



Council's Road Safety Officer, Kate Keogh, signs the Fatality Free Friday inflatable car.

**VALUE. CREATE. LEAD**

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# MEETING NOTICE

**The Ordinary Council Meeting  
of Wyong Shire Council  
will be held in the Council Chamber,  
Wyong Civic Centre, Hely Street, Wyong on  
Wednesday 27 May 2015 at 5.00pm,  
for the transaction of the business listed below:**

## OPENING PRAYER

## ACKNOWLEDGEMENT OF COUNTRY

## RECEIPT OF APOLOGIES

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**7 QUESTIONS ON NOTICE ASKED**

At the conclusion of the meeting and at the discretion of the Mayor, Council may meet with staff in an informal, non-decision making mode for a period of no more than 30 minutes.

Michael Whittaker  
**GENERAL MANAGER**

## 1.1 Disclosures of Interest

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TRIM REFERENCE: F2015/00040 - D11932314

MANAGER: Sonia Witt, TL Governance and Councillor Services

AUTHOR: Jade Maskiewicz; Councillor Services Officer

The provisions of Chapter 14 of the *Local Government Act, 1993* regulate the way in which Councillors and nominated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public trust.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons for declaring such interest.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussions, voting on that matter, and require that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code also provides for a number of ways in which a member may manage non pecuniary conflicts of interest.

### RECOMMENDATION

***That Councillors now disclose any conflicts of interest in matters under consideration by Council at this meeting.***

## 1.2 Proposed Inspections and Briefings

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TRIM REFERENCE: F2015/00040 - D11932342  
MANAGER: Lesley Crawley, Manager Corporate Governance  
AUTHOR: Jade Maskiewicz; Councillor Services Officer

### SUMMARY

Briefings proposed for this meeting and future meetings to be held in the Wilfred Barrett and Tim Farrell Committee Rooms:

Date	Briefing	Directorate
27 May 2015	Discuss and consider submissions -- Q3	GM Unit
27 May 2015	Fit for the Future - Staff survey results	Community and Recreation Services
27 May 2015	Customer Satisfaction Survey 2015	Community and Recreation Services
27 May 2015	General Manager's Annual Performance Review	GM Unit

### RECOMMENDATION

*That Council receive the report on Proposed Inspections and Briefings.*

### ATTACHMENTS

- 1 Councillor Proposed Briefings - Ordinary Meeting 27 May 2015 D11950428



## Proposed Briefings List to Date



Briefing Title:	Directorate:	Proposed Month:	Proposed Date:
Discuss and consider submissions -- Q3	GM Unit		27/05/2015
Fit for the Future - Staff survey results	Community and Recreation Services		27/05/2015
Customer Satisfaction Survey 2015	Community and Recreation Services		27/05/2015
General Manager's Annual Performance Review	GM Unit		27/05/2015
INSPECTION: RZ/6/2014 - 216-220 Main Road Toukley - Rustrum Key Site & Part Toukley Gardens	Development and Building		03/06/2015
INSPECTION - Gross Pollutant Traps	Infrastructure Management		03/06/2015
Inspection - Wyong South Sewerage Plant	Infrastructure Management		03/06/2015
INSPECTION: 5 Anderson Road, Berkeley Vale	Development and Building		03/06/2015
Ward Forums Annual Review	Community and Recreation Services		10/06/2015
Review 'Fit for the Future' Final Submission discussion	GM Unit		10/06/2015
Planning Proposal, Draft DCP & VPA - 5 Anderson Road, Berkeley Vale	Development and Building		10/06/2015
Consideration of submissions (2015-2019 Strategic Plan)	GM Unit		10/06/2015
2015-16 Sponsorship Program	Community and Recreation Services		14/08/2015
Development Infrastructure - Porters Creek Stormwater Diversion Project	Development and Building	July	

### **1.3 Address By Invited Speakers**

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TRIM REFERENCE: F2015/00040 - D11932349  
MANAGER: Lesley Crawley, Manager Corporate Governance  
AUTHOR: Jacquie Elvidge; Councillor Services Officer

#### **SUMMARY**

There have been no requests to address the Extraordinary Meeting at the time of printing the Business Paper.

#### **RECOMMENDATION**

*That Council receive the report on Invited Speakers.*

#### **ATTACHMENTS**

Nil.



## **1.4 Confirmation of Minutes of Previous Meeting**

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TRIM REFERENCE: F2015/00040 - D11932358

MANAGER: Lesley Crawley, Manager Corporate Governance

AUTHOR: Jade Maskiewicz; Councillor Services Officer

### **SUMMARY**

Confirmation of minutes of the previous Ordinary Meeting of Council held on Wednesday 13 May 2015.

### **RECOMMENDATION**

*That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 13 May 2015.*

### **ATTACHMENTS**

- |   |   |           |
|---|---|-----------|
| 1 | Minutes - Ordinary Meeting 13 May 2015              | D11942227 |
| 2 | Confidential Minutes - Ordinary Meeting 13 May 2015 | D11943085 |

**WYONG SHIRE COUNCIL**

**MINUTES OF THE  
ORDINARY COUNCIL MEETING OF COUNCIL  
HELD IN THE COUNCIL CHAMBER  
WYONG CIVIC CENTRE, HELY STREET, WYONG  
ON 13 MAY 2015  
COMMENCING AT 5.00PM**

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**PRESENT**

Councillors D J Eaton OAM (Chairperson), G P Best, R L Graham, K G Greenwald, L A Matthews, L S Taylor, D P Vincent and L D Webster.

**IN ATTENDANCE**

General Manager, Director Development and Building, Director Infrastructure and Operations, Director Property and Economic Development, Director Community and Recreation Services, General Counsel, IT and Operations Manager, Communications Coordinator and two administration staff.

The Mayor, Councillor Eaton OAM, declared the meeting open at 5.02 pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor, Councillor Eaton OAM, delivered the opening prayer and Councillor Vincent read an acknowledgment of country statement.

**APOLOGY**

An apology for the inability to attend the meeting was received on behalf of Councillor Nayna, due to work commitments, and Councillor Troy, due to family commitments.

***RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TAYLOR:***

***422/15 That Council accept the apology and grant Councillors Nayna and Troy leave of absence from the meeting.***

At the commencement of the ordinary meeting report numbers 1.1, 7.1, 2.1, 3.1, 3.2, 4.3, 5.3, 5.4, 6.2, 6.3 and 4.4 were dealt with first then the remaining reports in order. However for the sake of clarity the reports are recorded in their correct agenda sequence.

**1.1 Disclosure of Interest**

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**Item 5.1 - DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong**

Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council representative on the JRPP.

Councillor Best stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the matter was not discussed and therefore I needed to not make any comment that may reflect on my JRPP decision."*

**Item 5.1 - DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to the JRPP.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am only a Council delegate."*

**Item 6.2 - Outdoor Dining at The Entrance**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

**Item 6.2 - Outdoor Dining at The Entrance**

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50pm, took no part in discussion, did not vote and returned to the chamber at 6.52pm.

**Item 6.2 - Outdoor Dining at The Entrance**

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50pm, took no part in discussion, did not vote and returned to the chamber at 6.52pm.

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor TAYLOR:**

**423/15 That Council receive the report on Disclosure of Interest and note advice of disclosures.**

**PROCEDURAL MOTION**

**RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor BEST:**

**424/15 That Council allow meeting practice to be varied.**

**425/15 That Council use the exception method to deal with the balance of the Agenda.**

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**426/15 That with the exception of report numbers 2.1, 3.1, 3.2, 4.3, 4.4, 5.3, 5.4, 6.2, 6.3 and 7.1 Council adopt the recommendations contained in the remaining reports.**

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**1.2 Proposed Inspections and Briefings**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**427/15 That Council receive the report on Proposed Inspections and Briefings.**

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**1.3 Address By Invited Speakers**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**428/15 That Council receive the amended report on Invited Speakers.**

**429/15 That Council agree meeting practice be varied to allow reports from Directors and/or the General Manager to be dealt with following an Invited Speaker's address.**

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**1.4 Confirmation of Minutes of Previous Meeting**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**430/15 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 22 April 2015 and Extraordinary Meeting of Council held on Wednesday 29 April 2015.**

**Business Arising**

There was no business arising.

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**1.5 Mayoral Minute - 2015 Central Coast Innovation Summit and Business Leaders Luncheon, 28 May 2015**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**431/15 That Council authorise the attendance of interested Councillors at the 2015 Central Coast Innovation Summit and Business Leaders Luncheon, 28 May 2015 in accordance with the Council's Facilities and Expenses Policy for Councillors.**

**432/15 That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.**

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**1.6 Mayoral Minute - Integrated University and Business Park**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

- 433/15 That Council receive and note the EOI process to commence with a launch event held at Council Civic Centre on 3 June 2015.
- 434/15 That Council endorse a formal Expression of Interest (EOI) process be undertaken in order to attract and inform organisations and investors that may be interested in establishing an Integrated development that includes the University and Business Park.

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**1.7 Mayoral Minute - April 2015 Natural Disaster**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

- 435/15 That Council recognises the efforts of the emergency and volunteer services organisations involved in the April 2015 Natural Disaster.
- 436/15 That Council hold a civic reception for these services in recognition of these services for their efforts.

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**2.1 RZ/14/2014 - Planning Proposal for Industrial Estate at Wallarah**

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**RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor TAYLOR:**

- 437/15 That Council prepare a planning proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP&A) Act 1979 to rezone the subject land generally in accordance with the proposed concept plan (attachment 1).
- 438/15 That Council forward the planning proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a gateway determination.
- 439/15 That Council request the assistance of the DP&E in obtaining a whole of Government approach to resolve outstanding regional planning, mining, infrastructure and biodiversity issues within the North Wyong Shire Structure Plan (NWSSP) which impact on the Planning Proposal.
- 440/15 That Council require, subject to the gateway determination that the landowner enter into a Funding Agreement with Council in accordance with Council's adopted Statement of Revenue Policy to recover the costs involved in further progressing the proposal.
- 441/15 That Council authorise the General Manager (or delegate) to sign the Funding Agreement for the rezoning.
- 442/15 That Council prepare an appropriate amendment to Wyong Development Control Plan (WDCP 2013) to provide provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.



- 443/15 That Council **amend** the Section 94 Contributions Plans (if required) to support the development of the land subject to this planning proposal.
- 444/15 That Council **authorise** the General Manager (or delegate) to sign any voluntary planning agreement or application for biodiversity certification to support the rezoning. This agreement shall:
- a Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.
  - b Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).
- 445/15 That Council **authorise** the General Manager (or delegate) to sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).
- 446/15 That Council **undertake** community and public authority consultation, in accordance with the requirements of the gateway determination.
- 447/15 That Council **consider** a further report on results of community and public authority consultation.

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, TAYLOR, VINCENT AND WEBSTER

AGAINST: NIL

### **3.1 Acquisition of Land at Elouera Road, Buff Point for Drainage Purposes**

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#### **PROCEDURAL MOTION**

**RESOLVED** on the motion of Councillor VINCENT and seconded by Councillor GREENWALD:

- 448/15 That Council **consider** item 3.1, Acquisition of Land at Elouera Road, Buff Point for Drainage Purposes, in conjunction with item 3.2, Acquisition of Land at Elouera road, Buff Point for Road Widening.

**RESOLVED** unanimously on the motion of Councillor VINCENT and seconded by Councillor GREENWALD:

- 449/15 That Council **acquire** part of Lot 2114 DP 25064 at 66 Elouera Avenue, Buff Point.
- 450/15 That Council **authorise** the payment of compensation, if necessary, for the acquisition of the land in accordance with the Land Acquisition (Just Terms Compensation) Act 1991 and based on assessment by a qualified valuer.
- 451/15 That Council **proceed** to compulsorily acquire the land in the event that negotiations with the property owner cannot be satisfactorily resolved.

- 452/15 That Council authorise the Common Seal of Wyong Shire Council to be affixed to all documents relating to the acquisition and transfer of the land to Wyong Shire Council and to any necessary application to the Office of Local Government for the approval of the Minister and the Governor in order to proceed with the compulsory acquisition.
- 453/15 That Council authorise the Mayor and the General Manager to execute all documents relating to the acquisition and transfer of the land and all documents relating to any application to the Office of Local Government for the compulsory acquisition of the land.
- 454/15 That Council propose classification of part of Lot 2114 DP 25064 at 66 Elouera Avenue, Buff Point as Operational Land.
- 455/15 That Council advertise the proposal in accordance with Section 34 of the Local Government Act 1993.

### 3.2 Acquisition of Land at Elouera road, Buff Point for Road Widening

**RESOLVED** unanimously on the motion of Councillor VINCENT and seconded by Councillor GREENWALD:

- 456/15 That Council acquire part of Lot 2041 DP 25064 at 67 Elouera Avenue, Buff Point as public road.
- 457/15 That Council authorise the payment of compensation, if necessary, for the acquisition of the land in accordance with the Land Acquisition (Just Terms Compensation) Act 1991 and based on assessment by a qualified valuer.
- 458/15 That Council proceed to compulsorily acquire the land in the event that negotiations with the property owner cannot be satisfactorily resolved.
- 459/15 That Council authorise the Common Seal of Wyong Shire Council to be affixed to all documents relating to the acquisition and transfer of the land to Wyong Shire Council, the dedication of that land as public road and to any necessary application to the Office of Local Government for the approval of the Minister and the Governor in order to proceed with the compulsory acquisition.
- 460/15 That Council authorise the Mayor and the General Manager to execute all documents relating to the acquisition and transfer of the land and all documents relating to any application to the Office of Local Government for the compulsory acquisition of the land.

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**4.1 CPA/254738 - Provision of Cleaning Services 2015**


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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

- 461/15 That Council accepts the tender from the company nominated as TJS Services Newcastle Pty Ltd in the attached Tender Evaluation Report A1 for a period of two years for Contract CPA/254738 – Provision of Cleaning Services 2015, Part 1. The estimated two year expenditure against this contract is \$728,082.00 (excl. GST) however actual expenditure may vary significantly with fluctuations in demand.
- 462/15 That Council accepts the tender from the company nominated as Quad Services Pty Ltd in the attached Tender Evaluation Report A2 for a period two years for Contract CPA/254738 – Provision of Cleaning Services 2015, Part 2. The estimated two year expenditure against this contract is \$656,869.00 (excl. GST) however actual expenditure may vary significantly with fluctuations in demand.
- 463/15 That Council determines the Tender Evaluation Report in Attachment A1 and A2 remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer(s), which may be disclosed after Council has resolved to accept those tenders.
- 464/15 That Council approve the contingency sum as detailed in the Tender Evaluation Reports in Attachment A1 and A2.
- 465/15 That Council delegates to the General Manager the power to approve the option(s) for a further term.

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**4.2 CPA/252288 Provision of Security and Gatekeeping Services at Buttonderry Waste Management Facility**


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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

- 466/15 That Council accept the tender from the company nominated as Business Security & Management Solutions Pty Ltd in the attached Tender Evaluation Report for a term of 3 years, with one option for a further term of 1 year, for the estimated total amount of \$734,000 (excl GST) for Contract CPA/252288 – Provision of Security and Gatekeeping Services at Buttonderry Waste Management Facility.
- 467/15 That Council delegate to the General Manager the authority to approve the option for the further term, if this option meets council's requirements.
- 468/15 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.
- 469/15 That Council determine the Tender Evaluation Report in Attachment A remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer(s), which may be disclosed after Council has resolved to accept that tender/those tenders.

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**4.3 CPA/257268 - Design & Construction - Regional SK8 Place**

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Councillor Best left the meeting at 6:30 pm and returned to the meeting at 6:32 pm, during consideration of this item.

Councillor Greenwald left the meeting at 6:28 pm and returned to the meeting at 6:30 pm, during consideration of this item.

**RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER:**

**470/15 That Council accept the tender from the company nominated as Convic Pty Ltd in the attached Tender Evaluation Report, for the lump sum amount of \$2,000,000 (excl GST) for Contract CPA/257268 – Design & Construction – Regional SK8 Place.**

**471/15 That Council determines the Tender Evaluation Report in Attachment A, remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer, which may be disclosed after Council has resolved to accept that tender.**

**472/15 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.**

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**4.4 CPA/249912 - Upgrade of Sewage Pump Station WS11**

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**RESOLVED on the motion of Councillor GREENWALD and seconded by Councillor TAYLOR:**

**473/15 That Council defer this item to be considered at the end of the meeting.**

**474/15 That Council move into confidential session to consider item 4.4, CPA/249912 - Upgrade of Sewage Pump Station WS11, pursuant to Section 10 A(2) (d) of the Local Government Act 1993; as this report contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.**

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**5.1 DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong**

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Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council representative on the JRPP.

Councillor Best stated:

*“I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the matter was not discussed and therefore I needed to not make any comment that may reflect on my JRPP decision.”*

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to the JRPP.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am only a Council delegate."*

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**475/15 That Council receive the report on DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong.**

**476/15 That Council determine whether it wishes to make a submission to the Joint Regional Planning Panel regarding the application.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, TAYLOR, VINCENT AND WEBSTER  
AGAINST: NIL

#### MATTER ARISING

**RESOLVED unanimously on the motion of Councillor MATTHEWS and seconded by Councillor EATON:**

**477/15 That Council direct the General Manager to investigate options to support youth services being located in the Wyong town centre and surrounds into the future and report back to Council.**

#### 5.2 Community Matching Fund and Community Benefit Grants

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**478/15 That Council receive the draft minutes of the Wyong Shire Council Grants Advisory Group held on 31 March 2015.**

**479/15 That Council allocate \$117,246.00 from the 2014-15 Community Matching Fund program as follows:**

Applicant	Project Name Summary	Committee Funding Recommended
Uniting Church Australia (UCA) - Warnervale Regional Uniting Church	Development of Warnervale Regional Uniting Church and Community Centre	\$75,000.00 Project has merit, broad community benefit and strong matching component. Recommend full funding, conditional on applicants ability to achieve any Development Application (DA) or Construction Certificate requirements prior to funds being released

<b>Young Men's Christian Association (YMCA) of Sydney (Trading as YMCA NSW)</b>	<b>YMCA Brightside at Lake Haven Recreation Centre</b>	<b>\$10,500.00</b> <b>Project concept has merit – recommend part fund for fitness training component for 50 participants as a trial. Funding conditional on applicant clarifying mechanism used to determine actual program participants prior to funds being released</b>
<b>Central Coast Poultry Club</b>	<b>Wallarah 2 Poultry Pavilion Exhibition, Education, Employment and Auction Centre</b>	<b>\$31,746.00</b> <b>Project has merit and a strong matching component. Recommend full funding</b>
<b>Total</b>		<b>\$117,246.00</b>

480/15 That Council decline applications for the reasons indicated in the table below the applicants be advised and where relevant, directed to alternate funding programs:

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Committee Recommendation</b>
<b>Wyong Regional Chamber of Commerce</b>	<b>Installation and monitoring of Closed Circuit Television in Wyong Town Centre</b>	<b>Project not recommended as currently proposed. Recommend applicant discuss other options for support with WSC Property Management section</b>
<b>Central Coast Historic Car Club Inc</b>	<b>Motoring Men's shed in the grounds of Alison Homestead</b>	<b>Project not recommended as currently proposed. Applicant to reapply in a future round when DA determined</b>
<b>Northlakes Power Australian Football League (AFL) Inc</b>	<b>Building a carpark at Northlakes Oval San Remo</b>	<b>Project not recommended as currently proposed. Recommend applicant liaise with WSC Parks and Sportsfields Section Manager to determine true project costs and timeframes and resubmit in a future round</b>



<b>Community Care Services Central Coast Ltd</b>	<b>Beryl's Place, refurbishment of a community facility at Dan Close Gorokan</b>	<b>Project not recommended as currently proposed. Applicant to liaise with WSC Community Infrastructure Section Manager to determine true project costs and timeframes and resubmit in a future round</b>
<b>Camp Breakaway Inc</b>	<b>A Break Away for children and young people with disabilities</b>	<b>Project not recommended as currently proposed – incomplete application with insufficient information supplied to make an accurate assessment</b>

**481/15 That Council allocate \$93,487.05 from the 2014-15 Community Benefit Grants program as follows:**

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Committee Funding Recommended</b>
<b>Wyong District Museum and Historical Society Inc</b>	<b>Wyong Pioneer Association Centenary Celebrations</b>	<b>\$5,043.00 - Recommend part fund for marquee hire for Family Fun Day. Release of funds conditional on outstanding payments to Council being satisfactorily resolved</b>
<b>Toukley and District Senior Citizens Club Inc</b>	<b>Updating Reception Desk at Toukley and District Senior Citizens Club</b>	<b>\$2,500.00 Project has merit – conditional on applicant being able to raise the balance</b>
<b>Central Coast Garden Shows Inc</b>	<b>Plant Lovers Fair</b>	<b>\$604.00 Recommend part fund for installation of banner at Apex Park, Wyong. Conditional on WSC support acknowledged on the banner</b>
<b>Marine Rescue Norah Head</b>	<b>Remote Channel Changer Supply and Installation at Marine Rescue Norah Head</b>	<b>\$10,000.00 Project has merit, has obtained all relevant WSC approvals and provides broad community benefit - conditional on applicant being able to raise the balance</b>

<p><b>Berkeley Vale Neighbourhood Centre Association Inc</b></p>	<p><b>All Abilities Kid's Under 12 Disco – to be held at Bateau Bay Neighbourhood Centre</b></p>	<p><b>\$1,698.00</b>  <b>Project has merit, recommend part fund \$1698.00 – comprising \$198.00 in-kind venue hire, and \$150.00 cash to meet all program costs outlined within budget except disability training component</b></p>
<p><b>Norah Head Surfing Fraternity</b></p>	<p><b>Surf Training Program</b></p>	<p><b>\$4,140.00</b>  <b>Recommend part fund \$4,140.00 for training component of application, conditional on applicant confirming projects viability with part funding and providing details on the mechanism used to determine actual program participants</b></p>
<p><b>Wyong Family History Group Inc</b></p>	<p><b>Purchase of a BBQ for fundraising activities</b></p>	<p><b>\$999.00</b>  <b>Project has merit and meets community grants program objectives</b></p>
<p><b>Anglican Parish of Gorokan</b></p>	<p><b>Lakes Anglican Arts Fest 2015</b></p>	<p><b>\$3,000.00</b>  <b>Project has merit, recommend full funding comprising \$660.00 in kind and \$2,340.00 cash. Recommendation conditional on WSC support acknowledged as prize sponsors, WSC Mayor or representative to participate in prize ceremony and the applicant (as per WSC Graffiti Management Strategy) using the term “urban art” not “graffiti art” in program categories. For future events/competitions, applicant to apply through WSC sponsorship program for ongoing requests for support</b></p>
<p><b>Wyong District Museum and Historical Society Inc</b></p>	<p><b>Re-establishment of Museum Displays at Alison Homestead</b></p>	<p><b>\$16,500.00</b>  <b>Project has merit and meets community grants program objectives. Recommend full funding, conditional on</b></p>

		<i>applicant liaising with WSC Community Planning and Learning Section Manager to determine exact equipment purchases and a satisfactory resolution of outstanding payments to Council prior to funds being released</i>
<i>Wyong Shire Garden Competition Committee Incorporated</i>	<i>2015 Wyong Shire Garden Competition</i>	<i>\$6,529.55 Project has merit, recommend part funding \$6,529.55 - comprising \$1699.55 in kind (as per application), plus \$1,830.00 cash for trophies and plates, judging expenses, stationary, hall hire, catering and postage; plus \$3000.00 for competition cash awards. Recommendation conditional on a Councillor or suitable WSC staff member participating in the judging process. For future events/competitions, applicant to apply through WSC sponsorship program with ongoing requests for support</i>
<i>Unitingcare NSW ACT</i>	<i>Northern Wyong Connect for a Safe Community</i>	<i>\$7,130.00 Project has merit, meets community grants program objectives and an identified need for community programs in the north of the Shire. Recommend full funding, comprising \$6,100.00 cash and \$1,030.00 in-kind</i>
<i>Budgewoi Beach Dunecare Inc</i>	<i>Budgewoi Beach Circuit Walk Interpretive Signage</i>	<i>\$8,595.00 Project has merit and meets community grants program objectives. Recommended full funding, conditional on interpretative signage complying with WSC signage policy and</i>

		<i>installation locations obtaining relevant WSC approvals</i>
<b>Coastal a Cappella</b>	<b>Choral Riser Steps</b>	<b>\$3,217.50</b> <b>Project has merit and meets community grants program objectives. Recommended full funding conditional on WSC support acknowledged through logo placement on riser steps</b>
<b>Toowoomb Bay Surf Lifesaving Club</b>	<b>Purchase of Training and Racing Malibu Boards (Mals)</b>	<b>\$5,000.00</b> <b>Project has merit and meets community grants program objectives</b>
<b>Central Coast Community Women's Health Centre Ltd</b>	<b>Purchase of a mounted projector for the Enhancing Community Women's Life Skills and Safety project</b>	<b>\$1,300.00</b> <b>Project has merit and meets community grants program objectives</b>
<b>Berkeley Vale Public School Parents and Citizens Association</b>	<b>Berkeley Vale Public School Centenary Celebrations</b>	<b>\$1,200.00 contribution. Project has merit and meets community grants program objectives</b>
<b>The Salvation Army Australia (NSW) Property Trust</b>	<b>Music Masterclass Pilot Program</b>	<b>\$7,216.00</b> <b>Project has merit and meets community grants program objectives. Recommend part fund \$7,216.00 comprising project costs outlined in budget less administration, OASIS venue hire, Executive Facilitator and Rehearsal Facilitator. Recommendation conditional on applicant confirming projects viability with part funding and liaising with WSC Cultural Planner to ascertain viability of final performance being held at Wyong Grove Community and Cultural Hub</b>

<b>The Entrance District and Sporting Community Centre (EDSACC) Croquet Club Inc</b>	<b>Purchase of Mallets and Microwave</b>	<b>\$2,623.00</b> <b>Project has merit and meets community grants program objectives. Recommend part funding \$2,623.00 – comprising \$2,000.00 for mallets and \$623.00 for microwave</b>
<b>Food Whisperers Inc</b>	<b>Educational Interactive Cooking Workshops</b>	<b>\$6,192.00</b> <b>Project concept has merit - recommend part fund for 50% of proposed participants as a trial. Recommended funding \$6,192.00, comprising \$4,272.00 for workshop fees, \$1,200.00 for materials and \$720.00 for food. Recommendation conditional on applicant liaising with WSC Community Education Team Leader and linking project with WSC Eat Well, Spend Less, Save More program</b>
<b>Total</b>		<b>\$93,487.05</b>

**482/15** That Council decline applications for the reasons indicated in the table below and the applicants be advised and where relevant, directed to alternate funding programs:

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Committee Recommendation</b>
<b>Adssi HomeLiving Australia</b>	<b>Start Moving with Chair Chi</b>	<b>Project concept has merit but not recommended as currently proposed. Recommend applicant liaise with WSC Community &amp; Cultural Programs Section Manager to scope and deliver a trial project to measure community benefit</b>
<b>Kincumber and District Neighbourhood Centre</b>	<b>Artist in Residency School Program</b>	<b>Project not recommended as currently proposed. Recommend applicant liaise with WSC Cultural Planner to further develop concept and resubmit in a future round</b>
<b>Wyong Regional Chamber of Commerce</b>	<b>Chalk Art Event</b>	<b>Project not recommended as currently proposed. Recommend applicant liaise with WSC Cultural Planner to further develop concept and</b>

		<i>resubmit in a future round</i>
<i>The Lakes Surf Life Saving Club</i>	<i>Improve the grassed area between the clubhouse and the sand dunes at Lakes Beach Surf Life Saving Club</i>	<i>Project not recommended as currently proposed. Recommend applicant liaise with WSC Natural Areas Section Manager to further develop concept and resubmit in a future round</i>
<i>Ourimbah Public School</i>	<i>School Hall Fridge Replacement</i>	<i>Applicant ineligible for WSC community grants funding – State Government Entity</i>
<i>Inter-relate Family Centres Limited</i>	<i>Wyong Shire Mental Health Month Community Event</i>	<i>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment</i>
<i>Central Coast Historic Car Club</i>	<i>Motoring Mens Shed</i>	<i>Duplicate Community Matching Fund application - ineligible for Community Benefits Grant</i>
<i>Global Care Australia</i>	<i>To purchase office stationery, urn and jug</i>	<i>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment</i>
<i>Inter-relate Family Centres Limited</i>	<i>Bringing Up Great Kids - Professional Development for Child and Family Workers</i>	<i>Project concept has merit however does not meet WSC Community Grants Program objectives. Recommend applicant source more suitable funding opportunities</i>
<i>Lions Club of Gwandalan Inc</i>	<i>Gwandalan Lions Carols by the Lake</i>	<i>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment. Recommend applicant liaise with WSC Grants Support Officer to strengthen application and re-apply in the next round or refer to Councillors' Community Improvement Grants</i>
<i>Berkeley Vale Soccer Club Incorporated</i>	<i>To purchase gear and goals</i>	<i>Project has merit but not recommended as currently proposed. Recommend applicant liaise with WSC Grants Support Officer to strengthen application and reapply in the next round</i>
<i>St Vincent de Paul Society NSW</i>	<i>Wyong Emergency Support Program</i>	<i>Project concept has merit however does not meet WSC</i>



		<i>community grants program objectives. Recommend applicant source more suitable funding opportunities</i>
<i>Shelly Beach Fossils Soccer Club Incorporated</i>	<i>To purchase a defibrillator</i>	<i>Project concept has limited community benefit. Recommend applicant source more suitable funding opportunities</i>
<i>Wyong Creek Public School P&amp; C</i>	<i>To erect a sign on Wyong Creek Public School grounds</i>	<i>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment</i>

483/15 That Council defer applications for the reasons indicated in the table below:

<i>Applicant</i>	<i>Project Name Summary</i>	<i>Committee Recommendation</i>
<i>Toukley and District Senior Citizens Club Inc</i>	<i>Installation of Closed Circuit TV Cameras</i>	<i>Recommend application be deferred until a future round while further details pertaining to closed circuit television (CCTV) maintenance and monitoring are finalised</i>

### 5.3 Proposed Councillors' Community Improvement Grants

**RESOLVED** unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER:

484/15 That Council allocate an amount of \$11,260 from the 2014-15 Councillors' Community Improvement Grants as follows:

<i>1st Berkeley Vale Scout Group (\$1380)</i>	<i>To assist with the costs of the Construction Certificate and Inspection Fees for the renovations to the Scout Hall Project.</i>	<i>680</i>
<i>Bateau Bay PCYC (\$4000) (\$250 already allocated)</i>	<i>Friday Night Youth Police Program costs.</i>	<i>500</i>
<i>Bateau Bay VIEW Club (\$1000)</i>	<i>Providing Monthly Newsletters to members.</i>	<i>1000</i>
<i>BreakThru People Solutions (\$4000) (\$250 already allocated)</i>	<i>Introduction of iPads to Learning Program.</i>	<i>500</i>
<i>Camp Breakaway Inc. (\$3909) (\$2600 already allocated)</i>	<i>To purchase a Promethean Mobile Interactive Whiteboard System.</i>	<i>500</i>

<b>Central Coast Bombers (\$2244) (\$450 already allocated)</b>	<b>Purchase an Ice Making Machine for the treatment of injuries.</b>	<b>250</b>
<b>Central Coast CC Australian Italian Friendship Society Inc. (\$2000) (\$850 already allocated)</b>	<b>Social Gatherings and luncheons</b>	<b>150</b>
<b>Central Coast Domestic Violence Committee Inc. (\$1500) (\$450 already allocated)</b>	<b>To raise awareness of domestic and family violence, provide support and resources during 16 Days of Activism.</b>	<b>250</b>
<b>Chain Valley Bay Progress Association (\$3500)</b>	<b>To erect a shade roof structure over the wheelchair modified picnic table.</b>	<b>900</b>
<b>Future Achievement Australia (\$4000)</b>	<b>Funding 2 places in the Max Potential Scholarship Program.</b>	<b>450</b>
<b>Homeless No More Charity (\$4000) (\$250 already allocated)</b>	<b>Recruitment Workshops.</b>	<b>500</b>
<b>National Seniors Australia, Central Coast Wyong Inc. (\$1211.50)</b>	<b>Design, creation and installation of a website.</b>	<b>700</b>
<b>North Entrance Surf Life Saving Club (\$3600) (\$2000 already allocated)</b>	<b>To purchase and place sandstone blocks along hedges of lawns to prevent vehicle access and provide seating for members.</b>	<b>500</b>
<b>Soldiers Beach Surf Life Saving Club (\$4000) (\$3920 already allocated)</b>	<b>Associated costs in running a charity fundraising event.</b>	<b>80</b>
<b>The Entrance Junior Cricket Club (\$4000) (\$3800 already allocated)</b>	<b>Purchase each team a gazebo to be able to have shade for the children during the summer months.</b>	<b>200</b>
<b>Toukley Torchbearers for Legacy (\$1100)</b>	<b>Running costs to promote the annual event of the Harry Moore Legacy Golf Day at Toukley Golf Club.</b>	<b>700</b>
<b>Tuggerah Lakes Memorial Pistol Club Inc. (\$3000)</b>	<b>To purchase and install electronic training and coaching equipment.</b>	<b>1400</b>
<b>Yarramalong School Community Centre Inc.(\$3701.47) (\$700 already allocated)</b>	<b>Sculptures at the Old School' event - provides sculptors a space to exhibit work and promote local art and home-grown produce.</b>	<b>200</b>
<b>YMCA Lake Haven on behalf of Autism Projects Central Coast (\$4000) (\$1750 already allocated)</b>	<b>Special Needs Christmas Party</b>	<b>500</b>
<b>YMCA Toukley Aquatic Centre (\$2000) (\$500 already allocated)</b>	<b>Teach disabled kids the lifesaving skills of being able to swim.</b>	<b>200</b>

National Servicemen's Association Tuggerah Lakes (\$1100)	Purchase a freezer to store food for fundraising activities.	1100
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485/15 That Council defer the allocation of funding to the Tuggerah Lakes Memorial Pistol Club Inc. to the 2015/16 financial year.

