

## Committee of the Whole

MINUTES OF MEETING NO. 16/10

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**Meeting Date:** Tuesday 19 October 2010

**Location:** Committee Room 2, Level 5, Civic Centre, 1 Devlin Street, Ryde

**Time:** 7.30pm

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**Councillors Present:** The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

**Apologies:** Councillors Butterworth and Salvestro-Martin

**Staff Present:** General Manager, Group Manager – Community Life, Group Manager - Corporate Services, Group Manager – Environment & Planning, Group Manager - Public Works, Media & Community Relations Officer and Councillor Support Coordinator.

### **DISCLOSURES OF INTEREST**

There were no disclosures of interest.

### **SUSPENSION OF STANDING ORDERS**

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

That Standing Orders be suspended, the time being 7.33pm, to allow Councillor Maggio to move a Matter of Urgency.

The Motion was put and **CARRIED** there being nine (9) votes for and one (1) vote against.

### **Record of Voting**

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

Against the Motion: Councillor Campbell

**MATTER OF URGENCY – SUBDIVISION OF SYDNEY WATER LAND AT CUDAL RESERVE**

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

- (a) That Council resolve to oppose the development application for the subdivision of Sydney Water land at Cudal Reserve and appoint Councillors Maggio, Pickering and any other Councillors who wish to attend the determination meetings to voice their opposition on behalf of the community to the proposal.
- (b) That Council recommend to the Joint Regional Planning Panel that the land be handed over to Council to become open space.

The Motion was put and **CARRIED** there being nine (9) votes for and one (1) vote against.

**Record of Voting**

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Li, Maggio, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM

Against the Motion: Councillor Campbell

**1 CONFIRMATION OF MINUTES - Meeting held on 05 October 2010**

**RESOLUTION:** (Moved by Councillors Pickering and Campbell)

That the Minutes of the Committee of the Whole Meeting 15/10, held on Tuesday 05 October 2010, be confirmed.

**Record of Voting:**

For the Motion: Unanimous

**2 MOTIONS PUT WITHOUT DEBATE**

**RESOLUTION:** (Moved by Councillors Pickering and Petch)

That the items be dealt with in seriatim.

The Motion was put and **CARRIED** there being nine (9) votes for and one (1) vote against.

**Record of Voting**

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM.

Against the Motion: Councillor Maggio

### **3 ADOPTION OF THE YAMBLE RESERVE PLAN OF MANAGEMENT**

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

- (a) That the Yamble Reserve Revised Plan of Management (dated September 2010) be adopted by Council and the General Manager be delegated to make minor amendments without changing the intent of the document.
- (b) That the listings for Yamble Reserve in the Generic Plan of Management be removed.
- (c) That all community members and organisations that made a submission be advised of the outcome.

**Record of Voting:**

For the Motion: Unanimous

### **4 FOOTPATH ACTIVITY CONTROLS COUNCIL POLICY - Revised Policy and Approval Process**

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

- (a) That the draft City of Ryde Footpath Activity Controls Council Policy attached to the report of the Strategic Planner dated 12 October 2010 be endorsed and placed on public exhibition for a period of not less than 28 days, and the public, local Chambers of Commerce and Ryde Business Forum be invited to provide comments on the revised policy.
- (b) That a further report on submissions to the draft City of Ryde Footpath Activity Controls Council Policy be presented to Council as soon as practicable after the exhibition period.
- (c) That the Group Manager Environment and Planning write to the NSW Department of Planning requesting exemptions for footpath activities and for outdoor dining under the Environmental Planning and Assessment Act and to the NSW Department of Local Government requesting exemptions for footpath activities and for outdoor dining under the Local Government Act.
- (d) That the fees and charges for Display of Merchandise be \$189/week for full display, \$218/fortnight for half display (up to 3m<sup>2</sup>), \$331 per month for single table only (up to 1.25m<sup>2</sup>) and these charges be incorporated into the Fees and Charges Schedule of the City of Ryde Management Plan.

**Record of Voting:**

For the Motion: Unanimous

**5 DRAFT 2009/2010 FINANCIAL STATEMENTS****RESOLUTION:** (Moved by Councillors Tagg and Maggio)

- (a) That pursuant to the provisions of Section 413 of the Local Government Act 1993, Council hereby declares that it has prepared General Purpose Financial Statements for the 2009/10 financial year ending 30 June 2010 and has formed an opinion, based on the advice of Council officers, that these reports:
- i. Have been prepared in accordance with:
    - The Local Government Act 1993 (as amended) and the Regulations made thereunder
    - The Australian Accounting Standards and professional pronouncements
    - The Local Government Code of Accounting Practice and Financial Reporting.
  - ii. Present fairly the operating result and financial position of the City of Ryde for the year ended 30 June 2010
  - iii. Accords with Council's accounting and other records and policies
- (b) That the Special Purpose Financial Statements have been drawn up in accordance with the Local Government Code of Accounting Practice and Financial Reporting.
- (c) That the General and Special Purpose Financial Statements be certified by the Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer (Chief Financial Officer) in accordance with section 413 (2)(c) of the Local Government Act 1993.
- (d) That pursuant to the provisions of Section 413 of the Local Government Act 1993, Council hereby declares that the Financial Statements (including General Purpose and Special Purpose Reports) for the year ending 30 June 2010 be referred for audit.
- (e) That Tuesday, 9 November 2010 be fixed for the date for the public meeting to present the audited financial statements and auditor's reports for the year ended 30 June 2010 as required by section 419 of the Local Government Act 1993 and that Council's external auditors be present.

