedersen
- (c) That Council note that the General Manager will determine which staff will attend the Conference.
- (d) That the Council endorse the following motion to be submitted for inclusion in the Business Papers for debate at the 2019 Local Government NSW Annual Conference:

MOTION

That Local Government NSW lobbies the NSW Government to make changes to the Smoke-free Environment Act 2000 to enable local government to issue fines and penalty amounts equivalent to NSW Health for smoking in a smoke-free area. The current applicable penalties/fines, set at the current rates, do not discourage nor prevent smoking in smoke free areas in local government areas. New penalties/fines should be identical whether issued by NSW Health or local government.

Record of the Voting:

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

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

ITEM 1 (continued)

ATTACHMENT 1

EXTENSION OF TIME

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That the Meeting be extended to allow consideration of the remaining Items listed on the Agenda being Item 8, Notice of Motion 9 and Confidential Item 10, the time being 11.08pm.

Record of the Voting:

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

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

COUNCIL REPORTS

6 PLANNING PROPOSAL - HERITAGE REVIEW

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

7 ADOPTION OF THE GANNAN AND McCAULEY PARK MASTERPLAN

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

8 CHILDREN'S PLAY PLAN - 2019 Update - To Place on Public Exhibition

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

- (a) That the draft Children's Play Plan 2019 be placed on public exhibition for a period of 28 days.
- (b) That Council thank the members of the Project Control Group for their participation in the project.
- (c) That should no objections be received during public exhibition, Council adopt the Children's Play Plan 2019.
- (d) That Council seek funding for upgrades to the existing Destination Playgrounds to improve their accessibility and inclusiveness through the NSW Department of Planning and Environment's Everyone Can Play grants.

ITEM 1 (continued)

ATTACHMENT 1

Record of the Voting:

For the Motion: Unanimous

**9 SOCIAL INCLUSION ADVISORY COMMITTEE MEMBERSHIP
RESIGNATIONS**

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

NOTICES OF MOTION

1 STEPANAKERT FRIENDSHIP CITY – Councillor Sarkis Yedelian OAM

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

**2 FINANCIAL ASSISTANCE TO THE PENSIONERS AND THOSE IN
FINANCIAL HARDSHIP – Councillor Dr Peter Kim**

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

**3 RECYCLING PLASTIC BOTTLE TOPS TO MOBILITY AIDS AND SOFT
PLASTIC WASTE TO PARK FURNITURE TRIAL – Councillor Penny
Pedersen**

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

**4 ESTABLISHING A YOUTH PUBLIC SPEAKING PROGRAM IN THE CITY OF
RYDE – Councillor Penny Pedersen**

Note: This Item was addressed earlier in the meeting as detailed in these minutes.

**5 COMMUNITY SPACE STRUCTURE IN THE CITY OF RYDE – Councillor
Penny Pedersen**

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

ITEM 1 (continued)

ATTACHMENT 1

6 CITY OF RYDE 'PLAY STREETS' COLLABORATION – A HEALTH AND RECREATION STUDY AT MACQUARIE UNIVERSITY – Councillor Penny Pedersen

Note: This Item was addressed earlier in the meeting as detailed in these minutes.

7 PARKING CRESSY ROAD – Councillor Roy Maggio

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

8 ESTIA FOUNDATION ASSISTANCE – Councillor Roy Maggio

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

9 SKATE BOARD CLINICS – Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Maggio and Brown)

(a) That the City of Ryde with the huge success of the Meadowbank Skate Park at the next school holidays holds two inclusive skate board clinics with one of the clinics to be all female and the other clinic to be an all-inclusive (children with disabilities).

(b) That an amount of \$2,500 be allocated from general revenue.

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

Record of the Voting:

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

Against the Motion: Councillors Clifton and Lane

10 OFFICE OF SPORT GRANT OPPORTUNITIES – Councillor Roy Maggio

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

ITEM 1 (continued)

ATTACHMENT 1

**11 TRANSPORT AND PARKING MATTERS – MORRISON ROAD, PUTNEY –
Councillor Roy Maggio**

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

CLOSED SESSION

ITEM 10 - BUS SHELTERS

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.

This item is classified as confidential because it contains and will involve the discussion of such information.

RESOLUTION: (Moved by Councillors Purcell and Kim)

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

Record of the Voting:

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

Against the Motion: Councillors Lane, Maggio and Yedelian OAM

Note: The Council closed the meeting at 11.20pm. The public and media left the chamber.

10 BUS SHELTERS

MOTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council note that the contractual and commercial terms now being offered by Ooh Media are materially different from those tendered.

ITEM 1 (continued)

ATTACHMENT 1

- (b) That Council resolve as follows:
- (i) To cease any further negotiations in respect of the subject matter of tender COR-RFT-08/17 advertised on 3 November 2017;
 - (ii) To rescind its resolution of 24 April 2018 with respect to tender COR-RFT-08/17 advertised on 3 November 2017;
 - (iii) Pursuant to clause 178 (1) (b) of the *Local Government (General) Regulations 2005*, to decline to accept any tenders received in response to tender COR-RFT-08/17 advertised on 3 November 2017;
 - (iv) Pursuant to clause 178 (4) (a) of the *Local Government (General) Regulations 2005*, to decline to invite fresh tenders or applications as referred to in clauses 178(3) (b) to (d) inclusive for the following reasons:
 - 1. The state of the current bus shelter advertising market is centralised around two major organisations
 - 2. It is likely that any competitive tender process for the City of Ryde could be restricted to a single respondent, being Ooh Media (ADSHEL).
 - 3. The advertising market slowing down impacting the guaranteed revenue to Council;
 - (v) Pursuant to clause 178(3)(e) of the *Local Government (General) Regulations 2005*, enter into negotiations with any possible providers with a view to entering into a contract in relation to the subject matter of tender COR-RFT-08/17 advertised on 3 November 2017;
 - (vi) Pursuant to clause 178(4)(b) of the *Local Government (General) Regulations 2005*, the council's reasons for determining to enter into negotiations with the persons referred to in (v) above are as follows:
 - 1. The state of the current bus shelter advertising market is centralised around two major organisations
 - 2. It is likely that any competitive tender process for the City of Ryde could be restricted to a single respondent, being Ooh Media (ADSHEL); and
 - (vii) The General Manager be delegated authority to conduct the negotiations referred to in (v) above, and enter into any resultant contract on behalf of Council.

ITEM 1 (continued)

ATTACHMENT 1

AMENDMENT: (Moved by Councillors Maggio and Brown)

That consideration of this Item be deferred in order to ascertain the loss of income to the City of Ryde and that a report be provided to Councillors on the details surrounding the withdrawal.

On being put to the Meeting, the voting on the Amendment was five (5) for and six (6) against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of the Voting:

For the Amendment: Councillors Brown, Lane, Maggio, Yedelian OAM and Zhou

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

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

- (a) That Council note that the contractual and commercial terms now being offered by Ooh Media are materially different from those tendered.
- (b) That Council resolve as follows:
 - (i) To cease any further negotiations in respect of the subject matter of tender COR-RFT-08/17 advertised on 3 November 2017;
 - (ii) To rescind its resolution of 24 April 2018 with respect to tender COR-RFT-08/17 advertised on 3 November 2017;
 - (iii) Pursuant to clause 178 (1) (b) of the *Local Government (General) Regulations 2005*, to decline to accept any tenders received in response to tender COR-RFT-08/17 advertised on 3 November 2017;
 - (iv) Pursuant to clause 178 (4) (a) of the *Local Government (General) Regulations 2005*, to decline to invite fresh tenders or applications as referred to in clauses 178(3) (b) to (d) inclusive for the following reasons:
 - 1. The state of the current bus shelter advertising market is centralised around two major organisations
 - 2. It is likely that any competitive tender process for the City of Ryde could be restricted to a single respondent, being Ooh Media (ADSHEL).
 - 3. The advertising market slowing down impacting the guaranteed revenue to Council;

ITEM 1 (continued)

ATTACHMENT 1

- (v) Pursuant to clause 178(3)(e) of the *Local Government (General) Regulations 2005*, enter into negotiations with any possible providers with a view to entering into a contract in relation to the subject matter of tender COR-RFT-08/17 advertised on 3 November 2017;
- (vi) Pursuant to clause 178(4)(b) of the *Local Government (General) Regulations 2005*, the council's reasons for determining to enter into negotiations with the persons referred to in (v) above are as follows:
 - 1. The state of the current bus shelter advertising market is centralised around two major organisations
 - 2. It is likely that any competitive tender process for the City of Ryde could be restricted to a single respondent, being Ooh Media (ADSHEL); and
- (vii) The General Manager be delegated authority to conduct the negotiations referred to in (v) above, and enter into any resultant contract on behalf of Council.

Record of Voting:

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

Against the Motion: Councillors Lane and Maggio

OPEN SESSION

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That the Council resolve itself into open Council.
- (b) That the recommendations of Items considered in Closed Session be received and adopted as resolution of Council without any alteration or amendment thereto.

Record of the Voting:

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

Against the Motion: Councillor Lane and Maggio

ITEM 1 (continued)

ATTACHMENT 1

Note: Open Council resumed at 11.33pm.

The meeting closed at 11.33pm.

CONFIRMED THIS 27TH DAY OF AUGUST 2019

Chairperson

2 DEFERRED REPORT: CONFIRMATION OF MINUTES - Council Meeting held on 25 June 2019

Report prepared by: Civic Services Manager
File No.: CLM/19/1/1/2 - BP19/637

This Report was deferred from the Council Meeting held on 23 July 2019.

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 6/19, held on 25 June 2019 be confirmed.

ATTACHMENTS

- 1 MINUTES - Ordinary Council Meeting - 25 June 2019**

ITEM 2 (continued)

ATTACHMENT 1

**Council Meeting
MINUTES OF MEETING NO. 6/19**

Meeting Date: Tuesday 25 June 2019
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.

Apologies: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Chief Financial Officer, Manager – Communications and Engagement, Manager – Community and Ranger Services, Manager – Library Services, Manager – Parks, Manager – Urban Strategy, Senior Coordinator – Strategic Planning, Senior Coordinator – Communications, Senior Coordinator – Community Engagement, Team Leader – Community Services, Communications Coordinator, Civic Services Manager and Civic Support Officer.

PRAYER

Reverend Brendan Handel from the Ryde Baptist 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.

PROCEDURAL MOTION – ORDER OF BUSINESS

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

That Council now consider the following Items prior to Public Participation, the time being 7.07pm:-

- Notice of Motion 4 – Condolences on the Passing of Doris Carrall
- Item 3 – Items Put Without Debate

Record for the Voting:

For the Motion: Unanimous

ITEM 2 (continued)

ATTACHMENT 1

NOTICE OF MOTION

4 CONDOLENCES ON THE PASSING OF DORIS CARRALL - Councillor Christopher Gordon

RESOLUTION: (Moved by Councillors Gordon and Pedersen)

- (a) That Standing Orders be Suspended and Council observe a minutes silence as a mark of respect.
- (b) That a donation of \$500 to be funded from general revenue be sent to Arthritis NSW on behalf of the Mayor, Councillors and staff of the City of Ryde in memory of Doris Carrall.

Record of the Voting

For the Motion: Unanimous

Note: A minutes silence was then observed.

RESUMPTION OF STANDING ORDERS

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

That Standing Orders be Resumed, the time being 7.12pm.

Record of Voting:

For the Motion: Unanimous

DISCLOSURES OF INTEREST

The Mayor, Councillor Laxale disclosed a Less than Significant Non-Pecuniary Interest in Item 4(3) – Small Grants – Allocation of Funding, Round 1, 2019 for the reason that his daughters play netball for the member club of ERNA.

Councillor Pedersen disclosed a Significant Non-Pecuniary Interest in Deferred Notice of Motion 1 – New Nominee for the Bicycle Advisory Committee for the reason that she knows the nominee for the Committee who is a close friend.

Councillor Pedersen disclosed a Less than Significant Non-Pecuniary Interest in Item 4(3) – Small Grants – Allocation of Funding, Round 1, 2019 for the reason that she was on the founding committee of Light up East Ryde who were applying for a community grant.

ITEM 2 (continued)

ATTACHMENT 1

Councillor Maggio disclosed a Less than Significant Non-Pecuniary Interest in Notice of Motion 7 – Naming of 1st Putney Scouts Hall in Honour of Alison Small for the reason that his daughter is volunteering at Putney Scouts.

Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in Item 4(3) – Small Grants – Allocation of Funding, Round 1, 2019 for the reason that he has business dealings with the Sir Roden Cutler Foundation and while he is not directly involved with this matter, he does see this entity regularly.

Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in Item 4(3) – Small Grants – Allocation of Funding, Round 1, 2019 for the reason that he is a member on the Friends of Lane Cove National Park Organisation.

Councillor Kim disclosed a Less than Significant Non-Pecuniary Interest in Item 4(3) – Small Grants – Allocation of Funding, Round 1, 2019 for the reason that he is aware of the Korean Cultural Centre Organisation, however, has no affiliation.

TABLING OF PETITIONS

No Petitions were tabled.

PRESENTATION OF GOLD AWARD AT THE 2019 AUSTRALASIAN REPORTING AWARDS (ARA) FOR THE 2017/2018 ANNUAL REPORT

The Mayor, Councillor Laxale presented Council staff with the Gold Award for Council's 2017/2018 Annual Report. This is the ninth year in a row that the City of Ryde has won the Gold Award for its Annual Report at the Australasian Reporting Awards (ARA).

COUNCIL REPORTS

3 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That Council adopt Items 1, 2, 5, 5(1), 5(3), 5(4), 5(5), 5(6), 6, 6(1), 6(3), 7, Notice of Motion 5, Notice of Motion 6 and Notice of Motion 11 on the Council Agenda as per the recommendations in the reports.

Record for the Voting:

For the Motion: Unanimous

ITEM 2 (continued)

ATTACHMENT 1

1 CONFIRMATION OF MINUTES - Council Meeting held on 28 May 2019

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That the Minutes of the Council Meeting 5/19, held on 28 May 2019 be confirmed.

Record for the Voting:

For the Motion: Unanimous

2 DEFERRED REPORT: CONFIRMATION OF MINUTES - Council Meeting held on 30 April 2019

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That the Minutes of the Council Meeting 4/19, held on 30 April 2019 be confirmed.

Record for the Voting:

For the Motion: Unanimous

5 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 5/19 held on 11 June 2019

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That Council determine Items 1, 3, 4, 5, 6 and 7 of the Finance and Governance Committee Meeting 5/19, held on 11 June 2019, 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 2 (continued)

ATTACHMENT 1

**1 CONFIRMATION OF MINUTES - Finance and Governance
Committee Meeting held on 14 May 2019**

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That the Minutes of the Finance and Governance Committee 4/19, held on 14 May 2019, be confirmed.

Record for the Voting:

For the Motion: Unanimous

3 INVESTMENT POLICY AND GUIDELINES - REVIEW

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That Council adopt the revised 2019 Investment Policy and Guidelines.

Record for the Voting:

For the Motion: Unanimous

**4 PUBLIC INTEREST DISCLOSURES INTERNAL REPORTING
PROCEDURE**

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

- (a) That Council endorses the amendment of section 21 (3) of the Public Interest Disclosures Internal Reporting Procedure to ensure that the Procedure is consistent with the requirements of the *Public Interest Disclosures Act 1994*.
- (b) That Council authorises the General Manager to amend the list of staff nominated as Disclosures Officers within the Public Interest Disclosures Internal Reporting Procedure from time to time.
- (c) That Council authorises the General Manager to review the Public Interest Disclosures Internal Reporting Procedure to ensure that the Procedure remains consistent with the *Public Interests Disclosures Act 1994*, and to make administrative changes to the Procedure, with all significant administrative changes to be reported back to Council.
- (d) That the General Manager organise a Councillor Workshop on the Public Interest Disclosures Internal Reporting Procedure.

ITEM 2 (continued)

ATTACHMENT 1

Record for the Voting:

For the Motion: Unanimous

5 AUDIT, RISK AND IMPROVEMENT COMMITTEE TERMS OF REFERENCE

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That Council approve the revised Audit, Risk and Improvement Committee Terms of Reference.

Record for the Voting:

For the Motion: Unanimous

6 REPORTS DUE TO COUNCIL

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That the report on Outstanding Council Reports be endorsed.

Record for the Voting:

For the Motion: Unanimous

6 REPORT OF THE RYDE CENTRAL COMMITTEE MEETING 5/19 held on 11 June 2019

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That Council determine Items 1 and 3 of the Ryde Central Committee Meeting 5/19, held on 11 June 2019, 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 - Ryde Central Committee Meeting held on 14 May 2019

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That the Minutes of the Ryde Central Committee Meeting 4/19, held on 14 May 2019, be confirmed.

ITEM 2 (continued)

ATTACHMENT 1

Record for the Voting:

For the Motion: Unanimous

3 RYDE CENTRAL PROJECT UPDATE

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That Council receives and notes this report.