486/15 That Council defer the allocation of funding to the Toukley Torchbearers for Legacy to the 2015/16 financial year.

#### 5.4 Whale Dreamers Festival 2015

Councillor Vincent left the meeting at 6:48 pm and returned to the meeting at 6:49 pm, during consideration of this item.

**RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor WEBSTER:**

487/15 That Council defer this matter until the 10 June 2015 Council round, to provide the key stakeholders a better opportunity to further discuss with Council staff and any interested Councillors the preferred options for the future of this community event.

#### 6.1 Road Capital Works Program

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

488/15 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.

#### 6.2 Outdoor Dining at The Entrance

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50 pm, took no part in discussion, did not vote and returned to the chamber at 6.52 pm.

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor EATON:**

**489/15 That Council receive and note the report on Outdoor Dining at The Entrance.**

**6.3 Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

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**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50 pm, took no part in discussion, did not vote and returned to the chamber at 6.52 pm.

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor GREENWALD:**

**490/15 That Council receive and note the report on the 30 June 2015 expiration of the temporary licence granted in respect to Crown Reserve R71875.**

**6.4 Disclosure of Interest Returns - 1 January to 31 March 2015**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

491/15 That Council receive the report on Disclosure of Interest Returns 1 January to 31 March 2015.

**6.5 Outstanding Questions on Notice and Notices of Motion**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

492/15 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

**7.1 Notice of Motion - Regional Rollout of Council's Skate Park Facilities**

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Mr David Brockwell, Treasurer Lake Munmorah Netball Club Inc, and Mr Stuart Durie, Secretary Lake Munmorah Progress Association, addressed the meeting at 5.11 pm, answered questions and retired at 5.31 pm

An AMENDMENT was MOVED by Councillor VINCENT:

- 1 That Council investigate the design and construction of a skate board facility in the North of the Shire on similar scale to the skate board facility proposed for Bateau Bay.
- 2 That Council consider the future funding for this facility in a 2015/16 quarterly budget review or the 2016/17 Annual Plan.
- 3 That an indicative funding allocation of 1.5 million be proposed for the design and construction of the skate board park facility.

The AMENDMENT lapsed for want of a SECONDER.

**RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor WEBSTER:**

493/15 That Council note the recent welcomed response to Council's announcement to significantly expand its regional skate park facilities rollout.

494/15 That Council recognise the need to balance the rollout of such facilities as equitably as possible across the shire.

495/15 That Council note that the asset life of the current Lake Munmorah skate facility has now reached its end and that this location is no longer Council's preferred option.

496/15 That Council request the General Manager to investigate and consult with the local community and key stakeholders to identify the most suitable location for this facility.

**497/15** That arising from the Council's recent adoption of the skate strategy 2014, Council further request the General Manager to report on proposals and options that will provide improved resource equity to the shire's northern skate facilities. The report should also address the possibility of installing CCTV cameras to provide improved safety to users and reduce the incidents of antisocial behaviour in and around such facilities.

At this stage of the meeting being 6.54 pm council moved into Confidential Session with the members of the press and public excluded from the meeting of the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10 A (2) (d) of The Local Government Act, 1993.

#### PROCEDURAL MOTION

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**498/15** That Council move back into Open Session.

Council resumed in open session at 7.03 pm and the General Manager reported on proceedings of the confidential session of the ordinary meeting of council as follows:

#### **4.4** CPA/249912 - Upgrade of Sewage Pump Station WS11

**499/15** That Council reject all tenders and direct the General Manager to invite fresh tenders based on the same or similar details.

#### QUESTIONS ON NOTICE

**Q20/15** Local Mobile Phone Towers  
Councillor Ken Greenwald  
F2007/01604

*"Can the General Manager inquire, as a great number of mobile phone towers reportedly failed during the recent east coast low storm event, what is the local mobile phone system's capacity for continued communications during such emergencies in the Shire?"*

**THE MEETING** closed at 7.04 pm

## 2.1 RZ/7/2009 - Outcomes of Consultation - Planning Proposal, Draft DCP 2013 Chapter 6.24 and Draft Voluntary Planning Agreement in Respect of Land at Chittaway Point

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TRIM REFERENCE: RZ/7/2009 - D11887263

MANAGER: Scott Cox, Director

AUTHOR: Tanya O'Brien; Manager

### SUMMARY

Council has received an application to rezone land at Oscar Drive, Chittaway Point for low density residential and conservation purposes.

This report provides an overview of the outcomes of community consultation for the Planning Proposal, Draft DCP 2013 (Chapter 6.24 – Chittaway Point) and draft Voluntary Planning Agreement (VPA). The report further recommends that Council proceed with the Planning Proposal.

<b>Proponent:</b>	Paradigm Planning and Development Consultants P/L
<b>Owner:</b>	IDA Safe Construction Pty Ltd
<b>Description of Land:</b>	10 Oscar Drive (formerly 19-23 Geoffrey Road) Chittaway Point Lot 10 DP 1177776, Lot 3 DP 21536, Lot 1 DP 21536, Lot 2 DP 21536, Lot 1 DP 22467, Lot 1 DP 1014033,396248
<b>Site Area:</b>	27.85 hectares
<b>Current Zoning:</b>	E2 Environmental Conservation E3 Environmental Management R2 Low Density Residential
<b>Existing Land Use:</b>	Mix of vegetated and cleared grazing land with associated rural structures
<b>Proposed Zoning:</b>	R2 Low Density Residential E2 Environmental Conservation

### RECOMMENDATION

- 1 ***That Council resolve to proceed with the Planning Proposal to:***
  - a) ***Rezone the subject sites from E3 Environmental Management to R2 Low Density Residential;***
  - b) ***Amend the minimum lot size maps; and***
  - c) ***Amend lot amalgamation provisions to require the amalgamation of land zoned E2 and E3 on the eastern portion of the site.***
- 2 ***That Council request that the Secretary of the Department of Planning and Environment to concur that the inconsistencies of the Planning Proposal) with Section 117 Ministerial Directions 2.1 Environmental Protection Zones and 4.3 Flood Prone Land, be considered to be of minor significance;***
- 3 ***That Council request the General Manager to sign the Voluntary Planning Agreement (VPA) which requires the Proponent to undertake the necessary actions to offset the impacts to native vegetation and habitat for the future development of the subject site;***

- 4 *That, upon receipt of the concurrence requested by resolution 2, Council request the General Manager to exercise the Delegation issued by the Department of Planning and Environment (dated 29 August 2013) for RZ/7/2009 (PP\_2013\_Wyong\_010\_00) to proceed with the steps for drafting and making the amendment to WLEP.*
- 5 *That Council advise all those who made a submission of the decision.*
- 6 *That Council adopt the amendment to Wyong DCP Chapter 6.24, Chittaway Point and place a notice in the local paper.*

## BACKGROUND AND CURRENT STATUS

Council at its meeting held 24 July 2013 resolved unanimously

- “939/13 *That Council prepare a Planning Proposal to amend Wyong Local Environmental Plan, 1991, (or pending timing, Wyong Standard Instrument Local Environmental Plan) pursuant to Section 55 of the Environmental Planning and Assessment (EP & A) Act, 1979, to enable residential development and environmental conservation/management.*
- 940/13 *That Council forward the Planning Proposal to the Department of Planning and Infrastructure (DoPI) accompanied by a request for a “Gateway Determination”, pursuant to Section 56 of the EP & A Act, 1979.*
- 941/13 *That Council request the General Manager to apply to accept plan making delegations for the rezoning.*
- 942/13 *That Council require, subject to the “Gateway Determination,” the proponent enter into a Funding Agreement with Council in accordance with Council’s Planning Proposal Procedure to recover the costs involved in further progressing the proposal.*
- 943/13 *That Council authorise the General Manager (or delegate) to sign the Funding Agreement.*
- 944/13 *That Council note that additional information will need to be submitted prior to proceeding to public exhibition/consultation.*
- 945/13 *That Council undertake community and government agency consultation, in accordance with the requirements attached to the “Gateway Determination”.*
- 946/13 *That Council consider a further report on results of community consultation.”*



**2.1 RZ/7/2009 - Outcomes of Consultation - Planning Proposal, Draft DCP 2013 Chapter 6.24 and Draft Voluntary Planning Agreement in Respect of Land at Chittaway Point (contd)**

Further, at its meeting of 10 September 2014, Council unanimously resolved:

*“1000/14 That Council endorse the preparation and exhibition of amendments to DCP 2013 to incorporate development provisions for land at Mardi and Chittaway Point, which are currently subject to rezoning proposals RZ/14/2012 and RZ/7/2009.*

*1001/14 That Council receive a further report on the results of the exhibition.”*

Pursuant to the above resolutions, the following actions have been undertaken:

<b>Resolution</b>	<b>Timeframe &amp; Action</b>	
939 – 941/13	30 July 2013	Planning Proposal issued to Department of Planning and Environment (DP&E) for Gateway Determination requesting delegation.
	29 August 2013	Gateway determination to proceed (including delegations) issued.
942 - 943/13	27 September 2013	Funding Agreement signed
944/13	July 2013 – October 2015	Additional investigative studies undertaken by Proponent: <ul style="list-style-type: none"> <li>- Supplementary Flora and Fauna Assessment (Addendum to 2012 Report) &amp; Biodiversity Offset Assessment</li> <li>- Bushfire Assessment</li> <li>- Preliminary Site Contamination Investigation and Acid Sulfate Soils Assessment</li> <li>- Heritage Impact Assessment</li> <li>- Traffic Study (Addendum to 2011 Report)</li> <li>- Integrated Stormwater Management Study</li> </ul>
945/13 & 1000/14	11 September – 11 October 2013	Agency Consultation
	15 October – 5 December 2014	Exhibition of Planning Proposal and Draft DCP Chapter 6.24
	28 January – 27 February 2015	Exhibition of draft Voluntary Planning Agreement

This report satisfies the requirements of resolutions 946/13 and 1001/14.

## THE PROPOSAL

The Planning Proposal seeks to rezone Lots 1-3 DP 21536, Lot 1 DP 1014033, Lot 1 DP 22467 & Lots 10-11 DP 1177776 (the subject site), and amend existing lot amalgamation provisions as they apply to Lots 1-3 DP 21536 and Lot 1 DP 1014033. The intended outcome of the rezoning is to enable residential development and provide for conservation outcomes.



Figure 1 Locality Context

## GOVERNMENT AGENCY CONSULTATION

In accordance with the requirements of the gateway determination, the agencies identified in the following table were requested to provide comment between 11 September and 11 October 2013. Agencies were also given the opportunity to provide further comment during the community consultation period.

**2.1 RZ/7/2009 - Outcomes of Consultation - Planning Proposal, Draft DCP 2013 Chapter 6.24 and Draft Voluntary Planning Agreement in Respect of Land at Chittaway Point (contd)**

The following table also provides a summary of the issues and comments raised in response to the proposal.

<b>Date</b>	<b>Agency</b>	<b>Agency Comment</b>	<b>Council Officer Response</b>
Nil	Local Land Services	Nil	Nil
17/09/2013	Environment Protection Authority	Proposal should be referred to the Office of Environment & Heritage (OEH) for comment	Referral undertaken
02/10/2013	NSW Rural Fire Service	Supports proposal. Future residential development will need to comply with the requirements of Planning for Bushfire Protection 2006 and AS 3959-2009.	Noted. Will be addressed at DA stage
15/10/2013	Office of Environment and Heritage (OEH)	Does not support proposal in current form given the impact on high conservation values and does not achieve 'improve or maintain' outcome for biodiversity values. No further archaeological investigation required however consultation is to be undertaken with the local Aboriginal community to determine the significance of the subject land. Flood Report (and concept plan) may require amendment to identify appropriate risk management and mitigation strategies.	Concerns were addressed through the VPA for the site (see comments re 4 February 2015 letter).
22/10/2013	NSW Transport – Roads and Maritime Services (RMS)	Additional information required: - Clarification of lot yield - Updated traffic surveys to include heavy vehicle volumes, and AM and	Traffic study addendum prepared and submitted for further comment

Date	Agency	Agency Comment	Council Officer Response
		<p>PM peak northbound through volumes for Wyong Road;</p> <ul style="list-style-type: none"> <li>- Additional monitoring of impacts of proposed development on intersection of Wyong/Geoffrey Roads (and others);</li> <li>- Identification of any future necessary road network infrastructure upgrades to maintain the existing level of service;</li> <li>- Consideration of and mitigation measures for impacts of construction traffic on road network in vicinity of development.</li> </ul>	
31/10/2013	Department of Trade and Investment (Energy and Resources) (DTI)	No issues	Noted
18/12/2014	Office of Environment and Heritage (OEH)	<p>Proposal not supported in current form.</p> <ul style="list-style-type: none"> <li>- Management strategies of residual high hazard flooding risk during PMF not identified;</li> <li>- Land is potentially affected by climate change impacts – extent of risk has not been adequately assessed;</li> <li>- Extent of filling is unclear so assessment of off-site impacts is not possible.</li> </ul>	<p>WSC has received funding to prepare a Floodplain Risk Management Plan utilising the data from the <i>Ourimbah Creek Catchment Flood Study (2013)</i>. Very large events will be addressed on a catchment-wide basis to be completed by June 2017.</p> <p>Sea level rise impacts do not present an issue to the subject site.</p> <p>Council's FPL incorporates consideration of climate change impacts (freeboard)</p> <p>The extent of filling of the site has been modelled and</p>

**2.1 RZ/7/2009 - Outcomes of Consultation - Planning Proposal, Draft DCP 2013 Chapter 6.24 and Draft Voluntary Planning Agreement in Respect of Land at Chittaway Point (contd)**

<b>Date</b>	<b>Agency</b>	<b>Agency Comment</b>	<b>Council Officer Response</b>
			demonstrated to have negligible impacts on adjoining properties up to the 1% AEP.
17/02/2014	NSW Transport – Roads and Maritime Services (RMS)	Response to Traffic Study Addendum. Proposal supported subject to additional information being included in Planning Proposal including requirements for Traffic Study prepared in accordance with the Roads and Maritime Services (RMS) 'Guide to Traffic Generating Developments 2002', and RMS Supplement TDT 2013/04.	Noted, planning proposal and draft site specific DCP 2013 chapter updated accordingly.
8/4/2014	Department of Planning and Environment (DP&E)	No requirement for proposal to be covered by satisfactory arrangements clause – Urban Release Area mapping not required.	Noted
04/02/2015	Office of Environment and Heritage (OEH)	Biodiversity values have been adequately addressed through the VPA for the site	Noted. VPA recommended to be entered into as part of this report.

The concerns of the RMS have been resolved through inclusion of additional requirements within the supporting site specific chapter of DCP 2013, Chapter 6.24 - Chittaway Point (Attachment 1).

The concerns of the OEH as they relate to biodiversity have been resolved through the provisions of the Voluntary Planning Agreement (VPA) attached to this report (Attachment 2). Further concerns relating to the impact of flooding on the subject site were identified by the Water, Floodplains and Coast unit of the OEH were received in response to the proposal during the community consultation period. These issues are discussed in the following sections.

## COMMUNITY CONSULTATION

In accordance with the gateway determination, the planning proposal, supporting documentation and draft DCP 2013 Chapter 6.24 – Chittaway Point were publicly exhibited from 15 October – 5 December 2014. The exhibition was extended by a further twenty-one (21) days from that originally proposed in response to requests from the community.

The draft VPA was publicly exhibited between 28 January and 27 February 2015.

Notification of the exhibition (and its extension) was printed in the Central Coast Express Advocate (Wyong Edition) on 15 and 29 October, 14 and 26 November 2014.

The owners of approximately 385 properties in Chittaway Point in accordance with the following locality plan were notified of the exhibition by letter dated 9 October 2014 of the extension, on 12 November 2014:



Figure 2 – Exhibition Notification Extent

Notification of the exhibition of the draft VPA was provided via letter dated 22 January 2015 to the landholders and organisations, being those who made a submission in response to the exhibition of the planning proposal.

The proposal, supporting documentation, draft DCP 2013 and draft VPA were available for download from Council's website and a hardcopy was available to view in Council's Civic Centre, Hely Street Wyong during the exhibition period.

Seventy-four (74) submissions were received in response to the Planning Proposal/DCP Chapter exhibition. The submissions are summarised and addressed in Attachment 3. A summary of, and response to, the issues is provided below.



Two (2) submissions were received in response to the VPA exhibition. These submissions raised concerns similar to those identified during the exhibition of the Planning Proposal/DCP Chapter exhibition.

### 1. Flooding & Stormwater

Most submissions identified flooding of the site as an existing condition, and that further fill of the site may compound flooding, infrastructure failure and evacuation risks for downstream or adjoining properties.

Additionally, the OEH (Water Floodplain and Coasts Unit), identified that the risks associated with climate change (including sea level rise, increased rainfall intensity) and higher risk events (e.g. 0.5% Annual Exceedance Probability (AEP) event) were high for the subject site. 93.5% of the site is identified as being within Council's Flood Planning Area (FPA), being that area of land which is below Council's adopted Flood Planning Level (FPL), being 1% AEP + 500mm freeboard. The assessment of the proposal is therefore required to include consideration of a range of flood related provisions.

#### a) *Floodplain Development Manual (FDM), 2005*

The Floodplain Development Manual (FDM) highlights that the flood planning level for typical residential development would generally be based on the 1% AEP (100 year event) plus a freeboard of 500mm.

The FDM also requires consideration of the full range of flood risks (1% AEP, 0.5% AEP, Probable Maximum Flood (PMF) etc) at the rezoning stage to determine that the future land use can be effectively managed to reduce the flood exposure of the future community to an acceptable level.

The assessment and consideration of the likelihood and consequence of a full range of flood events on an individual and cumulative basis is required to determine if development of the land will:

- increase the flood risk experienced by other current floodplain occupants;
- alter the personal safety of existing floodplain inhabitants;
- alter likely flood damage to other properties;
- adversely affect them in any way (such as elongation of inundation times) during flooding;
- increase potential for loss of life in an extreme flood event; and
- adversely impact upon emergency response management of other sites or areas.

#### 1% AEP

The modelling provided to date by the proponent has considered the 1% AEP, including the impacts of the associated fill works which has demonstrated that the effects on adjoining land are less than 10mm (i.e. negligible). Notwithstanding this, the indicative concept plan proposes development within this 'spillway' area and relies on levels of fill higher than those modelled. Further it has not demonstrated that the impacts of management measures for managing the full range of flood risks (i.e. events larger than the 1% AEP) can be implemented without risk of increased flood liability for adjoining land.

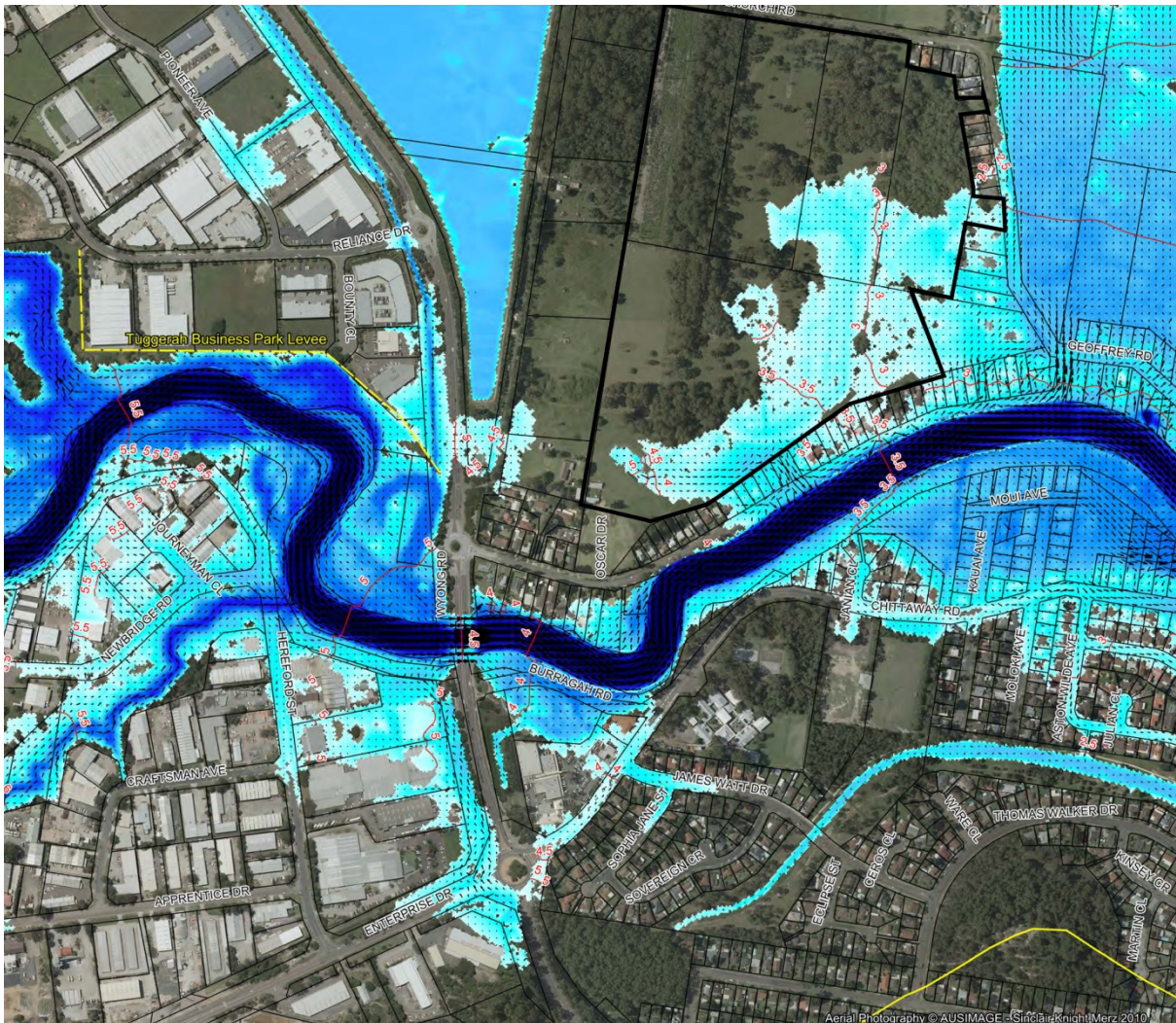


Figure 3 – 1% AEP Event

It is noted that Clause 7.2 will require detailed flood consideration during development assessment and includes that Council must not grant consent to development (including filling) of the land unless satisfied that it will not result in detrimental increases in flood affectation on other properties.

The provisions of Clause 7.2 Flood Planning of Wyong LEP 2013, the provisions of DCP 2013 Chapter 3.3 Floodplain Management and the provisions of the proposed site specific Chapter 6.24 Chittaway Point are sufficient to ensure that the flood hazards and potential impacts on adjoining land will be managed during a subsequent development application on the subject land.

Any DA for the site, in addressing Clause 7.2, will need to model the impact of proposed filling on a range of flood events.



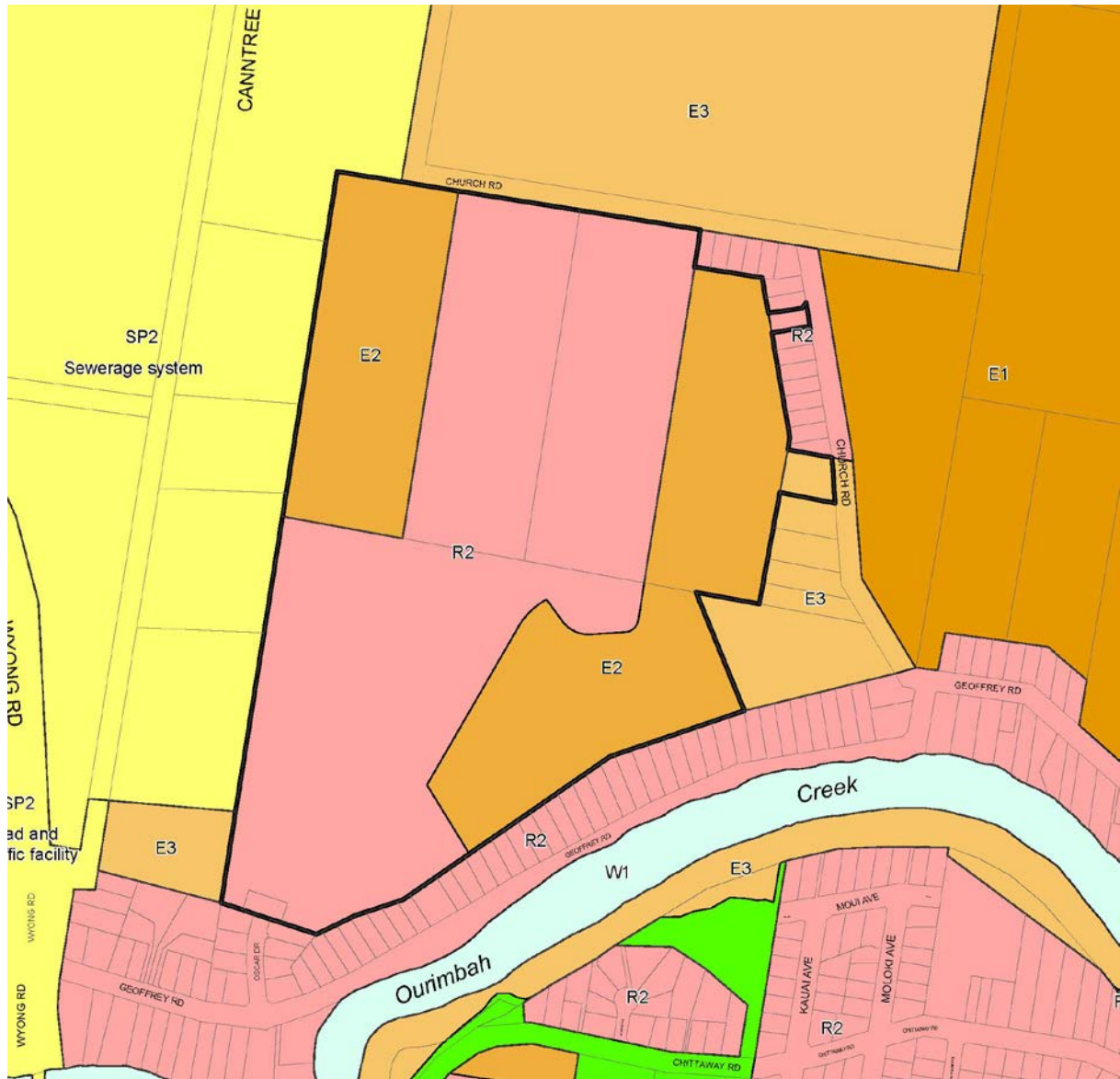


Figure 4 – Proposed Zoning

### Larger Events

The site is susceptible to increased flooding potential during higher risk events (e.g. 0.5% AEP), or when a blockage factor is introduced into the system (such as a blockage of Lees Bridge). During these events, the depth of inundation is above the Flood Planning Level, particularly in the southern portion of the site. A 'spillway' is created on the northern side of the knoll below Oscar Drive which has potential for fast and deep flows. Sensitivity analysis of climate change impacts (increased rainfall intensity) concludes that increased rainfall intensity during the 1% AEP event also produces a similar scenario. Extensive areas of the Shire are also inundated during these events.