**Record of Voting:**

For the Motion: Unanimous

## 6 DRAFT MEDIA POLICY

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

That the Draft Media Policy (October 2010) be adopted.

**Record of Voting:**

For the Motion: Unanimous

## 7 EASTWOOD EVENTS AND PROMOTIONS COMMITTEE CASUAL VACANCIES

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

- (a) Council staff invite the Eastwood Chamber of Commerce to nominate a replacement representative.
- (b) Council staff invite the Korean Chamber of Commerce to nominate a replacement representative.
- (c) Council staff contact the Eastwood Rotary Club as suggested by the Eastwood Events and Promotions Committee to nominate a representative to join the Committee.

**Record of Voting:**

For the Motion: Unanimous

## 8 AMENDMENTS TO S94 DEVELOPMENT CONTRIBUTIONS PLAN 2007

**RESOLUTION:** (Moved by Councillors Tagg and Petch)

- (a) That the current Section 94 Development Contribution Plan be amended in accordance with Section 94EC of the EP&A Act, by adding to the existing heading to the existing section 2.8 titled :

**2.8 Construction certificates and the obligation of accredited certifiers** and by further adding a paragraph reading as follows:

***“ 2.8 Complying Development Certificates and Construction certificates and the obligation of accredited certifiers***

*When issuing a Complying Development Certificate, accredited certifiers must impose a condition that requires the payment of a monetary contribution in accordance with this Plan, and as outlined in table 1.2 Summary Schedule - contributions by development types.”*

- (b) That the Contribution Rate Table of the Section 94 Development Contribution Plan be amended by inserting the new development types & rates and by adding a new notation (changes in red) as follow:

**Table 1.2 Summary Schedule – contribution by development type and location**

<b>Development Type</b>	<b>Occupancy/work space ratio</b>	<b>Contributions – development <u>outside</u> Macquarie Park Corridor</b>	<b>Contributions – development <u>within</u> Macquarie Park Corridor</b>
<b>Residential</b>			
Residential flats and other attached dwellings			
Studios or 1 bedroom	1.5 persons/dwelling	\$9,345.90	\$12,318.05
2 bedroom	1.8 persons/dwelling	\$11,215.08	\$14,781.67
3 bedroom	2.3 persons/dwelling	\$14,330.37	\$18,887.68
>3 bedroom	2.9 persons/dwelling	\$18,068.17	\$23,814.89
Detached dwelling	2.9 persons/dwelling	\$18,068.17	\$23,814.89
<b>Secondary dwellings attached or detached</b>	1 person/dwelling	\$6230.60	\$6230.60
<b>Boarding Houses</b>	1 person/bedroom	\$6230.60	\$6230.60
<b>Subdivision per dwelling</b>	2.9 persons/lot	\$18,068.17	\$23,814.89
<b>Seniors housing</b>	1.5 persons/dwelling	\$9,345.90	\$12,318.05
<b>Commercial office/ Research and development per m2 GFA</b>	1 employee / 20m2 GFA	\$114.16	\$114.40
<b>Retail per m2 GFA</b>	1 employee/ 40m2 GFA	\$66.32	\$77.11
<b>Industrial per m2 GFA</b>	1 employee/ 50m2 GFA	\$56.75	\$69.66

Notes:

h. Contributions do not apply to a secondary dwelling created by altering the existing habitable floor space of a dwelling house.

- (c) That the draft changes proposed be placed on public exhibition for 28 days in accordance with the EP&A Act.

The Motion was put and **CARRIED** there being nine (9) votes for and one (1) vote against.

### **Record of Voting**

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, Maggio, O'Donnell, Petch, Perram, Tagg and Yedelian OAM.

Against the Motion: Councillor Pickering

## **9 LOCAL GOVERNMENT PROCUREMENT CONFERENCE - 22-23 November 2010**

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

That Council endorse the attendance of The Mayor, Councillor Etmekdjian to attend the Local Government Procurement Conference being held in Sydney from Monday 22 to Tuesday 23 November 2010.

**Record of Voting:**

For the Motion: Unanimous

## **10 CLARIFICATION ON THE CONDUCT OF QUARTERLY ALL DENOMINATIONS BREAKFASTS**

**RESOLUTION:** (Moved by Councillors O'Donnell and Perram)

That this matter no longer be continued.

The Motion was put and **CARRIED** there being nine (9) votes for and one (1) vote against.

**Record of Voting**

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Campbell, Li, O'Donnell, Petch, Perram, Pickering, Tagg and Yedelian OAM.

Against the Motion: Councillor Maggio

The meeting closed at 8.50pm.

CONFIRMED THIS 2ND DAY OF NOVEMBER 2010.

Chairperson