Record for the Voting:

For the Motion: Unanimous

NOTICES OF MOTION

5 STUDENT ROAD SAFETY OUTSIDE HOLY CROSS COLLEGE AND ST CHARLES PRIMARY SCHOOL - VICTORIA ROAD, GLADESVILLE - Councillor Penny Pedersen

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

- (a) That the Mayor write to the Premier of NSW, The Honourable Gladys Berejiklian MP and the Minister for Transport and Roads, The Honourable Andrew Constance MP requesting:-
- (i) That the RMS carry out a pedestrian safety audit on Victoria Road and Potts Street, Gladesville, outside Holy Cross College and St Charles Primary School.
 - (ii) That suitable pedestrian safety barriers be erected along the Victoria Road median strip, directly outside the Holy Cross school, to prevent students from crossing Victoria Road outside of the pedestrian lights.
 - (iii) That suitable pedestrian safety barriers be erected along the south side of Victoria Road alongside St Charles Primary School, where students from Holy Cross College line up to catch buses travelling west, to prevent them falling into traffic.
 - (iv) That the State Government consider aiding traffic flow and increasing student safety by building a pedestrian lift and footbridge over Victoria Road at the Cressy Road/Potts Street/Victoria Road intersection or appropriate site close-by.

ITEM 2 (continued)

ATTACHMENT 1

(b) That the General Manager forward a copy of this letter to:-

- The Honourable Penny Sharpe MLC – Acting leader of the NSW opposition
- The Honourable Jodi Mackay MP – Shadow Minister for Transport and Roads
- The Honourable Anthony Roberts MP – Member for Lane Cove
- Mr Phillip Stewart – Principal of Holy Cross College
- Mr Peter Watkins – Principal of St Charles Primary School

Record of the Voting:

For the Motion: Unanimous

6 GLYPHOSATE USE IN THE CITY OF RYDE - Councillor Penny Pedersen

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That, given recent publicity and community concerns regarding the use of products containing Glyphosate for weed control, the General Manger bring back to Council a report outlining:

- (a) The use of herbicides that contain Glyphosate in all City of Ryde Council owned and managed areas.
- (b) A list of herbicides and procedures and their estimated cost to implement at the City of Ryde, that are effective in controlling weeds which could be used to replace products containing Glyphosate.
- (c) The current safety advice from Australian state and federal agencies regarding the use of products containing Glyphosate and current practices of neighbouring councils.

Record of the Voting:

For the Motion: Unanimous

ITEM 2 (continued)

ATTACHMENT 1

11 PARK RECREATION ACTIVE AND PASSIVE FUNDING - Councillor Roy Maggio

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

That the General Manager write to the Minister for Sport, the Honourable John Sidoti, the Minister for Planning and Public Spaces, the Honourable Rob Stokes and the Minister for Local Government, the Honourable Shelley Hancock, seeking on Council's behalf, funding options that may be available from various grants within their respective portfolio's.

Record of the Voting:

For the Motion: Unanimous

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Min Young Kang (President of Korean Nurses Association of Australia)	MM12/19 – Korean Nurses' Association
Seung Hee Yoo (Vice President of Korean Nurses Association of Australia)	MM12/19 – Korean Nurses' Association
Helen Armson (Chair of the Gladesville Hornsby Football Association)	Item 8 – Four Year Delivery Program 2019-2023 including One Year Operational Plan 2019/2020
Frank Rayner	Item 8 – Four Year Delivery Program 2019-2023 including One Year Operational Plan 2019/2020
James Nowiczewski	Item 8 – Four Year Delivery Program 2019-2023 including One Year Operational Plan 2019/2020
Tim Thorne (representing GHFA)	Item 8 – Four Year Delivery Program 2019-2023 including One Year Operational Plan 2019/2020
Anthony Byrnes	Item 9 – Planning Ryde: Draft Local Strategic Planning Statement
Mark Warren (representing 1 st Putney Scouts)	Notice of Motion 7 – Naming of 1 st Putney Scouts Hall in honour of Alison Small
Tanya Patradoon (representing Sam Patradoon on behalf of 1 st Putney Scouts)	Notice of Motion 7 – Naming of 1 st Putney Scouts Hall in honour of Alison Small

ITEM 2 (continued)

ATTACHMENT 1

Name	Topic
Serena McNeilly (representing 1 st Putney Scouts)	Notice of Motion 7 – Naming of 1 st Putney Scouts Hall in honour of Alison Small
Andrew Alcorn	Notice of Motion 8 – Additional Skate Park Options within the City of Ryde
Paul Parks	Notice of Motion 9 – City of Ryde Library Toy Loan Procedure

Note: Mr Byrnes circulated a document to Councillors and a copy is ON FILE

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Greg Agoulian (representing Basha Autohaus)	West Ryde – Timed Parking Proposal

ADJOURNMENT

Due to the lights in the Council Chambers going out, The Mayor, Councillor Laxale adjourned the Council Meeting for 15 minutes, until the lights came back on, the time being 8.00pm. The Council Meeting was adjourned to:

Tuesday, 25 June 2019 at 8.15pm in the Council Chambers, Level 1A, 1 Pope Street, Ryde.

The following Councillors were present:

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

MEETING RECONVENED

The Meeting reconvened at 8.14pm on Tuesday, 25 June 2019 in the Council Chambers, Level 1A Pope Street, Ryde.

The following Councillors were present:

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

ITEM 2 (continued)

ATTACHMENT 1

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Chief Financial Officer, Manager – Communications and Engagement, Manager – Community and Ranger Services, Manager – Library Services, Manager – Parks, Manager – Urban Strategy, Senior Coordinator – Strategic Planning, Senior Coordinator – Communications, Senior Coordinator – Community Engagement, Communications Coordinator, Civic Services Manager and Civic Support Officer.

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Laurence Heffernan	Noise and impact Meadowbank Skatepark is creating for residents
John Murray	Anzac Park – Council's proposal to relocate playground site opposite dwellings for the elderly
Sylvia Dooley (Member of Wattle Street Senior Residents)	Anzac Park – why not build new playground where it is now?
Lyndal Evatt (representing Wattle Street Senior Residents)	Anzac Park Playground – Council's proposed relocation – Link Housing comments Consultations – proposed relocation information
Chris Jho	Support for Democracy in Hong Kong

Note: Stavi Tsiouostas was called to address Council, however was not present in the Chamber.

Note: Mr Heffernan circulated a document including photographs to Councillors and a copy is ON FILE

Note: Ms Evatt circulated a document dated 22 June 2019 from Link Housing to Councillors and a copy is ON FILE

ORDER OF BUSINESS

RESOLUTION: (Moved by Councillors Purcell and Gordon)

That Council now consider the following Items, the time being 8.31pm:-

- **Mayoral Minute 12/19** – Korean Nurses' Association
- **Item 8** – Four Year Delivery Program 2019-2023 including One Year Operational Plan 2019/2020

ITEM 2 (continued)

ATTACHMENT 1

- **Item 9** – Planning Ryde: Draft Local Strategic Planning Statement
- **Notice of Motion 7** – Naming of 1st Putney Scouts Hall in Honour of Alison Small
- **Notice of Motion 8** – Additional Skate Park Options within the City of Ryde
- **Notice of Motion 9** – City of Ryde Library Toy Loan Procedure

Record of the Voting:

For the Motion: Unanimous

MAYORAL MINUTE

MM12/19 KOREAN NURSES' ASSOCIATION - Mayor, Councillor Jerome Laxale

Note: Min Young Kang (President of Korean Nurses Association of Australia) and Seung Hee Yoo (Vice President of Korean Nurses Association of Australia) addressed the meeting in relation to this Item.

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

- (a) That the Mayor host a morning tea to commemorate the 30th anniversary of the Korean Nurses Association of Australia and all Councillors be invited.
- (b) That a suitable plaque be presented to the Association to be funded from General Revenue.

Record of the Voting

For the Motion: Unanimous

COUNCIL REPORTS

8 FOUR YEAR DELIVERY PROGRAM 2019-2023 INCLUDING ONE YEAR OPERATIONAL PLAN 2019/2020

Note: Helen Armson (Chair of the Gladesville Hornsby Football Association), Frank Rayner, James Nowiczewski and Tim Thorne (representing GHFA) addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Gordon and Purcell)

- (a) That Council consider the public submissions received during the public exhibition period and the responses to the submissions as detailed in this report.

ITEM 2 (continued)

ATTACHMENT 1

- (b) That in Accordance with Sections 404 and 405 of the Local Government Act (1993) Council adopts the draft Four Year Delivery Program 2019-2023 including One Year Operational Plan for 2019/2020 and 2019/20 Fees and Charges incorporating the amendments outlined in this report, and all changes consequently thereunto.
- (c) That Council makes and levies the Rates and Charges for 2019/20 financial year, as detailed in the Four Year Delivery Program 2019-2023 including One Year Operational Plan 2019/2020 in accordance with the Local Government Act 1993.
- (d) 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.

Record of the Voting

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

Against the Motion: Councillors Lane, Maggio and Moujalli

9 PLANNING RYDE: DRAFT LOCAL STRATEGIC PLANNING STATEMENT

Note: Anthony Byrnes addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council endorse the attached “Planning Ryde: Draft Local Strategic Planning Statement” for public exhibition for the period 1 July to 12 August 2019.
- (b) That post exhibition, a two hour Councillor Workshop be held.
- (c) That following the Councillor Workshop the results of the public exhibition be reported back to Council prior to finalising the “Planning Ryde: Draft Local Strategic Planning Statement”.

Record of the Voting

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

Against the Motion: Councillors Lane and Yedelian OAM

ITEM 2 (continued)

ATTACHMENT 1

NOTICE OF MOTION

**7 NAMING OF 1ST PUTNEY SCOUTS HALL IN HONOUR OF ALISON SMALL -
Councillor Roy Maggio**

Note: Mark Warren (representing 1st Putney Scouts), Tanya Patradoon (representing Sam Patradoon on behalf of 1st Putney Scouts) and Serena McNeilly (representing 1st Putney Scouts) addressed the meeting in relation to this Item.

Note: Councillor Maggio disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that his daughter is volunteering at Putney Scouts.

RESOLUTION: (Moved by Councillors Maggio and Purcell)

- (a) That Council approve the erection of an external sign and the installation of an internal plaque at the Putney Scout Hall in Cleves Park.
- (b) That Council provide support for this initiative by providing \$250 to the 1st Putney Scouts to assist them in procuring the plaque and sign to be funded from the general reserve.

Record of the Voting:

For the Motion: Unanimous

**8 ADDITIONAL SKATE PARK OPTIONS WITHIN THE CITY OF RYDE -
Councillor Roy Maggio**

Note: Andrew Alcorn addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Maggio and Yedelian OAM)

- (a) That Council investigate the feasibility for an additional outdoor youth space at an alternative suitable location which could also include a BMX VRamp, pumtrack and a mountain bike track.
- (b) That Council allocate \$50,000 funded from Developer contributions to complete this study.
- (c) That a report be provided to Council by the end of the 2019/20 financial year with the outcomes of this investigation.

Record of the Voting:

For the Motion: Unanimous

ITEM 2 (continued)

ATTACHMENT 1

9 CITY OF RYDE LIBRARY TOY LOAN PROCEDURE - Councillor Roy Maggio

Note: Paul Parks addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Maggio and Purcell)

That the City of Ryde amend the procedure for loaning toys at North Ryde Library to allow grandparents who are members of the Library to borrow toys on behalf of their grandchildren.

Record of the Voting:

For the Motion: Unanimous

MATTER OF URGENCY

Councillor Kim advised the meeting that he wished to raise a Matter of Urgency regarding Supporting the Democratic Movement in Hong Kong.

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

RESOLUTION: (Moved by Councillors Kim and Gordon)

That Council consider a Matter of Urgency, raised by Councillor Kim, regarding Supporting the Democratic Movement in Hong Kong, the time being 9.21pm.

Record of 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

MATTER OF URGENCY – SUPPORTING THE DEMOCRATIC MOVEMENT IN HONG KONG

MOTION: (Moved by Councillors Kim and Gordon)

- (a) That the City of Ryde affirm that we value democracy, we oppose this extradition law, we support the right to protest, and that we value the protection of human rights of our Hong Kong and Chinese residents.

ITEM 2 (continued)

ATTACHMENT 1

(b) That the Mayor to express the Will of this Council by writing our affirmation to:

- Carrie Lam, Chief Executive of Hong Kong;
- Marise Payne, Minister of Foreign Affairs;
- Penny Wong, Shadow Minister of Foreign Affairs;
- Amnesty International; and
- Various local and Chinese news media outlets.

Note: Councillor Maggio left meeting at 9.22pm and was not present for consideration or voting on this Item.

AMENDMENT: (Moved by Councillors Zhou and Moujalli)

(a) That the City of Ryde affirm that we value democracy, we support the rule of law in Hong Kong and the independence of its judiciary, we support the right to protest, and that we value the protection of human rights of our Hong Kong and Chinese residents.

(b) That the Mayor to express the Will of this Council by writing our affirmation to:

- Carrie Lam, Chief Executive of Hong Kong;
- Marise Payne, Minister of Foreign Affairs;
- Penny Wong, Shadow Minister of Foreign Affairs;
- Amnesty International; and
- Various local and Chinese news media outlets.

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

Record of Voting:

For the Amendment: Councillors Moujalli and Zhou

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

Note: Councillor Moujalli left the meeting at 9.28pm and was not present for voting on this Item.

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

RESOLUTION: (Moved by Councillors Kim and Gordon)

(a) That the City of Ryde affirm that we value democracy, we oppose this extradition law, we support the right to protest, and that we value the protection of human rights of our Hong Kong and Chinese residents.

ITEM 2 (continued)

ATTACHMENT 1

(b) That the Mayor to express the Will of this Council by writing our affirmation to:

- Carrie Lam, Chief Executive of Hong Kong;
- Marise Payne, Minister of Foreign Affairs;
- Penny Wong, Shadow Minister of Foreign Affairs;
- Amnesty International; and
- Various local and Chinese news media outlets.

Record of Voting:

For the Motion: Unanimous

MAYORAL MINUTES

MM12/19 KOREAN NURSES' ASSOCIATION - Mayor, Councillor Jerome Laxale

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

MM13/19 RECOGNITION OF 40 YEARS OF CONTRIBUTION TO THE WEEKLY TIMES BY JOHN BOOTH - Mayor, Councillor Jerome Laxale

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

Note: Councillor Kim left the meeting at 9.29pm and was not present for consideration or voting on this Item.

Note: Councillor Maggio returned to the meeting at 9.30pm.

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

- (a) That the Mayor host a morning tea to recognise the contribution made by John Booth and the Weekly Times to the City of Ryde and all Councillors to be invited.
- (b) That a plaque be presented to John Booth thanking him for his contribution to the local area with the plaque to be funded from General Revenue.

Record of the Voting:

For the Motion: Unanimous

ITEM 2 (continued)

ATTACHMENT 1

MM14/19 RYDE CITY WORLD CUP STREET FOOTBALL TOURNAMENT AND COMMUNITY FESTIVAL - Mayor, Councillor Jerome Laxale

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

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

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

- (a) That Council in principle support the concept of Melrose Park Football Club hosting a *Ryde City World Cup Street Football Tournament* in the City of Ryde and that the General Manager contact Mrs Julie Crane, President of the Melrose Park Football Club to discuss this Community Event to be held in late 2019.
- (b) That the Melrose Park Football Club, if eligible, be invited to apply for a grant through the community grants process, noting that this application may fall out of the existing grant rounds.
- (c) That subject to the grant application complying with assessment criteria outlined in the Community Grants Policy 2018, Community Projects Category, Council allocate at least \$5,000 from the 2019/20 Community Grants budget for the purpose of this event.

Record of the Voting:

For the Motion: Unanimous

COUNCIL REPORTS

1 CONFIRMATION OF MINUTES - Council Meeting held on 28 May 2019

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

2 DEFERRED REPORT: CONFIRMATION OF MINUTES - Council Meeting held on 30 April 2019

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

ITEM 2 (continued)

ATTACHMENT 1

3 ITEMS PUT WITHOUT DEBATE

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

4 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 5/19 held on 11 June 2019

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

Note: Councillor Kim returned to the meeting at 9.25pm.

RESOLUTION: (Moved by Councillors Pedersen and Gordon)

That Council determine Items 3, 4, 5, 6, 7 and 8 of the Works and Community Committee report 5/19, held on 11 June 2019 noting that Items 1 and 2 were dealt with by the Committee within its delegated powers.

Record for the Voting:

For the Motion: Unanimous

3 SMALL GRANTS- ALLOCATION OF FUNDING, ROUND 1, 2019

Note: The Mayor, Councillor Laxale disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that his daughters play netball for the member club of ERNA.

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 were applying for a community grant.

Note: Councillor Purcell disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he has business dealings with the Sir Roden Cutler Foundation and while he is not directly involved with this matter, he does see this entity regularly.

Note: Councillor Brown disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is a member on the Friends of Lane Cove National Park Organisation.

Note: Councillor Kim disclosed a Less than Significant Non-Pecuniary Interest in this Item for the reason that he is aware of the Korean Cultural Centre Organisation, however, has no affiliation.

Note: Councillor Moujalli returned to the meeting at 9.36pm.