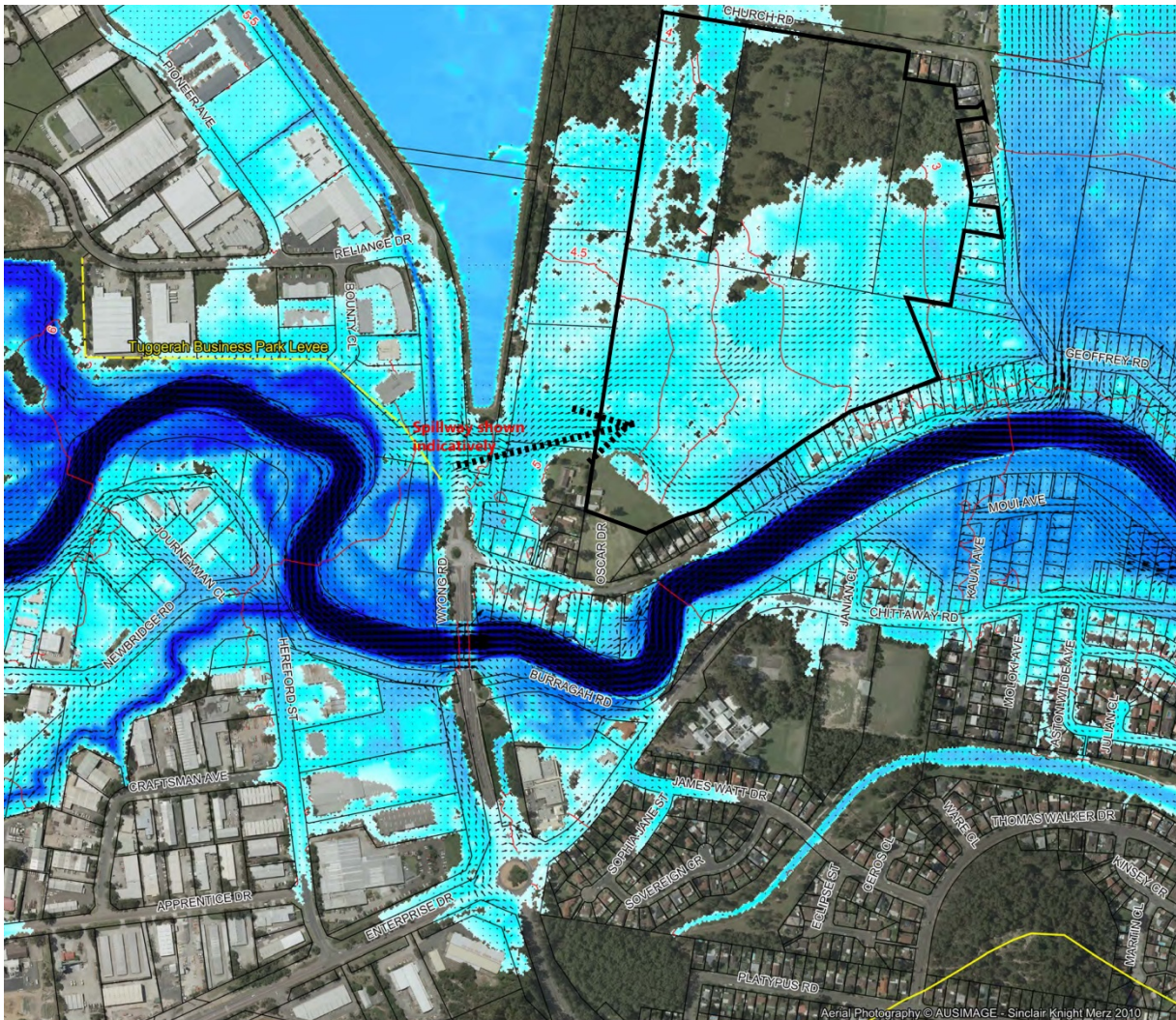


Figure 5 – Spillway formation during higher risk events (e.g. 0.5% AEP)

Note: Darker Blue area show path of spill way

### Sea Level Rise

The introduction of a sea level rise factor to Tuggerah Lakes does not significantly alter the level of flood affectation of the site during the 1% AEP event.

### Probable Maximum Flood (PMF)

The PMF flood level is equivalent to an AEP between 0.01% and 0.0001%, or between 1:10,000 and 1:100,000 years. During this event, extensive areas of the Shire are inundated by floodwaters.



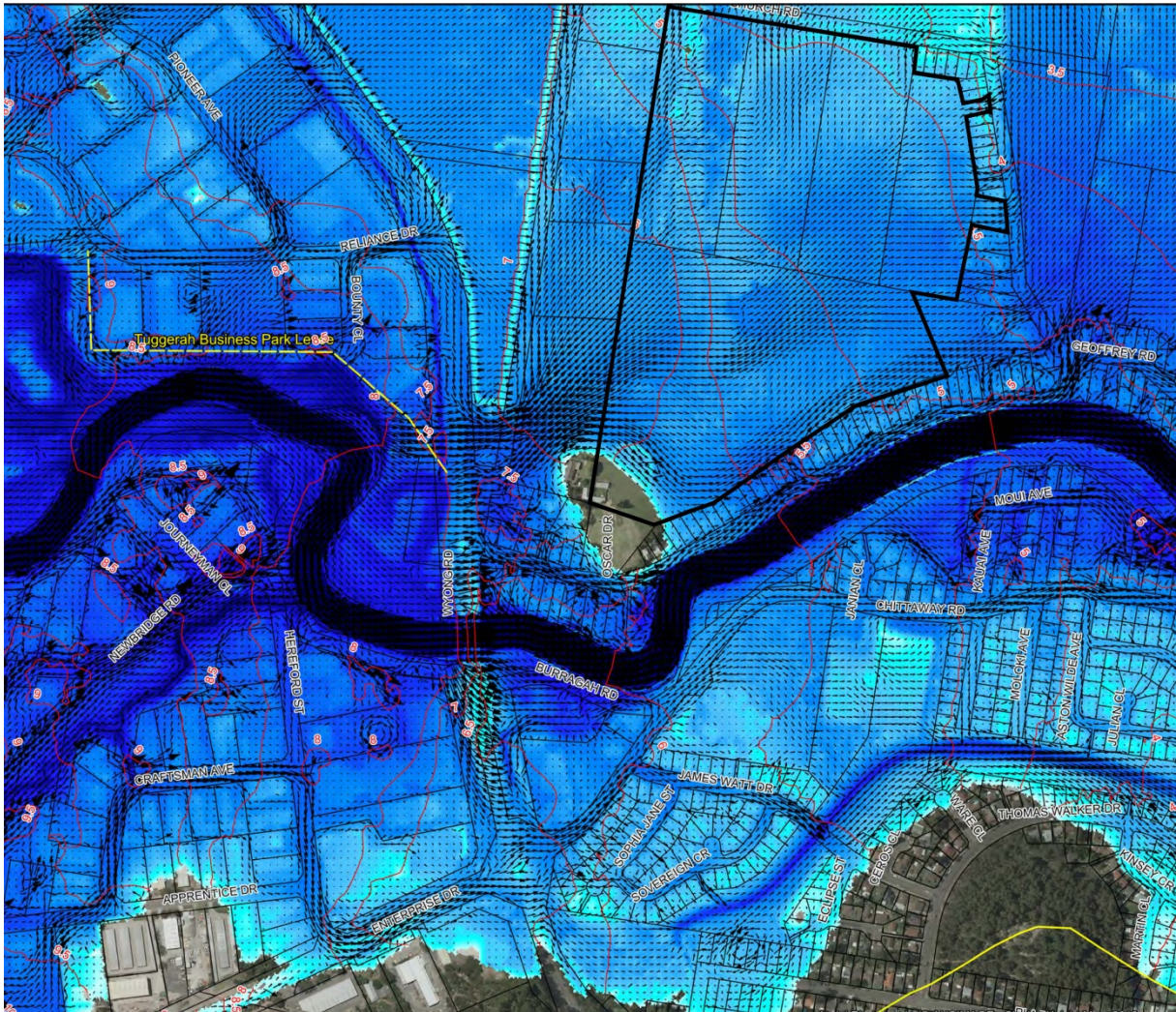


Figure 6 – PMF Event

Section 733 - Exemption from liability—flood liable land, land subject to risk of bush fire and land in coastal zone of the *Local Government (LG) Act, 1993* with regard to preparation or making of an environmental planning instrument (planning proposal) identifies that Council can be considered to have acted in good faith if decisions have been made substantially in accordance with the principles of the FDM, 2005.

**b) Section 117 Ministerial Direction 4.3 Flood Prone Land**

Section 117 Ministerial Direction 4.3 specifies that land within a FPA must not:

- rezone land from Special Use, Special Purpose, Recreation, Rural or Environmental Protection Zones to a Residential, Business, Industrial, Special Use or Special Purpose Zone
- contain provisions that:
  - permit development that will result in significant flood impacts to other properties; or
  - permit a significant increase in the development of that land

**2.1 RZ/7/2009 - Outcomes of Consultation - Planning Proposal, Draft DCP 2013 Chapter 6.24 and Draft Voluntary Planning Agreement in Respect of Land at Chittaway Point (contd)**

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- impose flood related development controls above the residential flood planning level for residential development on land, unless a relevant planning authority provides adequate justification for those controls to the satisfaction of the Director-General (or an officer of the Department nominated by the Director-General).

The proposal is inconsistent with this Direction as it is currently zoned for environmental purposes and permits a significant increase in the development potential of the land.

An inconsistency with the proposal is justified only if the provisions that are inconsistent are of minor significance or in accordance with a Floodplain risk management plan prepared in accordance with the principles of the FDM, or, the relevant planning authority can satisfy the Secretary (of the DP&E) that the provisions of the planning proposal that are inconsistent are of minor significance.

The site can be made flood free during the 1% AEP with minimal/no impact on neighbouring properties. Although larger (less frequent) events may impact on the site, the S.117 direction establishes that flood related planning controls should not be applied to residential land above the FPL.

The provisions of Wyong LEP and DCP 2013 (as amended) will apply to future development applications and will ensure that the development sites are appropriately filled to minimise flood liability. Further, these provisions will ensure that land cannot be filled where placement of fill will cause detrimental flood impacts on neighbouring properties. As such, the inconsistency is considered to be of a minor nature.

Council's existing FPL (1% AEP +500mm freeboard) is appropriate to address the site specific flooding impacts as they relate to this land.

## **2. Road Infrastructure**

Submissions received raised the following issues related to the impact, condition and capacity of existing and proposed road infrastructure associated with regard to the future development potential of the subject site:

- Capacity of existing road network (Wyong, Geoffrey & Church Roads)
- adequacy of traffic studies/assessment
- Cumulative impact of other proposals in general locality
- Vehicle noise
- Adequacy of Oscar Drive as collector road (width and serviceability of existing dwellings by garbage services)
- Alternative accesses (Reliance Drive, Tuggerah Business Park & Canntree Road)
- Kerb & guttering
- Potholes
- Footpaths

**a) Road Infrastructure Capacity**

The proposal was supported by relevant traffic and transportation studies (Waugh (2011) Traffic Impact Assessment & Seca Solutions (2013) Traffic Study Addendum).

The traffic studies utilise a maximum future potential of 214 residential lots on the subject site. The studies were updated to incorporate additional traffic surveys in November 2013. As such the reporting has considered the impacts on the existing road network (Wyong and Geoffrey Roads) and also the vehicles which utilise Church Road as a bypass route for Wyong Road.

An assessment of the existing conditions including the 1.5% background growth rate and impact of the likely development was undertaken for the following scenarios:

**SCENARIO A.** The existing (2013) scenario (including 1.5% background traffic growth).

**RESULT:** Indicated that the Geoffrey/Wyong Road roundabout operated at the highest level of service (Level A -Good) during the peak am and pm periods (7.30am – 9.30am and 3.30pm – 5.30pm). The Wyong Road southern approach queue length would be in the vicinity of 75m.

**SCENARIO B.** The existing (2013) scenario (including 1.5% background traffic growth *plus* the impact of the development of the subject site),

**RESULT:** Indicated that the Geoffrey/Wyong Road roundabout still operated at the highest level of service during the peak am and pm periods. The Wyong Road southern approach queue length would increase to approximately 100m.

**SCENARIO C.** The future (2023) scenario (including 1.5% background traffic growth), indicated that the Geoffrey/Wyong Road roundabout operated he existing (2013) scenario (including 1.5% background traffic growth *plus* the impact of the development of the subject site).

**RESULT:** Indicated that the Geoffrey/Wyong Road roundabout still operated at the highest level of service during the peak am and pm periods. The Wyong Road southern approach queue length would increase to approximately 137m.

**SCENARIO D.** The future (2023) scenario (including 1.5% background traffic growth *plus* the impact of the development of the subject site).

**RESULT:** Indicated that the Geoffrey/Wyong Road roundabout still operated at an acceptable level of service (Level B - *Good, with acceptable delays and spare capacity*) during the peak am and pm periods. The Wyong Road southern approach queue length would increase to approximately 267m.

Marginal increases in queue lengths on the northern approach of Wyong Road and Geoffrey Road to the roundabout would be experienced (in the order of 3m or approximately 1 car length) in scenarios B, C & D.

**2.1 RZ/7/2009 - Outcomes of Consultation - Planning Proposal, Draft DCP 2013 Chapter 6.24 and Draft Voluntary Planning Agreement in Respect of Land at Chittaway Point (contd)**

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The analysis demonstrated that although queue lengths would increase, the level of service would remain to be at an acceptable level and would not impact on other intersections in close proximity to the roundabout, particularly the Wyong Road/Enterprise Drive roundabout.

Visual observations of the existing conditions indicate that delays for traffic during the afternoon period are experienced by the operation of the Wyong Road/Enterprise Drive roundabout. These delays result in traffic being unable to enter the Wyong/Geoffrey Road roundabout, and at times the Wyong Road/Reliance Drive roundabout.

Both the proposal and studies were referred to the RMS for comment prior to public exhibition occurring.

RMS did not raise any objections to the progression of the proposal, provided additional updated studies were undertaken prior to any future development occurring. Provisions have been incorporated into the site specific chapter of DCP 2013 (*Chapter 6.24 – Chittaway Point*) to satisfy the requirements of RMS.

A conversion of the Wyong Road/Enterprise Drive roundabout to a four way signalised intersection with bus lanes is expected to reduce the delays experienced on Wyong Road and therefore improve the level of service of other intersections along Wyong Road. This project is currently being planned by the RMS.

Oscar Drive has been identified within Wyong DCP as a collector road for the proposed residential subdivision. Oscar Drive currently has a length of approximately 90m, terminating in a hammer-head for turning of service vehicles.

The Oscar Drive road reserve is approximately 16.5m wide, inclusive of the carriageway (approx. 7.5m) and verges (4.5m each). Submissions received suggested that this road is too narrow to be defined as a primary access for a future residential subdivision.

As per the specifications of Part 4 of Council's DCP 2013 (Subdivision), the road conforms to the 'local' road specifications, however does not have the carriageway or verge widths to be considered as a Collector Road (9.5m and 4.5m/5.5m respectively). Additionally, the roll kerb and guttering does not comply with the standards kerb and guttering requirements for Collector Roads.

Whilst the road width does not cater for on-street parking, the road is relatively short and close to existing an intersection.

The 7.5m width is considered adequate for bus servicing, and the current concept plan indicates that the extension of the road width within the development site is increased to approximately 26m and links through to Church Road in the North.

**b) Road Infrastructure Condition**

The absence of kerb and guttering (K&G) and footpaths and presence of potholes on Geoffrey and Wyong Roads were issues raised by the submissions.

The 2014-2018 Strategic Plan provides a budget for the pavement renewal of Geoffrey Road. Additional resealing works are also identified to occur within the Chittaway Bay/Chittaway Point locality.



Council has an annual budget for the construction of new footpaths; however construction of new K&G is generally only undertaken with selected major road construction works.

Geoffrey Road has adequate width and geometry to meet the existing traffic volumes plus that generated by the proposed development.

### **3. Environmental Site Attributes**

The subject site contains Swamp Sclerophyll Forest on Coastal Floodplains on the NSW North Coast Endangered Ecological Community (EEC), in addition to supporting habitat for a number of state and federally listed fauna, migratory and non-migratory avian species.

The development footprint proposed would require the removal/modification of approximately 6.95 hectares (ha) of vegetation/habitat and retention of 8.2 ha. The remainder of the site is already cleared.

The potential impact on the environmental values of the site was raised by the majority of the submissions received. Concerns included:

- Loss of conservation/management protection status
- Removal of habitat – native and threatened fauna
- ‘improve or maintain’ criteria not met (inadequate offsets)
- Bushfire management
- Impact on Tuggerah Wetland reserve
- Utilisation of the site by squirrel gliders
- Domestic animal predation

The OEH initially identified that the proposal did not meet the ‘improve or maintain’ criteria of the *Threatened Species Conservation* (TSC) Act 1995.

An assessment of the proposed vegetation/habitat loss was undertaken in accordance with the 7-part test of the *Environmental Planning and Assessment* (EP&A) Act 1979. This assessment identified that the proposed development is not likely to have a significant effect on threatened species, populations or ecological communities or their habitats and that a Species Impact Statement is not required for the proposed development.

Notwithstanding the outcomes of the 7-part test, the proponent has agreed to enter into a Voluntary Planning Agreement (VPA). The VPA requires the proponent to undertake the necessary actions to offset the impacts to native vegetation and habitat resulting from the future development of the land through the provision of biodiversity offsets. The type and number of offsets required is to be determined by the Biobanking Assessment Methodology (BBAM) and credit calculator.

In consideration of the VPA deliverables, on 4 February 2015, OEH confirmed their support for the proposed biodiversity offsets methodology.

In the event that Council supports the proposal, it is recommended that Council also confer delegation to the General Manager to enter into the VPA with the Proponent.

#### **4. Social Infrastructure**

A number of submissions raised concerns that the adequacy of existing social infrastructure (education and community facilities, shops and parking, public transport frequency) would not support an increase in population likely to be experienced as a result of the proposal.

The Central Coast Regional Strategy identifies that by 2031, the Wyong Local Government Area (LGA) can be expected to see a population increase in the order of 70,000 people, 13% (or 5,000) of which are to be located within existing urban areas, such as the subject site.

Both local and state levels of government have identified that in order to support such an increase in population, additional services and facilities will be required. A number of funding streams and programs are being investigated to assist in the delivery of such infrastructure including:

- 250 space multi-level carparking (including lifts), Tuggerah, Ourimbah and Wyong
- Development of an Education and Business precinct, including a second Central Coast University Campus and student accommodation, Warnervale
- Wyong Employment Zone
- Warnervale Town Centre
- Tuggerah Lakes Regional Sporting and Recreational Complex
- Convention Centre, proposed Tuggerah Business and Sporting Precinct
- Performing Arts Centre, Wyong
- Regional Skate and BMX Complex (locality to be determined)
- Wyong South Sewage Treatment Plant Augmentation.

The DP&E in determining that the site is not to be nominated as an urban release area, has determined that there is adequate state infrastructure to support the proposed development.

#### **5. Existing Open Space and Pedestrian Provisions**

Submissions suggested that there is currently a lack of open space facilities and infrastructure for pedestrians within the locality.

The applicable Section 94 Plan for the locality, Wyong District Contribution Plan No. 1, identifies that based on existing population; the provision of open space within the plan area is adequate.

Noting that additional population associated with the subject site has not been identified within the applicable Section 94 Plan, the site specific chapter of DCP 2013: Chapter 6.24 – Chittaway Point requires the provision of usable area of not less than 0.5 hectares for open space purposes within the development. Additionally, contributions for the embellishment of existing open space within the locality will be levied in accordance with the applicable Plan.

Any future subdivision of the subject site will also require compliance with existing controls within Part 4 - Subdivision of DCP 2013, inclusive of the provision of footpaths and cycleways to service the development.



**2.1 RZ/7/2009 - Outcomes of Consultation - Planning Proposal, Draft DCP 2013 Chapter 6.24 and Draft Voluntary Planning Agreement in Respect of Land at Chittaway Point (contd)**

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Connectivity to existing infrastructure and public transport opportunities will also be required to be addressed at DA stage for any future subdivision of the site in accordance with the proposed provisions of the site specific chapter of DCP 2013.

**6. Future Development Potential**

Submissions identified that the indicative lot yields identified in the proposal of a future residential subdivision on the subject site, and potential dwelling forms, would be inconsistent with the character of the existing residential area of Chittaway Point.

Indicative lot yields of 200 - 214 lots has been utilised for the purposes of assessing the relative traffic impacts of the proposal; and approximately 126 lots for assessment of stormwater and drainage impacts. Final development yields would be dependent on further constraints analysis, subject to Council endorsing the rezoning.

The proposed minimum lot size of 450m<sup>2</sup> as exhibited is consistent with the standard applied to the R2 General Residential Zone within Wyong LEP 2013 and those areas already zoned as such within the Wyong Local Government Area (LGA).

Any future building form and design will be subject to existing provisions within DCP 2013: Chapter 2.1 – Dwelling Houses.

**7. Extent of Notification of Exhibition of Proposal**

A number of submissions claimed that notification of the exhibition of the proposal was inadequate.

The gateway determination required that the planning proposal and supporting documentation must be publicly available for a minimum of 28 days. Exhibition of the proposal was undertaken over a total period of 50 days, between 15 October and 5 December 2014.

Notification of the exhibition (and its extension) was printed in the Central Coast Express Advocate (Wyong Edition) on 15 and 29 October, 14 and 26 November 2014.

The owners of approximately 385 properties in Chittaway Point in accordance with the following locality plan were notified of the exhibition by letter dated 9 October 2014 of the extension, on 12 November 2014.

The exhibition period, notification and information material format exceeded requirements of the *Environmental Planning and Assessment Act, 1979* and Department of Planning and Environment *Guide to Preparing Local Environmental Plans* (April 2013).

**8. Disturbance and Impact of Acid Sulfate Soils and Contaminated Land**

The subject site has been identified through investigative studies to contain Potential Acid Sulfate Soils (PASS) and some Areas of Environmental Concern (AEC) associated with past land uses with regard to contamination potential.

Both PASS and contamination issues can be mitigated and managed through appropriate development processes.

Appropriate considerations have been incorporated into the site specific Chapter of DCP 2013: Chapter 6.24 Chittaway Point (attached) in this regard. These provisions will require any future Development Application for the subdivision of the subject site to be accompanied by:

- a) a Stage 1 Preliminary Site (Contamination) Investigation report, Stage 2 Detailed Site (Contamination) Investigation Report and Stage 3 Remedial Action Plan (if required) prepared by a suitably qualified consultant; and
- b) an Acid Sulfate Soil Management Plan. The plan is to be prepared by an appropriately qualified consultant in accordance with the requirements of the 'Acid Sulfate Soil Manual' published by the NSW Acid Sulfate Soil Management Advisory Committee (ASSMAC, 1998).

## **OPTIONS**

Option 1: Proceed to rezone the whole site and rely on provisions of LEP 2013 and DCP 2013 to manage risk and development of flood prone land. This would include the rezoning of the land as per the proposed zoning that was exhibited (Attachment 4). **Recommended.**

*Comment:* Given the provisions of Wyong LEP and DCP 2013 relating to flood liability, there is considered to be adequate provisions which will require detailed flood modelling as part of any development application for flood prone land on this site. While this planning proposal would result in rezoning the site for urban purposes, the results of the future detail flood assessment will inform whether a portion of the site can only have larger lots or parkland due to flooding constraints. This approach relies on flood modelling being provided as part of the DA and application of Clause 7.3 of WLEP 21013.

Option 2: Rezone the northern two lots, being Lots 2 and 3 DP 21536 (flood free during the 1% AEP) and defer remainder, being Lot 1 DP 21536, Lot 1 DP 1014033, Lots 10 and 11 DP 117776 and Lot 1 DP 22467, until revised concept plans and modelling are available which demonstrate that the risks associated with the less frequent flood events (larger than the 1% AEP flood) can be managed and that adjoining properties will not be adversely affected (Attachment 5). **Not recommended.**

*Comment:* Pursuing only a partial rezoning would allow an opportunity for the non-flood prone part of the site to progress and defer a decision on zoning of the remainder until additional detailed flood mapping is provided. This approach would require the applicant to model the flood impacts on filling on a range of flood events prior to a rezoning (instead as part of a DA) and would allow any land identified as being flood prone in the large events to be zoned for less intensive development. This matter however can be managed through development controls.

Option 3: Defer rezoning of entire site until revised concept plans and modelling are available which demonstrate that the risks associated with the less frequent flood events can be managed and that adjoining properties will not be adversely affected. **Not recommended.**

*Comment:* This would defer a decision on the rezoning until detailed flood modelling is undertaken (particularly for larger than 1% AEP events). It is noted that there may be a number of ways to address flooding on the site through filling, channelisation and detention. Bringing forward the detailed modelling prior to rezoning is considered onerous when this matter can be adequately managed through development controls.

## **STATUTORY CONSIDERATIONS**

Community consultation has been conducted in accordance with the gateway determination and the DP&E *Guide to Preparing Local Environmental Plans* (April 2013). The submissions received have been taken into consideration and a revised proposal has been recommended.

Council has received formal delegation which authorises Council's General Manager to assume the role of The Secretary under Sections 58 and 59 of the *Environmental Planning and Assessment (EP&A) Act 1979* in finalising the rezoning procedure.

## **CONCLUSION**

Council has previously supported the rezoning of the subject site to enable residential development and conservation outcomes.

While the site is subject to constraints it is considered that there is sufficient information to confirm that the site can be:-

- Filled to minimise flood risk during the 1% AEP;
- Managed through the VPA to deliver positive biodiversity outcomes;
- Developed for the intended purpose (in accordance with WLEP 2013 and WDCP 2013, particularly LEP Clause 7.2 Flood Prone Land and Chapters 6.24 Chittaway Point).

Having regard for the outcomes of further investigations, community and public authority consultation and other statutory requirements, including the preparation of site specific development provisions and a VPA, the proposal to rezone the land is now recommended for endorsement.

## **ATTACHMENTS**

1	Draft Chapter 6.24 Chittaway Point	D11919272
2	Voluntary Planning Agreement	D11904215
3	Submission Summary & Responses	D11923688
4	Proposed Rezoning and Development Standards as Exhibited	D11918944
5	Proposed Rezoning and Development Standards Following Exhibition	D11923708

# DRAFT CHAPTER 6.24 CHITTAWAY POINT

## 1.0 INTRODUCTION

The purpose of this Chapter is to provide subdivision and development requirements for certain land within Chittaway Point, specifically, land identified within Figure 1.

### 1.1 Objectives of this Chapter

- To provide guidance for the orderly subdivision and development of the site.
- To appropriately integrate development with the existing built and natural environment.
- To enable development of the land to proceed in a manner that is sensitive to the existing natural environmental characteristics and constraints.
- To ensure that the land is adequately serviced.
- To ensure that any development on the land complies with the principles of water sensitive urban design.
- To ensure 'Safer by Design' principles are implemented for personal and property safety and security.
- To provide a serviceable and efficient system of roads and pathways for vehicular, pedestrian and cycle movements that integrates road safety principles.
- To support and encourage various transport initiatives, including public transport.

### 1.2 Land to which this Chapter Applies

This Chapter applies to land as shown edged heavy black in Figure 1.



**Figure 1 Land to which Chapter 6.24 applies (Not to Scale)**

## 1.3 Using this Chapter

This Chapter should be read in conjunction with other relevant Chapters of this Development Control Plan (DCP) and other Policy Documents of Council, including but not limited to:

- Chapter 2.1 – Dwellings and Ancillary Structures
- Chapter 2.6 - Signage
- Chapter 2.3 – Dual Occupancy Development
- Chapter 2.11 – Parking and Access
- Chapter 3.1 – Site Waste Management
- Chapter 3.3 – Floodplain Management
- Chapter 3.6 – Tree and Vegetation Management
- Part 4 – Subdivision
- Council’s Civil Works Design Guidelines and Construction Specification
- Flora and Fauna Guidelines for Development
- Waste Control Guidelines

Where any inconsistencies arise with the provisions contained in this Chapter, this Chapter shall prevail.

## 2.0 DEVELOPMENT PRINCIPLES

Supplementary to the submission requirements of Part 4 - Subdivision, the following is required to be addressed and/or provided with any subdivision application for land to which this plan applies.

### 2.1 Subdivision Design

#### OBJECTIVES

- To ensure that any future development of the site is sympathetic to site constraints.
- To encourage subdivision design of high quality, which controls and mitigates potential environmental impacts arising from development.
- To ensure that subdivision layout and road design incorporates relevant considerations for the safety of road users and pedestrians alike.
- To provide for appropriate servicing and avoid negative amenity impacts for staged subdivisions.
- To ensure that any subdivision design meets the appropriate standards of Council.

#### REQUIREMENTS

- a Applications for subdivision of the site must demonstrate how the application addresses the provisions of Part 4 – Subdivision, in addition to any other requirements of this Chapter.
- b For road safety purposes, the following elements are to be considered and incorporated during the preparation of any future subdivision design or layout to enable improved road safety. Other elements that improve road safety which are not identified below should also be considered and incorporated.

Design Element	Requirement
Intersections	<ul style="list-style-type: none"> <li>▪ Four way uncontrolled cross intersections should be avoided to reduce vehicular conflict points. Signage is not considered to be an appropriate control.</li> </ul>
Road hierarchy and layout	<ul style="list-style-type: none"> <li>▪ Lot accesses onto collector roads as well as pedestrian and cycle conflicts should be limited</li> <li>▪ Modified grid systems with staggered T-intersections should be utilised where practicable</li> <li>▪ Cul-de-sacs and layouts that promote or encourage 'rat runs' are to be avoided.</li> </ul>
Road design	<ul style="list-style-type: none"> <li>▪ Street leg lengths should be limited to a maximum of 200-250m between controlled intersections, changes in direction or other speed control mechanism</li> <li>▪ Steep grades are to be avoided, particularly on longer street leg lengths</li> <li>▪ Wider road widths and areas that do not define travel paths are to be avoided.</li> <li>▪ Combination of geometric design elements such as crests and bends should be avoided</li> </ul>
Landscaping & Lighting	<ul style="list-style-type: none"> <li>▪ Location and placement of street trees should consider sight distances for all road users, including pedestrians and cyclists</li> <li>▪ Location, placement and type of street trees should consider proximity and speed of adjacent vehicles</li> <li>▪ Location and placement of landscaping features should seek to reduce needs for ongoing maintenance, particularly where such works are required to be undertaken close to travelling vehicles</li> <li>▪ Lighting categories should be increased to assist more vulnerable road uses (pedestrians, cyclists, motorcyclists, elderly, children etc) and reduce the likelihood of incidents</li> </ul>

- c In addition to the above, Road Safety Audits will be required to be undertaken to identify potential road hazards for all road users. These audits are required to be undertaken (at minimum) at the feasibility and detailed design stage of the subdivision planning. A pre-opening audit may be required, subject to the scale of the proposed development.
- d Applications for subdivision are to provide supporting designs, plans, layouts and specifications for any additional water, sewer, stormwater and/or traffic infrastructure required to service the development. Any such infrastructure is to be provided in accordance with Council's Civil Works Design Guidelines and Construction Specifications, at the expense of the developer.
- e Applications for subdivision must be supported by a staging plan (if applicable) which:
- i nominates selected routes for construction traffic access which minimises impacts upon completed stages where possible; and

- ii enables the provision of services for completed stages, including provision of turning circles for road based services (e.g. garbage trucks).