ITEM 2 (continued)

ATTACHMENT 1

Note: Councillors Clifton left the meeting at 9.46pm and was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

(a) That Council endorse funding to the following organisations in round 1 of the 2019 Small Grants as follows:

Organisation	Project	Amount Requested	Amount Recommended
Catholic Healthcare	Living Active- an eight week exercise program for two Korean seniors groups	\$1986.70	\$1986.70
Christian Community Aid	Through "OUR" Lens- wellbeing program for the youth of Ryde	\$2000	\$2000
Little Heroes Swim Academy	Little Heroes Royal Rehab Program- water safety lessons for students with a disability	\$1430	\$1430
Link Housing	Your New Community Space- working bee at Higginbotham Road community room	\$2000	\$2000
West Ryde Community Church	Provision of English as a second language conversation classes	\$2000	\$2000
Participate Australia	Community Engagement Program for People with a Disability- six social activity sessions	\$2000	\$2000
Friends of Lane Cove National Park	Support for National Tree Day event- site	\$2000	\$2000

ITEM 2 (continued)

ATTACHMENT 1

	preparation		
Rotary Club of Ryde	Light Up East Ryde Promotion-promotion of Christmas street market	\$1500	\$1500
Eastwood Tai Chi Incorporated	I love Tai Chi Qigong- Tai Chi and Qigong demonstrations and teaching to community members	\$2000	\$2000
Italo-Australian Senior Citizens Group	Italo-Australian Senior Citizens Group-activities/ social support group for older people from an Italian background	\$2000	\$2000
Eastwood Ryde Netball Association	Improve netball skills program-coaching program for 10-15 years of age players	\$2000	\$2000
Korean Cultural Centre	Korean Drum Workshop and Showcase- 8 x 3 hour drumming workshops	\$2000	\$2000
Probus Club of Ryde	Transport and excursions for Probus Members- to subsidise the cost of activities	\$2000	\$2000
Enactus Macquarie	Women's Creative Hub Stalls-promotional market stalls to raise awareness of the Women's Creative Hub. Selling food and hand-	\$1000	\$1000

ITEM 2 (continued)

ATTACHMENT 1

	made items		
The Shepherd Centre- For Deaf Children	Kidscape- An art and music playgroup for children with hearing loss and their families in Ryde	\$2000	\$2000
NSW Service for the Treatment and Rehabilitation of Torture and Trauma Survivors (STARTTS)	Armenian Healthy Cooking Class- 8 weekly cooking classes for 15-20 women newly arrived from Syria	\$2000	\$2000
Ryde District Historical Society	Ryde District Historical Society Primary School History Curriculum Handout-technology-based resources and workshops for local primary school teachers to support incorporation of local historical information aligned with curriculum	\$1990	\$1990
Eastwood Senior Citizen's Club	Welfare and Integration of Local Seniors- Laughter Yoga workshops for existing members and other seniors	\$1750	\$1750
TOTAL		\$33,656.70	\$33,656.70

- (b) That funding of \$29,676 is available within the Community and Ranger Services Small Grant budget to partially fund the recommended applications totaling \$33,656.70. The remaining funding of \$3,980.70 be allocated from the Community Grants Reserve.

ITEM 2 (continued)

ATTACHMENT 1

- (c) That Council does not endorse the following four applications due to ineligibility in line with the Community Grants Policy:

Organisation	Project	Amount Requested	Reason
Know and Grow Your Community	In-depth needs identification interviews with residents of North Ryde	\$2000	This group has received a grant in Round 2, 2018. Groups are not eligible to receive funding for the same project more than once in a 12 month period.
The Happy Hens Social Enterprise	Bees and Chooks- introducing bees and chickens into the Community Garden and Henley	\$2000	Materials for a community garden located in Henley. This is outside of the Ryde LGA. There is no indication in the application that this would “primarily benefit residents in the City of Ryde”
Australian South East Asia Forum	FAME- a music event for people from countries in the South East Asia region	\$2000	The event has not been costed (e.g. application lists expenditure as food, travel & other costs). The application does not demonstrate that the group would be able to carry out the project.

ITEM 2 (continued)

ATTACHMENT 1

Sir Roden & Lady Cutler Foundation	Pick me up Volunteer Uniforms	\$2000	This is an operational expense of running the program and would not be eligible under the grant guidelines. The project primarily benefits residents outside of the City of Ryde.
TOTAL		\$8000	

- (d) That the successful and unsuccessful grant applicants be informed in writing of the outcome of their applications.

Record for the Voting:

For the Motion: Unanimous

4 PAINT4FREEDOM REPORT

Note: Councillor Clifton returned to the meeting at 9.52pm.

RESOLUTION: (Moved by Councillors Pedersen and Maggio)

That Council establishes a partnership with Ryde Rotary to deliver a Local Community Paint4Freedom Art Competition in 2019.

Record for the Voting:

For the Motion: Unanimous

5 MACQUARIE PARK MARKETING PLAN (2019-2023)

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

That Council endorses the draft Macquarie Park Marketing Plan (2019-2023), and that the Plan be placed on public exhibition for 28 days.

Record for 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

ITEM 2 (continued)

ATTACHMENT 1

6 CITY OF RYDE TENNIS COURT FACILITIES

MOTION: (Moved by Councillors Pedersen and Purcell)

- (a) That Council advertise Request for Proposals, seeking submissions from suitable organisations for the management and operation of Olympic Park, Kotara Park and Meadowbank Park tennis centres.
- (b) That Council advise the tenants currently managing these facilities of the process and encourage them to apply.
- (c) That a further report be submitted to Council following an Expression of Interest/Request for Proposals process.
- (d) That Council extends the licence agreement for the Kings Park tennis centre to Denistone East Community Tennis Courts Committee Inc for an additional 5 years, under the same terms and conditions.
- (e) That the General Manager be given delegated authority to execute all relevant documents for the Kings Park tennis centre licence agreement.

AMENDMENT: (Moved by Councillors Maggio and Pedersen)

- (a) That the City of Ryde implement a shared facilities policy across all owned suitable recreational facilities for multi-purpose use.
- (b) That Council advertise Request for Proposals, seeking submissions from suitable organisations for the management and operation of Olympic Park, Kotara Park, Kings Park and Meadowbank Park tennis centres for multi-purpose community use.
- (c) That Council advise the tenants currently managing these facilities of the process and encourage them to apply.
- (d) That a further report be submitted to Council following an Expression of Interest/Request for Proposals process.

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

ITEM 2 (continued)

ATTACHMENT 1

Record for the Voting:

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

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

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

- (a) That Council advertise Request for Proposals, seeking submissions from suitable organisations for the management and operation of Olympic Park, Kotara Park and Meadowbank Park tennis centres.
- (b) That Council advise the tenants currently managing these facilities of the process and encourage them to apply.
- (c) That a further report be submitted to Council following an Expression of Interest/Request for Proposals process.
- (d) That Council extends the licence agreement for the Kings Park tennis centre to Denistone East Community Tennis Courts Committee Inc for an additional 5 years, under the same terms and conditions.
- (e) That the General Manager be given delegated authority to execute all relevant documents for the Kings Park tennis centre licence agreement.

Record for the Voting:

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

Against the Motion: Councillors Brown, Maggio and Yedelian OAM

7 SPORTSGROUND ALLOCATION POLICY COMMUNITY FEEDBACK

RESOLUTION: (Moved by Councillors Pedersen and Maggio)

That Council adopts the draft Sportsground Allocation Policy.

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

ITEM 2 (continued)

ATTACHMENT 1

Record for the Voting:

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

Against the Motion: Councillors Brown and Gordon

8 COUNCIL PERMIT PARKING POLICY

RESOLUTION: (Moved by Councillors Pedersen and Purcell)

- (a) That Council endorses to place the attached *Draft Permit Parking Policy* on Public Exhibition, with feedback to be reported back to Council.
- (b) That Council endorses that the following criteria be adopted before a street becomes part of a resident parking scheme:
 - i. On-street parking utilisation rate must be greater than 85% (of the available on-street parking spaces on both sides of the road or street);
 - ii. That surveys to identify this utilisation rate are undertaken at three (3) times periods (morning, lunchtime, afternoon) on any three (3) days of a normal week (does not include holidays and special event periods) to gauge the parking demand along a local road or street;
 - iii. A minimum of 51% of properties surveyed must be in support of the proposed scheme.

Record for the Voting:

For the Motion: Unanimous

5 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 5/19 held on 11 June 2019

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

1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 14 May 2019

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

ITEM 2 (continued)

ATTACHMENT 1

3 INVESTMENT POLICY AND GUIDELINES - REVIEW

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

4 PUBLIC INTEREST DISCLOSURES INTERNAL REPORTING PROCEDURE

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

5 AUDIT, RISK AND IMPROVEMENT COMMITTEE TERMS OF REFERENCE

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

6 REPORTS DUE TO COUNCIL

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

7 ADVICE ON COURT ACTIONS

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

That this Item be deferred to Closed Confidential Session for consideration in conjunction with Confidential Item 10 – Verbal Update – Legal Matter.

Record for the Voting:

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

Against the Motion: Councillor Lane

6 REPORT OF THE RYDE CENTRAL COMMITTEE MEETING 5/19 held on 11 June 2019

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

ITEM 2 (continued)

ATTACHMENT 1

1 CONFIRMATION OF MINUTES - Ryde Central Committee Meeting held on 14 May 2019

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

3 RYDE CENTRAL PROJECT UPDATE

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

7 INVESTMENT REPORT AS AT 31 MAY 2019

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

8 FOUR YEAR DELIVERY PROGRAM 2019-2023 INCLUDING ONE YEAR OPERATIONAL PLAN 2019/2020

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

9 PLANNING RYDE: DRAFT LOCAL STRATEGIC PLANNING STATEMENT

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

LATE COUNCIL REPORT

11 ADDITIONAL ITEM FOR INCLUSION IN THE 2019/2020 FEES AND CHARGES – FEE FOR CONCEPT DEVELOPMENT APPLICATION

MOTION: (Moved by Councillors Pedersen and Yedelian OAM)

(a) That the Proposed Schedule of Fees and Charges for 2019/2020 be revised to include the development application fee split for Concept Development Application and subsequent staged application as follows:

- Stage 1 Concept Development Application: 60% fee applied;
- Stage 2 Detailed Development Applications: 40% fee applied:

ITEM 2 (continued)

ATTACHMENT 1

AMENDMENT: (Moved by Councillors Moujalli and Lane)

That the Proposed Schedule of Fees and Charges for 2019/2020 be revised to include the development application fee split for Concept Development Application and subsequent staged application as follows:

- Stage 1 Concept Development Application: 50% fee applied;
- Stage 2 Detailed Development Applications: 50% fee applied:

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

Record of the Voting:

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

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

RESOLUTION: (Moved by Councillors Pedersen and Yedelian OAM)

That the Proposed Schedule of Fees and Charges for 2019/2020 be revised to include the development application fee split for Concept Development Application and subsequent staged application as follows:

- Stage 1 Concept Development Application: 60% fee applied;
- Stage 2 Detailed Development Applications: 40% fee applied:

Record of Voting:

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

Against the Motion: Councillors Lane, Maggio and Moujalli

CLOSED SESSION

ITEM 10 - VERBAL UPDATE - LEGAL MATTER

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 2 (continued)

ATTACHMENT 1

ITEM 5(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.

RESOLUTION: (Moved by Councillors Purcell and Pedersen)

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

Record of the Voting

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

Against the Motion: Councillor Lane

Note: The Council closed the meeting at 10.36pm. The public and media left the chamber.

10 VERBAL UPDATE - LEGAL MATTER

**5(7) REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING
5/19 held on 11 June 2019 – ADVICE ON COURT ACTIONS**

RECOMMENDATION: (Moved by Councillors Purcell and Gordon)

That the report and verbal update of the General Counsel be received.

Record of the Voting:

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

Against the Motion: Councillors Brown, Lane and Maggio

ITEM 2 (continued)

ATTACHMENT 1

OPEN SESSION

RESOLUTION: (Moved by Councillors Gordon and Purcell)

That Council resolve itself into open Council.

Record of the Voting:

For the Motion: Unanimous

Note: Open Council resumed at 10.41pm.

RESOLUTION: (Moved by Councillors Gordon 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.

Record of the Voting:

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

Against the Motion: Councillors Brown and Maggio

NOTICES OF MOTION

1 DEFERRED NOTICE OF MOTION: NEW NOMINEE FOR THE BICYCLE ADVISORY COMMITTEE - Councillor Bernard Purcell

Note: Councillor Pedersen disclosed a Significant Non-Pecuniary Interest in this Item for the reason that she knows the nominee for the Committee who is a close friend. She left the meeting at 10.42pm and was not present for consideration or voting on this Item.

RESOLUTION: (Moved by Councillors Purcell and Lane)

That Council endorses the nomination of Ms Sally Langford for a position on the Bicycle Advisory Committee.

Record of the Voting:

For the Motion: Unanimous

ITEM 2 (continued)

ATTACHMENT 1

2 DEFERRED NOTICE OF MOTION: WORK HEALTH AND SAFETY CONCERNS AT COUNCIL MEETINGS - Councillor Roy Maggio

Note: Councillor Maggio WITHDREW this Notice of Motion.

3 DEFERRED NOTICE OF MOTION: CITY OF RYDE CORK AND FORK EVENT - Councillor Roy Maggio

Note: Councillor Pedersen returned to the meeting at 10.43pm.

Note: Councillor Gordon left the meeting at 10.48pm and was not present for voting on this Item.

RESOLUTION: (Moved by Councillors Maggio and Pedersen)

- (a) That Council recognises the outstanding efforts of the City of Ryde Events and Operations staff in delivering a highly successful Cork and Fork event with more than 8,000 people attending this year's event.
- (b) That Council staff prepare a report to be brought back to Council exploring additional funding for Council's Cork and Fork, Lunar New Year and West Ryde Easter Parade and Fair.

Record of the Voting

For the Motion: Unanimous

4 CONDOLENCES ON THE PASSING OF DORIS CARRALL - Councillor Christopher Gordon

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

5 STUDENT ROAD SAFETY OUTSIDE HOLY CROSS COLLEGE AND ST CHARLES PRIMARY SCHOOL - VICTORIA ROAD, GLADESVILLE - Councillor Penny Pedersen

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

6 GLYPHOSATE USE IN THE CITY OF RYDE - Councillor Penny Pedersen

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

ITEM 2 (continued)

ATTACHMENT 1

7 NAMING OF 1ST PUTNEY SCOUTS HALL IN HONOUR OF ALISON SMALL - Councillor Roy Maggio

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

8 ADDITIONAL SKATE PARK OPTIONS WITHIN THE CITY OF RYDE - Councillor Roy Maggio

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

9 CITY OF RYDE LIBRARY TOY LOAN PROCEDURE - Councillor Roy Maggio

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

10 KISSING POINT PARK PARRAMATTA RIVER LITTER MINIMISATION - Councillor Roy Maggio

Note: Councillor Gordon returned to the meeting at 10.49pm.

RESOLUTION: (Moved by Councillors Maggio and Pedersen)

- (a) That the General Manager circulate available reports and information on the City of Ryde Stormwater Catchment Management Plan and the current network of Gross Pollutant Traps (GPTs), to all Councillors in the Councillor Information Bulletin.
- (b) That the Mayor write to the Minister for Transport and Roads, The Honourable Andrew Constance MP, and the Honourable Matt Kean MP, Minister for Energy and Environment requesting a meeting regarding:
 - i. The current role of RMS in waste minimization on the Parramatta River.
 - ii. Discussing a collaboration with City of Ryde on waste minimization on City of Ryde riparian zones, beaches and mangroves.
- (c) That the General Manager forward a copy of this letter to:
 - The Honourable Anthony Roberts MP, Member for Lane Cove;
 - The Honourable Mr Victor Dominello MP, Member for Ryde;
 - Councillor Mark Drury, Chair of the Parramatta River Catchment Group;
 - The Honourable Penny Sharpe MLC, Shadow Minister for the Environment;

ITEM 2 (continued)

ATTACHMENT 1

- The Honourable Jodi McKay MP, Shadow Minister for Roads and Transport;
- Chris Minns MP, Opposition Spokesman for Water and Head of the Opposition's Waste Watch Committee.

Record of the Voting:

For the Motion: Unanimous

11 PARK RECREATION ACTIVE AND PASSIVE FUNDING - Councillor Roy Maggio

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

QUESTIONS BY COUNCILLORS AS PER POLICY

1 QUESTIONS WITH NOTICE - Councillor Roy Maggio

Question 1:

Shall the community of Ryde be informed of the financial considerations of the Ryde Central development through all media channels when consultation commences?

Answer 1:

This item at the last Council meeting was 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.

The report to Council contains a significant amount of financial information in a lot of detail that would (if disclosed) undermine Council's financial position ahead of a formal tender process slated for late 2019.

This would lead to Council (and therefore, the public) not receiving value for money tender submissions.

Notwithstanding the above, Council has and will continue to inform the community that the project will be funded from a mix of Internal Reserves and an external loan funded by future developer contributions.

Consequently, there will be no special rate increase, nor will there be any cuts to services or service levels resulting from this funding strategy.

ITEM 2 (continued)

ATTACHMENT 1

Question 2:

Please provide costs of the consultation process of the Ryde Central development?

Answer 2:

The costs associated with this consultation will not be known until the completion of the consultation, together with the feedback from the community consultation process.

An estimate of the costs is included in the 'Budget Considerations' section of the Confidential Report to Council (28 May 2019).

Question 3:

How will the consultation process be advertised throughout the community?

Answer 3:

The community consultation program has already been distributed to Councillors.

CLOSED SESSION

10 VERBAL UPDATE - LEGAL MATTER

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

5 REPORT OF THE FINANCE AND GOVERNANCE COMMITTEE MEETING 5/19 held on 11 June 2019

7 ADVICE ON COURT ACTIONS

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

The meeting closed at 10.59pm.

CONFIRMED THIS 27TH DAY OF AUGUST 2019

Chairperson

3 ITEMS PUT WITHOUT DEBATE

Report prepared by: Civic Services Manager**File No.:** CLM/19/1/1/2 - BP19/867

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.

4 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 6/19 held on 13 August 2019

Report prepared by: Civic Services Manager

File No.: CLM/19/1/1/2 - BP19/877

REPORT SUMMARY

Attached are the Minutes of the Works and Community Committee Meeting 6/19 held on 13 August 2019. The Minutes will be listed for confirmation at the next Works and Community Committee Meeting.

Items 1, 2, 4, 5 and 7 were dealt with by the Committee within its delegated powers.

The following Committee recommendations for Items 3, 6, 8 and 9 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 ANZAC PARK PLAYGROUND UPGRADE COMMUNITY CONSULTATION OUTCOME

Note: John Murray, Lyndal Evatt (representing Wattle Street Senior Residents – 21-27 Wattle Street) and Bec Ho addressed the meeting in relation to this Item.

Note: A petition with 285 signatures from the Wattle Street senior residents on the Proposed Upgrade of Anzac Park was provided by Lyndal Evatt and a copy is ON FILE.

RECOMMENDATION: (Moved by Councillors Purcell and Clifton)

- (a) That Council proceed with the upgrade of the ANZAC Park playground in the location proposed during the community consultation in May 2019.
- (b) That Council develops a Masterplan for ANZAC Park in 2021/22 that includes the renewal of the existing amenities building.
- (c) That Council, throughout the development of the Masterplan, consults with local residents, including those of 21-27 Wattle St, to identify how the park can best meet the needs of the local community.
- (d) That Council continue to liaise with the Office of the Local Government in relation to meeting the requirements of the Stronger Communities funding agreement provided towards the ANZAC Park Playground Upgrade.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

ITEM 4 (continued)**6 PROPOSED WILDLIFE PROTECTION AREAS****RECOMMENDATION:** (Moved by Councillors Purcell and Clifton)

- (a) That Council endorses the declaration of a category 1 Wildlife Protection Area at Field of Mars Reserve, specifically that area depicted on map in Attachment 1 of this report.
- (b) That Council endorses the declaration of a category 2 Wildlife Protection Area at Kittys Creek corridor and Terrys Creek corridor, specifically those areas depicted on map in Attachment 1.
- (c) That any future proposals for new Wildlife Protection Areas be reviewed every 3 years or in the event of any necessary and relevant legislative changes.
- (d) That any future proposal to declare a new wildlife protection area in Ryde must meet the following minimum criteria for consideration;
 - The area have significant priority for identified native fauna species and their habitat; and
 - The area must be located within an identified wildlife corridor; and
 - There must be evidence of regular occurrence of dogs off leash or cats in bushland; and
 - There must be the ability to install signage at regular intervals on the boundary of the public land

Record of Voting:For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

8 DRAFT WASTE MANAGEMENT STRATEGY 2019-2024**RECOMMENDATION:** (Moved by Councillors Purcell and Clifton)

- (a) That Council receives and notes the Draft Waste Management Strategy 2019 – 2024.
- (b) That following the release of the Environment Protection Authority's new Waste Avoidance and Resource Recovery Strategy, an updated Draft Waste Management Strategy 2020-2025 be re-tabled for Council's consideration.

Record of Voting:For the Motion: Unanimous

ITEM 4 (continued)

Note: This matter will be dealt with at the Council Meeting to be held on **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

9 TRAFFIC AND PARKING MATTERS TABLED AT THE RYDE TRAFFIC COMMITTEE MEETING HELD ON 13 JUNE 2019

RECOMMENDATION: (Moved by Councillors Purcell and Clifton)

- (a) That Council signposts the following restrictions along Wicks Road, North Ryde (between Epping Road and Coxs Road):
- all intersections with the required statutory No Stopping restrictions
 - all bus zones as per NSW Road Rule requirements
 - the remaining unrestricted parking areas on Wicks Road, North Ryde between Epping Road, and Coxs Road, North Ryde as follows – *No Stopping 6:00am – 10:00am & 3:00pm – 7:00pm Mon-Fri.*
- (b) That Council installs a speed cushion and associated signage on both of the North Road, Ryde approaches to the roundabout at the intersection of North Road, Willow Crescent and Clermont Avenue, Ryde.
- (c) That Council installs a No Parking zone between the driveway access to 22 & 22A Tobruk Street, North Ryde.
- (d) That Council converts the pedestrian refuge on Constitution Road West, Meadowbank, east of Federal Road, Meadowbank into a raised pedestrian crossing.
- (e) That Council installs 3 metres of No Parking on both sides of the driveway serving 40-44 Frederick Street, Ryde.
- (f) That Council:
- Installs “No Parking” across the kerb ramp and access driveways to 14, 16, 18 and 20 Kent Road, North Ryde; and
 - Relocates the existing 2P and “No Stopping” signage on the northern side of Kent Road at the intersection with Gibb Street, North Ryde adjacent to the driveway of 15 Kent Road, North Ryde.
- (g) That Council makes no changes to the existing No Stopping restrictions associated with the Christmas display in Chauvel Street, North Ryde.
- (h) That Council alters the operation hours of the “No Parking” zone directly opposite Ashburn House (outside 23 Ashburn Place), in Ashburn Place, Gladesville from “No Parking 9:30am-3:30pm Mon-Sat” to “No Parking 8:30am- 3:30pm Mon-Sat”.

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 **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

ATTACHMENTS

1 MINUTES - Works and Community Committee Meeting - 13 August 2019

ITEM 4 (continued)

ATTACHMENT 1

**Works and Community Committee
MINUTES OF MEETING NO. 6/19**

Meeting Date: Tuesday 13 August 2019
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 6.02pm

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

Apologies: Councillors Moujalli and Zhou.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, Executive Manager – Strategy and Innovation, Manager – Environment, Health and Building, Manager – Community and Ranger Services, Manager – Business Infrastructure, Manager – Communications and Engagement, Manager – Parks, Senior Coordinator – Environment, Senior Coordinator – Resource Recovery, Senior Coordinator – Community Engagement, Resource Recovery Coordinator, Waste Project Coordinator, Community and Cultural Planner, Arts and Cultural Development Coordinator, Civic Support Officer and Executive Assistant to the Mayor and Councillors.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
John Murray	Item 3 – Anzac Park Playground Upgrade Community Consultation Outcome
Lyndal Evatt (representing Wattle Street Senior Residents – 21-27 Wattle Street)	Item 3 – Anzac Park Playground Upgrade Community Consultation Outcome
Bec Ho	Item 3 – Anzac Park Playground Upgrade Community Consultation Outcome

ITEM 4 (continued)

ATTACHMENT 1

1 CONFIRMATION OF MINUTES - Meeting held on 11 June 2019

RESOLUTION: (Moved by Councillors Clifton and Gordon)

That the Minutes of the Works and Community Committee Meeting 5/19, held on 11 June 2019, 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.

2 ITEMS PUT WITHOUT DEBATE

RESOLUTION: (Moved by Councillors Purcell and Clifton)

That the Committee adopts Items 3, 6, 8 and 9 on the Agenda as per the recommendations in the reports.

Record of Voting:

For the Motion: Unanimous

3 ANZAC PARK PLAYGROUND UPGRADE COMMUNITY CONSULTATION OUTCOME

Note: John Murray, Lyndal Evatt (representing Wattle Street Senior Residents – 21-27 Wattle Street) and Bec Ho addressed the meeting in relation to this Item.

Note: A petition with 285 signatures from the Wattle Street senior residents on the Proposed Upgrade of Anzac Park was provided by Lyndal Evatt and a copy is ON FILE.

RECOMMENDATION: (Moved by Councillors Purcell and Clifton)

- (a) That Council proceed with the upgrade of the ANZAC Park playground in the location proposed during the community consultation in May 2019.
- (b) That Council develops a Masterplan for ANZAC Park in 2021/22 that includes the renewal of the existing amenities building.
- (c) That Council, throughout the development of the Masterplan, consults with local residents, including those of 21-27 Wattle St, to identify how the park can best meet the needs of the local community.

ITEM 4 (continued)

ATTACHMENT 1

- (d) That Council continue to liaise with the Office of the Local Government in relation to meeting the requirements of the Stronger Communities funding agreement provided towards the ANZAC Park Playground Upgrade.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

6 PROPOSED WILDLIFE PROTECTION AREAS

RECOMMENDATION: (Moved by Councillors Purcell and Clifton)

- (a) That Council endorses the declaration of a category 1 Wildlife Protection Area at Field of Mars Reserve, specifically that area depicted on map in Attachment 1 of this report.
- (b) That Council endorses the declaration of a category 2 Wildlife Protection Area at Kittys Creek corridor and Terrys Creek corridor, specifically those areas depicted on map in Attachment 1.
- (c) That any future proposals for new Wildlife Protection Areas be reviewed every 3 years or in the event of any necessary and relevant legislative changes.
- (d) That any future proposal to declare a new wildlife protection area in Ryde must meet the following minimum criteria for consideration;
- The area have significant priority for identified native fauna species and their habitat; and
 - The area must be located within an identified wildlife corridor; and
 - There must be evidence of regular occurrence of dogs off leash or cats in bushland; and
 - There must be the ability to install signage at regular intervals on the boundary of the public land

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

ITEM 4 (continued)

ATTACHMENT 1

8 DRAFT WASTE MANAGEMENT STRATEGY 2019-2024

RECOMMENDATION: (Moved by Councillors Purcell and Clifton)

- (a) That Council receives and notes the Draft Waste Management Strategy 2019 – 2024.
- (b) That following the release of the Environment Protection Authority’s new Waste Avoidance and Resource Recovery Strategy, an updated Draft Waste Management Strategy 2020-2025 be re-tabled for Council’s consideration.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

9 TRAFFIC AND PARKING MATTERS TABLED AT THE RYDE TRAFFIC COMMITTEE MEETING HELD ON 13 JUNE 2019

RECOMMENDATION: (Moved by Councillors Purcell and Clifton)

- (a) That Council signposts the following restrictions along Wicks Road, North Ryde (between Epping Road and Coxs Road):
 - all intersections with the required statutory No Stopping restrictions
 - all bus zones as per NSW Road Rule requirements
 - the remaining unrestricted parking areas on Wicks Road, North Ryde between Epping Road, and Coxs Road, North Ryde as follows – *No Stopping 6:00am – 10:00am & 3:00pm – 7:00pm Mon-Fri.*
- (b) That Council installs a speed cushion and associated signage on both of the North Road, Ryde approaches to the roundabout at the intersection of North Road, Willow Crescent and Clermont Avenue, Ryde.
- (c) That Council installs a No Parking zone between the driveway access to 22 & 22A Tobruk Street, North Ryde.
- (d) That Council converts the pedestrian refuge on Constitution Road West, Meadowbank, east of Federal Road, Meadowbank into a raised pedestrian crossing.
- (e) That Council installs 3 metres of No Parking on both sides of the driveway serving 40-44 Frederick Street, Ryde.
- (f) That Council:
 - Installs “No Parking” across the kerb ramp and access driveways to 14, 16, 18 and 20 Kent Road, North Ryde; and

ITEM 4 (continued)

ATTACHMENT 1

- Relocates the existing 2P and “No Stopping” signage on the northern side of Kent Road at the intersection with Gibb Street, North Ryde adjacent to the driveway of 15 Kent Road, North Ryde.
- (g) That Council makes no changes to the existing No Stopping restrictions associated with the Christmas display in Chauvel Street, North Ryde.
- (h) That Council alters the operation hours of the “No Parking” zone directly opposite Ashburn House (outside 23 Ashburn Place), in Ashburn Place, Gladesville from “No Parking 9:30am-3:30pm Mon-Sat” to “No Parking 8:30am- 3:30pm Mon-Sat”.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 AUGUST 2019** as Councillor **MAGGIO** requested that the matter be referred to the next Council Meeting.

3 ANZAC PARK PLAYGROUND UPGRADE COMMUNITY CONSULTATION OUTCOME

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

4 CITY OF RYDE SOCIAL PLAN 2019-2024 - ENDORSEMENT TO PROCEED TO PUBLIC EXHIBITION

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That the City of Ryde Social Plan 2019-2024 be approved by Council and placed on public exhibition for a period of 28 days.
- (b) That Councillors are informed of the results of the public exhibition.

Record of Voting:

For the Motion: Unanimous

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

ITEM 4 (continued)

ATTACHMENT 1

5 CITY OF RYDE CREATIVITY STRATEGY 2019-2024 - ENDORSEMENT TO PROCEED TO PUBLIC EXHIBITION

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That the City of Ryde Creativity Strategy 2019-2024 be approved by Council and placed on public exhibition for a period of 28 days.
- (b) That Councillors are informed of the results of the public exhibition.

Record of Voting:

For the Motion: Unanimous

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

6 PROPOSED WILDLIFE PROTECTION AREAS

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

7 ARTS COLLECTION MANAGEMENT AND DISPLAY OPTIONS

RESOLUTION: (Moved by Councillors Purcell and Gordon)

- (a) That Council endorse the process and proposed framework for the development of the Art Collection Policy.
- (b) A Councillor workshop be held to determine the purpose and acquisition focus of the Collection moving forward.
- (c) That the draft Art Collection Policy be presented to Council following the Councillor workshop.

Record of Voting:

For the Motion: Unanimous

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

8 DRAFT WASTE MANAGEMENT STRATEGY 2019-2024

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

ITEM 4 (continued)

ATTACHMENT 1

**9 TRAFFIC AND PARKING MATTERS TABLED AT THE RYDE TRAFFIC
COMMITTEE MEETING HELD ON 13 JUNE 2019**

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

The meeting closed at 6.22pm.

CONFIRMED THIS 10TH DAY OF SEPTEMBER 2019.

Chairperson

5 INVESTMENT REPORT AS AT 31 JULY 2019

Report prepared by: Chief Financial Officer**File No.:** COR2019/82 - BP19/899

REPORT SUMMARY

This report details Council's performance of its investment portfolio as at 31 July 2019 and compares it against key benchmarks. The report includes the estimated market valuation of Council's investment portfolio and loan liabilities.

Council's return for the reporting period is 2.76%, which is 1.34% above the benchmark figure of 1.42%.

Income from interest on investments and proceeds from sale of investments totals \$543K for the financial year to date, which is \$85K above the 2019/20 year-to-date revised budget.

RECOMMENDATION:

That Council endorse the Investment Report as at 31 July 2019.

ATTACHMENTS

1 Investment Report Attachment P01 July 2019

Report Prepared By:

Pav Kuzmanovski
Chief Financial Officer

Report Approved By:

Steven Kludass
Director - Corporate Services

ITEM 5 (continued)

Discussion

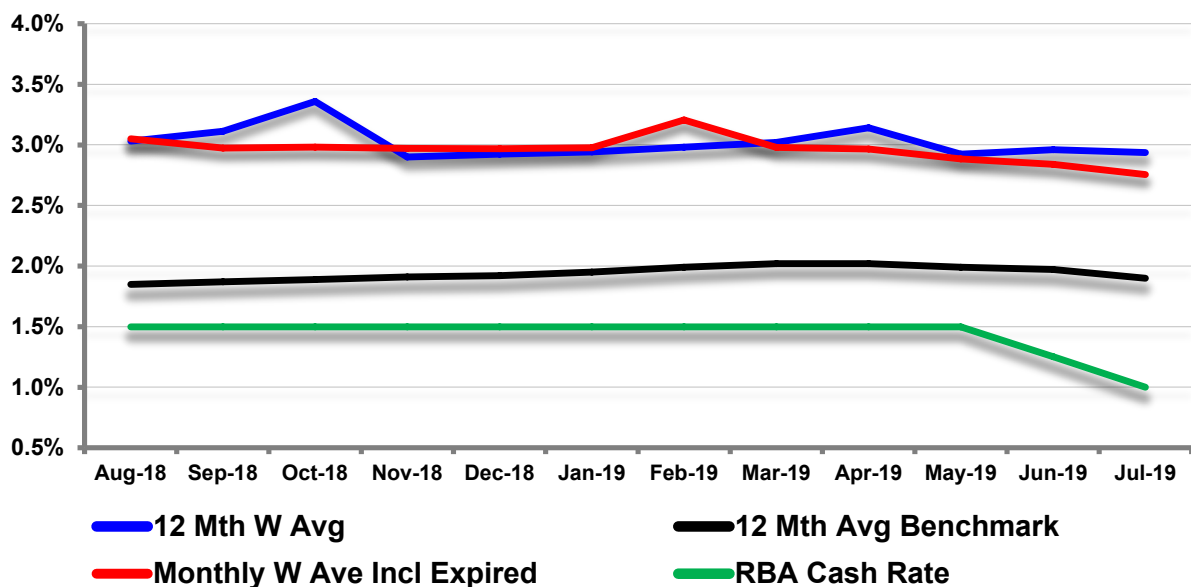
Council’s Responsible Accounting Officer, is required to report monthly on Council’s Investment Portfolio and certify that the Investments are held in accordance with Council’s Investment Policy and Section 625 of the Local Government Act.