## 2.2 Flooding and Flood Risk Management

The site is known to experience mainstream flooding associated with Ourimbah Creek and Tuggerah Lakes during the 1% Annual Exceedance Probability Event (AEP). This area is referred to as (predominantly) 'Flood Precinct 2' in Chapter 3.3 of this DCP (1% Annual Exceedance Probability Flood + 0.5m freeboard).



**Figure A Flood Planning Area (not to scale)**

Additionally, extreme conditions may arise due to the limited waterway area under Lees Bridge on Ourimbah Creek leading to floodwaters potentially building up and overtopping Wyong Road north of the bridge. This may occur either during extreme floods, high intensity rainfall events or due to blockage of the bridge by large debris.

### OBJECTIVES

- To recognise and plan for the differing level of flood potential and hazard across the site associated with both overland flooding associated with Ourimbah Creek and Tuggerah lakes
- To manage the risk to human life, damage to property and provision of essential services by ensuring development on all areas of the site is appropriately sited and designed such that it is compatible with the flooding potential and hazard.
- To ensure negligible flood impacts on adjoining property or infrastructure as a result of any development or work on site.
- To ensure that the future residents of the site have the capacity during flood events to access critical emergency services via low hazard evacuation routes.
- To minimise the reliance on emergency rescue services during flood events.

## REQUIREMENTS

- a Any application for the subdivision of land must meet the requirements of Chapter 3.3 Floodplain Management of this DCP
- 1
- b Any application for the subdivision of the site must demonstrate that the subdivision design incorporates measures to mitigate against potential extreme floodway hazard conditions, flowing west to east through the southern portion of the site.
- c Any development application for the subdivision of the site must be supported by flood modelling which demonstrates that the mitigation strategy adopted to address the overtopping event caused during more extreme flood events will have a negligible impact (less than 20mm) on adjoining and/or downstream properties.
- 2
- d Any development proposal or subdivision of the site is to be supported by a performance based assessment demonstrating that the proposed development is compatible with the flood characteristics at all locations within the site.
- 3
- e A detailed site-specific overland flood study and flood impact assessment of any proposed development is required. The flood study and flood impact assessment must:
- i Be based on recently acquired ground survey data acquired via traditional ground survey or GPS (less than 2 years from date of lodgement of a development application)
  - ii Be produced from a two-dimensional (2D) flood model (such as TUFLOW, SOBEK or MIKE-21)
  - iii Assess various flood sizes, including at least 10% AEP, 1% AEP, 0.5% AEP and PMF
  - iv Assess various flood durations to determine critical duration for flooding at various locations; include longer duration flood events as part of the consideration of any retarding basins
  - v Be prepared consistent with the most recent NSW Office of Environment & Heritage Consultant Flood Study Brief, the Floodplain Development Manual (2005) and related Guidelines, Australian Rainfall and Runoff (2001), and Council's Civil Works Design Guidelines (specifically Part 10) unless directed otherwise by this Chapter or any other Chapter of WDCP 2013.
  - vi Be inclusive of a written report with mapping, plans and figures detailing:
    - All data, parameters, and any assumptions
    - Hydrologic results from at least two methods, including sub-catchment layout, including contribution of the area from the farms south of Yarramalong Road, and peak flow comparisons at several locations.
    - Figures and tables (showing comparisons of results at several locations) of Flood extents, velocities, depths, and hazards for each sized flood, both for pre-development and post-development, and for the relative differences, both on the site and beyond.
    - Flood planning area (1% AEP + 0.5m freeboard) both pre-development and post-development
    - All mapping to be also provided for Council's ongoing use in GIS Shp file format for inclusion on Council's GIS
  - vii Address the following for pre and post development scenarios:



- Pre development:
    - Evaluation of site conditions: natural water courses, constructed channels, soil type, groundwater, vegetation, stormwater quality
    - Assessment of flood hazard, access & evacuation, and consideration of constraints and opportunities for development
    - Discussion of the hydrology of the site: flow patterns, velocity distribution, sedimentation and erosion potential, flood storage areas, points of discharge from the site, including peak flows and discharge volumes.
  - Post Development:
    - Evaluation of changes to site conditions: natural water courses, constructed channels, soil type, groundwater, vegetation, stormwater quality
    - Assessment of changes to flood hazard, access & evacuation, and the compatibility of various types of development to the flood hazard at specific locations, including impacts at properties beyond the site
    - Discussion of changes to the hydrology of the site: flow patterns, velocity distribution, sedimentation and erosion potential, flood storage areas, points of discharge from the site, including peak flows and discharge volumes.
- b Any development application for subdivision must include:
- i Identification of relevant objectives (including but not limited to water quality, public safety, serviceability and biodiversity preservation) and demonstration through modelling results using Council's MUSIC link as to how these objectives have been satisfied.
  - ii Concept plans and associated calculations for any proposed:
    - Alterations to existing watercourse (demonstrate a suitable sizing, predominantly low hazard, low erosion potential, appropriately shaded and vegetated, including details of adjacent riparian zones).
    - Riparian zones (whether modified or constructed, including widths, depths and typical cross sections).
    - Water quality control measures which seek to manage gross pollutants and sediments, nutrients.
    - Concept details and sizing of stormwater piped systems, pits, road crossings / culverts, detention basins, overland flow paths
    - Earthworks (cut and fill plan)
    - Other infrastructure (roads, footpaths, building footprints, water, sewer, telecommunications, public buildings and community facilities),
    - Access and evacuation routes (for pedestrians and vehicles) from the site to flood free ground
    - Sedimentation and erosion control
    - Landscaping plan

- Vegetation management plan
- Details of the proposed staging and sequencing of any works
- Maintenance Management Plan for all asset components including: maintenance access, procedures, frequency, safety issues, equipment required, and whole-of-life cost estimates.

## 2.3 Drainage, Stormwater and Water Cycle Management

### OBJECTIVE

- To reduce flood risk in urban areas and downstream water bodies.
- Preserve pre-development hydrology regimes to ensure the protection and maintain the integrity of significant ecosystems, vegetation and fauna habitats within and adjoining the site.
- To ensure the integrity and functionality of existing stormwater management devices and systems within the vicinity of the site.
- To provide water quality and quantity control measures that are cost effective and affordable, with consideration given to ongoing maintenance costs.

### REQUIREMENTS

- a Any application for subdivision is to include a Stormwater Management Plan. The plan is to be included in a written report with plans detailing stormwater quality control measures, management of stormwater runoff, hydrology management measures, waterway stability management measures and potable water saving measures that are to be implemented on the site. Such measures and management techniques/routines are to be designed and sized to a standard acceptable to Council.

The report is to include the following:

- i. details and hydraulic assessment of the pre-development site, including existing drainage pattern, identify receiving environments, flow details, all natural water courses and channels on site;
- ii. description and illustration of the proposed development. If considered a large water user, details of expected usage, peak visitation periods etc;
- iii. the location of all points of discharge from the site, overflows and pipes;
- iv. evaluation of site conditions e.g. soils, groundwater, vegetation etc and documentation of constraints and opportunities;
- v. the extents of 1% ARI flood affectation from internal or external waterbodies, gullies, creeks and waterways;
- vi. relevant objectives that apply and demonstrate through modelling results and/or other means how these objectives have been satisfied;
- vii. modelling and concept design of stormwater quality, hydrology and waterway stability measures. Location, size and configuration of stormwater treatment elements are to be specified together with the proposed or altered drainage pattern. Areas bypassing treatment are to be clearly identified;

- viii. identification of maintenance requirements for the components including: maintenance frequency, safety issues, equipment required, vehicular access and maintenance cost estimates;
  - ix. modelling, design and construction of any stormwater management systems is to be in accordance with Council's Civil Works Design Guidelines and Construction Specifications; and
- a Details of any proposed detention basins which may incorporate pollution retention systems provided it is demonstrated that the basin is sized appropriately and achieves the minimum pollutant reduction targets of stormwater as determined by Council

## 2.4 Biodiversity Protection and Management

### OBJECTIVE

- To ensure the protection and maintain the integrity of native vegetation and fauna habitats on land zoned E2 Environmental Conservation and E3 Environmental Management within and adjoining the site.
- To minimise the impacts of construction and occupation of future developments on native vegetation and fauna habitats within and adjoining the site.

### REQUIREMENTS

- a Any application for subdivision of the subject site is to be accompanied by the relevant requirements set out within any Voluntary Planning Agreement relating to or affecting the land.
- b A Conservation Management Plan (CMP) is required to be submitted with any application that includes land zoned E2 Environmental Conservation or E3 Environmental Management which is not subject to a Biobanking Agreement of Biocertification. The plan is to:
- i Describe the existing ecological features of the land, including but not limited to topography and soils, drainage, flora and fauna (including threatened species and their habitats, populations and/or ecological communities);
  - ii Establish the operational framework, legal protection, funding mechanisms and review mechanisms for its operation;
  - iii Establish the management strategies for (but not limited to) the following matters:
    - Key threatening processes
    - Vegetation clearing
    - Weed management
    - Bushfire management
    - Feral and domesticated fauna
    - Rubbish dumping
    - Firewood collection
    - Prohibited uses, public access, fencing and signage
    - Stormwater management structure management
    - Habitat enhancement

- Revegetation and rehabilitation of cleared land
  - Habitat tree retention;
- iv Detail the monitoring program and reporting framework to assess the adequacy of the adopted management strategies.

*NOTE: The objective of s. 5A of the Environmental Planning and Assessment Act 1979 (EP&A Act), the assessment of significance, is to improve the standard of consideration afforded to threatened species, populations and ecological communities, and their habitats through the planning and assessment process, and to ensure that the consideration is transparent. If a "significant" impact on threatened species, populations, ecological communities, or its habitat is likely to occur, the application will be required to be supported by a Species Impact Statement and will require the concurrence of the Office of Environment and Heritage which may result in the modification of the proposal.*

## 2.5 Traffic and Transport

### OBJECTIVES

- To provide an efficient internal road network addressing safe system principles that responds to the topography of the site and integrates with the external road network system, including the existing road network's environmental capacity.
- To provide for alternate transport including viable links with existing public transport services and collection points.
- To provide appropriate access for larger and special purpose vehicles including construction traffic, garbage trucks, emergency service vehicles, delivery vehicles and busses.
- To establish a road layout which maximises convenience, connectivity, transportation amenity and road safety for vehicles, pedestrians and cyclists whilst minimising congestion, and traffic amenity for all users, including existing road networks. To promote 'Healthy by Design' principles in subdivision design, in accordance with the guidelines issued by the Premiers Council for Active Living (PCAL), the NSW Heart Foundation and NSW Health.

### REQUIREMENTS

- a Any application for subdivision of the site is to include a street and lot layout plan consistent with the requirements of Part 4 Subdivision of this DCP and Council's Civil Works Design Guidelines and Construction Specification.
- b Any application for subdivision of the site must be supported by a Traffic Study prepared in accordance with the Roads and Maritime Services (RMS) 'Guide to Traffic Generating Developments 2002', and RMS Supplement TDT 2013/04a, which is to include, but is not limited to:
- i Current traffic counts for the Wyong Road / Geoffrey Road intersection inclusive of all proposed and approved developments.
  - ii The anticipated additional vehicular traffic generated from the proposed development.
  - iii The distribution on the road network of the trips generated by the proposed development. It is requested that the predicted traffic flows are shown diagrammatically to a level of detail sufficient for easy interpretation.
  - iv Consideration of the traffic impacts on existing and proposed intersections and the capacity of the local and classified road network to safely and efficiently cater for the additional vehicular traffic generated by the proposed development. The study

shall also give consideration to the cumulative traffic impacts of other proposed and approved developments in the area.

- v Identifying the necessary road network infrastructure upgrades that are required to maintain existing levels of service and road safety on both the local and classified road network. In this regard, preliminary concept drawings shall be submitted with the development application for any identified road infrastructure upgrades. However, it should be noted that any upgrades will need to be to the satisfaction of Roads and Maritime Services and Council.
- vi Traffic analysis of any major / relevant intersections, using SIDRA or similar traffic model, including:
  - Current traffic counts and 10 year traffic growth projections (inclusive of proposed and approved developments in the area),
  - With and without development scenarios considered 95th percentile back of queue lengths,
  - Electronic input/output data files for Roads and Maritime Services review.
- c Subdivision layouts are to be designed to ensure that road/street lengths and intersections:
  - i provide for adequate site distances;
  - ii incorporate appropriate safety and speed management controls;
  - iii discourage unsafe vehicle manoeuvres;
  - iv discourage the use of any proposed access from the site to Church Road as a thoroughfare for non-resident traffic; and
  - v Provide for efficient servicing by busses and promote pedestrian connectivity.
- d Any application for subdivision of the site is to:
  - i identify and assess impacts on local, state and regional road networks in the vicinity of the development (addressing both the movement of people and goods), and
  - ii Identify how it is intended to encourage people from the proposed development to walk, cycle and use Public Transport in lieu of the private motor vehicle and if possible reduce the demand for travel by private and commercial vehicle. Documentation is to be provided which demonstrates consultation with the local Bus Company has been undertaken and the proposed network is serviceable by busses.
- e Cycleways and/or shared pathways and footpaths are to be located to provide logical and coherent linkages to adjoining residential areas, internal and external community and open space facilities and public transport connection routes or stops.
- f The design and construction of roads, drainage, cycleways and or shared pathways and pedestrian paths is to be in accordance with Part 4 Subdivision of this DCP, Council's Civil Works Design Guidelines and Construction Specifications and any relevant Austroads Standards. Documentation is required which demonstrates how overland flows and drainage associated with roadworks will be managed to a standard acceptable to Council.

## 2.6 Open Space and Landscaping

### OBJECTIVE

- To provide open space for the active and passive recreational needs of residents
- To maintain the environmental and visual character of the existing landscape.
- To retain native vegetation.

**REQUIREMENTS**

- a Any application for subdivision of the site is to address the requirements of Part 4 Subdivision of this DCP and Council’s Civil Works Design Guidelines and Construction Specification.
- b Open space is to be provided within the locality at no cost to Council in accordance with the following requirements::

Type of open space	Requirement
<b>Park</b>	<ul style="list-style-type: none"> <li>- 0.5 hectares minimum</li> <li>- to be located in an accessible area of the site on land which is:                             <ul style="list-style-type: none"> <li>o flood free,</li> <li>o has two (2) road frontages,</li> <li>o is accessible by residents from adjoining development areas, and</li> <li>o connected to nearby pedestrian and cycle linkages.</li> <li>o Is appropriately landscaped with low maintenance species retains existing trees where possible and includes playground and seating facilities.</li> </ul> </li> </ul>

**2.7 Potential Site Contamination**

**OBJECTIVE**

- To ensure that land proposed for development does not present a risk to future occupants and is of a suitable quality for the intended purpose.

**REQUIREMENTS**

- a Any application for the subdivision of the land to which this plan applies is to be accompanied by a Stage 1 Preliminary Site (Contamination) Investigation report, Stage 2 Detailed Site (Contamination) Investigation Report and Stage 3 Remedial Action Plan (if required) prepared by a suitably qualified consultant.
- b The report is to be consistent with the requirements of the Managing Land Contamination planning guidelines, 1998 (as updated) prepared by the (then) Department of Urban Affairs and Planning.

*Note: This is supplementary information provided for applicants and landowners. All development proposals must consider all relevant Council and State Government Policy including SEPP 55- Remediation of Land.*

## 2.8 Acid Sulfate Soils

### OBJECTIVE

- To minimise the potential for adverse environmental impacts which may arise from the disturbance of acid sulfate soils during development.

### REQUIREMENTS

- a Any application for the subdivision of the land to which this plan applies is to be accompanied by an Acid Sulfate Soil Management Plan. The plan is to be prepared by an appropriately qualified consultant in accordance with the requirements of the 'Acid Sulfate Soil Manual' published by the NSW Acid Sulfate Soil Management Advisory Committee (ASSMAC, 1998).

## 2.9 Bushfire Management

### OBJECTIVE

- To minimise the risk of bushfires on life, property and the environment.
- To enable appropriate bushfire protection without unreasonably compromising the biodiversity and landscape values of the area.

### REQUIREMENTS

- a Any application for subdivision is to include a Bushfire Risk Management plan. The plan is to be consistent with the provisions and requirements of the following:
  - i Planning for Bushfire Protection 2006;
  - ii Australian Standard 3959:2009 (as updated); and
  - iii Part 4 – Subdivision of this DCP.

## 2.10 Noise

### OBJECTIVE

- To ensure future residents are adequately protected from noise emanating from Wyong Road.

### REQUIREMENTS

- a Any future application for subdivision of the land is required to demonstrate how the best practice methodologies in the interim *Guidelines for Development near Rail Infrastructure and Busy Roads* (Department of Planning, 2008) have been considered and incorporated.



**Voluntary Planning Agreement**  
*Under Section 93F of the Environmental Planning and Assessment Act, 1979*  
**Wyong Shire Council & I.D.A. Safe Constructions Pty Ltd**

**FINAL Version**  
Wyong Shire Council  
May 2015





Voluntary Planning Agreement  
Author: Wyong Shire Council  
Wyong Shire Council & I.D.A Safe Constructions Pty Ltd  
Date: May 2015  
FINAL Version  
Approved by: Wyong Shire Council  
Date of Approval:

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# Voluntary Planning Agreement

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## Voluntary Planning Agreement

### Summary Sheet

**Council:**

**Name:** Wyong Shire Council

**Address:** 2 Hely Street, WYONG NSW 2259

**Telephone:** (02) 4350 5555

**Facsimile:** (02) 4351 2098

**Representative:** General Manager

**Proponent:**

**Name:** I.D.A. Safe Constructions Pty Ltd

**Address:** 4/11 Patterson Street, Double Bay NSW 2028 (PO Box 138 DOUBLE BAY NSW 2324)

**Telephone:** 0438 452292

**Facsimile:** 02 4975 1876

**Representative:** Ian Adams, Paradigm Planning & Development Consultants Pty Ltd

**Land:**

See definition of *Land* in clause 4.1

**Development:**

See definition of *Development* in clause 4.1

**Application of s94, s94A and s94EF of the Act:**

See clause 3

**Registration:**

See clause 9

**Dispute Resolution:**

See clause 7

**DATE:** May 2015

**Wyong Shire Council** (ABN 47 054 613 735) of Council Chambers, Hely Street, Wyong, in the State of New South Wales (**Council**)

and

**I.D.A. Safe Constructions Pty Ltd** (ABN 6200763468; ACN 00763468) of 4/11 Patterson Street, Double Bay NSW 2028 (PO Box 138 DOUBLE BAY 2324), in the State of New South Wales (**Proponent**)

## **BACKGROUND**

- A. The Proponent is the registered proprietor of the Land.
- B. The Proponent has sought the Instrument Change
- C. The Proponent intends to lodge a Development Application for the Development of the Land
- D. The Proponent is prepared to undertake the necessary actions to offset the impacts to threatened flora and fauna resulting from the future development of the Land through the provision of Biodiversity Offsets.

## **OPERATIVE PROVISIONS**

### **PLANNING AGREEMENT UNDER THE ACT**

- 1.1 The parties agree that this Agreement is a Planning Agreement governed by Subdivision 2 of Division 6 of Part 4 of the Act.

### **2 APPLICATION OF THIS AGREEMENT**

- 2.1 This Agreement applies to the Development of the Land and the Instrument Change

### **3 OPERATION OF THIS AGREEMENT**

- 3.1 This Agreement takes effect once executed by all parties.
- 3.2 This Agreement identifies that the Proponent will undertake the necessary actions to offset the impacts to threatened flora and fauna for the future development of the Land through the provision of Biodiversity Offsets.
- 3.3 By complying with the obligations of this Agreement, a benefit, in the form of a strategic conservation outcome, is achieved in that it provides for the conservation of significant vegetation in perpetuity whilst enabling development outcomes consistent with the methodology of a legally recognised process.
- 3.4 This Agreement does **not** exclude the operation of s.94 and s.94A of the Act.
- 3.5 This Agreement does **not** apply to any obligation that the Proponent may have to pay contributions, fees or charges under s.94 and s.94A of the Act or the *Water Management Act 2000* in respect to the Development of the Land.

## 4 DEFINITIONS AND INTERPRETATION

4.1 In this Agreement the following definitions apply:

**Act** means the *Environmental Planning and Assessment Act 1979*.

**Amending LEP** means an environmental planning instrument that has the effect of amending the *Wyong Local Environmental Plan 2013* so the Development of the Land is permissible with consent.

**Biobanking Assessment Methodology** has the same meaning as in the *Threatened Species Conservation Act 1995*.

**BioBanking Scheme** has the same meaning as in the *Threatened Species Conservation Act 1995*.

**Biobanking Statement** has the same meaning as in the *Threatened Species Conservation Act 1995*.

**Biodiversity Offset** means the retirement of biodiversity credits created in accordance with the biobanking assessment methodology or alternatively a conservation outcome to the equivalent value of those credits which is accepted by the Department of Planning and Environment.

**Consent** means the consent granted to the Development Application.

**Council** means Wyong Shire Council.

**Current Development Contributions Plan** means the Southern Districts Development Contribution Plan and the Section 94 Contributions Plan for Wyong Shire No. 11 – Shire Wide Infrastructure, Services and Facilities – September 2014.

**Development** means the subdivision of the land to create residential building allotments and associated infrastructure.

**Development Application** means a development application under Part 4 of the Act seeking consent to undertake the Development on the Land.

**Instrument Change** means the taking of effect of the Amending LEP.

**Land** means the land identified in Schedule 1 of this Agreement, being Lot 1 – 3 DP21536, Lot 1 DP 1014033, Lot 1 DP22467 and Lots 10 & 11 DP1177776 also known as 19-23 Geoffrey Road and 10 Oscar Drive, Chittaway Point.

**Parties** mean the Council and the Proponent, including both their successors and assigns.

**Party** means a party to this Agreement including its successors and assigns.

**Planning Proposal** means the document required by s.55 of the Act that explains the intended effect of the proposed Amending LEP and sets out the justification for making that Amending LEP, being Council reference number RZ/7/2009 and Department of Planning and Environment reference number PP\_2013\_WYONG\_010\_00.

**Proponent** means the person or entity identified in Item 1 of Schedule 2 to this Agreement.

**Proponent's Representative** is the person identified in Item 2 of Schedule 2 to this Agreement, appointed by the Proponent to act on behalf of the Proponent, or that person, from time to time, notified to Council in writing by the Proponent.

**Regulation** means the *Environmental Planning and Assessment Regulation 2005*.

## **5 PAYMENT OF MONETARY CONTRIBUTIONS**

- 5.1 This Agreement does not require the Proponent to pay any monetary contribution to Council.
- 5.2 The Parties agree that nothing that the Proponent does to meet its obligations under this Agreement will give rise to a reduction or variation or credit in any monetary contributions that might later be required by a Consent to undertake the Development on the Land.

## **6 PROPONENT OBLIGATIONS**

- 6.1 The Proponent undertakes that it will, as part of the process to seek development consent for the Development of the Land, undertake each of the following, at no cost to Council:
- (a) Undertake an updated assessment of the Land in accordance with the Biobanking Assessment Methodology and Credit Calculator current at that time to confirm the number and type of credits required to offset the impacts of the Development.
  - (b) Make the necessary arrangements and applications to obtain one of the following prior to the issue of Subdivision Certificate related to the Development:
    - i. a Biobanking Statement to offset the impacts to threatened species resulting from undertaking the Development on the Land; OR
    - ii. a conservation agreement on other lands in the local area that addresses each of the Office of Environment and Heritage (OEH) *'Principles for the use of Biodiversity Offsets in NSW'* to the satisfaction of Council and meets the number of credits required by the Biobanking Assessment Methodology and Credit Calculator; OR
    - iii. evidence of purchase of the number of credits required by the Biobanking Assessment Methodology and Credit Calculator and evidence of retirement of credits prior to issue of Subdivision Certificate.

## **7 PROPONENT WARRANTIES AND INDEMNITIES**

- 7.1 The Proponent warrants to Council that:
- (a) It is the registered owner of the Land;
  - (b) It is able to fully comply with its obligations under this Agreement;
  - (c) It has full capacity to enter into this Agreement; and
  - (d) There is no legal impediment to it entering into this Agreement, or performing its obligations under this Agreement.

## **8 REVIEW OF THIS AGREEMENT**

- 8.1 Any amendments, variation or modification to or of, or consent to any departure by any party from the terms of this Agreement shall have no force or effect unless effected by a document executed by the parties which complies with the requirements of Section 93G of the Act.

## 9 FURTHER AGREEMENT RELATING TO THIS AGREEMENT

9.1 The Parties may, at any time and from time to time, enter into agreements relating to the subject matter of this Agreement for the purpose of implementing this Agreement that are not inconsistent with this agreement.

## 10 DISPUTE RESOLUTION

- 10.1 If a dispute arises out of or relates to this Agreement (including any dispute as to the meaning, performance, validity, subject matter, breach or termination of this Agreement or as to any claim in tort, in equity or pursuant to any statute) (**Dispute**), any court or arbitration proceedings shall not be commenced by or against Council, the Proponent or their successors or assigns, relating to the Dispute unless the parties to the Dispute (**Parties**) have complied with this clause, except where a party seeks urgent interlocutory relief.
- 10.2 A party claiming that a Dispute has arisen under or in relation to this Agreement is to give written notice to the other parties to the Dispute, specifying the nature of the Dispute.
- (a) The Parties agree to mediate the Dispute in accordance with the Mediation Rules of the Law Society of New South Wales and to take action to have the Dispute mediated within 7 working days of the receipt of written notice of the Dispute.
  - (b) The Parties agree that the President of the Law Society of New South Wales or the President's nominee will select the mediator and determine the mediator's remuneration.
  - (c) The Parties to the mediation will be jointly responsible for the fees of the mediation and each party shall bear its own costs.
  - (d) The Parties may, but are not required, to enter into a written agreement before mediating a Dispute.
  - (e) If any procedural aspects are not specified sufficiently in the rules under this clause 10, the Parties agree to conduct the mediation regarding those aspects in accordance with the determination of the mediator whose decision regarding those aspects is final and binding on the Parties.
  - (f) A legal representative acting for either of the Parties may participate in the mediation.
- 10.3 From the time when a notice of Dispute is served, neither party shall take action to terminate this Agreement, until after the conclusion of the mediation.
- 10.4 Should mediation fail to resolve any dispute then the dispute shall be determined by arbitration pursuant to the *Commercial Arbitration Act 1984* and the General Manager of the Council shall request the President for the time being of the Law Society of New South Wales to appoint an arbitrator to carry out such arbitration in accordance with the provisions of such Act.
- 10.5 Despite clause 10.1, either Council or the Proponent may institute court proceedings to seek urgent equitable relief in relation to a dispute or difference arising out of or in connection with this Agreement.

**11 COSTS**

11.1 The Proponent agrees to pay or reimburse the costs of Council in connection with the:

- (a) Negotiation, preparation and execution of this planning agreement, to a maximum of \$2,500.00.
- (b) Advertising and exhibiting this planning agreement in accordance with the Act, to a maximum of \$350.00, and
- (c) All costs related to registration of this planning agreement where required, within 7 working days after receipt of a tax invoice from Council.

**12 REGISTRATION OF THIS AGREEMENT**

12.1 The parties agree to register this Agreement for the purposes of s. 93H(1) of the Act.

12.2 On execution, the Proponent is to provide Council with each of the following, at no cost to Council:

- 12.2.1 An instrument in registrable form requesting registration of this Agreement on the title to the Land duly executed by the Proponent, and
- 12.2.2 The written and irrevocable consent of each person to referred in s. 93H(1) of the Act to that registration; and
- 12.2.3 Production of the certificate of title for the Land, for the purpose of procuring the registration of this Agreement.

12.3 The Proponent is to do such other things as are reasonably necessary to remove any notation relating to this Agreement from the title to the Land once the Proponent has completed its obligations under this Agreement or this Agreement is terminated or otherwise comes to an end for any other reason.

**13 NOTICES**

13.1 Any notice, consent, information, application or request that must or may be given or made to a Party under this Agreement is only given or made if it is in writing and sent in one of the following ways:

- (a) Delivered or posted to that Party at its address set out in (b) below.
- (b) Faxed or emailed to that Party at the relevant details set out below.

**(i) Council: Wyong Shire Council**

Attention: General Manager  
 Address: DX 7306 WYONG  
 Fax No: (02) 4350 2098  
 Email: [wsc@wyong.nsw.gov.au](mailto:wsc@wyong.nsw.gov.au)

**(ii) Proponent: I.D.A. Safe Constructions Pty Ltd**

Attention: Ian Adams  
 Address: C/- Paradigm Planning  
 PO Box 4034,  
 Rathmines NSW 2283  
 Email: [paradigm@exemail.com.au](mailto:paradigm@exemail.com.au)



- 13.2 If a party gives the other party 3 working days' notice of a change of its address or fax number, any notice, consent, information, application or request is only given or made by that other party if it is delivered, posted or faxed to the latest address or fax number.
- 13.3 Any notice, consent, information, application or request is to be treated or given or made at the following time:
- (a) If it is delivered, when it is left at the relevant address.
  - (b) If it is sent by post, 2 working days after it is posted.
  - (c) If it is sent by fax, as soon as the sender receives from the sender's fax machine a report of an error free transmission to the correct fax number.
- 13.4 If any notice, consent, information, application or request is delivered, or an error free transmission report in relation to it is received, on a day that is not a business day, or if it is on a business day, after 5.00pm on that day in the place of the party to whom it is sent, it is to be treated as having been given or made at the beginning of the next business day.

#### **14 ENTIRE AGREEMENT**

- 14.1 This Agreement contains everything to which the parties have agreed in relation to the matters it deals with. No party can rely on an earlier document, or anything said or done by another party, or by a director, officer, agent or employee of that party before this Agreement was executed, except as permitted by law.

#### **15 FURTHER ACTS**

- 15.1 Each Party agrees to promptly execute all documents and do all such things that another Party from time to time reasonably requests to affect, perfect or complete this Agreement and all transactions incidental to it.

#### **16 GOVERNING LAW AND JURISDICTION**

- 16.1 This Agreement is governed by the law of New South Wales, Australia. The parties submit to the nonexclusive jurisdiction of its Courts and Courts of appeal from them. The parties will not object to the exercise of jurisdiction by those Courts on any basis provided that the dispute resolution provisions in clause 8 of this Agreement have first been satisfied.

#### **17 NO FETTER**

- 17.1 Nothing in this Agreement is to be construed as requiring Council to do anything that would cause it to be in breach of any of its obligations at law, and without limitation, nothing is to be construed as limiting or fettering in any way the exercise of any statutory discretion or duty.