Investment Performance Commentary

Council’s performance against the benchmark for returns of its investment portfolio for July 2019 and the past 12 months are as follows:

	Jul	12 Mth	FYTD
Council Return	2.76	2.94	2.76
Benchmark	1.42	1.90	1.42
Variance	1.34	1.04	1.34

Performance - All Investments



ITEM 5 (continued)

Council's investment portfolio as at 31 July 2019 was as follows:

Cash/Term Deposits	\$146.1M	64.0%
Floating Rate Notes	\$46.5M	20.4%
Fixed Bonds	\$35.6M	15.6%
Total Cash Investments	\$228.2M	
Investment Properties	\$155.8M	
Total Investments	\$384.0M	

Council's Investment Properties, valued as at 30 June 2018, are shown in **ATTACHMENT 1**.

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 \$99 million of Council's funds held in Internal Reserves (as at 30 June 2019).

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 July 2019 was \$1.6 million which represents the balance of two loans were established under the Local Infrastructure Renewal Scheme (LIRS). Council receives a 3% interest subsidy payment from the OLG twice a year.

1. 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;
2. 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 5 (continued)
INVESTMENT SUMMARY AS AT 31 JULY 2019

Issuer	Investment Name	Investment Rating	Fossil Fuel	Invested at 31-Jul-19 \$000's	Annualised Period Return (%)	12 Month Average Return on Current Investments	Return since 01 July 2019	% of Total Invested	Maturity	Tenor
NAB	1. NAB Covered Bond	AAA	Y	3,741	3.10	3.08	3.10	1.64	16/03/2023	1826
Suncorp-Metway	2. Suncorp FRN (Covered)	AAA	N	4,000	2.30	3.02	2.30	1.75	22/06/2021	1826
ANZ	3. ANZ Fixed Bond	AA-	Y	1,499	3.31	3.16	3.31	0.66	18/01/2023	1826
ANZ	4. ANZ FRN	AA-	Y	4,000	2.47	3.10	2.47	1.75	7/04/2021	1826
ANZ	5. ANZ FRN	AA-	Y	1,500	2.22	2.69	2.22	0.66	18/01/2023	1826
ANZ	6. ANZ FRN	AA-	Y	2,000	2.58	2.83	2.58	0.88	9/05/2023	1826
ANZ	7. ANZ Fixed Bond	AA-	Y	2,998	3.13	3.13	3.13	1.31	8/02/2024	1826
ANZ	8. ANZ Floating TD	AA-	Y	4,000	3.18	3.44	3.18	1.75	10/11/2022	2557
ANZ	9. ANZ Flexi TD	AA-	Y	4,000	2.78	3.36	2.78	1.75	15/12/2022	2557
CBA	10. Bankwest 11am Account	AA-	Y	9,402	1.28	1.69	1.28	4.12		
CBA	11. CBA At Call Deposit	AA-	Y	2,036	1.10	1.45	1.10	0.89		
CBA	12. CBA Fixed Bond	AA-	Y	3,983	3.41	3.41	3.41	1.74	25/04/2023	1916
CBA	13. CBA MTN	AA-	Y	3,494	3.28	3.26	3.28	1.53	16/08/2023	1826
CBA	14. CBA Fixed Bond	AA-	Y	3,474	3.37	3.25	3.37	1.52	11/01/2024	1826
CBA	15. CBA FRN	AA-	Y	2,000	1.40	2.82	1.40	0.88	17/07/2020	1827
CBA	16. CBA FRN	AA-	Y	1,996	2.59	3.08	2.59	0.87	17/07/2020	1613
CBA	17. Bankwest Term Deposit	AA-	Y	2,000	2.71	2.71	2.71	0.88	3/10/2019	314
CBA	18. Bankwest TD	AA-	Y	4,000	2.66	2.66	2.66	1.75	10/10/2019	276
CBA	19. Bankwest TD	AA-	Y	4,000	2.27	2.67	2.27	1.75	13/08/2019	91
NAB	20. NAB Fixed Bond	AA-	Y	2,994	3.16	3.16	3.16	1.31	12/05/2021	1826
NAB	21. NAB Fixed Bond	AA-	Y	3,993	3.08	3.09	3.08	1.75	10/02/2023	1918
NAB	22. NAB Fixed Bond	AA-	Y	2,996	2.95	2.95	2.95	1.31	26/02/2024	1826
NAB	23. NAB FRN	AA-	Y	2,000	2.65	2.99	2.65	0.88	5/11/2020	1827
NAB	24. NAB FRN	AA-	Y	4,000	2.54	2.81	2.54	1.75	16/05/2023	1826
NAB	25. NAB FRN	AA-	Y	2,000	2.20	2.20	2.20	0.88	19/06/2024	1827
NAB	26. NAB Term Deposit	AA-	Y	4,000	2.73	2.73	2.73	1.75	31/10/2019	358
NAB	27. NAB TD	AA-	Y	4,000	2.72	2.74	2.72	1.75	31/10/2019	364
NAB	28. NAB TD	AA-	Y	4,000	1.93	1.93	1.93	1.75	14/04/2020	278
NAB	29. NAB Term Deposit	AA-	Y	4,000	2.70	2.70	2.70	1.75	17/09/2019	376
NAB	30. NAB TD	AA-	Y	4,000	3.35	3.35	3.35	1.75	18/09/2023	1827
Westpac	31. Westpac At Call	AA-	Y	13	0.22	0.49	0.22	0.01		
Westpac	32. Westpac FRN	AA-	Y	1,000	2.48	2.81	2.48	0.44	28/07/2020	1827
Westpac	33. Westpac Fixed Bond	AA-	Y	2,477	3.25	3.25	3.25	1.09	24/04/2024	1917
Westpac	34. Westpac Term Deposit	AA-	Y	4,000	3.55	3.55	3.55	1.75	22/02/2022	1825
Westpac	35. Westpac Term Deposit	AA-	Y	4,000	3.32	3.32	3.32	1.75	9/08/2022	1813
Westpac	36. Westpac Term Deposit	AA-	Y	2,000	3.38	3.38	3.38	0.88	18/08/2022	1815
Westpac	37. WBC Floating TD	AA-	Y	4,000	2.78	3.10	2.78	1.75	17/02/2022	1826
Westpac	38. Westpac TD	AA-	Y	4,000	3.14	3.14	3.14	1.75	2/11/2021	1461
Westpac	39. Westpac TD	AA-	Y	4,000	2.65	2.65	2.65	1.75	7/01/2020	365
Suncorp-Metway	40. Suncorp FRN	A+	N	800	2.96	3.20	2.96	0.35	20/10/2020	1827
Suncorp-Metway	41. Suncorp FRN	A+	N	1,000	2.62	2.88	2.62	0.44	16/08/2022	1826
Macquarie Bank	42. Macquarie Bank FRN	A	Y	750	2.52	2.98	2.52	0.33	3/03/2020	1827
AMP	43. AMP Business Saver	A-	Y	391	1.39	1.75	1.39	0.17		
AMP	44. AMP TD	A-	Y	1,000	2.25	3.05	2.25	0.44	30/07/2020	366
AMP	45. AMP Term Deposit	A-	Y	2,000	3.02	2.96	3.02	0.88	1/10/2019	224
Bank of Queensland	46. Bank of Queensland Fixed Bond	BBB+	Y	1,985	3.41	3.41	3.41	0.87	16/11/2021	1267
Bank of Queensland	47. Bank of Queensland TD	BBB+	Y	2,000	2.55	3.34	2.55	0.88	13/06/2024	1827
Bank of Queensland	48. Bank of Queensland TD	BBB+	Y	4,000	3.10	3.10	3.10	1.75	17/12/2020	1071
Bank of Queensland	49. Bank of Queensland TD	BBB+	Y	2,000	3.55	3.55	3.55	0.88	12/11/2020	1827
Bank of Queensland	50. Bank of Queensland TD	BBB+	Y	2,000	3.75	3.75	3.75	0.88	9/12/2021	1823
Bank of Queensland	51. BoQ Term Deposit	BBB+	Y	4,000	3.50	3.50	3.50	1.75	15/11/2022	1804
BankVic	52. BankVic	BBB+	N	2,000	1.95	2.65	1.95	0.88	14/05/2020	296
Bendigo and Adelaide Bank	53. Bendigo Fixed MTN	BBB+	N	2,000	3.54	3.52	3.54	0.88	25/01/2023	1826
Bendigo and Adelaide Bank	54. Bendigo Bank FRN	BBB+	N	1,000	2.68	3.00	2.68	0.44	18/08/2020	1827
Bendigo and Adelaide Bank	55. Bendigo and Adelaide Bank FRN	BBB+	N	1,997	2.57	2.97	2.57	0.87	25/01/2023	1532
Bendigo and Adelaide Bank	56. Rural Bank TD	BBB+	N	2,000	2.75	2.75	2.75	0.88	24/10/2019	335
Bendigo and Adelaide Bank	57. Bendigo Bank TD	BBB+	N	2,000	2.80	2.80	2.80	0.88	5/12/2019	728
Heritage Bank	58. Heritage Bank FRN	BBB+	N	1,300	2.88	3.22	2.88	0.57	4/05/2020	1096
Heritage Bank	59. Heritage Bank FRN	BBB+	N	1,400	2.46	3.17	2.46	0.61	29/03/2021	1096
Members Banking Group	60. RACQ FRN	BBB+	?	1,500	2.77	3.03	2.77	0.66	11/05/2020	731
MyState Bank	61. MyState Bank TD	BBB+	N	2,000	2.86	2.85	2.86	0.88	17/10/2019	254
Newcastle Perm Bldg Soc	62. Newcastle Perm Bldg Soc FRN	BBB+	N	1,000	2.64	3.28	2.64	0.44	7/04/2020	1827

ITEM 5 (continued)

Issuer	Investment Name	Investment Rating	Fossil Fuel	Invested at 31-Jul-19 \$000's	Annualised Period Return (%)	12 Month Average Return on Current Investments	Return since 01 July 2019	% of Total Invested	Maturity	Tenor
Newcastle Perm Bldg Soc	63. Newcastle Perm Bldg Soc FRN	BBB+	N	999	2.88	3.52	2.88	0.44	7/04/2020	1352
Newcastle Perm Bldg Soc	64. Newcastle Perm Bldg Soc □	BBB+	N	2,000	3.05	3.05	3.05	0.88	27/01/2022	1092
Newcastle Perm Bldg Soc	65. Newcastle Perm Bldg Soc TD	BBB+	N	2,000	3.05	3.05	3.05	0.88	10/02/2022	1095
Aus Unity Bank Australia	66. Aus Unity Bank TD	BBB	?	2,000	2.80	2.80	2.80	0.88	30/10/2019	364
CUA	67. Bank Australia	BBB	N	1,000	2.75	3.17	2.75	0.44	30/08/2021	1096
CUA	68. CUA FRN	BBB	N	2,000	2.54	3.21	2.54	0.88	20/03/2020	1096
CUA	69. CUA TD	BBB	N	2,000	3.00	3.00	3.00	0.88	3/12/2020	728
Defence Bank	70. Defence Bank TD	BBB	N	1,000	2.80	2.74	2.80	0.44	3/03/2020	364
Greater Bank	71. Greater Bank FRN	BBB	N	1,000	2.92	3.33	2.92	0.44	24/02/2020	1095
Me Bank	72. ME Bank At Call Account	BBB	N	808	1.33	1.73	1.33	0.35		
Me Bank	73. ME Bank FRN	BBB	N	1,500	2.93	3.18	2.93	0.66	9/11/2020	1096
Me Bank	74. ME Bank FRN	BBB	N	1,600	2.70	3.20	2.70	0.70	16/04/2021	1095
Me Bank	75. ME Bank TD	BBB	N	2,000	2.40	2.40	2.40	0.88	8/08/2019	91
Me Bank	76. ME Bank TD	BBB	N	1,000	2.75	2.75	2.75	0.44	6/08/2019	340
Me Bank	77. ME Bank TD	BBB	N	2,000	2.39	2.41	2.39	0.88	7/11/2019	182
Me Bank	78. Members Equity TD	BBB	N	2,000	2.68	2.68	2.68	0.88	21/01/2020	327
P&N Bank	79. P&N Bank	BBB	N	1,000	3.50	3.50	3.50	0.44	2/11/2023	1821
Teachers Mutual Bank	80. Teachers Mutual Bank FRN	BBB	N	1,400	2.59	3.31	2.59	0.61	2/07/2021	1096
Auswide Bank	81. Auswide Bank TD	BBB-	N	2,500	2.06	2.60	2.06	1.10	4/02/2020	222
G&C Mutual Bank	82. G&C Mutual Bank TD	BBB-	N	1,000	2.85	2.85	2.85	0.44	12/09/2019	379
QBank	83. QBank FRN	BBB-	N	1,000	2.62	3.33	2.62	0.44	22/03/2021	1098
QBank	84. QBank FRN	BBB-	N	750	2.83	3.35	2.83	0.33	14/12/2021	1096
QBank	85. Qbank Term Deposit	BBB-	N	1,000	2.81	2.89	2.81	0.44	12/12/2019	294
QBank	86. QBank TD	BBB-	N	1,000	2.55	2.78	2.55	0.44	7/05/2020	359
QBank	87. QBank TD	BBB-	N	1,000	2.80	2.80	2.80	0.44	7/11/2019	349
Australian Military Bank	88. Australian Military Bank TD	Unrated	N	2,000	2.90	2.90	2.90	0.88	26/09/2019	386
Bananacoast CU	89. Bananacoast CU TD	Unrated	N	2,000	2.95	2.95	2.95	0.88	13/02/2020	364
Bank of Sydney	90. Bank of Sydney TD	Unrated	?	1,000	2.77	2.73	2.77	0.44	10/09/2019	180
Bank of Sydney	91. Bank of Sydney TD	Unrated	?	1,000	2.77	2.80	2.77	0.44	15/10/2019	187
Bank of us	92. Bank of us TD	Unrated	?	1,000	2.80	2.81	2.80	0.44	10/12/2019	182
Bank of us	93. Bank of us TD	Unrated	?	1,000	2.21	2.67	2.21	0.44	10/12/2019	182
Coastline CU	94. Coastline Credit Union TD	Unrated	?	1,000	2.95	2.95	2.95	0.44	19/12/2019	386
Goldfields Money Ltd	95. Goldfields Money Ltd TD	Unrated	?	2,000	2.80	2.76	2.80	0.88	17/03/2020	369
Hunter United Credit Union	96. Hunter United Credit Union TD	Unrated	?	1,000	2.80	2.73	2.80	0.44	12/03/2020	366
Maitland Mutual	97. Maitland Mutual Bldg Soc TD	Unrated	N	1,000	2.75	2.72	2.75	0.44	10/03/2020	364
Police CU (SA)	98. Police CU - SA Term Deposit	Unrated	?	1,000	2.90	2.88	2.90	0.44	12/11/2019	362
Police CU (SA)	99. Police CU - SA	Unrated	?	1,000	2.90	2.90	2.90	0.44	7/11/2019	365
Queensland Country CU	100. QCCU TD	Unrated	?	1,000	2.75	2.73	2.75	0.44	10/03/2020	364
Regional Australia Bank	101. Regional Australia Bank TD	Unrated	N	2,000	3.10	3.10	3.10	0.88	13/08/2020	1093
South West CU	102. South West CU TD	Unrated	?	1,000	2.41	2.72	2.41	0.44	28/01/2020	257
Summerland CU	103. Summerland CU TD	Unrated	N	1,000	2.98	2.86	2.98	0.44	10/12/2019	364
Summerland CU	104. Summerland CU TD	Unrated	N	1,000	2.90	2.90	2.90	0.44	12/09/2019	372
Warwick CU	105. Warwick CU TD	Unrated	?	1,000	3.01	3.01	3.01	0.44	19/12/2019	386
Warwick CU	106. Warwick CU TD	Unrated	?	500	2.80	2.80	2.80	0.22	15/01/2020	321
Warwick CU	107. Warwick CU TD	Unrated	?	500	2.80	2.80	2.80	0.22	17/01/2020	323
WaW CU	108. WAW CU Coop	Unrated	N	2,000	2.26	2.26	2.26	0.88	12/12/2019	175
				228,276	2.76	2.94	2.76	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 (%)

	Jul	12 Mth	FYTD
Return including Matured/Traded Investments	2.76	2.94	2.76
Benchmark Return: AusBond Bank Bill Index (%)	1.42	1.90	1.42
Variance From Benchmark (%)	1.34	1.04	1.34

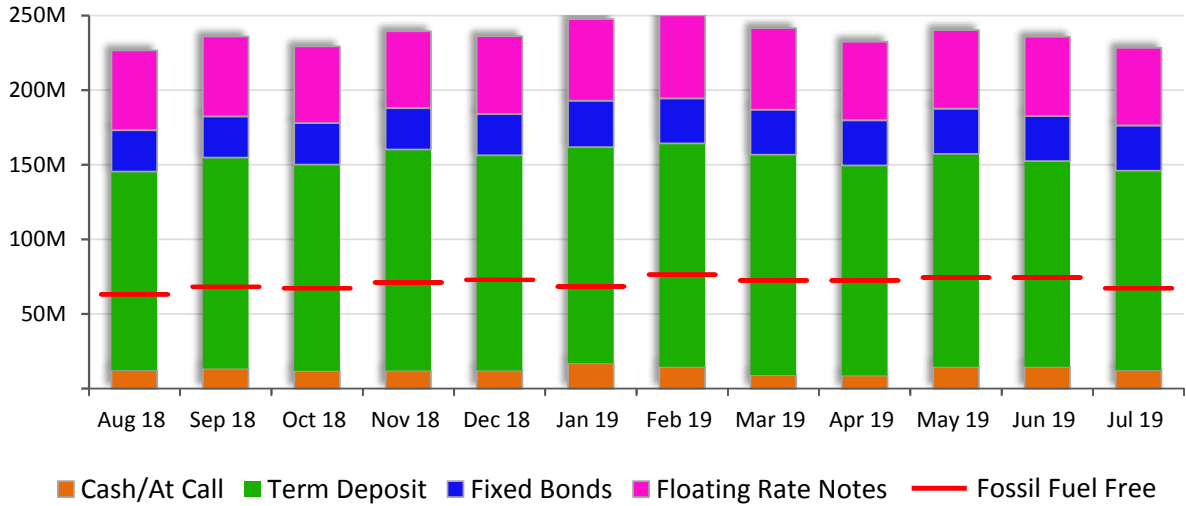
Investment Income

	\$000's	Fossil Fuel Free (000's)
This Period	543	Yes 67,054
Financial Year To Date	543	No 143,722
Budget Profile	458	Unknown 17,500
Variance from Budget - \$	85	

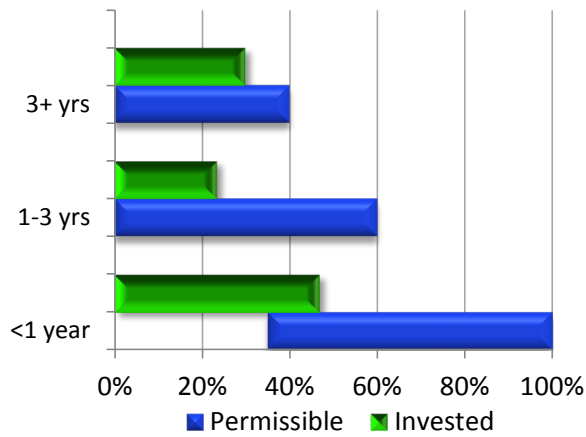
ITEM 5 (continued)

Analysis of investments

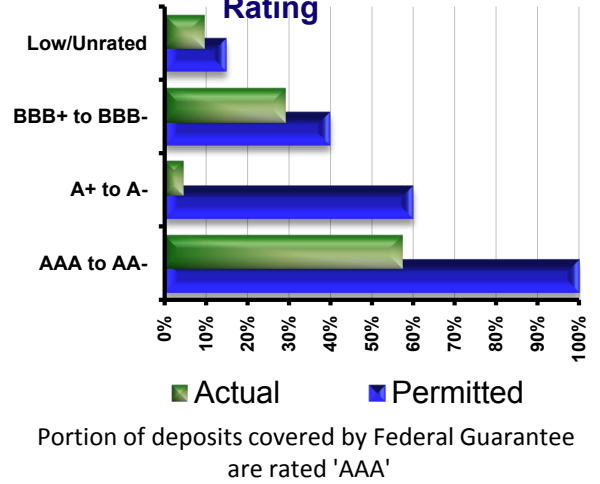
Total Funds Invested



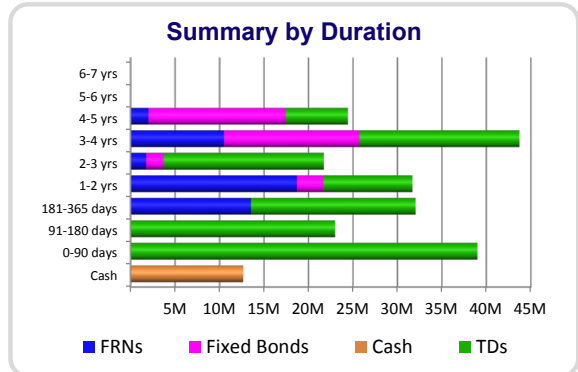
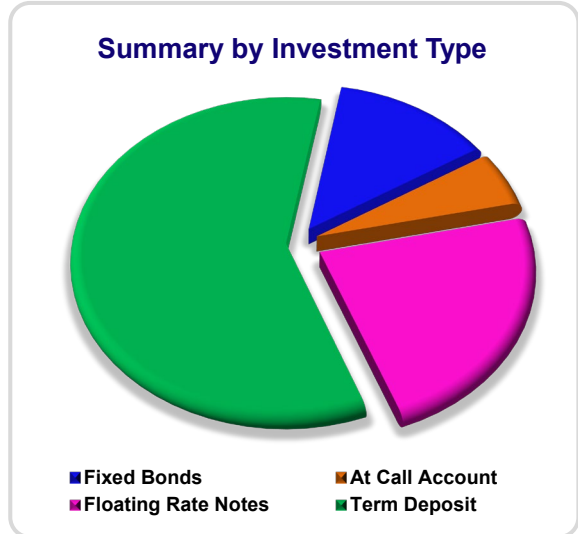
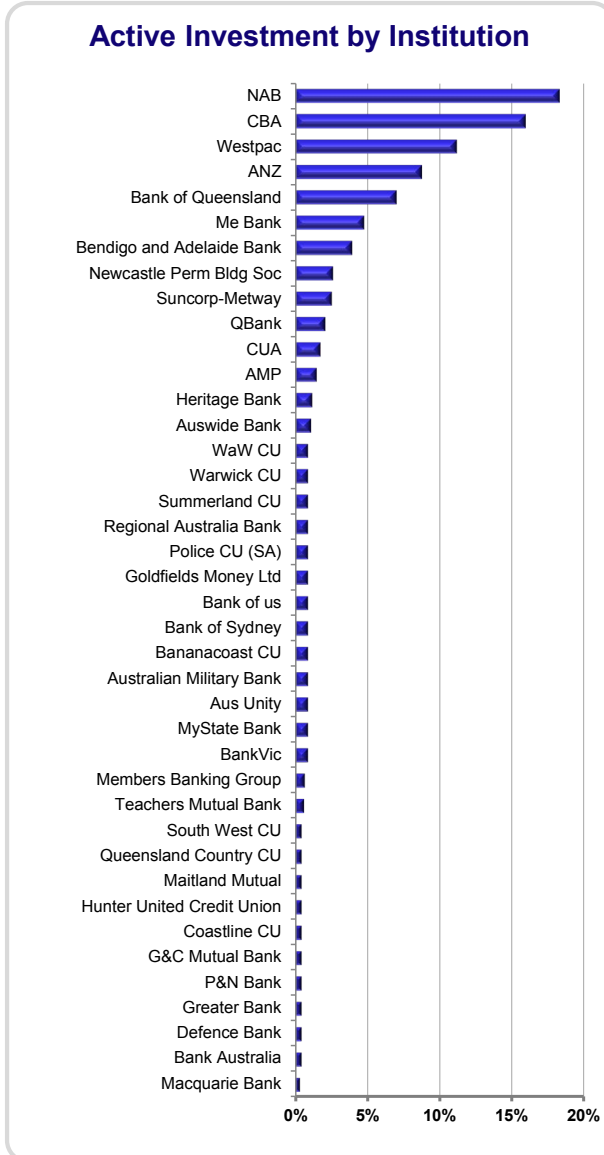
Policy Limits on Maturities



Investment Summary by Rating



ITEM 5 (continued)



	<365 days	>365 days
Cash/TDs	\$93.1M	\$53.0M
FRNs	\$13.5M	\$32.9M
Fixed Bonds	\$0.0M	\$35.6M
	\$106.7M	\$121.6M

Divestment of Fossil Fuel Aligned Financial Institutions

As at 31 July 2019, Council had a total amount of \$67.04 million (29.4% of Council's total investment portfolio) invested in non-fossil fuel aligned financial institutions. A further \$17.5 million was invested in unrated financial institutions where their 'alignment status' is unclear/undetermined. It is almost certain all of these unrated financial institutions are non-fossil fuel aligned institutions as their lending profiles are almost identical to other unrated institutions. If it assumed those institutions are non-fossil fuel aligned financial institutions, then the total amount is \$84.55 million (37.04% of Council's total investment portfolio).

By way of comparison, Council had \$50.5 million (24.5% of its total investment portfolio) invested in non-fossil fuel aligned financial institutions, as at 31 January 2018.

ITEM 5 (continued)

Council's divestment from fossil fuel aligned financial institutions has increased by more than \$34m (a 68% increase) since January 2018.

Financial Implications

Council's return for the reporting period is 2.76%, which is 1.34% above the benchmark figure of 1.42%. Income from interest on investments and proceeds from sales of investments totals \$543K for the period ended 31 July 2019, \$85K above the 2019/20 year-to-date revised Budget.

Summary

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.

Pav Kuzmanovski
Chief Financial Officer

ITEM 5 (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	0.960
2 Dickson Ave, West Ryde	1.300
8 Chatham Rd, West Ryde	1.420
202 Rowe Street, Eastwood	3.235
226 Victoria Rd, Gladesville	0.390
7 Anthony Road, West Ryde	5.230
7 Coulter Street, Coulter St Car Park, Gladesville	22.175
6-12 Glen Street, Glen Street Car Park, Eastwood	36.820
2 Pittwater Road, John Wilson Car Park, Gladesville	8.820
150 Coxs Road, Cox Rd Car Park, North Ryde	1.655
33-35 Blaxland Road, Argyle Centre, Ryde	5.630
19-21 Church Street and 16 Devlin Street, Ryde	10.990
6 Reserve Street, West Ryde	3.700
Herring Road Air Space Rights	0.535
741-747 Victoria Road, Ryde (Battery World)	7.130
53-71 Rowe Street, Eastwood	7.175
Total Investment Properties as per the Financial Statements	117.165
1 Constitution Road, Operations Centre, Ryde ⁽¹⁾	38.620
PROPERTIES HELD AS INVESTMENT PROPERTIES	155.785

(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 5 (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: 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.

ITEM 5 (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

**6 JUNE QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN
2018-2022 AND 2018/2019 OPERATIONAL PLAN**

Report prepared by: Team Leader - Management Accounting
File No.: FIM/07/6/2/18/1 - BP19/912

REPORT SUMMARY

Council's Four Year Delivery Plan 2018-2022 and One Year 2018/19 Operational Plan sets out the strategic and financial objectives for the year. These plans also detail the goals and performance measures for Council's seven key outcome areas, the services and projects that Council plans to deliver in 2018/19.

This June Quarterly Review has primarily been undertaken to update Council's list of Carryovers from the 2018/19 financial year to the 2019/20 financial year. The requested Carryovers for the June 2019 quarter amount to a net increase of \$0.05million.

The attached report includes details for each of the seven outcome areas and the twenty one program areas, detailing the targets adopted by Council and the performance to date in achieving those targets by 30 June 2019. Also shown is a financial performance summary for each key outcome area and a progress status report on all capital and non-capital projects by program area for the 2018/19 financial year.

The proposed June 2019 quarter adjustments will have no net impact on Council's current working capital balance of \$5.01 million. This level of working capital is considered adequate given it exceeds Council's minimum uncommitted working capital balance of \$4.50 million.

It is important to note that Council's actual results against budget will not be determined until after the external audit has been completed. Council's Draft Financial Statements for 2018/19 will be the subject of a separate report to Council at its meeting of 22 October 2019.

RECOMMENDATION:

- (a) That the report of the June 2019 Quarterly Review Statement - Four Year Delivery Plan 2018 - 2022 and One Year 2018/19 Operational Plan, *Quarter Four, April – June 2019* be received and endorsed by Council.
- (b) That the proposed budget adjustments (including reserve movements) resulting in no net impact on Council's projected Working Capital position of \$5.01 million (as at 30 June 2019) be endorsed by Council.
- (c) That Council endorse the Projects recommended to be carried over as outlined in this report.

ITEM 6 (continued)

ATTACHMENTS

- 1 Quarterly Review Report Quarter 4 (April to June 2019) – **CIRCULATED
UNDER SEPARATE COVER**
- 2 Total Carryover Report 2018-19

Report Prepared By:

Jifeng Huang
Team Leader - Management Accounting

Report Approved By:

Pav Kuzmanovski
Chief Financial Officer

Steven Kludass
Director - Corporate Services

ITEM 6 (continued)

Discussion

The Local Government (General) Regulations 2005 (Clause 203) requires a quarterly budget review to be considered by Council, which shows revised estimates for income and expenditure for the financial year indicating whether Council's financial position is satisfactory and makes recommendations for remedial action where needed.

The Quarterly Budget Review Statement (QBRS) is prepared in accordance with the requirements of the Code of Accounting Practice and Financial Reporting. This report provides a comprehensive high level overview of Council's financial position as at 30 June 2019. All forecast results are projections as at 30 June 2019 and final figures are subject to audit.

The June 2019 Quarterly Budget Review has been completed and is submitted to Council for its consideration. This report has primarily been undertaken to update Council's list of Carryover projects from 2018/19 into 2019/20.

In addition to the above requirements, a number of other documents are included in the report to ensure Council is informed of Council activities and the tracking of these activities. This includes the *Quarterly Review Report, Four Year Delivery Plan 2018-2022 including One Year 2018/19 Operational Plan, Quarter Four, April – June 2019* which is provided for in **ATTACHMENT 1 – CIRCULATED UNDER SEPARATE COVER** and includes:

- General Manager's Introduction – including financial management and corporate performance overview, providing a 'snapshot' of Council's performance during the quarter.
- Outcome Summaries – including overview, operational indicators, financial summaries, performance measures and a summarised status of all of Council's capital and non-capital projects.
- Reserves Listing Report – outlines the opening balance, approved budgeted transfers to/from reserves and proposed additional transfers to/from reserves, with a projected balance as at 30 June 2019.
- Quarterly Changes Report – provides comments and details of those budget items that are proposed to be increased or decreased in the 2018/19 budget.
- Consolidated income and expenditure estimates 2018/2019, summary of the budget in two pages, showing the original budget and quarterly review adjustments.

The Carryover Project list is provided in **ATTACHMENT 2** and outlines Projects that are carried forward from the 2018/19 Budget to the 2019/20 Budget.

ITEM 6 (continued)

June Quarter Carryovers

Unspent funds of projects recommended to be carried forward to the 2019/20 Budget are provided for in **ATTACHMENT 2**. The adjustments made during the quarter have resulted in a net increase of Carryovers of \$0.05 million for the June 2019 quarter. This is in addition to \$12.85 million identified in the March 2019 quarterly review resulting in a total carry forward of \$12.9 million into the 2019/20 financial year.

Of the \$12.9 million, \$7.4 million are pending legal/contract negotiations, \$4.3 million have been delayed and due to be complete in 2019/20, \$1m is awaiting fulfilment by contractors and \$0.2 million are awaiting approval by a utility or an approving authority.

Working Capital Summary

Following the completion of the 2017/18 Financial Statements, Council had an opening working capital balance of \$5.01 million, as at 1 July 2018. As a result of the proposed budget adjustments included in the June 2019 Quarterly Review, the forecast working capital balance as at 30 June 2019 is forecast to remain at \$5.01 million (above benchmark of \$4.50 million) as tabled below:

Opening Working Capital	\$5.01m
2018/2019 Operational Plan	\$0
Revised Working Capital	\$5.01m
September Adjustments	\$0
December Adjustments	\$0
March Adjustments	\$0
June Adjustments	\$0
Closing Working Capital	\$5.01m

Financial Implications

As a result of the June Quarterly Review, Council's available Working Capital is projected to be maintained at \$5.01million as at 30 June 2019.

The June Quarterly Review also updates Council's list of Carryovers from 2018/19 financial year to the 2019/20 financial year. The total Carryovers approved by Council at its meeting on 28 May 2019, of \$12.85 million, increasing to \$12.90 million.

It should also be noted that the summary of Council's actual result to budget is not Council's final position, as it is still subject to audit. Council's draft Financial Statements for 2018/19 will be provided to Council at its meeting on Tuesday 22 October 2019.

ITEM 6 (continued)**Certificate**

In accordance with the Clause 203 of the Local Government (General) Regulations 2005, I report that the financial position of the Council was satisfactory as at 30 June 2019, having regard to the original estimates of income and expenditure.

Variations in total income, operating and capital expenditure as at 30 June 2019 are of a quantum and nature that overall end of year financial targets will be achieved.