#### **18 SEVERABILITY**

- 18.1 If a clause or part of a clause in this Agreement can be read in a way that makes it illegal, unenforceable or invalid, but can also be read in a way that makes it legal, enforceable and valid, it must be read in the latter way. If any clause or part of a clause is illegal, unenforceable or invalid, that clause or part is to be treated as removed from this Agreement, but the rest of the Agreement is not affected.

**19 WAIVER**

19.1 The fact that a Party fails to do, or delays in doing, something the Party is entitled to do under this

Agreement, does not amount to a waiver of any obligation of, or breach of obligation by, another Party. A waiver by a Party is only effective if it is in writing. A written waiver by a Party is only effective in relation to the particular obligation or breach in respect of which it is given. It is not to be taken as an implied waiver of any other obligation or breach or as an implied waiver of that obligation or breach in relation to any other occasion.

**20 EXPLANATORY NOTE**

20.1 The Appendix contains the Explanatory Note relating to this Agreement required by Clause 25E of the Regulation.

20.2 Pursuant to Clause 25E(7) of the Regulation, the Parties agree that the Explanatory Note in the Appendix is not to be used to assist in construing this Agreement.

**21 EXECUTION PANEL**

**EXECUTED** as a Voluntary Planning Agreement

Date:

The Common Seal of WYONG SHIRE COUNCIL was hereunto affixed on the     day of             2015 pursuant to a resolution of the Council made on the day of             2015:

\_\_\_\_\_  
General Manager

\_\_\_\_\_  
Witness [BLOCK LETTERS]

MICHAEL WHITTAKER

\_\_\_\_\_  
Name [BLOCK LETTERS]

\_\_\_\_\_  
Name [BLOCK LETTERS]

\_\_\_\_\_  
Director/Secretary [if not Sole Director]

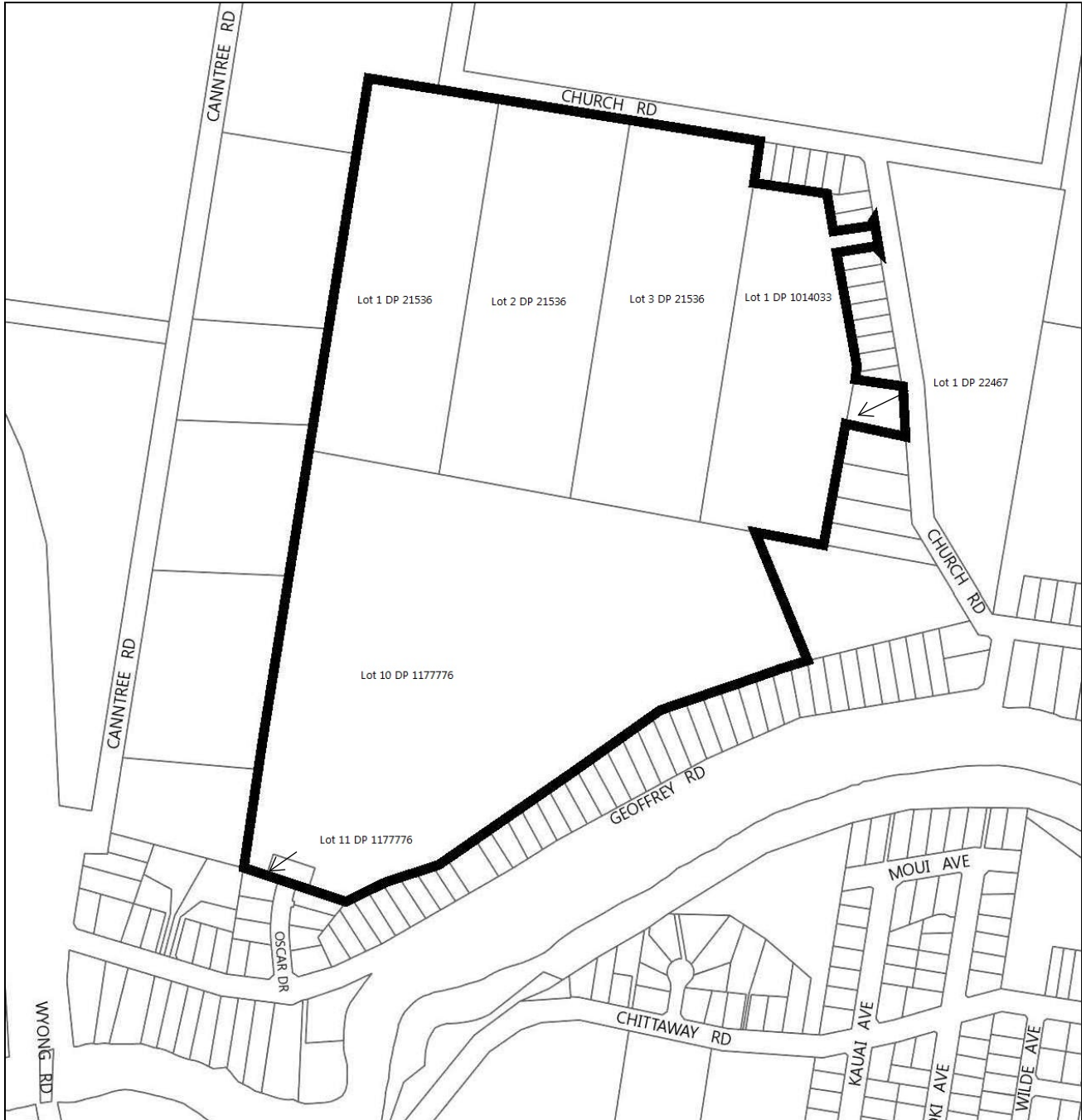
\_\_\_\_\_  
Witness [BLOCK LETTERS]

IVAN ALEX HOLLAND

\_\_\_\_\_  
Name [BLOCK LETTERS]

\_\_\_\_\_  
Name [BLOCK LETTERS]

SCHEDULE 1



**SCHEDULE 2**

ITEM	DEFINED TERM	PARTICULARS
1	Proponent	I.D.A. Safe Constructions Pty Ltd – Ivan Alex Holland (Director) ABN: 62000763468 ACN: 000763468 4/11 Patterson Street, Double Bay NSW 2028 (PO Box 138 DOUBLE BAY NSW 2324)
2	Proponent's Representative	Mr Ian Adams Paradigm Planning & Development Consultants Pty Ltd PO Box 4034 RATHMINES NSW 2283

**APPENDIX**

(Clause 20)

*Environmental Planning and Assessment Regulation 2000*

(Clause 25E)

**EXPLANATORY NOTE**

**Voluntary Planning Agreement**

Under s93F of the *Environmental Planning and Assessment Act, 1979*

**Parties**

**Wyong Shire Council** (ABN 47 054 613 735) of Council Chambers, Hely Street, Wyong, in the State of New South Wales (**Council**)

**I.D.A. Safe Constructions Pty Ltd** (ABN 6200763468; ACN 00763468) of 4/11 Patterson Street, Double Bay NSW 2028 (PO Box 138 DOUBLE BAY 2324), in the State of New South Wales (**Proponent**)

**Description of the Land to which the Planning Agreement Applies**

Lot 1 – 3 DP21536, Lot 1 DP 1014033, Lot 1 DP22467 and Lots 10 & 11 DP1177776, also known as 10 Oscar Drive (formerly 19-23 Geoffrey Road), Chittaway Point

**Description of Proposed Development**

Development means the subdivision of the land to create residential building allotments and associated infrastructure

**Summary of Objectives, Nature and Effect of the Planning Agreement**

**Objectives of the Agreement**

The objective of the Agreement is to require the Proponent to undertake actions prior to submitting a Development Application in relation to the Land which offsets the impacts to threatened species resulting from future Development of the Land.

**Nature of the Planning Agreement**

The Agreement is a planning agreement under s93F of the *Environmental Planning and Assessment Act 1979* (Act). It is an agreement between the Council and the Proponent. The Agreement is a voluntary agreement under which provisions are made by the Proponent for the conservation or enhancement of the natural environment s93F(2)(f).

**Effect of the Agreement**

The Agreement:

- relates to the Instrument Change,
- relates to the carrying out by the Proponent of the Development on the Land,
- does not exclude the application of s94A, s94 or s94EF to the Development,
- requires the Proponent to offset the impacts to threatened species resulting from future Development of the Land,
- is to be registered on the title to the Land,
- provides dispute resolution methods for a dispute under the Agreement, being mediation and arbitration, and
- provides that the Agreement is governed by the law of New South Wales.

**Assessment of the Merits of the Agreement****Planning Purposes Served by the Agreement**

The Agreement:

- encourages the protection of the environment, including the protection and conservation of native animals and plants, including threatened species, populations and ecological communities, and their habitats,
- promotes the co-ordination of the orderly and economic use of land,
- promotes ecological sustainable development, and
- promotes the sharing of responsibility for environmental planning between the different levels of government in the State.

The Agreement provides a reasonable means of achieving the above planning purposes as it balances the interests of both parties, and achieves a conservation outcome, consistent with the standardised methodology of the New South Wales State Government and is in the public interest.

**How the Agreement Promotes the Public Interest**

The Agreement promotes the public interest by promoting the objects of the Act as set out in s5(a)(ii),(vi) and (vii) and s5(b).

**For Planning Authorities:**

***Development Corporations – How the Agreement Promotes its Statutory Responsibilities***

Not Applicable.

***Other Public Authorities – How the Agreement Promotes the Objects of the Act under which it is Constituted***

Not Applicable.

***Councils – How the Agreement Promotes the Council's Charter***

The Agreement promotes the elements of the Council's Charter by:

- enabling the proper management, development, protection, restoration, enhancement and conservation the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development, and
- providing a means that allows the wider community to make submissions to the Council in relation to the Agreement.

***Whether the Agreement Conforms with Council's Capital Works Program***

Not Applicable.

***Whether the Agreement specifies that certain requirements be complied with before issuing a Construction Certificate, Subdivision Certificate or Occupation Certificate***

Yes. The Agreement specifies an obligation for the Proponent to demonstrate that offsets for the impacts to threatened species resulting from future Development of the Land are available and have been arranged, prior to lodging a Development Application for Development of the Land, therefore prior to Council issuing a Subdivision Certificate.

Submission Document No.	Issues	Response
D11771250	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing road and drainage infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Impact on privacy and planned growth of adjoining sensitive land uses</li> </ul>	<p>This matter will be further considered during the subsequent Development Application stage.</p> <p>Any future development of the site enabled by the rezoning will be required to consider adjoining land uses and will be assessed in accordance with the provisions of Section 79C of the <i>Environmental Planning &amp; Assessment</i> (EP&amp;A) Act, 1979</p> <p>Cumulative impact of other developments will also be required to be considered during the subsequent development application stage</p>
D11791151	<ul style="list-style-type: none"> <li>▪ Emergency access and egress (flooding)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity and condition of existing road infrastructure (Chittaway Point locality)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Impact on Ourimbah Creek (sea walls &amp; additional boat usage)</li> </ul>	<p>This matter will be further considered during the subsequent Development Application stage.</p> <p>Any future development on the site enabled by the rezoning:</p> <ul style="list-style-type: none"> <li>- Will be required to demonstrate that any stormwater which leaves the site meets Council's specified performance criteria (in terms of quality – nutrients, sediment load etc);</li> <li>- Will be required to be designed and constructed in accordance with Council's Civil Works Design Guidelines and Construction Specifications (including consideration of public safety); and/or</li> <li>- which proposes to discharge stormwater to Ourimbah Creek may</li> </ul>



Submission Document No.	Issues	Response
		require consent from the relevant authority under the provisions of the <i>Fisheries Management Act, 1994</i> and/or <i>Water Management Act, 2000</i> .
	<ul style="list-style-type: none"> <li>▪ Capacity and condition of existing sewerage management infrastructure</li> </ul>	<p>Council's Water and Sewer unit have undertaken an assessment of the potential number of dwelling units which may be enabled by the rezoning.</p> <p>To service residential development resulting from the proposed rezoning, the existing water main would need to be upgraded to a 250mm main from the connection to the development site back to the connection with the 525mm water trunk main located on the Eastern alignment of Wyong Rd. Connection must also be made from the 100mm water main on Church Rd to ensure security of supply.</p> <p>Both of the nearby sewerage pump stations (SPS WS03, SPS WS42) have insufficient capacity to service the proposed development and will require upgrades to the pump station, rising main and gravity drainage pipework. The scope of these upgrades will be driven by the proposed lot grading and subsequent sewerage discharge locations.</p> <p>Further investigation and design with regard to the provision of water and sewerage services will be required at the time of preparing a development application. All works required would be funded by the developer and contributions would be applicable at subdivision stage.</p>
	<ul style="list-style-type: none"> <li>▪ Development potential (dwelling type permissibility)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Impact on adjoining land uses (The Glen)</li> </ul>	Refer to D11771250
	<ul style="list-style-type: none"> <li>▪ Extent of rezoning notification</li> </ul>	Refer to discussion in main report

Submission Document No.	Issues	Response
D11772526	<ul style="list-style-type: none"> <li>▪ Capacity of existing road network</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of infrastructure during flood events</li> </ul>	<p>A number of houses in low lying areas occasionally experience sewage overflow, including in the Chittaway Point area.</p> <p>In such areas, a reliance on gravity fed sewerage infrastructure is problematic as many dwellings have sewerage fixtures being lower than the sewerage infrastructure. Pump stations are used in these localities.</p> <p>During electricity outages (often experienced during flood events), pump stations are unable to transport the sewage from these areas, consequently, overflow of sewage can occur.</p> <p>There are no plans at present to undertake augmentation works to the existing sewerage infrastructure network within Council's Strategic Plan in this locality to address overflow problems during flood events.</p> <p>Notwithstanding this, Council's Water and Sewer Planning Unit have advised that subject to upgrades to the pump station, rising main and gravity drainage pipework, development on the subject site can be serviced.</p>
D11796764	<ul style="list-style-type: none"> <li>▪ Capacity of existing road network</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Alternative site accesses through Tuggerah Business Park/Canntree Road</li> </ul>	<p>Refer to discussion in main report</p> <p>Alternative access routes may be considered during the design of any future development of the subject site.</p>
	<ul style="list-style-type: none"> <li>▪ Impact on alternative traffic avoidance routes (Church &amp; Geoffrey Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential impact on native and/or threatened flora and fauna</li> </ul>	Refer to discussion in main report

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Potential future development yield and character</li> <li>▪ Disturbance of potential Acid Sulfate Soils and Contaminated Land</li> <li>▪ Capacity and availability of services</li> <li>▪ Adequacy of traffic assessment/studies</li> </ul>	<p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p>
D11772901	<ul style="list-style-type: none"> <li>▪ Outcomes of consultation with Office of Environment &amp; Heritage and Department of Primary Industries (Fisheries)</li> <li>▪ Assessment of potential impacts on Ourimbah Creek impacts (stream bank stability)</li> <li>▪ Impact of fill on adjoining properties</li> <li>▪ Capacity and adequacy of existing infrastructure (roads, footpaths, facilities and open space)</li> <li>▪ Inconsistency with existing low density residential character</li> </ul>	<p>Refer to discussion in main report</p> <p>Refer to D11791151</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p>
D11772135	<ul style="list-style-type: none"> <li>▪ Capacity of infrastructure during flood events</li> <li>▪ Capacity and adequacy of existing road network (Geoffrey &amp; Wyong Roads)</li> </ul>	<p>Refer to D11772526</p> <p>Refer to discussion in main report</p>
D11745184	<ul style="list-style-type: none"> <li>▪ Outcomes of consultation with Fisheries, Roads</li> </ul>	<p>Refer to discussion in main report</p>

Submission Document No.	Issues	Response
D11759046 D11761430	and Maritime Services and commercial and recreational fishers	
	<ul style="list-style-type: none"> <li>▪ Assessment of potential impacts on Ourimbah Creek impacts (habitat, gross and chemical pollutants, siltation, velocity, adjoining retaining structures) and suggestion of alternative stormwater disposal via Wyong Bay</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Adequacy of existing infrastructure and impacts (roads and sewerage pumping stations and odour)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Reliability of modelling data</li> </ul>	<p>The modelling data as it relates to the impact of flooding on the site and adjoining properties so far as the 1% AEP is concerned has been validated as being relatively consistent with Council's modelling.</p> <p>The traffic modelling has been referred to the Roads and Maritime Services for review/comment. Relevant provisions have been incorporated into the site specific chapter of DCP 2013 to further address any concerns identified by the RMS.</p>
	<ul style="list-style-type: none"> <li>▪ Declaration Pecuniary Interests</li> </ul>	Councillors and Council staff are guided by the adopted Code of Conduct. The onus for the declaration and management of any interests which may be perceived to influence the carrying out of a public duty is the responsibility of the individual.
	<ul style="list-style-type: none"> <li>▪ Extent of notification area</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Past Council policies for development of floodprone land</li> </ul>	Any future development of the site enabled by the rezoning will be assessed in accordance with the current provisions of Wyong LEP 2013 and DCP 2013. This includes compliance with Clause 7.2 <i>Flood Planning</i> , Chapter 3.3

Submission Document No.	Issues	Response
		<p><i>Floodplain Management</i> and the proposed site specific Chapter 6.24 Chittaway Point. These requirements will ensure that any future development will:</p> <ul style="list-style-type: none"> <li>- Minimise the flood risk to life and property</li> <li>- Be compatible with the flooding hazard of the land;</li> <li>- Have no significant detrimental impact on adjoining land arising from the measures implemented to manage flood risk; and</li> <li>- Minimise the flood risk to life and property.</li> </ul>
	<ul style="list-style-type: none"> <li>▪ Dwelling design standards</li> </ul>	Any future dwellings on the subject site will be required to be compliant with the relevant performance standards of State Environmental Planning Policy (Exempt and Complying Development) 2008 or the requirements of DCP 2013.
	<ul style="list-style-type: none"> <li>▪ Impacts to adjoining land uses (rehabilitation centre)</li> </ul>	Refer to D11771250
D11773771	<ul style="list-style-type: none"> <li>▪ Cumulative impact of proposals in general locality (Glennings Valley) on infrastructure (parking)</li> </ul>	Refer to D11771250
	<ul style="list-style-type: none"> <li>▪ Impact of Acid Sulfate Soils leachate/run-off</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Flood evacuation management and provision of emergency safe spaces</li> </ul>	Refer to D11745184
D11767689	<ul style="list-style-type: none"> <li>▪ Adequacy and impact of existing/proposed</li> </ul>	Refer to discussion in main report

Submission Document No.	Issues	Response
	stormwater management & fill	
	<ul style="list-style-type: none"> <li>▪ Vehicle noise</li> </ul>	Any future application for subdivision of the site is required to give consideration to the best practice methodologies in the interim <i>Guidelines for Development near Rail Infrastructure and Busy Roads</i> (Department of Planning 2008). This provision has been incorporated within the site specific chapter of DCP 2013
	<ul style="list-style-type: none"> <li>▪ Capacity of existing road network</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Proposed minimum lot size</li> </ul>	Refer to discussion in main report
D11767596	<ul style="list-style-type: none"> <li>▪ Unfulfilled agency requirements (Traffic)</li> </ul>	Refer to D11745184
	<ul style="list-style-type: none"> <li>▪ Capacity of existing road networks (Church &amp; Geoffrey Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Adequacy &amp; impact of existing and proposed stormwater management</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Insufficient environmental offsets</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential disturbance of acid sulfate (and heavy metal) soils</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Telecommunications infrastructure</li> </ul>	Any future development enabled by the rezoning will be required to ensure that (through Wyong LEP 2013 and DCP 2013) that servicing of existing and proposed dwellings is achievable
	<ul style="list-style-type: none"> <li>▪ Suburb should be Tuggerah not Chittaway</li> </ul>	The site is partially within both Tuggerah and Chittaway Point

Submission Document No.	Issues	Response
D11794293	<ul style="list-style-type: none"> <li>▪ Potential scale of future development</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Flood potential of subject site</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing wastewater management infrastructure</li> </ul>	Refer to D11772526
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing road infrastructure</li> </ul>	Refer to discussion in main report
D11747378	<ul style="list-style-type: none"> <li>▪ Impacts on Ourimbah Creek (habitat, gross and chemical pollutants)</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Stormwater Detention/Retention (public safety)</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Capacity and standard of existing infrastructure (Geoffrey &amp; Church Roads)</li> </ul>	Refer to discussion in main report
D11773420	<ul style="list-style-type: none"> <li>▪ Bushfire management</li> </ul>	Any future development enabled by the rezoning will be required to be compliant with the provisions of <i>Planning for Bushfire Protection 2006</i> .
	<ul style="list-style-type: none"> <li>▪ Management of stormwater</li> </ul>	Refer to discussion in main report
D11773411	<ul style="list-style-type: none"> <li>▪ Proposed stormwater management</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Loss of flood storage around Tuggerah Lakes - cumulative impacts of development</li> </ul>	Refer to discussion in main report

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Management of existing drainage/creek outlets</li> </ul>	Refer to D11791151
D11780793	<ul style="list-style-type: none"> <li>▪ Capacity of existing roads and drainage (Geoffrey and Church Roads)</li> </ul>	Refer to discussion in main report
D11791468	<ul style="list-style-type: none"> <li>▪ Flood potential of site</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Impact of fill on adjoining properties</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Impact on Ourimbah Creek &amp; Tuggerah Lakes (Erosion &amp; Sedimentation)</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Capacity of existing road infrastructure (Wyong Road)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity of existing wastewater management infrastructure</li> </ul>	Refer to D11772526
D11791469	<ul style="list-style-type: none"> <li>▪ Capacity of existing road infrastructure (Oscar Drive &amp; Wyong and Geoffrey Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Emergency access and egress (flooding)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Impact on Ourimbah Creek</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Capacity of existing education facilities</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental</li> </ul>	Refer to discussion in main report



Submission Document No.	Issues	Response
	Conservation and Management zone provisions	
D11767560	<ul style="list-style-type: none"> <li>▪ Infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Flooding and run off</li> </ul>	Refer to discussion in main report
D11791130	<ul style="list-style-type: none"> <li>▪ Flooding potential on adjoining properties</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity of road network (Wyong and Geoffrey Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Development potential (lot yield)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	Refer to discussion in main report
D11767600	<ul style="list-style-type: none"> <li>▪ Capacity of proposed access (Oscar Drive)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Loss of vegetation and habitat</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Flooding and adequacy of stormwater management infrastructure</li> </ul>	Refer to discussion in main report
D11765300	<ul style="list-style-type: none"> <li>▪ Capacity of road network (Wyong, Geoffrey &amp; Church Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Adequacy of pedestrian infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Loss of Amenity (rural atmosphere)</li> </ul>	Refer to D11771250

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Flooding potential</li> </ul>	Refer to discussion in main report
D11792522	<ul style="list-style-type: none"> <li>▪ Capacity of existing vehicle and pedestrian infrastructure (Geoffrey, Wyong &amp; Church Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Flooding potential</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential impact on Ourimbah Creek</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	Refer to discussion in main report
D11793652	<ul style="list-style-type: none"> <li>▪ Development potential of subject site - clarification of lot yield</li> </ul>	<p>The indicative concept plan within the Planning Proposal identified potential for 126 lots.</p> <p>Traffic impact assessments considered development of approximately 200 lots.</p> <p>The final lot yield of any subdivision enabled by the rezoning will be dependent on additional constraints analysis, including compliance with relevant requirements, including Wyong LEP 2013 and DCP 2013.</p>
	<ul style="list-style-type: none"> <li>▪ Assessment of impacts of heavy vehicles</li> </ul>	Refer to D11767689
	<ul style="list-style-type: none"> <li>▪ Capacity and condition of existing road, parking, rail and pedestrian infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Flood potential of subject site and Council's controls for development of floodprone land</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential water way impacts (Acid Sulfate Soil,</li> </ul>	Refer to D11791151

Submission Document No.	Issues	Response
	erosion & sedimentation) <ul style="list-style-type: none"> <li>▪ Capacity and condition of existing wastewater management infrastructure</li> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	 Refer to D11772526  Refer to discussion in main report
D11744689	<ul style="list-style-type: none"> <li>▪ Reduction in natural environmental site specific and locality values</li> <li>▪ Inadequacy of existing traffic and parking infrastructure</li> <li>▪ Alteration of character of the locality</li> </ul>	 Refer to discussion in main report  Refer to discussion in main report  Refer to D11771250
D11770882	<ul style="list-style-type: none"> <li>▪ Flooding and potential impact on existing dwellings</li> <li>▪ Validity of flood modelling and predicted levels</li> <li>▪ Existence of flood evacuation plans</li> <li>▪ Loss of vegetation and habitat</li> <li>▪ Predation by domestic animals</li> <li>▪ Capacity/adequacy of existing road networks &amp; pedestrian infrastructure</li> </ul>	 Refer to discussion in main report  Refer to discussion in main report  Refer to D11745184  Refer to discussion in main report  Council encourages responsible pet ownership reinforced by the provisions of Policy K1- Keeping of Animals and the <i>Local Government Act, 1993</i>  Refer to discussion in main report

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Capacity of supporting services &amp; community facilities</li> </ul>	Refer to discussion in main report
D11759299	<ul style="list-style-type: none"> <li>▪ Capacity and standard of existing infrastructure (Geoffrey &amp; Wyong Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Loss of vegetation and habitat</li> </ul>	Refer to discussion in main report
D11759601	<ul style="list-style-type: none"> <li>▪ Capacity of existing infrastructure (Wyong and Church Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Management of flood water</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Past Council policies/decisions for development of floodprone land</li> </ul>	Refer to D11745184
D11788308	<ul style="list-style-type: none"> <li>▪ Capacity of existing infrastructure (Geoffrey and Church Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Emergency access and egress (bushfire and flooding)</li> </ul>	Refer to D11773420 and D11745184
	<ul style="list-style-type: none"> <li>▪ Loss of habitat (wetlands)</li> </ul>	Refer to discussion in main report
D11775014	<ul style="list-style-type: none"> <li>▪ Capacity of existing infrastructure (roads and parking)</li> </ul>	Refer to discussion in main report
D11793953	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	Refer to discussion in main report

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Flood potential of subject site</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Impact of fill on adjoining properties</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity of existing rail and parking infrastructure</li> </ul>	Refer to discussion in main report
D11794080	<ul style="list-style-type: none"> <li>▪ Potential scale of future development</li> </ul>	Refer to D11793652
	<ul style="list-style-type: none"> <li>▪ Flood potential of subject site</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing wastewater management infrastructure</li> </ul>	Refer to D11772526
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing road infrastructure</li> </ul>	Refer to discussion in main report
D11794073	<ul style="list-style-type: none"> <li>▪ Potential scale of future development</li> </ul>	Refer to D11793652
	<ul style="list-style-type: none"> <li>▪ Flood potential of subject site</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing wastewater management infrastructure</li> </ul>	Refer to D11772526

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing road infrastructure</li> </ul>	Refer to discussion in main report
D11771482	<ul style="list-style-type: none"> <li>▪ Potential ecological impact on Tuggerah wetlands reserve</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing road and drainage infrastructure (Wyong, Geoffrey and Church Roads)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Indicative dwelling type (Oscar Drive) is not affordable</li> </ul>	Refer to D11745184
	<ul style="list-style-type: none"> <li>▪ Flood prone land</li> </ul>	Refer to discussion in main report
D11740884	<ul style="list-style-type: none"> <li>▪ Oscar Drive as proposed access road (existing width and capacity)</li> </ul>	Refer to discussion in main report
D11765950	<ul style="list-style-type: none"> <li>▪ Oscar Drive as proposed access road (existing width, capacity &amp; intersection design)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Existing road network capacity (Wyong Road, Geoffrey Road, Church Road)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Flood affectation potential (June 2007 event) &amp; Emergency response capabilities</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Existing service and facility capacity (shops and</li> </ul>	Refer to discussion in main report

Submission Document No.	Issues	Response
	parking)	
D11790768	<ul style="list-style-type: none"> <li>Garbage services (restricted access to Oscar Drive)</li> </ul>	Refer to D11767596
D11765685	<ul style="list-style-type: none"> <li>Proposed density in flood prone area</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>Increased flood potential for adjoining residential areas</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>Capacity of existing road network (Wyong Road, Geoffrey Road)</li> </ul>	Refer to discussion in main report
D11777904	<ul style="list-style-type: none"> <li>Capacity of existing infrastructure (roads and drainage)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>Loss of wildlife</li> </ul>	Refer to discussion in main report
D11766307	<ul style="list-style-type: none"> <li>Intersection and Road Design/width (Oscar Drive &amp; Geoffrey Road)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>Proposed alternative access (Reliance Drive)</li> </ul>	Refer to D11796764
	<ul style="list-style-type: none"> <li>Pre-purchase advice and stormwater design and construction requirements</li> </ul>	Refer to D11791151
D11793654	<ul style="list-style-type: none"> <li>Future development will fragment Scott's Corridor</li> </ul>	Refer to discussion in main report regarding Voluntary Planning Agreement

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Measures should be incorporated which improve wildlife connectivity to the north and south</li> </ul>	Refer to discussion in main report regarding Voluntary Planning Agreement
	<ul style="list-style-type: none"> <li>▪ Utilisation of the site by Squirrel Gliders should be identified</li> </ul>	Refer to discussion in main report regarding Voluntary Planning Agreement
	<ul style="list-style-type: none"> <li>▪ Additional offsets/retiring of biodiversity credits will be required prior to development</li> </ul>	Refer to discussion in main report regarding Voluntary Planning Agreement
	<ul style="list-style-type: none"> <li>▪ Level of survey effort unclear and errors identified within Biobanking Calculations</li> </ul>	Refer to discussion in main report regarding Voluntary Planning Agreement
	<ul style="list-style-type: none"> <li>▪ No further requirements regarding Aboriginal Cultural Heritage</li> </ul>	Noted.
D11737824	<ul style="list-style-type: none"> <li>▪ Proposed revision to Objectives Section 2.3</li> </ul>	Refer to D11745184
	<ul style="list-style-type: none"> <li>▪ To ensure that development of flood prone land is consistent with the NSW Government's Floodplain Development Manual (April 2005) and Floodplain Risk Management Guideline: Floodway Definition (25 October 2007)</li> </ul>	Refer to D11745184
D11761090	<ul style="list-style-type: none"> <li>▪ Wetland Areas and waterfront land should be mapped</li> </ul>	This matter will be further considered during the subsequent Development Application stage.
	<ul style="list-style-type: none"> <li>▪ Incorporation of appropriate riparian buffers</li> </ul>	This matter will be further considered during the subsequent Development Application stage.
	<ul style="list-style-type: none"> <li>▪ Controlled activity approval may be required on</li> </ul>	Refer to D11791151



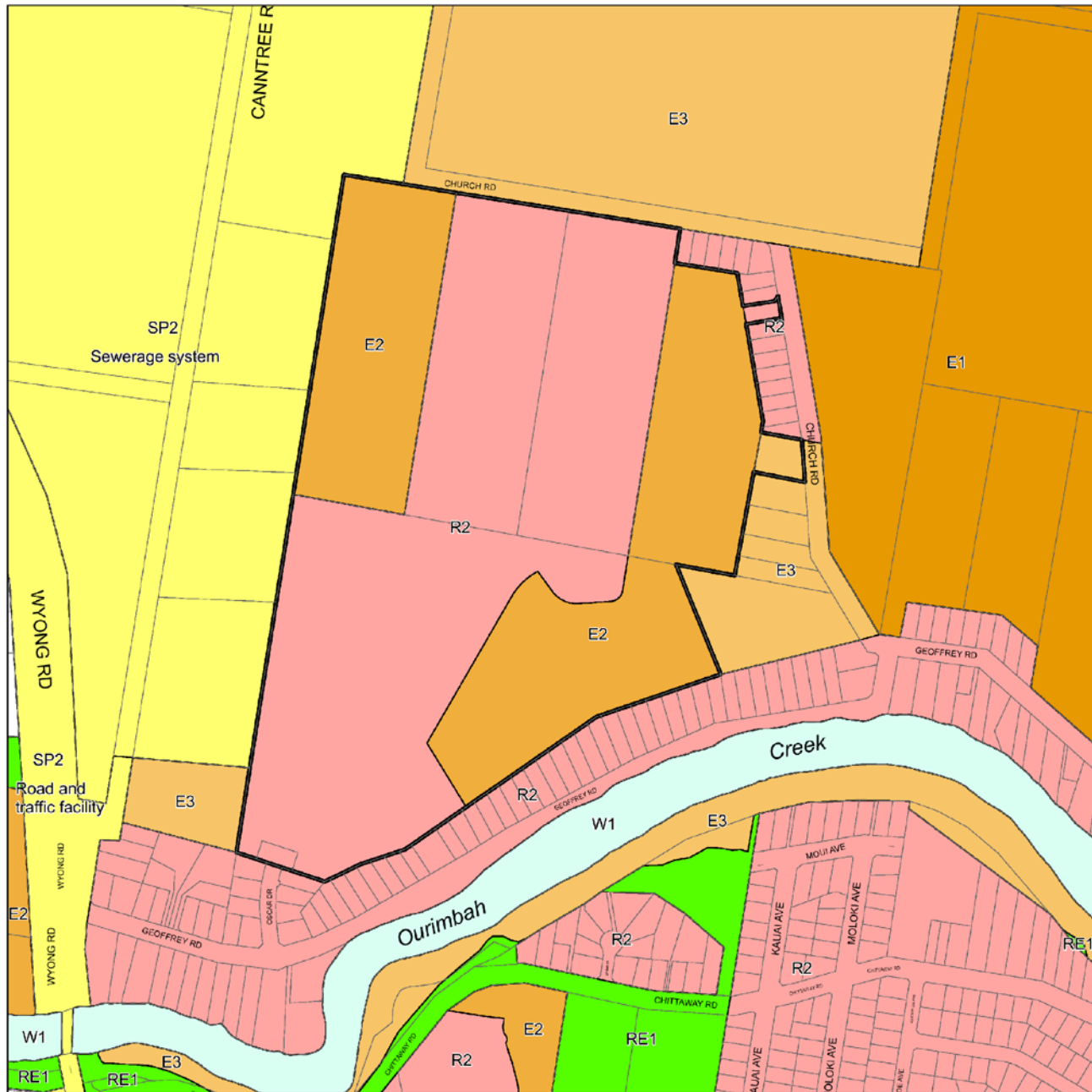
Submission Document No.	Issues	Response
	waterfront land	
D11764580	<ul style="list-style-type: none"> <li>▪ Capacity of existing infrastructure (Geoffrey Road and Wyong Road)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Adequacy of supporting infrastructure (pedestrian footpaths and cycleways)</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Adequacy and legibility of exhibition material</li> </ul>	Refer to discussion in main report
D11769505	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing road and drainage network (Church &amp; Geoffrey Roads)</li> </ul>	Refer to discussion in main report and D11772526
D11794426	<ul style="list-style-type: none"> <li>▪ Capacity, availability and condition of existing road, pedestrian, education, parking and drainage infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential impact on Ourimbah Creek (Acid Sulfate Soils)</li> </ul>	Refer to D11791151
	<ul style="list-style-type: none"> <li>▪ Impact of proposal on existing community</li> </ul>	Refer to D11771250
D11770873	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing road and parking infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity and adequacy of existing drainage infrastructure</li> </ul>	Refer to D11772526
	<ul style="list-style-type: none"> <li>▪ Flood potential and downstream impacts</li> </ul>	Refer to discussion in main report

Submission Document No.	Issues	Response
	<ul style="list-style-type: none"> <li>▪ Loss of vegetation and habitat</li> <li>▪ Domestic animal predation</li> <li>▪ Potential occurrence of acid sulfate soils</li> <li>▪ Capacity and adequacy of community and social services and facilities</li> </ul>	<p>Refer to discussion in main report</p> <p>Refer to D11770882</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p>
D11795908	<ul style="list-style-type: none"> <li>▪ Availability of existing pedestrian and road infrastructure</li> <li>▪ Potential impact on existing services</li> <li>▪ Potential impact during flood events</li> </ul>	<p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p>
D11794619	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> <li>▪ Potential impact on threatened and endangered species</li> <li>▪ Inconsistency with SEPP 71 - Coastal Protection and Section 117 Direction 4.3 - Flooding</li> <li>▪ Disturbance of potential Acid Sulfate Soils and Contaminated Land</li> <li>▪ Classification of off-site open space areas</li> </ul>	<p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p> <p>Refer to discussion in main report</p> <p>Any future development of the subject site will be required to provide open space for the resultant new population.</p>

Submission Document No.	Issues	Response
D11813631	<ul style="list-style-type: none"> <li>▪ Capacity of and condition of existing road network</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential alternative site access should be considered</li> </ul>	Refer to D11796764
D11813631	<ul style="list-style-type: none"> <li>▪ Increased potential flood risk</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity of existing road network</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential contamination impacts on existing waterways/water bodies</li> </ul>	Refer to discussion in main report
D11813631	<ul style="list-style-type: none"> <li>▪ Capacity and condition of existing road and parking infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity of potable water supply</li> </ul>	Council's Water and Sewer Unit have advised that there is adequate available supply for potable water to future development on the site.
	<ul style="list-style-type: none"> <li>▪ Potential downstream flood impacts</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Past loss of habitat</li> </ul>	Refer to discussion in main report
D11813631	<ul style="list-style-type: none"> <li>▪ Capacity and condition of existing road network</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Evacuation management</li> </ul>	Refer to D11745184
D11813631	<ul style="list-style-type: none"> <li>▪ Capacity of existing education facilities</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Potential downstream impacts of stormwater</li> </ul>	Refer to discussion in main report









Submission Document No.	Issues	Response
	run-off	
	<ul style="list-style-type: none"> <li>▪ Provision of open space</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Inappropriate location for an affordable housing cluster</li> </ul>	Refer to D11771250
D11813631	<ul style="list-style-type: none"> <li>▪ Pedestrian safety on Geoffrey Road</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Capacity of existing road and parking infrastructure</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Open space provision requirements</li> </ul>	Refer to discussion in main report
D11813631	<ul style="list-style-type: none"> <li>▪ Capacity and condition of existing infrastructure (roads, sewerage management, flood mitigation)</li> </ul>	Refer to discussion in main report and D11772526
	<ul style="list-style-type: none"> <li>▪ Flooding and impacts on Tuggerah Lakes arising from filling and additional hardstand areas</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Amendment of existing Environmental Conservation/Management zone provisions</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Scale of potential future development</li> </ul>	Refer to discussion in main report
D11813631	<ul style="list-style-type: none"> <li>▪ Potential flooding impact downstream</li> </ul>	Refer to discussion in main report
	<ul style="list-style-type: none"> <li>▪ Proposed stormwater management/diversion</li> </ul>	Refer to D11791151

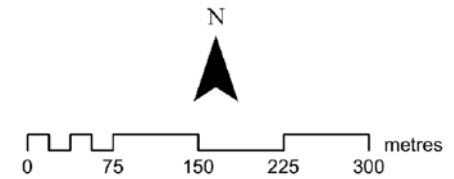
Submission Document No.	Issues	Response
	▪ Potential loss of protected flora and fauna	Refer to discussion in main report
	▪ Loss of amenity	Refer to D11771250
	▪ Existing capacity and condition of road and stormwater management infrastructure	Refer to discussion in main report
D11918433	▪ Proposed amendments to site specific Chapter of DCP 2013 to incorporate Road Safety considerations	Refer to discussion in main report

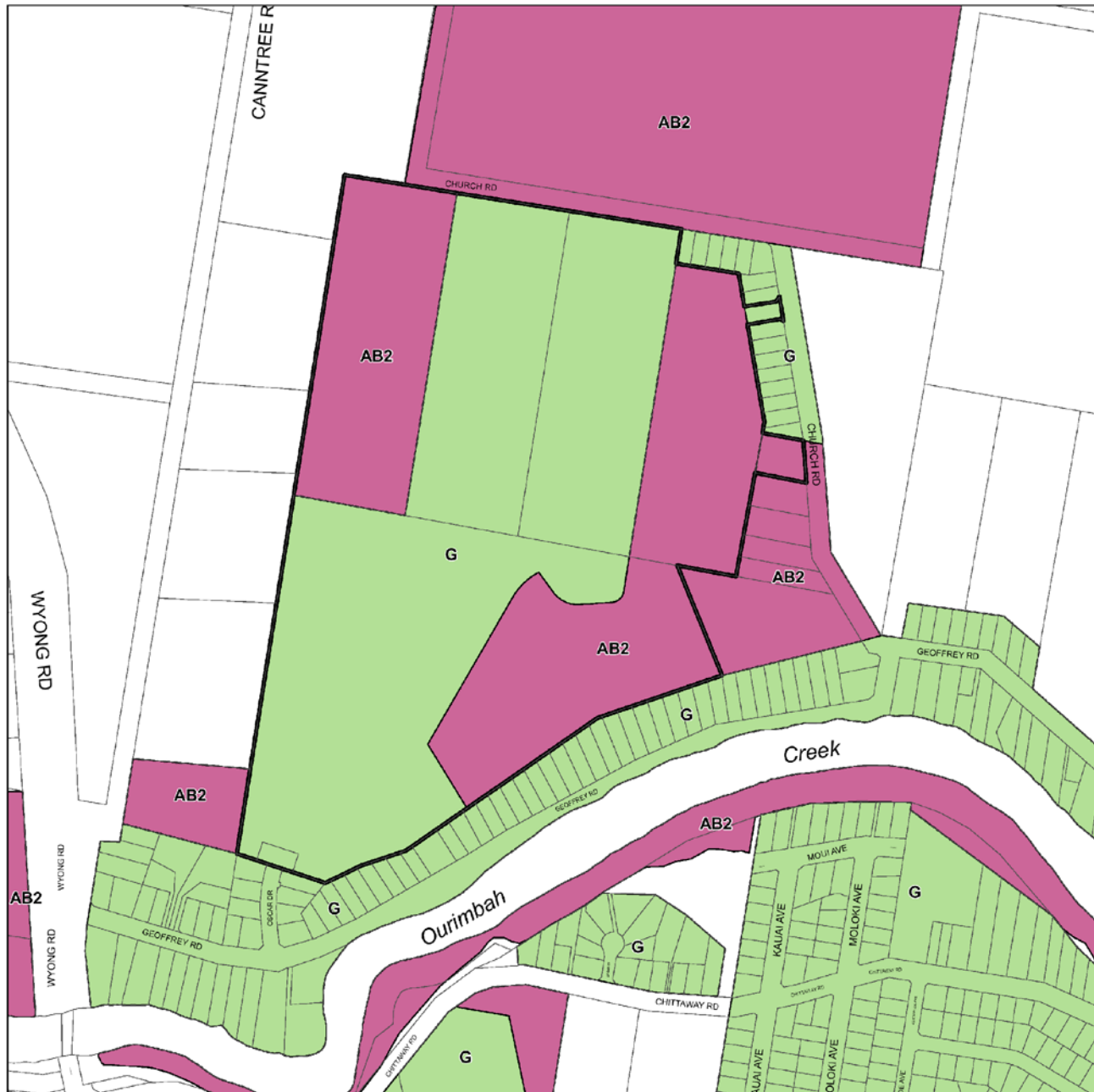


**Geoffrey Rd, Chittaway Point  
PROPOSED  
LAND ZONING MAP  
WYONG LEP 2013**

**Legend**

-  Study Boundary
- Zone**
-  E1 National Parks and Nature Reserves
-  E2 Environmental Conservation
-  E3 Environmental Management
-  R2 Low Density Residential
-  RE1 Public Recreation
-  SP2 Infrastructure
-  W1 Natural Waterways






Geoffrey Rd, Chittaway Point

**PROPOSED  
MINIMUM LOT SIZE MAP  
WYONG LEP 2013**

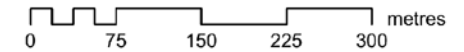
**Legend**

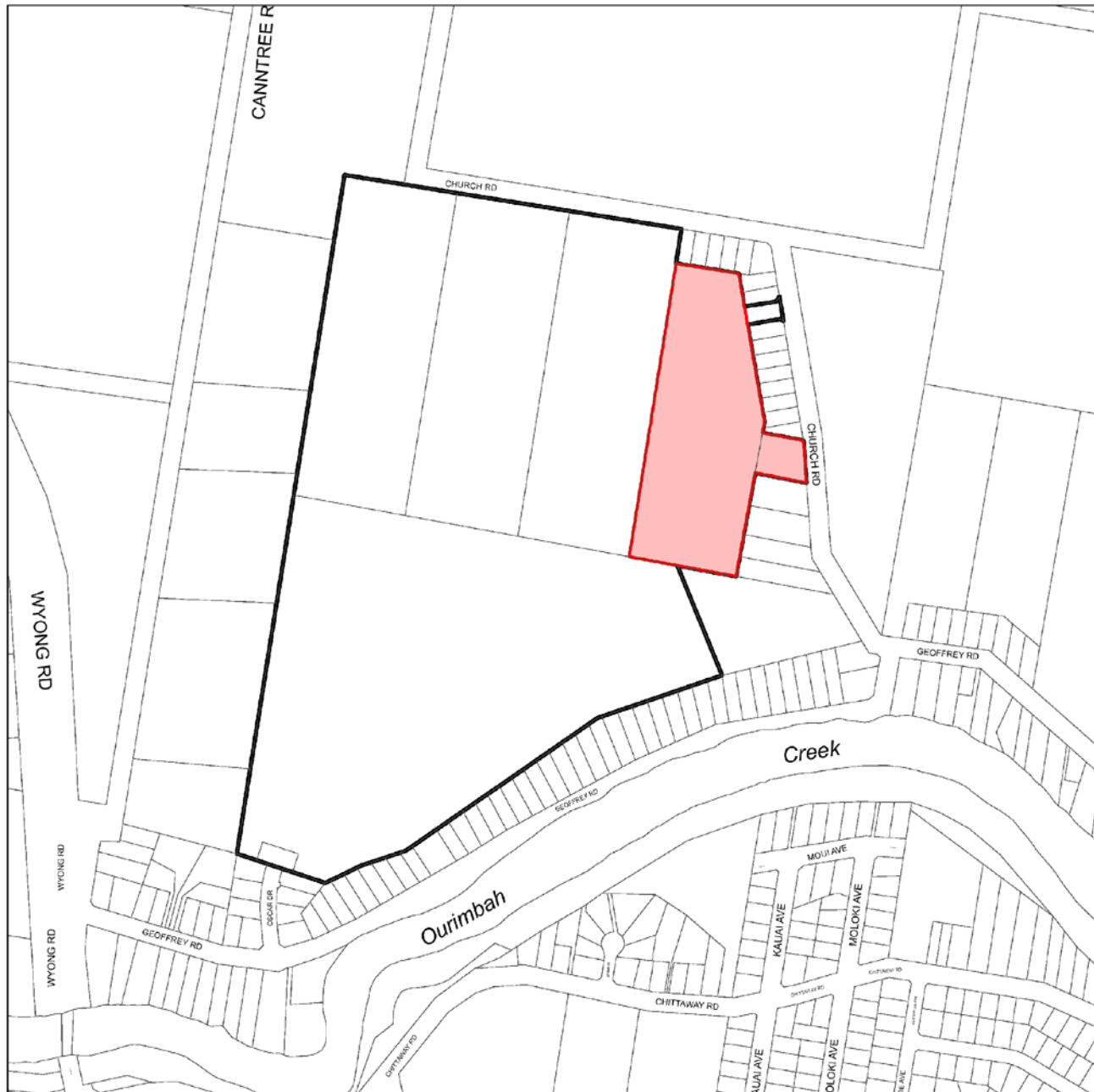
 Study Boundary

**Minimum Lot Size**

 450 m<sup>2</sup>

 40 ha







Geoffrey Rd, Chittaway Point

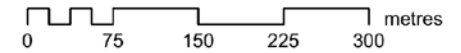
**PROPOSED  
LOT AMALGAMATION MAP  
WYONG LEP 2013**

**Legend**

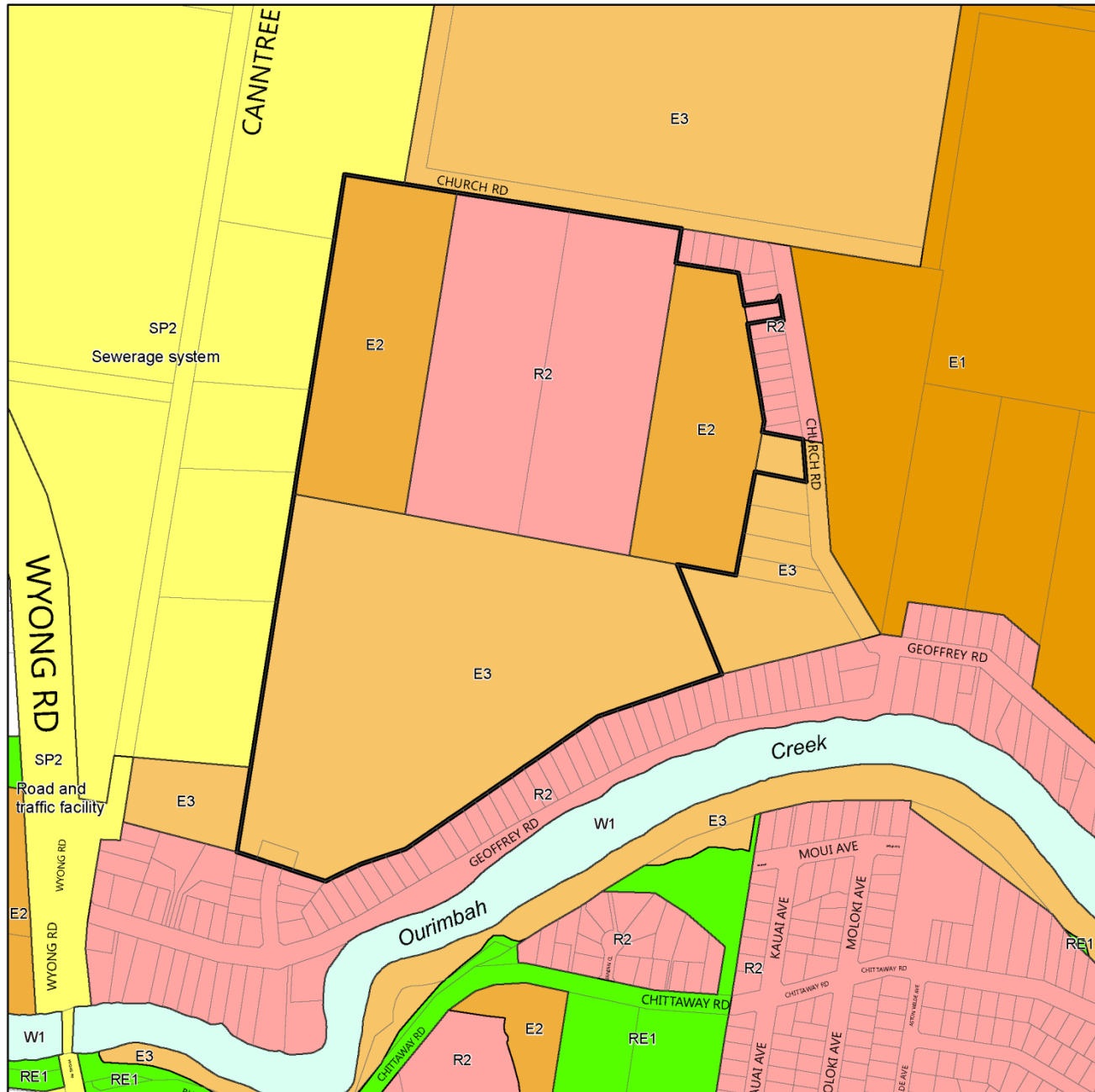
 Study Boundary

**Amalgamated Lots**

 Lots to be amalgamated











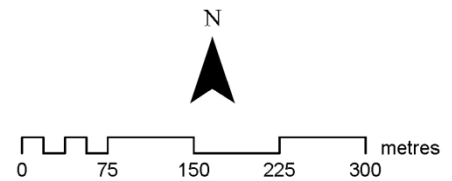


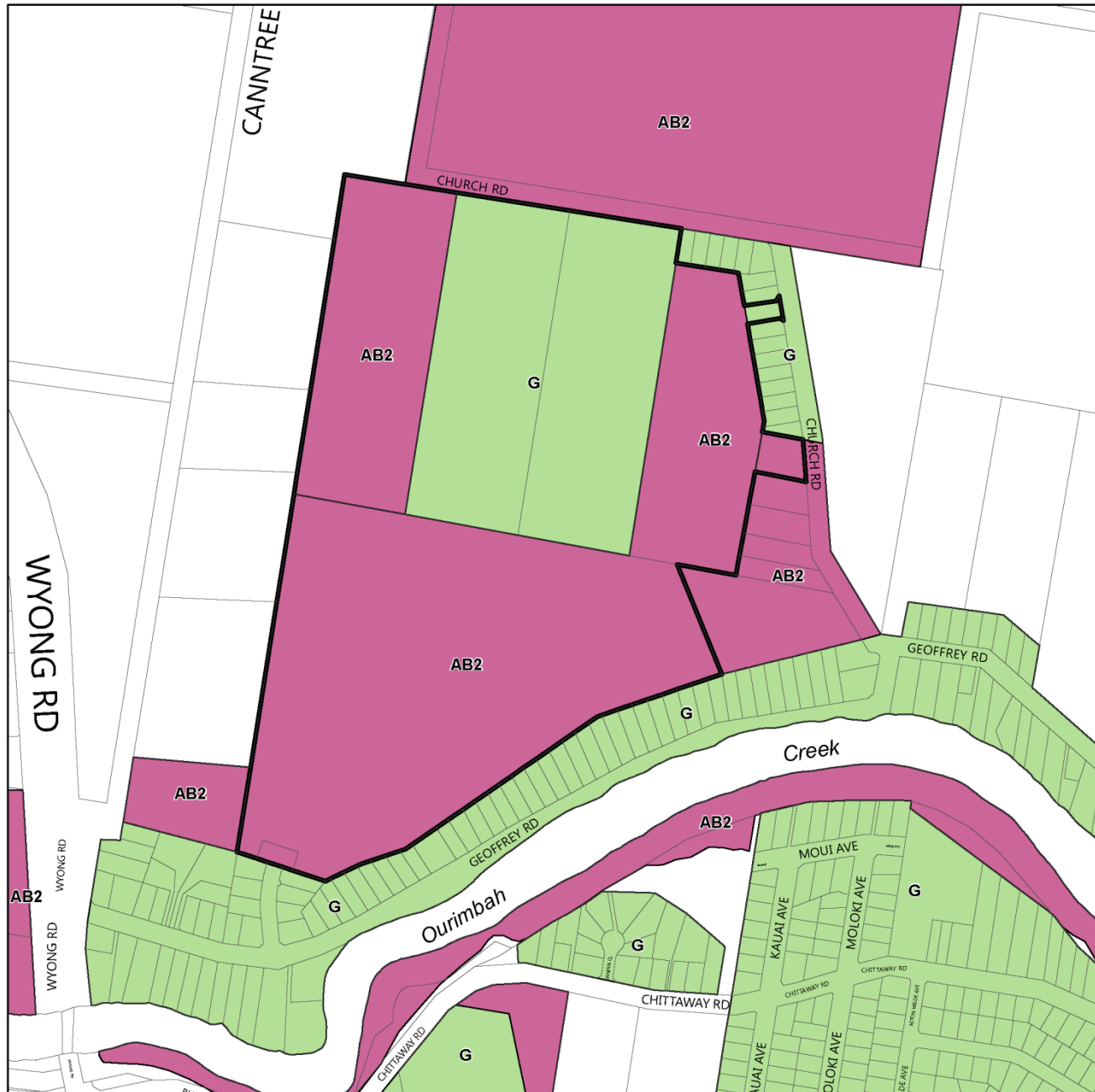


**Geoffrey Rd, Chittaway Point  
PROPOSED  
LAND ZONING MAP  
WYONG LEP 2013**

**Legend**

-  Study Boundary
- Zone**
-  E1 National Parks and Nature Reserves
-  E2 Environmental Conservation
-  E3 Environmental Management
-  R2 Low Density Residential
-  RE1 Public Recreation
-  SP2 Infrastructure
-  W1 Natural Waterways






Geoffrey Rd, Chittaway Point

**PROPOSED  
MINIMUM LOT SIZE MAP  
WYONG LEP 2013**

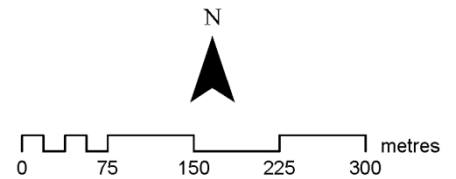
**Legend**

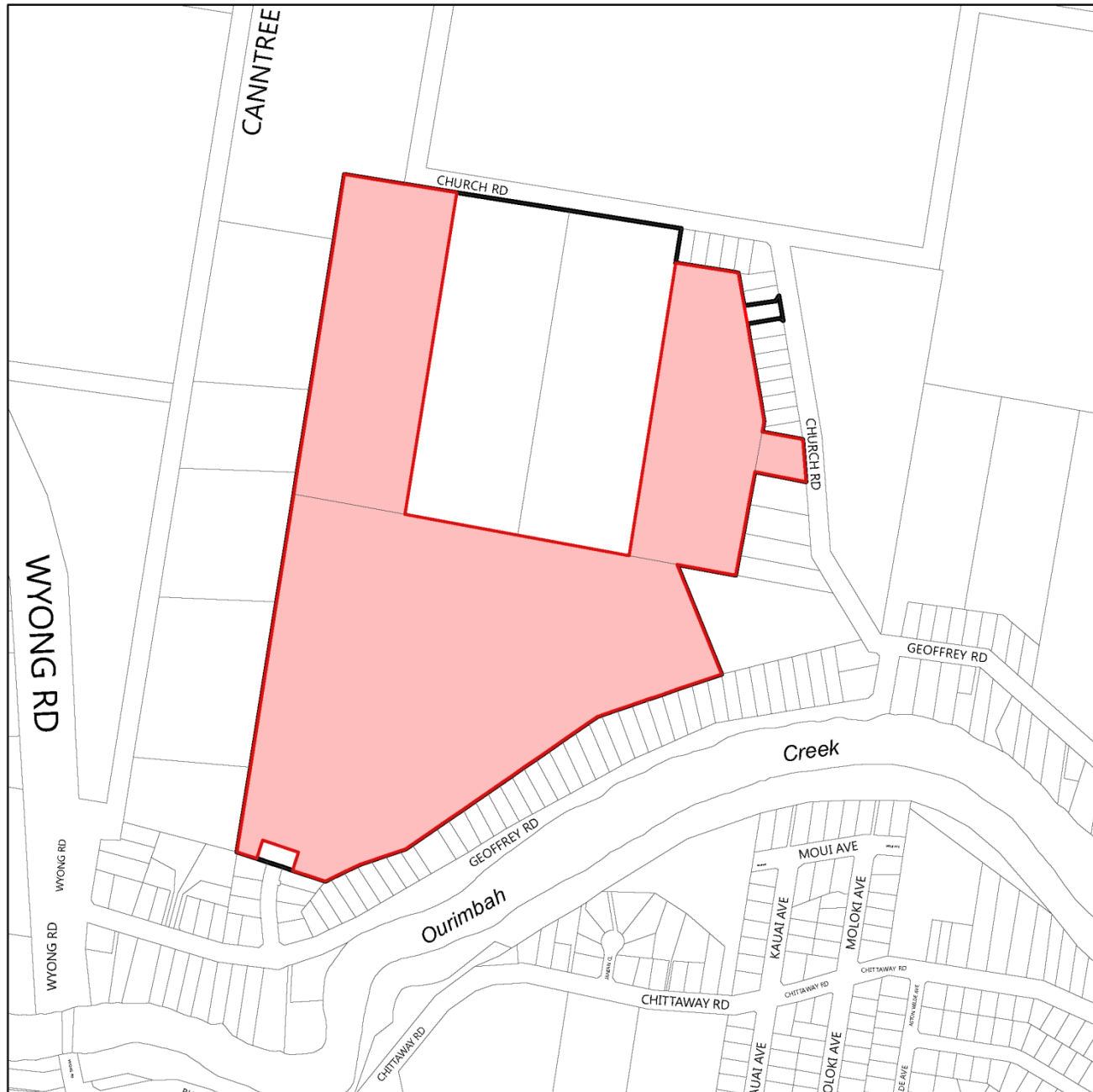
 Study Boundary

**Minimum Lot Size**

 450 m<sup>2</sup>

 40 ha







Geoffrey Rd, Chittaway Point

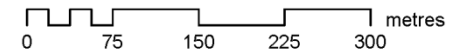
**PROPOSED  
LOT AMALGAMATION MAP  
WYONG LEP 2013**

**Legend**

 Study Boundary

**Amalgamated Lots**

 Lots to be amalgamated



### 3.1 CPA/246957 - Periodic Aquatic Services

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TRIM REFERENCE: CPA/246957 - D11932814

MANAGER: Robert Fulcher, Manager Contracts & Project Management

AUTHOR: Sara Foster; Project Officer

#### SUMMARY

Evaluation and selection of tenders for Contract CPA/246957 – Periodic Aquatic Services

*“Councillors are reminded that the name of the successful tenderer will be released after resolution of this item. This means that the contents of Attachment A cannot be disclosed during discussion in the open session of the Council meeting.”*

#### RECOMMENDATION

- 1 ***That Council accept the tender from the company nominated as Tenderer ‘1’ in the attached Tender Evaluation Report, for a period of up to four (4) years including two, one (1) year extension options for Contract CPA/246957 – Periodic Aquatic Services. The estimated annual expenditure against this contract is \$218,475.00 (excl GST), however actual expenditure may vary significantly with fluctuations in demand.***
- 2 ***That Council determine the Tender Evaluation Report in Attachment A remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer, which may be disclosed after Council has resolved to accept that tender.***
- 3 ***That Council delegate to the General Manager the power to approve the option(s) for a further term.***

#### BACKGROUND

This Contract is for the services of an Aquatic harvester with a qualified operator to undertake wrack collecting work at Tuggerah Lakes as needed.