Pav Kuzmanovski

Chief Financial Officer
Responsible Accounting Officer

14 August 2019

ITEM 6 (continued)

ATTACHMENT 2

City Of Ryde*
Cost Centre Details
For Period July

Cost Centre	2018/19 Approved Carryover	Carryover Adjustments	Additional Carryovers	Total Carryover
Grand Total	12,848,359	(186,186)	235,471	12,897,644
City Planning and Environment	362,359	(68,308)	116,858	410,908
934. Urban Strategy	112,359	0	116,858	229,217
4130724. Macquaire Library and Creativity Hub Design	112,359	0		112,359
4150023. Town Centre Upgrade implementation - Renewal	0		116,858	116,858
935. Environment, Health and Building Dept	250,000	(68,308)	0	181,692
2442380. Mobile Field Worker App - Health and Building Compliance	90,000	45,160		135,160
7441890. Terrys Creek Walking Trail	160,000	(113,468)		46,532
City Works	10,762,500	(367,910)	118,613	10,513,203
942. Parks Dept	6,960,000	605,752	118,613	7,684,365
4141776. Shrimptons Creek Corridor Embellishment	50,000	236,236		286,236
5441445. Macquarie Park, Waterloo Rd	5,800,000	112,948		5,912,948
7630741. Open Space Master Plans	10,000	63,632		73,632
7630742. Integrated Open Space Plan	0		50,000	50,000
7730752. Development of Parks Plans of Management	0		68,613	68,613
7750012. Sportsfield Upgrade & Renewal	100,000	80,601		180,601
7750016. Playground Renewal & Upgrade	250,000	95,512		345,512
7751028. Passive Parks Expansion and Improvement	750,000	16,823		766,823
943. Civil Infrastructure and Integration	3,342,500	(870,983)	0	2,471,517
4742857. Pittwater Road Upgrade (High St - Field of Mars)	230,000	4,981		234,981
4750004. Road Kerb Renewal	850,000	(850,000)		0
4750006. Bridge Upgrade / Renewal	20,000	(20,000)		0
4750021. Car Park Renewal	200,000	74,434		274,434

*Report Contains Filters

ITEM 6 (continued)

ATTACHMENT 2

Cost Centre	2018/19 Approved Carryover	Carryover Adjstments	Additional Carryovers	Total Carryover
4850009. Seawalls/Retaining Walls Refurbishment Renewal	170,000	108,678		278,678
5130760. Eastwood TC Flood Study	40,000	59,834		99,834
5142867. 146 Bowden St Trunk Drainage	750,000	75,128		825,128
5142894. Small Rd and Lavarack St Drainage Expansion	127,500	0		127,500
5150008. Stormwater Asset Replacement Renewal	140,000	(140,000)		0
5150022. Stormwater Improvement Works - Renewal	165,000	(165,000)		0
8542412. Shepherds Bay Outlet	650,000	(19,038)		630,963
945. Business Infrastructure Dept	90,000	43,944	0	133,944
5830739. Porters Creek Feasibility Study for CRC	15,000	20,340		35,340
6130740. Eastwood Litter Prevention Campaign	25,000	9,431		34,431
6130789. Recycle Right and Reduce Waste	15,000	8,583		23,583
6130790. Single Use Plastic Reduction	35,000	5,590		40,590
947. Traffic, Transport & Development	370,000	(146,623)	0	223,377
4751001. Cycleways Construction Expansion	200,000	23,377		223,377
4941900. ITS Implementation	170,000	(170,000)		0
Corporate Services	347,000	168,852	0	515,852
923. Corporate Governance Dept	50,000	0	0	50,000
2330719. Additional Safehold Modules	50,000	0		50,000
927. Technology Dept	272,000	171,201	0	443,201
2450020. InformationTechnology Renewal	0	138,856		138,856
2450033. Information Technology Infrastructure Renewal	212,000	0		212,000
2450034. Information Technology Software Renewal	40,000	0		40,000
2451020. Information Technology - Expansion	0	32,344		32,344
2451034. Information Technology Software Expansion	20,000	0		20,000
929. Procurement Department	25,000	(2,349)	0	22,651
1730755. Procurement Improvement	25,000	(2,349)		22,651
Customer and Community Services	1,176,500	3,097	0	1,179,597
971. Communications and Engagement	80,000	6,034	0	86,034
6541869. Intranet Upgrade	30,000	0		30,000
6930648. Art Project	50,000	6,034		56,034
972. Community and Ranger Services Dept	60,000	(8,496)	0	51,504

*Report Contains Filters

ITEM 6 (continued)

ATTACHMENT 2

*Report Contains Filters

Cost Centre	2018/19 Approved Carryover	Carryover Adjustments	Additional Carryovers	Total Carryover
6830764. City of Ryde Halls and Facilities Strategy	50,000	(11,716)		38,284
6930762. Cultural Plan	5,000	1,710		6,710
6930763. Community and Social Wellbeing Plan	5,000	1,510		6,510
973. Ryde Aquatic Leisure Centre Dept	1,000,000	0	0	1,000,000
5550013. RALC Asset Renewal	1,000,000			1,000,000
974. Library Services Dept	36,500	5,559	0	42,059
7030723. Library Strategic Plan	10,000	5,559		15,559
7330793. 1000 Books Before School	26,500	0		26,500
Office of General Manager	200,000	78,084	0	278,084
915C. Strategic Property Section	200,000	78,084	0	278,084
4942890. Multi-deck Car Park Construction - Rowe St Eastwood	200,000	78,084		278,084

7 REFERRAL OF 2018/19 DRAFT FINANCIAL STATEMENTS TO EXTERNAL AUDIT

Report prepared by: Chief Financial Officer
File No.: GRP/09/5/14 - BP19/914

REPORT SUMMARY

Council is required to prepare Financial Statements and have them referred to audit as soon as practicable after 30 June each financial year. This report is seeking the release of Council's draft 2018/19 Financial Statements for external audit purposes.

The audit will commence in the first week in September 2019.

It is proposed that at its meeting on 22 October 2019, Council will sign the audited 2018/19 Financial Statements with a view to placing them on public exhibition (for 28 days). The signed Financial Statements will also be forwarded to the Office of Local Government on or before 31 October 2019.

It is proposed that a presentation of Council's audited Financial Statements and Auditor's Report will be made at the Council Meeting of 26 November 2019. Any public submissions on the Financial Statements (whilst on public exhibition) will also be tabled via a report at that meeting.

RECOMMENDATION:

That Council releases the draft 2018/19 Financial Statements for external audit purposes, pursuant to section 413 of the Local Government Act 1993.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

Pav Kuzmanovski
Chief Financial Officer

Report Approved By:

Steven Kludass
Director - Corporate Services

ITEM 7 (continued)

Discussion

The Auditor-General (Audit Office) is responsible for ensuring the audit is performed in accordance with Australian Auditing Standards and the Local Government Act, 1993.

The Auditor-General has engaged Grant Thornton to provide audit and/or assurance services on this engagement. However, the Auditor-General remains responsible for the audits, their performance and for issuing the Independent Auditor's Reports. The level of Audit Office involvement will vary depending on the size, nature, complexity and risk of the audit.

The following timeline is proposed to ensure that Council fulfils its legislative requirements in accordance with the Local Government Act and as agreed with the Audit Office:

Action	Date
Review of Draft Financial Statements by independent members of ARIC	19 August
Council resolves to release Draft Financial Statements for Audit (Council Meeting)	27 August
Audit is conducted by the Audit Office (via Grant Thornton)	2-13 September
Signing of the audited Financial Statements and release for public exhibition (Council Meeting)	22 October
Release for Public Exhibition (28 Days)	23 October
Submit audited Financial Statements and Audit Reports to the Office of Local Government.	25 October
Audit Presentation on the conduct of the Audit (Audit Office) and tabling of any public submissions received (Council Meeting)	26 November

In order to provide Council with the benefit of a final review of the Financial Statements before releasing them to the Audit Office for audit, the Financial Statements have been reviewed by the independent members of the Audit, Risk and Improvement Committee.

At the 22 October 2019 Council meeting, the audited Financial Reports with key findings will be presented to Council.

Financial Implications

Adoption of the recommendation will have no financial impact.

8 VARIATIONS TO DEVELOPMENT STANDARDS UNDER CLAUSE 4.6 OF RYDE LOCAL ENVIRONMENT PLAN 2014

Report prepared by: Manager - Development Assessment
File No.: GRP/09/6/11 - BP19/888

REPORT SUMMARY

To ensure transparency and integrity within the planning framework, the Department of Planning, Industry 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 April to 30 June 2019 with a Clause 4.6 variation.

DA number	Address	Description of Proposal	Extent of variation & standard varied	Justification of variation	Delegation & Date of Determination
LDA2018/0286	9 Warrawong St, Eastwood	Two storey dual occupancy (attached)	1.66% (9.6m ²) variation to minimum lot size	<p>The site is a corner allotment with each dwelling orientated on two street frontages, the development will present as a single dwelling to each street, inclusive of a design which is compatible within the streetscape.</p> <p>This will ultimately reduce the bulk and visual perception of an attached dual occupancy and in this regard, the development is considered to satisfy the objective of the clause.</p>	Council Officers Delegated Authority 5/04/2019
LDA2018/0299	27 Darwin St, West Ryde	New multi-dwelling housing development comprising 3 dwellings and strata subdivision	3.9% (0.195m) variation to the 5m height control	<p>The variation relates to a small portion of the ridge of dwellings 2 and 3. The proposed variation will allow an appropriate development in a medium risk flood precinct and the overall 0.195m height increase of dwellings 2 and 3 is unlikely to cause any unreasonable impacts on the adjoining properties.</p>	Council Officers Delegated Authority 24/04/2019
LDA2018/0367	12 Putney Pde, Putney	Construction of a three storey dwelling house, swimming pool and front fence	9.5% (0.9m) to 9.5m height control	<p>When viewed from the street, the proposal will largely appear as a two storey dwelling house. This is because the topography of the land slopes away from the street to the rear. The height is consistent with the dwelling to be demolished. The development does not result in impacts to adjoining properties in respect to overshadowing and overlooking.</p>	Council Officers Delegated Authority 2/04/2019

ITEM 8 (continued)

LDA2018/0492	8 Finch Ave, East Ryde	Alterations and additions to dwelling including a new in- ground pool	2.7% (17m ²) variation to Floor Space Ratio	The increase is due to the conversion of an undercoft beneath a carport to storage space. The increase in floor space will not affect the bulk and scale of the development or impact on adjoining properties and cannot be seen from the street. The development is consistent with the zone objectives and the objectives of the clause.	Council Officers Delegated Authority 9/04/2019
LDA2019/0045	10 Thorn St, Ryde	Demolition, new two storey dual occupancy (attached), front/return fences and strata subdivision	0.6% (3.7m ²) variation to minimum lot size	The proposal is compliant with the FSR control and landscaping provisions, Impacts on privacy and available sunlight to adjoining properties has been minimised and the development has an acceptable impact on the streetscape. The development is also consistent with the zone objectives and objectives of the control.	Council Officers Delegated Authority 31/05/2019
LDA2019/0167	38 Badajoz Rd, Ryde	Alterations and first floor addition to existing dwelling	2% (200mm) variation to the 9.5m height control	The variation relates to a small section of the ridge that occurs at the rear of the site. This variation is a direct consequence of the slope of the site. The development does not result in any adverse impacts to adjoining properties.	Council Officers Delegated Authority 29/06/2019

RECOMMENDATION:

That the report on the Clause 4.6 variations 1 April to 30 June 2019 be received and noted.

ATTACHMENTS

1 Circular - Clause 4.6

Report Prepared By:

Sandra Bailey
Manager - Development Assessment

Report Approved By:

Liz Coad
Director - City Planning and Environment

ITEM 8 (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 8 (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:

ITEM 8 (continued)

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 8 (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

9 PLANNING PROPOSAL - 68 DENISTONE ROAD, DENISTONE - OUTCOMES OF EXHIBITION

Report prepared by: Strategic Planner; Senior Coordinator - Strategic Planning
File No.: LEP2018/32/7 - BP19/670

REPORT SUMMARY

This report reviews the outcomes of the public exhibition of the Planning Proposal to include 68 Denistone Road, Denistone as a heritage item in the *Ryde Local Environmental Plan (RLEP) 2014*.



Council prepared a Planning Proposal following the Council Resolution of 25 September 2018 to place an Interim Heritage Order over the property. The Planning Proposal seeks to include the property as an item of local heritage significance within Schedule 5 of Ryde LEP 2014.

This requires

- Amending Ryde LEP2014 *Schedule 5 Environmental Heritage* to include 68 Denistone Road, Denistone as an item of environmental heritage; and
- Amendment of Ryde LEP2014 Heritage Map to include the site

The Planning Proposal is provided in **ATTACHMENT 1 – CIRCULATED UNDER SEPARATE COVER.**

ITEM 9 (continued)

Council engaged the independent heritage consultant Paul Davies Pty Ltd to undertake a heritage assessment of the site (the Davies Report). This report concluded that the site was of local heritage significance and recommended heritage listing of the property. The Planning Proposal seeks to implement this recommendation.

The Davies Report states in part the following:

This report has established the local heritage significance of the property at 68 Denistone Road, Denistone (Lots 1, 2 & 3, DP1096437). It is recommended that City of Ryde Council proceed with the process of heritage listing the site by amending the Ryde LEP 2014 to include the site as a heritage item under Schedule 5 Part 1: Heritage Items of that LEP.

The Heritage Assessment Report is provided with the supplementary documents in **ATTACHMENT 2 – CIRCULATED UNDER SEPARATE COVER.**

Council wrote to the Department of Planning and Environment (DPE) on 5 March 2019 requesting a Gateway Determination. The Gateway Determination was issued by the DPE and received by Council on 4 April 2019.

The Gateway Determination included conditions that required:

- that the Planning Proposal be updated to address consistency with the Greater Sydney Region Plan,
- that the Heritage Assessment Report be updated to address the current condition of the dwelling,
- that the Planning Proposal be publically exhibited for a minimum of 28 days (in accordance with Section 3.34(2)(c) and Schedule 1 Clause 4 of the Environmental Planning and Assessment Act 1979), and
- that the Office of Environment and Heritage be provided with a copy of the Planning Proposal and invited to provide comments.

The necessary updates were made in accordance with the Gateway Determination, and the Planning Proposal (with all relevant attachments) was publically exhibited from 29 May 2019 to 28 June 2019, exceeding the required 28 day community consultation.

The exhibition was notified in the Northern District Times and the documentation was made available on Council's website. The documents were also available for viewing at Council's Customer Service Centre at Top Ryde, at Council's North Ryde Office, at West Ryde Library, and at Eastwood Library.

Copies of the Planning Proposal and attachments were also provided to the owner of the property and to the Office of Environment and Heritage.

ITEM 9 (continued)

Sixty-six (66) submissions were received from the community in response to the exhibition.

The breakdown is as follows: twenty (20) supported the listing the property as a heritage item within Ryde LEP2014; forty-six (46) objected to the listing of the property as a heritage item within Ryde LEP2014. In addition, there were two (2) submissions received prior to the exhibition, both of which supported the IHO, and two (2) submissions received after the official closing time of the exhibition, both of which supported the Planning Proposal.

In addition, a submission was received from Mills Oakley Lawyers, acting on behalf of the owner, objecting to the listing of the site provided in **ATTACHMENT 10 – CIRCULATED UNDER SEPARATE COVER**.

A submission was also received from the Heritage Division of the OEH, which stated the following:

Heritage Division supports the identification and listing of new heritage items, providing necessary due diligence, assessments and notifications have been undertaken.

Having reviewed the Davies Report findings and recommendations, along with the submissions received during the exhibition of this Planning Proposal, this report recommends that Council resolve to amend Ryde LEP2014 to include 68 Denistone Road, Denistone as a heritage item under *Schedule 5 Environmental Heritage*.

The final decision as to whether the site is listed in Council's Local Environmental Plan will be made by the State Government. Council is not the delegated plan-making authority for this Planning Proposal; Council's resolution will be forwarded to the Department of Planning, Industry and Environment as delegate for the Minister of Planning.

RECOMMENDATION:

- (a) That Council endorse that *Ryde LEP 2014* be amended to include 68 Denistone Road, Denistone (LOTS 1-3 DP1096437) under *Schedule 5 Environmental Heritage* as an item of local heritage significance and amending *Ryde LEP 2014 Heritage Map* to include the property.
- (b) That Council endorse that the Planning Proposal 68 Denistone Road, Denistone be forwarded to the Department of Planning and Environment with a request that the Plan be notified on the NSW Legislation website.
- (c) That the land holder and all who made submissions are advised on Council's decision.

ITEM 9 (continued)**ATTACHMENTS –CIRCULATED UNDER SEPARATE COVER**

- 1** Planning Proposal - Exhibition copy with attachments
- 2** Updated Heritage Assessment Report - May 2019
- 3** RLPP Electronic Determination - 14 February 2019
- 4** Gateway Determination
- 5** Minutes of Council Meeting - 25 September 2018
- 6** Minutes of Council Meeting - 26 February 2019
- 7** Notification Mailout Map
- 8** Submissions Table
- 9** Submissions (Names and Contact Details Removed)
- 10** Submission from Property Owner

Report Prepared By:

Rachel Hughes
Strategic Planner

Lexie Macdonald
Senior Coordinator - Strategic Planning

Report Approved By:

Dyalan Govender
Manager - Urban Strategy

Liz Coad
Director - City Planning and Environment

ITEM 9 (continued)**Background**

On the 28 August 2018, Council received a Local Development Application (LDA) for the consolidation of the three (3) existing lots and the subdivision to create two (2) lots at 68 Denistone Road, Denistone (LDA2018/340).

The LDA was available for community comment between 3 September and 19 September 2018. Council received six (6) submissions during the notification period, which objected to the development and raised heritage as a concern. Five (5) submissions specifically refer to the heritage of the building, and one (1) referred more generally to the heritage of the area. Council also received correspondence prior to the lodgment of the LDA, prompted by the sale of the property in February 2018. The correspondence requested consideration be given to heritage listing the property.

In response Council, on the 25 of September 2018 unanimously resolved;

That Council delegate the General Manager to place an Interim Heritage Order over 68 Denistone Road, Denistone; and

- (i) Prepare a Planning Proposal to list the property as an item of local heritage significance within Schedule 5 Environmental Heritage of Ryde Local Environmental Plan 2014, and*
- (ii) That the Planning Proposal seeking heritage listing of 68 Denistone Road, Denistone be forwarded to the Department of Planning and Environment with a request for a Gateway Determination, and*
- (iii) That upon receipt of the Gateway Determination, the General Manager place the Planning Proposal on Community Comment, in accordance with the conditions of the Gateway Determination.*
- (iv) That a report on the outcomes of community consultation be presented to Council as soon as practicable.*

The Council resolution is provided in **ATTACHMENT 5 – CIRCULATED UNDER SEPARATE COVER.**

Interim Heritage Order (No.4) which relates to the subject property was published in the Government Gazette No.99 dated 26 September 2018.

Council subsequently engaged an external heritage consultant Paul Davies Pty Ltd to conduct a detailed heritage assessment of the property. The findings of this study identified the property as a rare California Bungalow style residence with accompanying landscaping features. The study indicated that it is of local historical and aesthetic significance, is remarkably intact and finely detailed, and exhibits a substantial degree of integrity.

ITEM 9 (continued)

The assessment, undertaken in accordance with NSW Heritage Office guidelines, concluded that both the house and associated grounds at 68 Denistone Road, Denistone were of local heritage significance and merited legislative protection.

The Ryde Local Planning Panel was consulted and provided with a copy of both the Planning Proposal and relevant documents, as per the *Local Planning Panels Direction – Planning Proposals* made under section 9.1 of the *Environmental Planning and Assessment Act 1979*.

Under this Direction, the Planning Proposal must be forwarded to the Ryde Local Planning Panel (the Panel) for comment.

The Panel recommended:

The Ryde Local Planning Panel recommends to Council that:

The Planning Proposal seeking to include 68 Denistone Road, Denistone as a Heritage item in Ryde LEP 2014, Schedule 5 Environmental Heritage and include the property in Ryde LEP 2014 Heritage Map be forwarded to the Minister of Planning for Gateway Determination under 3.34 of the Environmental Planning and Assessment Act 1979.

The full electronic determination notice has been provided in **ATTACHMENT 3 – CIRCULATED UNDER SEPARATE COVER**.

The landowner made submissions to the RLPP, the Council and Department of Planning and Environment regarding the condition of the site and the heritage assessment. This was addressed by the Gateway Determination conditions and update of the Heritage Assessment.

On 26 February 2019, Council resolved to progress the Planning Proposal to Gateway – **ATTACHMENT 4 – CIRCULATED UNDER SEPARATE COVER** in accordance with the Panel's recommendation.

Council wrote to the Department of Planning and Environment (DPE) on 5 March 2019 requesting a Gateway Determination. Council subsequently received the Gateway Determination on the 4 April 2019. The Gateway Determination authorised the Planning Proposal to proceed to the community consultation stage, and included the following conditions:

1. *Prior to public exhibition, the planning proposal is to be updated to:*
 - a. *address consistency with the Greater Sydney Region Plan, and*
 - b. *include an amended Heritage Assessment Report which addresses the current condition on the dwelling and if practical be based on internal inspection, subject to access being granted by the owner.*

ITEM 9 (continued)

2. *Public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:*
 - a. *the planning proposal must be made publicly available for a minimum of 28 days; and*
 - b. *the planning proposal authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 5.5.2 of A guide to preparing local environmental plans (Department of Planning and Environment 2016).*

3. *Consultation is required with the Office of Environment and heritage under section 3.34(2)(d) of the Act. The Office of Environment and Heritage is to be provided with a copy of the planning proposal and any relevant supporting material, and given at least 21 days to comment on the proposal.*

The Planning Proposal was updated in accordance with the Gateway that is provided as an appendix in **ATTACHMENT 1 CIRCULATED UNDER SEPARATE COVER**.

The State Government also elected not to delegate authority to make the proposed LEP change to Council; Council's resolution will be forwarded to the Department of Planning, Industry and Environment as delegate for the Minister of Planning.

The Interim Heritage Order (IHO)

An IHO is a temporary heritage protection measure against the demolition of a potential heritage item. It provides Council with the time to further assess the heritage significance of a potential item and take the appropriate steps to list the item if warranted.

Under the Part 3 Section 25 of the Heritage Act (1977), an authorised council:

may make an interim heritage order for a place, building, work, relic, moveable object or precinct in the council's area that the council considers may, on further inquiry or investigation, be found to be of local heritage significance, and that the council considers is being or is likely to be harmed.

A threat of harm can constitute:

- i. Council's own observations of the item (i.e. actual works to the item).
- ii. Notification of works under other legislation.
- iii. Pre development application consultation.
- iv. Lodgement of a Development Application.
- v. Community lobbying.

ITEM 9 (continued)

An IHO was placed on the property following a preliminary assessment undertaken by Council's Heritage Advisor, which indicated that the property may, on further investigation, be found to be of heritage significance. The referral of the property to the Heritage Advisor was the result of lodgement of a Development Application relating to the property.

The legal effect of an IHO made by a Local Council is that approval is required for any development for the life of the order and demolition is prohibited during that period. The IHO for 68 Denistone Road, Denistone will lapse on the 26 September 2019 unless Council resolves to list the property. Council resolved to heritage list the property on 26 February 2019 as noted in the "Background" section of this report.

Gateway Plan Making Process

1. Planning proposal – this is an explanation of the effect of and justification for the proposed plan to change the planning provisions of a site or area which is prepared by a proponent or the relevant planning authority such as Council. The relevant planning authority decides whether or not to proceed at this stage.
2. Gateway determination – determination by the Minister for Planning or delegate if the planning proposal should proceed, and under what conditions it will proceed. This step is made prior to, and informs the community consultation process.
3. Community Consultation – the proposal is publicly exhibited (generally low impact proposals for 14 days, others for 28 days).
4. Assessment – the relevant planning authority considers public submissions. The relevant planning authority may decide to vary the proposal or not to proceed. **The Planning Proposal is currently at this stage.**
5. Decision – the making of the plan by the Minister (or delegate).

Discussion

This report addresses the outcomes of the community consultation relating to the Planning Proposal to list 68 Denistone Road, Denistone as an item of local heritage significance within Schedule 5 of Ryde Local Environmental Plan 2014.

Community Consultation

Consultation with the community regarding the Planning Proposal was carried out in accordance with the *Environmental Planning and Assessment Act 1979* (EP&A Act) s3.34(2)(c) and the Gateway Determination. Key dates and events of the community consultation are as follows;

ITEM 9 (continued)

- The Planning Proposal was placed on public exhibition for a total of 31 days, beginning on Wednesday 29 May 2019 and ending on Friday 28 June 2019. This meets and exceeds the 28 day consultation period required by the Gateway Determination.
- The exhibition was advertised in the North District Times.
- A copy of the exhibition notice, Planning Proposal and all supporting material was available for viewing at West Ryde Library, Eastwood Library, Council's Customer Service Centre at Top Ryde, and at the North Ryde Office of City of Ryde Council.
- The Planning Proposal and its supporting materials were also digitally available on Council's 'Have your Say' website.
- A copy of the Planning Proposal and relevant documents were provided to the owners of the property in accordance with the conditions of the Gateway. Physical copies of the documents were delivered to the property owner. The owner was also notified of the exhibition using his nominated preferred method of contact (email).
- Letters were circulated to surrounding property owners advising of the Planning Proposal and the exhibition period along with the opportunity for submissions to be made in relation to the PP (**ATTACHMENT 7 – CIRCULATED UNDER SEPARATE COVER**).

Consultation with relevant external bodies

The Office of Environment and Heritage (OEH) were consulted and provided with a copy of both the PP and relevant documents as required by the Gateway Determination under s3.34(2)(d) of the EP&A Act. A submission was received from the Heritage Division of the NSW Office of Environment and Heritage that states the following:

Heritage Division supports the identification and listing of new heritage items, providing necessary due diligence, assessments and notifications have been undertaken.

Outcomes of Consultation

Feedback from the community was gathered from written submissions. A total of sixty-six (66) submissions were received in response to the exhibition. Of the submissions twenty (20) were in support of the listing of the property as a heritage item within RLEP2014, and forty-six (46) submissions were received opposing the listing of 68 Denistone Road, Denistone as a heritage item.

ITEM 9 (continued)

A table summarising each submission and Council's responses to them has been provided as **ATTACHMENT 8 – CIRCULATED UNDER SEPARATE COVER**. De-identified copies of the submissions has been provided as **ATTACHMENT 9 – CIRCULATED UNDER SEPARATE COVER**.

In addition, there were two (2) submissions received prior to the exhibition, both of which supported the IHO, and two (2) submissions received after the official closing time of the exhibition, both of which supported the Planning Proposal. The early submissions were not included in the totals or in the submission table. The late submissions have been included in the totals, but marked as "late" in the submission table.

There were a total of eight (8) online submissions received from the same IP address. One pair seemed to be two residents of the same house, one pair appeared to be a duplicate entry made in error and which did not impact the results, and one set of four submissions from the same IP address contain little or no identifying information about the submitters.

Submission from Property Owner

As per the Gateway Determination, the Proposal and relevant supporting information was sent to the owner of the property. A submission was received via email from Mills Oakley Lawyers on behalf of the owner objecting to the listing of the heritage site – **ATTACHMENT 10 – CIRCULATED UNDER SEPARATE COVER**.

A response to the matters raised is provided in the following table.

Table 1 – Response to Owner's Submission

Summary	Response
<p>All initial assessment reports on which Council relies which formed the basis of the Planning Proposal did not contain any visual inspection of the internal of the property or the structural integrity of the building.</p>	<p>The Department of Planning as delegate for the Minister for Planning issued a Gateway Determination on 4 April 2019. It is considered to be appropriately and legally made. As a condition of the Gateway Determination, Council was required to update the planning proposal to include an amended Heritage Assessment Report which addresses the current condition, based on an internal inspection subject to access being granted by the owner.</p>

ITEM 9 (continued)

Summary	Response
<p>Council disregarded and did not adequately address clear assessment reports provided to it (nor were these brought to the attention of the Department of Planning) as to the structural adequacy of the building and its current condition.</p>	<p>As above. The updated Heritage Assessment Report undertaken on behalf of Council was based in part on an inspection of the site (external and internal), and its conclusions are made in light of the known condition of the property. It confirms that the property meets the criteria for listing.</p>
<p>The planning proposal was based on historical photos and no physical inspection of the building's internal areas.</p>	<p>As above.</p>
<p>Previous Council heritage studies (in 1988, 2003 and 2010) do not identify the site as potentially having heritage significance.</p>	<p>The most recent assessment of the property undertaken on behalf of Council and amended in accordance with the Gateway Determination requirements confirms the site as having local significance.</p>
<p>Council was only prompted to review the heritage significance of the site after receiving correspondence from a member of the public requesting that Council consider the heritage listing of the site when it was listed for sale in February 2018.</p>	<p>The manner by which the potential significance of the site was first raised with Council has no bearing on its significance nor is it a relevant consideration with respect to whether or not the property should be listed as a local heritage item in Council's LEP.</p>
<p>Issues relating to the veracity of the November Assessment.</p>	<p>The Department of Planning as delegate for the Minister for Planning issued a Gateway Determination on 4 April 2019.</p>
<p>The owner has obtained and provided two heritage assessment that indicate the property does not meet the requirements for listing and claim the building is structurally unsound and beyond repair.</p>	<p>The reports provided to Council by Paul Davis Pty Ltd are considered sound and confirm the property meets the criteria for listing.</p>
<p>No regard was given by Council to our client's heritage assessments, nor were they provided to the Department for consideration of the Planning Proposal</p>	<p>As above.</p>

ITEM 9 (continued)

Summary	Response
<p>The structural assessment prepared by Northrop was not addressed nor did it form the basis of consideration by Council or the Department of Planning when determining whether to issue a gateway determination.</p>	<p>The Department of Planning as delegate for the Minister for Planning issued a Gateway Determination on 4 April 2019. It is considered to be appropriately and legally made. It is the view of the consultants engaged by Council that the damage to the house is repairable.</p>
<p>Denial of procedural fairness.</p>	<p>The proposal has been progressed in accordance with the relevant legislative requirements and Local Environmental Plan making procedures.</p>
<p>Impartial merit assessment has not occurred.</p>	<p>The reports provided to Council by Paul Davis Pty Ltd are considered sound and confirm the property meets the criteria for listing.</p>
<p>The structural issues are fundamental to the proposed listing of the site as a heritage item and must be investigated prior to the Planning Proposal proceeding.</p>	<p>The reports provided to Council by Paul Davis Pty Ltd are considered sound and confirm the property meets the criteria for listing.</p>
<p>Significant restoration and rehabilitation works are required to ensure that it is structurally sound to actually live in.</p>	<p>The updated Heritage Assessment Report undertaken on behalf of Council was based in part on an inspection of the site (external and internal), and its conclusions are made in light of the known condition of the property. It confirms that the property meets the criteria for listing.</p>

Financial Implications

Adoption of the recommendation will have no financial impact.

Options

The final decision as to whether the site is listed in Council's Local Environmental Plan will be made by the State Government. Council is not the delegated plan-making authority for this Planning Proposal; Council's resolution will be forwarded to the Department of Planning, Industry and Environment as delegate for the Minister of Planning.

ITEM 9 (continued)

Option 1 (Recommended): That Council supports the Planning Proposal as exhibited

This is the recommended option as it is considered that all issues raised during the public exhibition period have been adequately addressed in this report, and the building has been identified as having local heritage significance in an expert report by an appropriately qualified heritage professional.

Option 2: That Council decides not to proceed with the Planning Proposal

This option would afford no protection to the property, whereby the property will likely be demolished, resulting in the loss of a building that has been identified by qualified experts and the local community as having local heritage significance.

NOTICES OF MOTION**1 AMENDMENT TO PART 8 OF COUNCIL'S CODE OF MEETING PRACTICE
- ORDER OF BUSINESS FOR ORDINARY COUNCIL MEETINGS -
Councillor Christopher Gordon****File Number: CLM/19/1/1/6 - BP19/936****MOTION:**

- (a) That Council amend Part 8 of the Code of Meeting Practice – Order of Business for Ordinary Council Meetings to bring Items Put Without Debate for consideration earlier in the Council Meeting.
- (b) That Council amend Clause 8.1 of the Code of Meeting Practice to read as follows:-
- 8.1 The General Order of Business for an Ordinary Meeting of Council shall be:-
- (a) Opening Meeting
 - (b) Acknowledgement of Country and Opening Statements (including notice of webcasting)
 - (c) Prayer
 - (d) National Anthem
 - (e) Apologies / Requests for Leave of Absence
 - (f) Disclosures of Interest
 - (g) Tabling of Petitions (if required)
 - (h) Public Participation
 - (i) Items Put Without Debate (Considered by Exception)
 - (j) Mayoral Minutes
 - (k) Confirmation of Minutes from Previous Meetings
 - (l) Reports from Committees of Council
 - (m) Reports to Council
 - (n) Precis of Correspondence
 - (o) Notices of Motion
 - (p) Notice of Rescission (if required)
 - (q) Urgent Items as submitted by the Mayor
 - (r) Questions by Councillors as per Policy
 - (s) Consideration of any business in Closed Session
 - (t) Conclusion of the Meeting
- (c) That Council considers the amendment to Part 8, Clause 8.1 of Council's Code of Meeting Practice to not be a substantial amendment and accordingly public exhibition is not required.

NOTICES OF MOTION (CONTINUED)**2 COMMUNITIES ENVIRONMENT PROGRAM - Councillor Jordan Lane****File Number: CLM/19/1/1/6 - BP19/949**

MOTION:

- (a) That Council lodge an expression of interest to apply for a grant under the Federal Coalition Government's Communities Environment Program
- (b) That Council delegate staff to identify projects that most efficiently and effectively benefit our local environment within the parameters of the program.
- (c) That Council write to the Prime Minister of Australia, the Hon. Scott Morrison MP, Minister for the Environment, the Hon. Sussan Ley MP and Member for Bennelong, John Alexander MP expressing a willingness to work collaboratively under the program and thanking them for the opportunity to participate.

CONFIDENTIAL ITEMS**10 OFFER TO ENTER INTO A VOLUNTARY PLANNING AGREEMENT UNDER THE RYDE LOCAL ENVIRONMENTAL PLAN 2014 CLAUSE 6.9 INCENTIVE PROVISIONS BY HDC PLANNING ON BEHALF OF TOTAL FORMS PTY LTD FOR THE SITE KNOWN AS 45-47 WICKS ROAD (CNR EPPING ROAD), MACQUARIE PARK**

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.

Report prepared by: Development Contributions Coordinator

File No.: VPA2019/1/4 - BP19/679

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11 ADVICE ON COURT ACTIONS

Confidential

This item is classified CONFIDENTIAL under Section 10A (2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (g) advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

This matter is classified confidential because it contains advice concerning legal matters that are:-

- (a) substantial issues relating to a matter to which the Council is involved.
- (b) clearly identified in the advice, and
- (c) fully discussed in that advice.

It is not in the public interest to reveal all details of this matter as it would prejudice Council's position in any court proceedings.

Report prepared by: General Counsel

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