The purpose and benefits of the wrack harvesting operations include to improve public amenity of the shoreline, maintain/ enhance the health of the lake ecosystem, and reduce the social impact of wrack on Public Foreshores in the Tuggerah Lakes.

#### CONTRACT PLAN

The Contract Plan for this tender process was approved by the Director Infrastructure & Operations. The approved Contract Plan is in TRIM D11927067.

**INVITATION TO TENDER**

The tender was advertised in the Sydney Morning Herald, Advertiser and eTender on 24 February 2015 and closed on 19 March 2015.

The invitation documents called for schedule of rates tenders, based on a detailed specification.

Tenders closed at Council's Chambers at 2.00pm on 19 March 2015.

**TENDER SUBMISSIONS**

The following tenders were received and are listed in alphabetical order:

- Australian Environmental Services Pty Ltd

No late submissions were received.

Only one (1) tender was received during this process due to the highly specialised nature of the services and the equipment required to deliver the services.

**TENDER EVALUATION**

All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.

The submission was assessed in accordance with the approved evaluation criteria being:

- Conformity to the Request for Tender documentation, including lodgement of tenders by the specified time.
- Local Content.
- The tendered price and structure; as well as any other potential costs to Council that may be identified.
- Proposed methodology/program which demonstrates capacity to provide the services as required under the Contract (including Environment Management Plan).
- Experience and proven performance in the specific field.

**FINANCIAL IMPLICATIONS**

There are sufficient funds allocated for this contract within the current year's capital works program under Project No. YM7.

**RELEVANT LEGISLATION**

The tender has been conducted in accordance with the *Local Government Act 1993*, the *Local Government (General) Regulation 2005* and Council's Procurement Policy.

Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10A(2)(d) of the *Local Government Act 1993*. A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer.

### **CRITICAL DATES / TIME FRAMES**

Services defined under the Contract will commence on 8 June 2015 and will continue for an initial period of two (2) years, with the option of two, one (1) year extensions.

It is anticipated that the contract will be awarded on 1 June 2015.

### **RISK**

This contract has been assessed as a low risk contract. The key risks and mitigations measures have been addressed in the Contract Plan.

### **REGULATORY APPROVALS**

Nil.

### **PROCESS REVIEW**

The Tender evaluation and this Report and recommendations have been endorsed in TRIM by the Commercial Manager, Contracts and Project Management.

### **OPTIONS / ALTERNATIVES**

Council has the option of not proceeding with this contract by resolving not to accept an offer from any of the Tendering parties. This option is not recommended.

### **PUBLIC CONSULTATION**

No public consultation specific to this contract was necessary and none has occurred.

### **ATTACHMENTS**

- |   |   |           |
|---|---|-----------|
| 1 | Attachment A - CPA/246957 - Periodic Aquatic Services - Confidential Tender Evaluation Report - | D11939873 |
|---|---|-----------|

### **3.2 CPA/255527 - GPT Cleaning and Inspection Services**

---

TRIM REFERENCE: CPA/255527 - D11932704

MANAGER: Robert Fulcher, Manager Contracts & Project Management

AUTHOR: Sara Foster; Project Officer

#### **SUMMARY**

Evaluation and selection of tenders for Contract CPA/255527 – GPT Cleaning & Inspection Services

*“Councillors are reminded that the name of the successful tenderer will be released after resolution of this item. This means that the contents of Attachment A cannot be disclosed during discussion in the open session of the Council meeting.”*

#### **RECOMMENDATION**

- 1 That Council accept the tender from the company nominated as Tenderer ‘2’ in the attached Tender Evaluation Report, for a period of three (3) years including three, one (1) year options for Contract CPA/255527 – GPT Cleaning and Inspection. The estimated annual expenditure against this contract is \$67,795 (incl GST), however actual expenditure may vary significantly with fluctuations in demand.**
- 2 That Council determine the Tender Evaluation Report in Attachment A remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer, which may be disclosed after Council has resolved to accept that tender.**
- 3 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.**
- 4 That Council delegate to the General Manager the power to approve the option(s) for a further term.**

#### **BACKGROUND**

Council is seeking to use this request for tender process to engage a suitably qualified and experienced contractor for the provision of cleaning and inspection of enclosed Gross Pollutant Traps (GPT) within the Wyong Shire local government area. There are currently 125 GPTs within the Wyong Shire, with the likelihood of this number increasing during the period of this contract. The successful tenderer will be responsible for the periodic cleaning and inspection of all GPTs (including any new GPTs not yet established) during the time period of this contract.

The primary requirements of this Contract are:

1. Cleaning of all GPTs
2. Disposal of material to WSC's Charmhaven or Long Jetty depot
3. Site Inspection and Monitoring

### **CONTRACT PLAN**

The Contract Plan for this tender process was approved by the Director of Infrastructure and Operations, before the Request for Tender was issued. The approved Contract Plan is in TRIM D11886455

### **INVITATION TO TENDER**

The tender was advertised in the Sydney Morning Herald and issued on eTender on 24 March 2015. The tender was advertised in the Central Coast Express Advocate on 25 March 2015.

The invitation documents called for schedule of rates tenders, based on a detailed specification.

Tenders closed at Council's Chambers at 2.00pm on 16 April 2015.

### **TENDER SUBMISSIONS**

The following tenders were received and are listed in alphabetical order:

- Aqua Assets Pty Ltd
- Bell Environmental
- Fenech Group Pty Ltd
- J R Richard & Sons
- Optimal Stormwater Pty Ltd
- Patriot Environmental Management
- Transpacific Industries Pty Ltd
- Toxfree Australia Pty Ltd
- Volman Enterprises
- Wastechem Pty Ltd
- Worth Recycling

No late submissions were received.



### TENDER EVALUATION

All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.

The relative ranking of tenders as determined from the total weighted score is provided in the Confidential Tender Evaluation Report – Attachment A.

All submissions were assessed in accordance with the approved evaluation criteria being:

- Conformity with the Request for Tender documentation, including lodgement of tenders by the specified time.
- Local Content.
- The tendered price and structure; as well as any other potential costs to Council that may be identified.
- Proposed methodology/program which demonstrates capacity to provide the services as required under the Contract (including Environment Management Plan).
- Experience and proven performance in the specific field.

### FINANCIAL IMPLICATIONS

There are sufficient funds allocated for this contract within 14/15 and draft 15/16 budgets funded via the Stormwater Levy.

### RELEVANT LEGISLATION

The tender has been conducted in accordance with the *Local Government Act 1993*, the *Local Government (General) Regulation 2005* and Council's Procurement Policy.

Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10A(2)(d) of the *Local Government Act 1993*. A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer.

### CRITICAL DATES / TIME FRAMES

Services defined under the Contract will commence on 8 June 2015 and will continue for an initial period of three (3) years, with the option of three, one (1) year extensions.

It is anticipated that the contract will be awarded on 1 June 2015.

### RISK

This contract has been assessed as a low risk contract. The key risks and mitigations measures have been addressed in the Contract Plan.

**REGULATORY APPROVALS**

Nil.

**PROCESS REVIEW**

The Tender evaluation and this Report and recommendations have been endorsed in TRIM by the Commercial Manager, Contracts and Project Management.

**OPTIONS / ALTERNATIVES**

Council has the option of not proceeding with this contract by resolving not to accept an offer from any of the Tendering parties. This option is not recommended.

**PUBLIC CONSULTATION**

No public consultation specific to this contract was necessary and none has occurred.

**ATTACHMENTS**

- |   |   |           |
|---|---|-----------|
| 1 | Confidential Attachment - CPA/255527 - GPT Maintenance Cleaning Contract - Tender Evaluation Report - | D11942321 |
|---|---|-----------|

## **4.1 Q3 Business Report 2014-15**

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TRIM REFERENCE: F2013/01660 - D11932722

MANAGER: Stephen Naven, Chief Financial Officer

AUTHOR: Kim Futcher, Financial Controller

### **SUMMARY**

This paper reports on Wyong Shire Council's performance progress as measured against the organisation's Strategic Plan for 2014-2018. The report covers the period for the nine months ended 31 March 2015 (Q3).

### **RECOMMENDATION**

- 1 That Council receive the Q3 Business Report on progress against the 2014-18 Strategic Plan.**
- 2 That Council note that Council's Responsible Accounting Officer has declared the financial position of Wyong Shire Council to be satisfactory.**
- 3 That Council approve the proposed budget amendments for 2014-15 including reallocation of \$6.8 million of capital expenditure savings to accelerate the future payments for the Terrace Towers land acquisitions.**

### **BACKGROUND**

Council is required to review its budget progress each quarter in accordance with the Wyong Shire Annual Plan and s.203 of Local Government (General) Regulations 2005.

Each year, Council prepares a Strategic Plan incorporating the Four Year Delivery Program and the Annual Plan. Progress is measured against this plan and reported on a quarterly basis in terms of actual financial performance against budget; relevant performance indicators; outcomes of actions; and delivery of major projects.

The Local Government Act requires Council to report on its performance at least every six (6) months on progress with respect to each Principal Activity set out in the Strategic Plan.

The quarterly Business Report is presented in the necessary format and is considered to satisfy both requirements.

### **CURRENT STATUS**

The Q3 Business Report 2014-15 is included as an enclosure and reports on progress against the 2014-2018 Strategic Plan for the year to 31 March 2015.

The focus for the 2014-15 financial year is on Council delivering on the actions in the Economic Development Strategy and improving processes and practices for the customer, as well as achieving long term financial sustainability. Council's original budget for 2014-15 provided for an operating surplus of \$0.6 million. To achieve this result Council will continue to implement tight management controls around expenditure.

The year to date surplus excluding capital income is favourable to budget by \$8.0 million.

Capital expenditure to 31 March 2015 was \$51.5 million, compared to a year to date budget of \$66.7 million and represents 53.1% of the full year annual budget of \$97.1 million. In addition there are currently \$19.4m in commitments (purchase orders) for 2014-15 capital expenditure

2014-15 is Year 2 of Council's IPART approved Special Rate Variation (SRV). The additional rate income from the SRV is being used to reduce Council's asset infrastructure backlog. Council is allocating \$10 million per annum to SRV projects.

Council allocated the funding to projects in accordance with its Asset Management Strategy and will review these allocations annually as part of Strategic Plan development.

Council's performance on delivering the actions and targets against the objectives of the Community Strategic Plan (CSP) is tracking well with 62% of projects currently on target, 23% of projects now completed or achieved, and 15% of projects off target or deferred. Further detail of the progress against each action / target is contained within this report.

### **Financial Implications**

Budget adjustments are proposed in this report and include improvements to the operating result. The majority of budget adjustments were not proposed without prior consideration of reallocation to delivery against alternate objectives. The proposed operating surplus before capital grants and contributions is \$4.4 million, an improvement of \$3.7 million compared to existing budget.

Council's capital expenditure program is constantly being reviewed to better understand and respond to delays, variation to estimates, phasing, changed priorities, weather, availability of support funding and related developments, or other factors. During Q3 a review of capital projects was undertaken and resulted in no proposed change to the full year budget of \$97.1 million. While there are proposed adjustments to a number of projects the net impact of the proposed increases and decreases is zero.

Funds that were identified as savings and funds released due to projects being deferred in Q3 are proposed to be allocated to the budget for Strategic Land Purchases. Subject to cash flow analysis by staff it is proposed to accelerate the future payments for the Terrace Towers land acquisitions.

Council's cash flows will continue to be closely monitored in Q4 to ensure that making these early payments is financially prudent. The proposed accelerated payments will be subject to further cash flow analysis in June 2015 to ensure that they will not adversely affect the achievement of the 2014-15 Financial Sustainability Ratio targets (particularly the Unrestricted Current Ratio and Infrastructure Renewals Ratio).

Details of the proposed operating and capital budget adjustments are included in the Q3 Business Report.

**CONSULTATION**

All departments were consulted and involved in the preparation of this report.

**GOVERNANCE**

Quarterly reporting of Council's financial and operating performance is mandatory.

**CONCLUSION**

All requirements of the relevant legislation governing management reporting have been met.

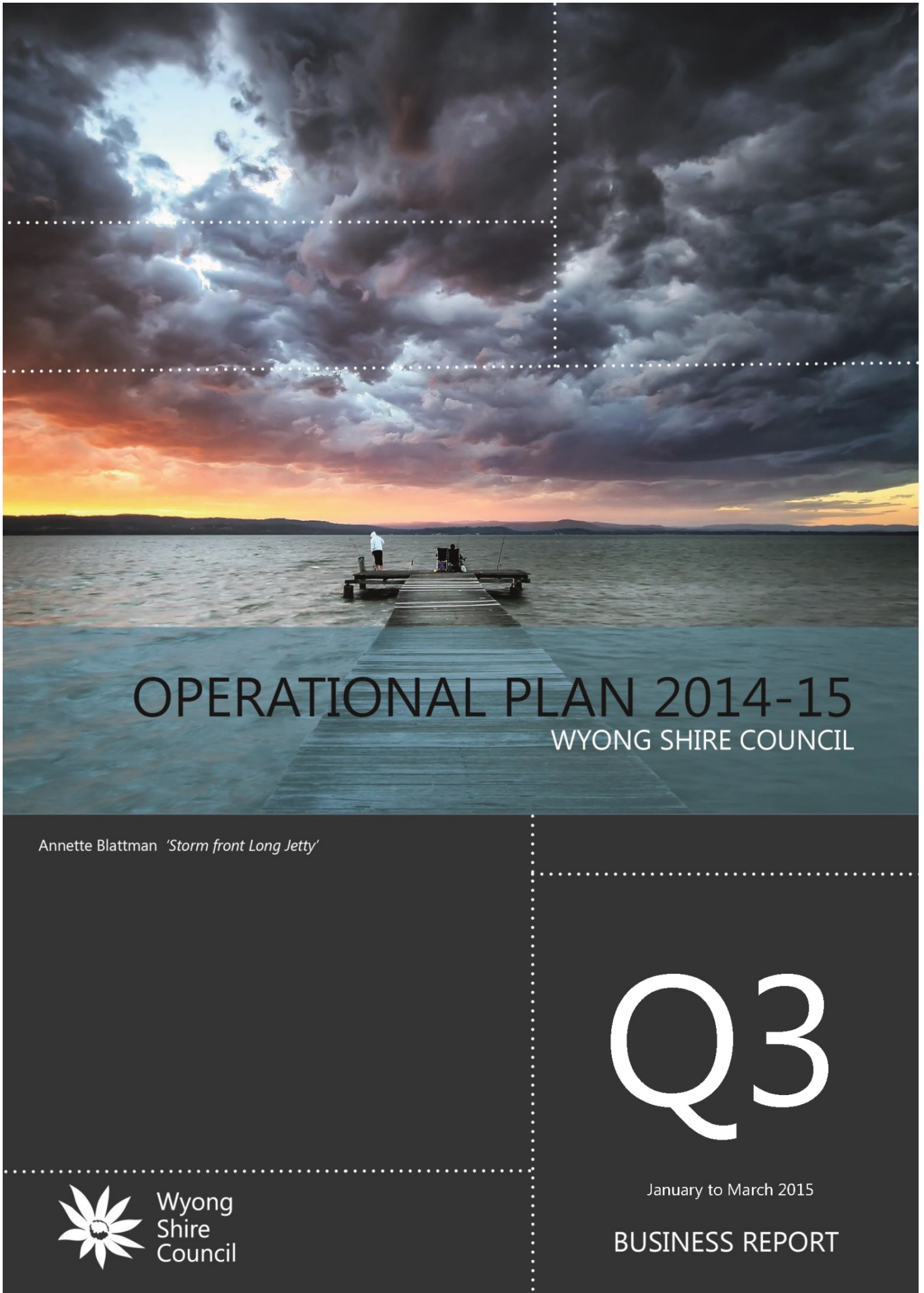
The Responsible Accounting Officer considers that the Quarterly Budget Review Statement for Wyong Shire Council for Q3 indicates that Council's projected financial position will be satisfactory at year end, having regard to the projected estimates of income and expenditure, and the original budgeted income and expenditure.

Council remains on target to deliver the current level of services within the proposed 2014-15 operating surplus of \$4.4 million, and the full year forecast for capital expenditure remains at \$97.1 million.

Continued management actions and decisions will identify and manage risks and challenges associated with budgets and delivery of objectives to maintain Council's commitment to an operating surplus at year end.

**ATTACHMENTS**

1 Q3 Business Report - March 2015      D11950615



# OPERATIONAL PLAN 2014-15

WYONG SHIRE COUNCIL

Annette Blattman *'Storm front Long Jetty'*

# Q3

January to March 2015

## BUSINESS REPORT





# Business Report 2014-15

# Q3



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## 1. Overview

This document reports on Council's performance as measured against Wyong Shire Council's Strategic Plan for 2014-2018 and covers the three month period from 1 January to 31 March 2015 (Q3).

The focus for the 2014-15 financial year is on Council delivering on the actions in the Economic Development Strategy and improving processes and practices for the customer.

Council remains on target to deliver existing services to the community and has identified net savings of \$3.7 million during this quarterly review to forecast an improved full year operating surplus of \$4.4 million (before capital grants and contributions).

Investment in essential infrastructure will continue with the delivery of Council's capital works program of \$97.1 million including \$10 million of works to address the infrastructure backlog and improve asset conditions.

### 1.1 Delivery against the Community Strategic Plan

Council's performance on delivering the actions and targets against the objectives of the Community Strategic Plan (CSP) is tracking well with 62% of projects currently on target, 23% of projects now completed or achieved, and 15% of projects off target or deferred. Further detail of the progress against each action / target is contained within this report.

### 1.2 Operating Result

The year to date (YTD) operating result (excluding capital grants and contributions) shows a favourable variance of \$8.0 million, consisting of an actual surplus of \$53.6 million compared to a budget surplus of \$45.6 million. This result includes Rates and Annual Charges income of \$148.8 million which represents the full year income.

Financial Performance 2014-15	YTD Actual \$'000	YTD Budget \$'000	YTD Variance \$'000	Full Year Budget \$'000	Proposed Changes \$'000	Projected Full Year \$'000
Income (excluding capital)	219,853	218,372	1,481	242,778	350	243,128
Expenses	166,237	172,809	6,572	242,113	(3,355)	238,758
<b>Net Operating Result (before capital income)</b>	<b>53,616</b>	<b>45,563</b>	<b>8,053</b>	<b>665</b>	<b>3,705</b>	<b>4,370</b>

*Note: Budget above represents Q2 adopted budget figures*

The above table is prepared in accordance with the Local Government Code of Accounting Practice and Financial Reporting (Guidelines) and includes the full year rates and annual charges in operating revenue. The below table provides the result when only 3/4 of the rates and annual charges are recognised.

Financial Performance 2014-15 (Pro-rata Rates and Annual Charges)	YTD Actual \$'000	YTD Budget \$'000	YTD Variance \$'000
Income (excluding capital)	182,634	181,186	1,448
Expenses	166,237	172,809	6,572
<b>Net Operating Result (before capital income)</b>	<b>16,397</b>	<b>8,377</b>	<b>8,020</b>

*Note: Budget above represents Q2 adopted budget figures*

The Q3 YTD result demonstrates Council's continued path of sound financial management and the projected full year operating surplus indicates that Council will be in a satisfactory position at year end with regard to estimated operating income and expenditures.



Financial Position as at 31 March 2015	YTD Actual \$'000	Full Year Budget \$'000
Assets	2,815,746	2,738,671
Liabilities	300,586	315,425
<b>Equity</b>	<b>2,515,160</b>	<b>2,423,246</b>

Council's equity as at 31 March 2015 is \$2.5 billion. The favourable YTD actual position compared to the full year budget relates to the timing difference in receivables from annual rates and charges that are levied in full each July. This receivable balance will reduce as the quarterly instalments are paid throughout the year. The Q3 proposed changes to operating and capital projections are not expected to materially change the full year budget position at this stage. The complete Statement of Financial Position is included as Attachment 4.3.

### 1.3 Capital Works

The 2014-15 capital works budget currently totals \$97.1 million. Actual capital expenditure YTD is \$51.5 million against the YTD budget of \$66.7 million and represents 53.1% of the full year capital budget. In addition there are \$19.4m in commitments (purchase orders) for 2014-15 capital expenditure.

While there are proposed changes to projects within the capital works program, the proposed changes net to zero and the proposed budget will remain at \$97.1 million for 2014-15. Funds that were identified as savings and funds released due to projects being deferred in Q3 are proposed to be allocated to the budget for Strategic Land Purchases. It is proposed to accelerate the future payments for the Terrace Towers land acquisitions, subject to an staff analysis of cash flow requirements in June 2015. Details of the changes can be found in Attachment 4.8 of this report.

### 1.4 Major Projects

The Strategic Plan identifies 16 Major Projects. These are high priority projects that are designated by the General Manager as being of critical importance to improving service delivery to the community. Details on the progress of these projects are included within the relevant CSP theme.

### 1.5 Special Rate Variation Projects

In June 2013, Council was successful in gaining approval from the Independent Pricing and Regulatory Tribunal (IPART) for a Special Rate Variation (SRV) to address Council's infrastructure asset backlog. This will provide an increase to General Rates of 6.9% per year for 4 years, commencing 2013-14. This increase includes the normal rate peg amount of around 2.5% set annually by IPART.

Council will determine a list of works to be undertaken on an annual basis with the SRV funds. This may change during the year due to factors such as changes in asset deterioration rates, weather conditions and alternate funding sources becoming available. In such cases other SRV projects may be brought forward from future years or alternate SRV projects may be completed. In some cases the alternate projects were initially identified as renewal projects, but during the investigation and detailed design phases were identified as requiring more extensive upgrade work and therefore able to be funded by SRV. All changes will be reported to Council and the community so there is full transparency to ensure the funds are being spent for the purpose they were raised. The IPART approval also requires Council to report on the results achieved from the use of these funds.

The works undertaken will improve the condition of our roads, bridges, footpaths, buildings, sports facilities and information management systems to ensure they are 'satisfactory' in terms of being safe and fit for community use. Council has allocated \$10 million for Special Rate Variation (SRV) projects in 2014-15.

As a result of project savings and in some cases project delays it is proposed to allocate SRV funding to six additional Road projects in Q3. These projects were identified in Council's infrastructure backlog program and are detailed as an *alternative SRV project* in the table below.

The table below details the progress of the 2014-15 SRV projects for this quarter.

Special Rate Variation Projects 2014-15	
Project	Progress
<b>Our Community</b>	
Norah Head Bald Street Boat Ramp Replacement	On Target
Berkeley Road - road upgrade	Completed
Panorama Avenue / Hobson - road upgrade / renewal	On Target
Saltwater Creek Long Jetty - timber footbridge replacement program	Off Target
Shire Wide footbridge renewals	Completed
Bay Road Blue Bay - footpath program	On Target
Bay Road Blue Bay - road upgrade	Off Target
Anita Avenue Lake Munmorah - footpath program	On Target
Ashton Avenue The Entrance - road upgrade	Completed
Blenheim Avenue, Buckingham Road, St James Avenue, Windsor Street Berkeley Vale - road upgrades	Deferred
Cams Boulevard (North) Summerland Point - footpath program	On Target
Chittaway Car park - upgrade	On Target
Coachwood Drive Ourimbah - footpath program	On Target
Dicksons Road Durren Durren - road upgrade (seal)	On Target
Gascoigne Avenue Gorokan - road upgrade	Deferred
Gilbert Avenue Gorokan - footpath program	Completed
Goorama Avenue San Remo - road upgrade	Off Target
Guard rail renewal - road safety facilities	On Target
Kallaroo Road San Remo - timber footbridge replacement program	Completed
Lakes Beach to Budgewoi - shared pathway program (renewal)	On Target
Lauffs Lane Wyong Creek - road upgrade (seal)	Completed
Minnesota Road Hamlyn Terrace - road safety facilities	Completed
Moala Parade Charmhaven - footpath program	Completed
Northlakes Oval San Remo - timber footbridge replacement program	Completed
Old Footes Road Ourimbah - road upgrade (seal)	On Target
Palmdale #3 - timber bridge replacement program	On Target
Papala Avenue Bateau Bay - road pavement renewal	Completed
Quinalup Street (Imga Street) Gwandalan - road upgrade	On Target
Regent Street Buff Point - retaining wall renewal	On Target
Rotherham Street Bateau Bay - road safety facilities	Completed
Sohier Park Ourimbah - timber bridge replacement program	Off Target
Suncrest Avenue Gorokan - footpath program	Completed
Toowoan Bay Car park Access Road - footpath program	Completed
Una Avenue to Pacific Highway Charmhaven - footpath program	Completed
Yambo Road Dooralong - road upgrade (seal)	Completed
Hume Boulevard Killarney Vale Road pavement renewal	Off Target
Dooralong Road and Bridge Renewal - Lemon Tree	Completed
Denison Street Norah Head – road pavement upgrade (alternative SRV project)	Completed
Goobarabah Avenue Lake Haven – road pavement upgrade (alternative SRV project)	Completed
Pollock Avenue Wyong – road pavement upgrade (alternative SRV project)	Completed
Germaine Avenue Bateau Bay – road pavement upgrade (alternative SRV project)	Completed
Hinemoa Avenue Killarney Vale – road pavement upgrade (alternative SRV project)	Completed
Phil Tunks Lane Lemon Tree – road upgrade (alternative SRV project)	Completed
South Street toilet block Killarney Vale - refurbish	On Target
Shelly Beach toilet block - refurbish	On Target
Soldiers Beach toilet block – refurbish	On Target
Spotted Gum Reserve Watanobbi and Heritage Drive Kanwal – playground renewal program	On Target
Kanwal Care and Education Centre outdoor playground upgrade, including resurfacing of 3-5 year olds playground area and installation of retaining wall	Completed
Treelands Care and Education Centre outdoor playground upgrade, including complete resurfacing of infants playground and construction of new sandpit and shade area	On Target
<b>Our Environment</b>	
Asset Protection Zone (APZ) Upgrades - upgrade to suitable standard for up to 15 APZ as per natural asset bush fire management program	On Target

Special Rate Variation Projects 2014-15	
Project	Progress
Fire trail upgrades - upgrade and improvement in two fire trails (Pleasant Valley fire trail and one to be confirmed)	On Target
<b>Our Economy</b>	
Budgewoi town entry signage and landscaping (two locations) - subject to corporate branding project	Deferred
Long Jetty Masterplan implementation - embellish heritage listed existing jetties - lighting seating, viewing platforms, increasing useability	On Target
Halekulani Oval - relocation and upgrade of skate park	Deferred
Toukley Town Centre Masterplan implementation - car park links to Main Road, upgrading three access points	Off Target
<b>Our Civic Leadership</b>	
Disabled Toilet Level 4 Civic Centre	Completed
Air-conditioner replacements - replace various air-conditioners based on recommendations from an audit carried out - Block B of Civic Centre carrier units	Off Target
Kitchenettes upgrades - upgrading of four kitchenettes (per annum) to meet legislative requirements	On Target
Information technology upgrades to improve organisation productivity and efficiency and service quality	On Target
Finance technology upgrades to improve organisation productivity and efficiency and service quality	On Target
Customer Request Management (CRM) System upgrade - develop and deploy three software modules to improve customer experience and internal response processes - the three modules are 1) Oracle Case Management Software, 2) Oracle Policy Automation and 3) Knowledge Management	On Target
Customer Request Management (CRM) System business process re-engineering - implementation of multi-media customer contact centre	On Target
Mobile technology - upgrade of existing devices including software for Building Certification, Compliance and Health Unit	On Target

## 2. Delivery against the Community Strategic Plan

### 2.1 Council's Delivery Program

Council's Strategic Plan 2014-2018 details the main activities to be delivered from 2014-15 through to 2017-18. These activities are what Council will deliver against the Community Strategic Plan (CSP).

As part of the Office of Local Government's Integrated Planning and Reporting Framework, Council is required to report to Council on progress against this plan at least every six months.

#### Four Year Delivery Program

The Four Year Delivery Program includes actions for delivering the objectives and strategies within the CSP and the capital investment to be undertaken by Council in the medium term.

#### Operational Plan

The Operational Plan is a subset of the Four Year Delivery Program and describes the activities to be undertaken by Council in the 2014-15 financial year. The Operational Plan includes the capital and operational expenditure budgets for the coming financial year.

#### Community Strategic Plan Themes

The following four themes cover the objectives and strategies of the CSP and reflect the quadruple bottom line:





## Assessing Council's Progress

In assessing Council's progress in implementing the 2014-2018 Four Year Delivery Program and the 2014-15 Operational Plan, a range of qualitative and quantitative performance measures are used.

This report focuses on the performance of:

- Special Rate Variation Projects
- Major Projects
- Operational Actions / Targets
- Financial sustainability

Each CSP theme includes achievement highlights, and progress details on the Major Projects, Special Rate Variation projects, and the operational actions / targets over the last quarter. A budget summary is also included, with detailed budgetary performance contained within Section 3 and 4.

The table below is a summary of the overall progress on the 211 actions / targets as per the 2014-15 Operational Plan.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	28	7	4	24	0	57
Major Projects	9	2	2	3	0	16
Operational Action / Target	93	3	14	17	5	132
<b>Total</b>	<b>130</b>	<b>12</b>	<b>20</b>	<b>44</b>	<b>5</b>	<b>211</b>
%	62%	6%	9%	21%	2%	100%

## 2.2 Our Community – Vibrant, caring and connected communities

We will create and support communities where individuals feel closely connected, people know their neighbours, relationships are built within local neighbourhoods, there is participation in the local community and a sense of belonging and pride in the local area.

### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	0	0	0	0	0	0
Major Projects	1	0	0	0	0	1
Operational Action / Target	3	0	1	0	0	4
<b>Total</b>	<b>4</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>5</b>
%	80%	0%	20%	0%	0%	100%



## Highlights

### DrumFEST beats at The Entrance for the first time

Due to its increasing success, Council's DrumFEST 2015 moved to the larger and more centralised venue of Memorial Park at The Entrance on Sunday 1 March.

DrumFEST is the Central Coast's premier drumming event featuring world class local and international drumming, cultural and performance groups. The free family event had live entertainment, face painting, food stalls and workshops all day.



*DrumFEST 2015*

### New grant opportunities for Wyong Shire

Applications opened for the Community Benefit Grants and Community Matching Fund with a wide range of groups eligible to apply.

Community Benefit Grants are available to groups that benefit the community through social, sporting, cultural, economic or environmental projects with a total pool of \$190,000 available.

The Community Matching Fund focuses on neighbourhood level initiatives that lead to healthier and stronger communities. A minimum community contribution of \$10,000 (or 'in-kind') is required towards a project and Council can offer a 2-for-1 match of up to \$75,000 per project.

### Neighbour Day

Hundreds of local residents turned out to celebrate Neighbour Day at the Watanobbi Community Centre on Sunday 29 March.

Neighbour Day was founded in Melbourne in 2003 and has now grown to become Australia's annual celebration, bringing together the people next door, across the street or on the next block for a barbie, a cuppa or a chat.

Neighbour Day also focussed on anti-graffiti practices such as planting foliage next to potential graffiti targets such as walls and fences to minimise access to these areas.

### Big Air Skate School at Gravity Skate Park

Stage One of the Gravity Skate Park at Lake Haven opened in January and was celebrated with a Big Air School Skate Competition and Demonstration attracting over 200 entrants.

Big Air School pro-riders demonstrated their moves on scooters, skateboards and BMX bikes, and was followed by a friendly competition where local riders were recognised in a professional environment.



*Big Air School Skate Competition and Demonstration*

### Australia Day Award winners

Council hosted almost 200 people at its 2015 Australia Day Awards dinner in January. Lieutenant Commander (LCDR) Steven Reynolds CSM RANR was named Wyong Shire Council's Citizen of the Year for 2015.

Other winners were:

- Citizen of the Year: LCDR Steven Reynolds
- Community Service Award: Colin & Vivien Paulson
- Arts and Culture Award: Wendy Pawley
- Sports Person Award: Maxine Morris
- Business Person Award: Lorraine Wilson
- Environmental Award: Dellas Johnston
- Youth Award: Maddison O'Gradey-Lee
- Volunteer Award: Joan Skyes



*Citizen of the Year, Lieutenant Commander Steven Reynolds (right)*

### Heritage Festival Launch



Council encouraged residents to become local history buffs and dig into the colourful pioneering past during the National Trust Heritage Festival which was launched on Thursday 26 March.

Local events to support the Festival were arranged by members of the Wyong Shire Heritage Committee and are based on the National Trust Heritage Festival theme of *Conflict and Compassion*.

*Heritage Festival launch, Conflict and Compassion*

### Free concert to celebrate Seniors Week

More than 240 of the Shire's seniors came to the Civic Centre for a free concert and information expo.

The function room was at capacity as residents watched performances by renowned local Central Coast Ukulele Club, Encore - Songs for Heros by Wyong Musical Theatre Company and the headline act singer, Joshua Keane - our young home grown talent who performed songs from the 'golden age' of musical theatre.

Other events held to celebrate Senior's Week included a Morris Minor Car Displays to Garden Tours, Art Displays to Tai Chi demonstrations, indoor bowls, aqua classes, family history events, drama performances and more.



*Central Coast Ukulele Club performing at Seniors Weeks*

### Inaugural Wyong Women's Services event at Wyong Grove

Council's Status of Women Advisory Committee hosted the inaugural Connect and Affect Wyong Women's Services event on Friday 27 February in the lead up to International Women's Day.



Connect and Affect Wyong Women's Services event

The event was held at Wyong Grove and brought together a range of locally based service providers, women's groups, local authors and advocates to listen to guest speakers and engage in a World Café style workshop to identify opportunities to inspire and recognise women in Wyong.

The event launched a week of International Women's Day events and celebrations on the Coast by identifying ways to inspire and recognise female role models and mentors in our community and identify ways to strengthen the connections and services that support women in Wyong.

### Harmony Day

Thousands turned out to celebrate inclusiveness, respect and a sense of belonging at Harmony Day at The Entrance Memorial Park on Sunday 29 March.

Residents enjoyed cultural performances throughout the day including the Parade of Cultures and the Chinese Lions Dance. A number of stalls showcasing local multiculturalism art, craft and food were also on display.



Harmony Day at The Entrance

### Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Community Partnership and Planning</b>			
<b>Operational Activity</b>			
1.001 - Implement relevant actions from strategies (eg Positive Ageing Strategy, Learning Community Strategy, Central Coast Regional Social Enterprise Strategy, Youth Engagement Strategy, Graffiti Management Strategy and Crime Safety Plan)	2013-17	On Target	Projects this quarter include Activate Westfields (social enterprise program), Wyong Action Team - Youth Impact Forum, Maliga Indigenous program, and 100 years Long Jetty Mural project.
1.003 - Develop and have adopted a Reconciliation Action Plan	2014-15	On Target	Internal and external consultation completed.
1.004 - Develop a Multicultural Policies and Services Program	2014-15	Deferred	Deferred as this is not a legislative requirement. Will be addressed via Multicultural Advisory committee.



Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Customer and Community Relations</b>			
<b>Major Projects</b>			
1.002 - Identify and plan for a Northern Community Hub	2013-17	On Target	Leasing option at Lake Munmorah still in progress.
<b>Operational Activity</b>			
1.005 - Implement the Customer Focus and Brand Strategies	2014-15	On Target	Customer Focus Strategy 70% completed. Customer Service Training provider engaged and content developed. New brand launched in January with rollout integrated with businesses as usual activities.

### 2.3 Our Community – Ease of travel

There will be availability of affordable, safe and clean transport options to easily travel both within the Shire and to regional centres and cities.

#### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	13	5	2	22	0	36
Major Projects	0	0	0	0	0	0
Operational Action / Target	4	1	1	1	2	9
<b>Total</b>	<b>17</b>	<b>6</b>	<b>3</b>	<b>23</b>	<b>2</b>	<b>51</b>
%	33%	12%	6%	45%	4%	100%

#### Highlights

##### Plan B promotion for Australia Day

Council encouraged patrons of licensed premises to have a Plan B on the Australia Day long weekend. Drink driving still remains a factor in NSW with around one in five crashes in NSW resulting in a fatality.



"RBT means you need a Plan B" campaign run over the Australia Day long weekend

The "RBT means you need a Plan B" campaign was prominently displayed at licensed venues and on message boards around the Shire in a bid to reduce the number of drink driving incidences and to keep the community safe.

The Late Night Transport Guide for the Wyong area was promoted which provides information about local transport options such as buses, taxis, trains, and venue courtesies buses.

##### Meeting with RMS

Council staff met with the RMS on 9 March to discuss key projects needed to improve roads in the Shire. Top of the agenda was improvements to the Central Coast Highway through Long Jetty to The Entrance and the Magenta Shared Pathway.



## Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Roads and Drainage</b>			
<b>Special Rate Variation</b>			
Berkeley Road - road upgrade	2014-15	Completed	
Panorama Avenue / Hobson - road upgrade / renewal	2014-15	On Target	
Saltwater Creek Long Jetty - timber footbridge replacement program	2014-15	Off Target	Initial works commenced. Due for completion in 2015-16.
Shire Wide footbridge renewals	2014-15	Completed	
Bay Road Blue Bay - footpath program	2014-15	On Target	
Bay Road Blue Bay - road upgrade	2014-15	Off Target	Initial works commenced. Due for completion in 2015-16.
Anita Avenue Lake Munmorah - footpath program	2014-15	On Target	
Ashton Avenue The Entrance - road upgrade	2014-15	Completed	
Blenheim Avenue, Buckingham Road, St James Avenue, Windsor Street Berkeley Vale - road upgrades	2014-15	Deferred	Delays associated with the relocation of underground public utilities has resulted in the drainage and road construction phases being deferred until 2015-16.
Cams Boulevard (North) Summerland Point - footpath program	2014-15	On Target	
Chittaway Car park - upgrade	2014-15	On Target	
Coachwood Drive Ourimbah - footpath program	2014-15	On Target	
Dicksons Road Durren Durren - road upgrade (seal)	2014-15	On Target	
Gascoigne Avenue Gorokan - road upgrade	2014-15	Deferred	Delays associated with the relocation of underground public utilities has resulted in the drainage and road construction phases being deferred until 2015-16.
Gilbert Avenue Gorokan - footpath program	2014-15	Completed	
Goorama Avenue San Remo - road upgrade	2014-15	Off Target	Initial works commenced. Due for completion in 2015-16.
Guard rail renewal - road safety facilities	2014-15	On Target	
Kallaroo Road San Remo - timber footbridge replacement program	2014-15	Completed	
Lakes Beach to Budgewoi - shared pathway program (renewal)	2014-15	On Target	
Lauffs Lane Wyong Creek - road upgrade (seal)	2014-15	Completed	
Minnesota Road Hamlyn Terrace - road safety facilities	2014-15	Completed	
Moala Parade Charmhaven - footpath program	2014-15	Completed	
Northlakes Oval San Remo - timber footbridge replacement program	2014-15	Completed	
Old Footes Road Ourimbah - road upgrade (seal)	2014-15	On Target	
Palmdale #3 - timber bridge replacement program	2014-15	On Target	
Papala Avenue Bateau Bay - road pavement renewal	2014-15	Completed	
Quinalup Street (Imga Street) Gwandalan - road upgrade	2014-15	On Target	
Regent Street Buff Point - retaining wall renewal	2014-15	On Target	
Rotherham Street Bateau Bay - road safety facilities	2014-15	Completed	
Sohier Park Ourimbah - timber bridge replacement program	2014-15	Off Target	Initial works commenced. Due for completion in 2015-16.
Suncrest Avenue Gorokan - footpath program	2014-15	Completed	
Toowoan Bay Car park Access Road - footpath program	2014-15	Completed	

Action / Target	Year of Action	Q3 Status	Q3 Comments
Una Avenue to Pacific Highway Charmhaven - footpath program	2014-15	Completed	
Yambo Road Dooralong - road upgrade (seal)	2014-15	Completed	
Hume Boulevard Killarney Vale Road Pavement Renewal	2014-15	Off Target	Initial works commenced. Due for completion in 2015-16.
Dooralong Road and Bridge Renewal - Lemon Tree	2014-15	Completed	
Denison Street Norah Head – road pavement upgrade (alternative SRV project)	2014-15	Completed	
Goobarabah Avenue Lake Haven – road pavement upgrade (alternative SRV project)	2014-15	Completed	
Pollock Avenue Wyong – road pavement upgrade (alternative SRV project)	2014-15	Completed	
Germaine Avenue Bateau Bay – road pavement upgrade (alternative SRV project)	2014-15	Completed	
Hinemoa Avenue Killarney Vale – road pavement upgrade (alternative SRV project)	2014-15	Completed	
Phil Tunks Lane Lemon Tree – road upgrade (alternative SRV project)	2014-15	Completed	
<b>Operational Activity</b>			
2.002 - Undertake a valuation of Councils drainage assets by 30 June 2015	2014-15	On Target	Valuation underway.
2.003 - 1.0 kilometre of shared pathways constructed by 30 June 2015	2014-15	Off Target	Additional footpaths have been constructed in place of shared pathway.
2.004 - 0.6 kilometres of footpaths constructed by 30 June 2015	2014-15	Achieved	1.8km of footpath constructed to date.
2.005 - 13.5 kilometres of roads pavement renewal completed by 30 June 2015	2014-15	On Target	7.6km of road pavement renewal completed to date.
2.006 - 45 kilometres of road reseals completed by 30 June 2015	2014-15	On Target	32km of road reseals completed to date.
2.007 - Roads average pavement condition index benchmark of 6.7 is achieved by 30 June 2015	2014-15	Completed	Forecasting a PCI of 7.1 by July 2015 assuming weather is not unseasonably wet.
2.008 - 2.0 kilometres of drainage construction completed by 30 June 2015	2014-15	Achieved	2.2km constructed to date.
2.009 - 3.0 kilometres of kerb and gutter constructed by 30 June 2015	2014-15	On Target	2.6km of kerb and guttering constructed to date.
Develop and implement formal Boundary and Adjacent Roads Agreements in association with Gosford City, Cessnock, and Lake Macquarie City Councils which define responsibilities, promote cooperation, provide equity, and improve service efficiency*	2012-13	Deferred	Draft document was prepared by WSC and sent to GCC for comment but delayed following their restructure. Renegotiation is now required with new management at GCC. The GCC document is to be the template for the two other LGA's where the road boundary issues are less significant.

\*Carry-over from previous years

## 2.4 Our Community – Access to facilities, programs and services

We will have a range of local and regional facilities that support the diverse needs of the community and contribute to its vibrancy, connections and pride, including complementary programs, services and activities that are affordable, financially sustainable and maximise use of the facilities.

### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	5	0	0	0	0	5
Major Projects	1	0	0	0	0	1
Operational Action / Target	8	0	1	3	0	12
<b>Total</b>	<b>14</b>	<b>0</b>	<b>1</b>	<b>3</b>	<b>0</b>	<b>18</b>
%	78%	0%	5%	17%	0%	100%

## Highlights

### The Art House receives State Government Funding

The State Government announced a \$465,000 funding for The Art House as part of a \$12 million state-wide funding pool derived from large registered clubs. The funds support the development of large scale sport, health and community infrastructure projects.



The funding will allow purchase and installation of a Power Fly System that will enable the rapid change of scenery on the main stage. The funding will also provide additional capacity for The Art House to host local musical theatre as well as a wide range of touring productions.

Construction of the facility is progressing well and is on track to be completed by Christmas.

*Construction of The Art House – on track for completion by the end of December 2015*

### Redevelopment of Frank Ballance Park

Work has started on the redevelopment of Frank Ballance Park in Wyong to create a piazza with new garden beds, plantings, seating for outdoor dining, shaded play equipment and Wi-Fi connectivity.

The works will cost just over \$1.3 million and will be completed in November 2015.

### Wyong Grove open to the community

Wyong Shire Council took over the management of the old school site from the NSW Department of Education in July 2014 for an initial two year lease period and has since spent over \$100,000 on capital improvements including emergency lighting, external lighting, repainting and recarpeting to turn the unused buildings into community spaces.

Wyong Grove is home to a number of permanent users including The Wyong Drama Group and Wyong Musical Theatre and offers spaces for groups to master their artistic crafts.

Council is currently in discussions with Department of Education regarding the future of the site with intentions to establish a permanent community and cultural hub similar to The Entrance Community Centre.

### Saltwater Creek makeover

Council is spending almost \$1 million to upgrade Saltwater Creek at Long Jetty, replacing the bridge over Saltwater Creek, upgrading the BMX track, and providing free Wi-Fi connectivity.

A detour is in place while the works are underway, which are expected to be completed by July 2015.

### **New Gardens at Jilliby Cemetery**

We opened two new memorial gardens at Jilliby Cemetery to create permanent places of rest for the ashes of loved ones.

The cemetery, which opened in 1896, is located on the corner of Hue Hue and Jilliby Road in Jilliby. The gardens were designed to reflect the cemetery's history and bush land setting.

### **Annual household chemical collection day**

A Household Chemical CleanOut Day was held at Long Jetty Depot on Sunday 8 March.

The bi-annual CleanOut is run in conjunction with the NSW Environment Protection Authority (EPA) and allows residents to drop off hazardous chemicals, lying around their homes, for free.

A huge 1,005 residents dropped off just over 36 tonnes of chemicals, which were disposed of safely or recycled.

### **Free waste vouchers popular with local residents**

More than 6,000 residents took advantage of Wyong Shire Council's free waste voucher scheme run over summer.

Vouchers were sent to all properties with a domestic waste rates charge last October following the repeal of the Carbon Tax.

Over the three month period the vouchers were valid, 724.8 tonnes of mixed waste and 150.5 tonnes of vegetation were dropped off at Council's Buttonderry Waste Management Facility.

### **Beach safety boost**

Wyong Shire's Surf Life Saving Clubs received \$82,000 in annual sponsorship funding to help continue their vital beach safety work.

At a ceremony at The Entrance Surf Club each of the six clubs were presented with a cheque for \$11,000 for the maintenance of surf club buildings and the purchase of vital lifesaving equipment.

Surf Life Saving Central Coast (SLSCC) also received \$16,000 in sponsorship to improve work and rescue standards between SLSCC and Council's own lifeguards, as well as purchase new equipment.



*Wyong Shire Surf Life Clubs receiving much needed sponsorship to continue their lifesaving services*

### **Norah Head Sewerage Pump Station at Norah Head**

The sewage pump station at Norah Head is getting a facelift, with a new pump station being built nearby. Council awarded the \$1 million tender to a Newcastle based company.

The current station is at capacity and needs more storage and modernising to ensure wastewater is captured effectively, and the environment continues to be protected.

Views to the beach will also be improved as the current switch control building will be demolished and a new one built in a more suitable location at the rear of the carpark.



### New netball courts at Tunkuwallin

In March Council resolved to build new multi-purpose courts in Gwandalan, near the Tunkuwallin Oval, at a cost of \$250,000.

There are currently twelve netball clubs in the area and only two courts to accommodate them, highlighting a need to increase access to courts in this area.

The courts will be designed for multi-purpose use to meet the high demand for suitable playing courts from various sporting groups in the Shire's north.

The courts will also be used for overflow car parking when the playing fields and community hall are in use.

### Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Property Management</b>			
<b>Special Rate Variation</b>			
South Street toilet block Killarney Vale - refurbish	2014-15	On Target	Design completed. Work to commence end of April 2015.
Shelly Beach toilet block - refurbish	2014-15	On Target	Design completed. Work commenced March 2015.
Soldiers Beach toilet block – refurbish	2014-15	On Target	Design completed. Work to commence April 2015.
<b>Operational Activity</b>			
Refurbish three toilet blocks each year*	2012-16	Completed	
Implement the priority actions arising from the Community Facilities Strategic Plan*	2012-16	On Target	Property Management working closely with Community and Recreation Services to ensure delivery and alignment to the Community Facilities Strategic Plan and in particular: <ul style="list-style-type: none"> <li>Tenancy agreements and new clear (commercial) leases</li> <li>Providing appropriate Building Services resources for maintenance and capital works</li> </ul>
<b>Open Space and Recreation</b>			
<b>Special Rate Variation</b>			
Norah Head Bald Street Boat Ramp Replacement	2013-14	On Target	Works to be completed on 2 April 2015 and operational for the public. An official opening ceremony to follow in May.
Spotted Gum Reserve Watanobbi and Heritage Drive Kanwal – playground renewal program	2014-15	On Target	Design completed and on ground works commenced for Spotted Gum Reserve Watanobbi playground. Heritage Drive Park and Kanwal Oval playground renewals completed and open to the public.
<b>Operational Activity</b>			
3.004 - >2 Jetties, boat ramps or swimming enclosures are renewed or upgraded annually	2013-17	On Target	Norah Head Boat Ramp near practical completion and will be operational by 2 April 2015. Design and material purchase for Toukley Bridge fishing platforms actioned with works to commence in April 2015.

Action / Target	Year of Action	Q3 Status	Q3 Comments
3.005 - 90% of programmed services for Parks and Reserves Maintenance are completed to schedule	2014-15	On Target	99% of schedule services completed year to date.
Meet the requirements of the Beach Safety Services Contract	2014-15	On Target	Actions undertaken as per lifeguard contract.
Aquatic Infrastructure Strategy is adopted by June 2013*	2012-13	Completed	Aquatic Infrastructure Strategy adopted.
Implement priority actions from the Aquatic Infrastructure Strategy*	2012-16	On Target	Works for 2014-15 include Norah Head Boat ramp (expected completion 2 April 2015) and Toukley Bridge fishing platforms (Commence construction April 2015).
Implement priority actions from the On-road Bicycle and Shared Pathway Strategy*	2012-16	On Target	Draft designs and studies complete to obtain approvals for the first stage of the Magenta Pathway. Picnic Point historical walk shared pathway extension completed.
Continue to implement the key actions out of the Playground Strategy*	2012-16	On Target	Design completed and on ground works commenced for Spotted Gum Reserve Watanobbi playground. Heritage Drive Park and Kanwal Oval playground renewals completed and open to the public. Edgewater Park Buff Point works to commence April 2015.
Implement key actions out of the Masterplan for Tunkawallin and Boat Harbour*	2012-16	Deferred	Masterplan not yet adopted. Essential works to be allocated funding in 2015-16.
Construction of the Lakes Beach Lifeguard Tower*	2013-14	Completed	Tower completed during Q1.
<b>Community Partnerships and Planning</b>			
<b>Major Projects</b>			
Construct and complete the Art House by 24 December 2015	2013-17	On Target	Construction commenced and on track for completion by December 2015.
<b>Commercial Enterprises</b>			
<b>Operational Activity</b>			
Implement Cemeteries Plan of Management*	2012-16	On Target	Original management plan was for two major cemeteries - plan now being modified and adapted to cover all 5 Council cemeteries.

\*Carry-over from previous years

## 2.5 Our Community – Educated, innovative and creative communities

Wyong Shire will be established as a learning community where people value learning, have an opportunity to enhance their knowledge and skills, be creative and innovative. This will lead to improving income opportunities from a skilled local workforce and the attraction of business, social cohesion, cultural understanding and active participation.

### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	1	0	0	1	0	2
Major Projects	0	0	0	0	0	0
Operational Action / Target	2	0	0	2	0	4
<b>Total</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>0</b>	<b>6</b>
%	50%	0%	0%	50%	0%	100%

## Highlights

### Avoiding waste during the holiday season

Council supported the NSW Government's *Love Food Hate Waste* campaign by asking residents to reduce the amount of food they throw out by learning some easy ways to reduce waste through the campaign website.

Residents could learn how to reduce food waste by planning a weekly menu, checking their fridge and cupboard before buying food, storing food effectively in the right containers, thinking carefully before buying bulk specials or deals and measuring serving sizes.

### Libraries geared up for back to school

Our libraries introduced a number of free electronic educational resources to help parents meet the early learning needs of young children.

Online resources such as ePrograms, TumbleBooks, Busy Things, and the in house resource miPad aim to make learning fun for parents and children through interactive and collaborative play.

### Bringing the community into our libraries

Council held a number of free events in our libraries inviting the community to find out about the services and wide range of resources on offer.

Some of these events include:

- Library Lovers Day, which encourages everyone to reconnect with their local library. Events and activities were held from 9 to 14 February, with a talk by local author, Jenny Ford, the highlight of the week.
- Acclaimed actor, Christopher Pate, came to Lake Haven Library for a talk to young hopeful performers. The free event gave those looking to get into the competitive industry an opportunity to gain guidance from a seasoned professional.

### Anne Frank Exhibition at Tuggerah Library

An amazing 5,898 residents flocked to the internationally acclaimed Anne Frank Exhibition at Tuggerah Library which opened in March.

The prominent international exhibition *Anne Frank – A History for Today* has been shown in over 50 countries. Coordinated by the Anne Frank House in Amsterdam, this free exhibition gave visitors the opportunity to experience WWII and the horrors of the Holocaust through the eyes of a child who lived through this defining moment in history.



*Anne Frank exhibition held in March*

### Free homework help in our libraries

Our libraries offer a free online tutoring service for school students.

YourTutor is an online service where students in years 3 to 12 can instantly connect with professionals who offer real time assistance with school work and assignments, and is free for all library members.

This ensures that students of all ages, abilities and circumstances can get help with their homework when they need it most, and at a time that suits them.

### Scholarships with Council

Eight local youth gained a head start in their careers through Council's Education Scholarship Program.

The program for local first and second year university students provides \$2,500 to four students who also have the opportunity to spend four weeks carrying out paid work experience over 12 months at Council.



*University students receive scholarships through Council's Education Scholarship Program*

### Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Community Partnership and Planning</b>			
<b>Special Rate Variation</b>			
Kanwal Care and Education Centre outdoor playground upgrade, including resurfacing of 3-5 year olds playground area and installation of retaining wall.	2014-15	Completed	Works completed.
Treelands Care and Education Centre outdoor playground upgrade, including complete resurfacing of infant's playground and construction of new sandpit and shade area.	2014-15	On Target	Works commenced and due for completion in April.
<b>Operational Activity</b>			
4.002 - Establish two community partnerships in each care and education centre, and two across the service, to deliver events and programs	2013-17	Completed	<p>Each centre has established two partnerships over the year, these are ongoing.</p> <ul style="list-style-type: none"> <li>• Kanwal has re-established link to the Benevolent Society and Aboriginal Playgroup.</li> <li>• Northlakes staff member linked with TAFE to participate in a validation process.</li> <li>• Little Coast Kids (LCK) linked with Ourimbah TAFE to upskill all staff in Child Protection training.</li> <li>• LCK partnered with Alkira for training in Risky Play.</li> </ul>



Action / Target	Year of Action	Q3 Status	Q3 Comments
4.003 - Meet speech pathology grant funding requirements with annual report submitted identifying caseload outcomes achieved	2014-15	On Target	There is currently a caseload total of 52 children, an increase of 4 children from last month. At this rate we are on track to meet the annual caseload requirement of 60 as prescribed by NSW Health Grant key performance indicators.
<b>Customer and Community Relations</b>			
<b>Operational Activity</b>			
Implement 2014-15 priority actions from Library Strategic Plan*	2014-15	On Target	Program plans reviewed and cost analysis underway.
Maintain ongoing learning partnerships between external organisations and Wyong Shire Council and increase collaboration between members of the Wyong Shire Learning Network resulting in the development of one new learning partnerships between local services / organisations*	2013-14	Completed	Maintained ongoing partnership with Newcastle University Academic Staff who supported Council Short Story Competition.

\*Carry-over from previous years

## 2.6 Our Environment – Enhanced areas of natural value

We will retain and maintain areas of natural value by preserving endangered species, ecological communities and biodiversity as well as supporting programs for the restoration of degraded natural areas.

### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	0	0	0	0	0	0
Major Projects	0	0	0	0	0	0
Operational Action / Target	2	0	0	0	0	2
<b>Total</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2</b>
<b>%</b>	<b>100%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>100%</b>

### Highlights

#### The Entrance Foreshore

Council spent \$90,000 improving a small section of foreshore to help reduce erosion and improve water quality as well as the local amenity of the area.

These foreshore improvement works are part of the Tuggerah Lakes Clean-up project. The project is supported by Council, through funding from the Australian Government's National Landcare Programme to help improve the water quality and overall health of Tuggerah Lakes.



The Entrance foreshore improvement works

### Impact of Commercial Fishing on Tuggerah Lakes

Council has concerns about the environmental impact of commercial fishing on Tuggerah Lakes and is calling on NSW Fisheries to enforce a year-round ban at Canton Beach.

Canton Beach has been reopened for swimming and recreational facilities and Council is concerned about the impact haul netting will have on these activities and wrack accumulation along the shorelines.

### Water Quality Testing for Beaches and Swimming Locations

Council's 22 popular swimming sites are tested each month by the Office of Environment and Heritage (OEH) to assess whether they are suitably qualified.

All sites received the top star rating highlighting Council's commitment and investment in keeping our lakes and beaches clean.

### Floodplain Risk Management Plans

Council will be seeking funding from the State Government to further protect residents from flooding following the formal adoption of two key Floodplain Risk Management Plans for Tuggerah Lakes and Tumbi Creek.

The plans are designed to reduce flood hazards and losses for people and property and help inform a flexible and merits-based approach to assessing developments on flood prone land.

The plans have been through a public consultation period and the Tuggerah Lakes Plan was revised following concerns about the number of properties affected by the Flood Planning Area around the lake foreshore and the vulnerable sewerage infrastructure located there as well.

Funding will now be sought to implement the plans including works projects, road and bridge upgrades, levee upgrades, installation of rainfall gauges and house raising. Updated flood studies will be undertaken as well as flood emergency planning and public education initiatives.

Council reiterated its position that the 500mm freeboard allowance in Council's flood planning controls includes allowances for both sea level rise and climate change.

A Plan for Porters Creek was deferred pending further information on the effect of the rainfall intensity variation on properties. This draft plan will be referred back to the Tuggerah Lakes Estuary Committee.

### Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Waterways and Asset Management</b>			
<b>Operational Activity</b>			
Reviewed, adopted Coastal Management Plan and sent to the Office of Environment and Heritage (OEH) by October 2013*	2013-17	On Target	Plan submitted to OEH and then referred back to Council. NSW Government announced Coastal Reforms in 2013, including new legislation and guidelines. Stage 1 reforms were announced 2014, stage 2 reforms to be released 2015. Council has received a grant from OEH to part fund the review of plan and a consultant has been engaged with a view to complete in late 2015.

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Commercial Enterprises</b>			
<b>Operational Activity</b>			
9.052 - Progress remediation of the remaining two closed landfill sites at Shelly Beach and Warnervale by 30 June 2015	2014-15	On Target	Remediation program is underway and monitored for budget compliance.

\*Carry-over from previous years

## 2.7 Our Environment – Community ownership of the natural and built environment

We will develop and establish a range of programs and activities that creates community involvement and allows the community to appreciate and embrace areas of the Shire.

### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	2	0	0	0	0	2
Major Projects	0	0	0	0	0	0
Operational Action / Target	3	0	0	0	0	3
<b>Total</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>5</b>
%	100%	0%	0%	0%	0%	100%

### Highlights

#### Clean Up Australia Day

Over 200 residents from across the Shire volunteered in the annual Clean Up Australia Day.

Sixteen sites were registered across the Shire including Warnervale, Buff Point, Bateau Bay, Tuggerawong, Norah Head, Berkeley Vale, Charmhaven, San Remo, Gorokan, Jiliby and Wyong.

This year celebrated 25 years of the national event that continues to attract a large number of residents keen to volunteer to improve our natural environment.



Clean Up Australia Day

#### Dedication improves Tuggerah Lakes foreshore

A section of Tuggerah Lakes foreshore at Killarney Vale was improved by a group of dedicated volunteers from the Killarney Vale Saltmarsh Landcare Group.

The group was established 18 months ago to improve the amenity of the area and regenerate the foreshore.

Thanks to the hard work and commitment of the volunteers, the area has seen an increase in local wildlife such as crabs and birds, some of which haven't been seen for years. The area has also seen an increase in other activities, with more people coming back to picnic, use the park, and just enjoy one of our beautiful natural assets.

### Volunteer information session

Council ran an information session for people interested in joining the growing number of residents who *Give Happy, Live Happy* by volunteering each week.

The information session covered opportunities for volunteering in Council based activities including land care and tidy towns or helping at libraries, galleries and community facilities. Full training is provided for volunteers, and their particular interests and skills are matched with local opportunities.

### Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Property Management</b>			
<b>Special Rate Variation</b>			
Asset Protection Zone (APZ) Upgrades - upgrade to suitable standard for up to 15 APZ as per natural asset bush fire management program	2014-15	On Target	Works have been affected by weather. Project planning completed and on track to complete by June 2015.
Fire trail upgrades - upgrade and improvement in two fire trails (Pleasant Valley fire trail and one to be confirmed)	2014-15	On Target	Dickson Road fire trail has now gone to tender with Mardi Fire Trail at construction tendering stage.
<b>Waterways and Asset Management</b>			
<b>Operational Activity</b>			
6.005 - Harvest > 8,000m <sup>3</sup> of wrack per annum from Tuggerah Lakes	2014-15	On Target	7,043M3 year to date.
6.006 - Undertake two Type 1 and three Type 3 Gross Pollutant Trap (GPT) maintenance activities per annum	2014-15	On Target	Enclosed GPT Tender currently being assessed to provide greater recovery of pollutants.
Water quality monitoring results are reported six monthly in an appropriate format that clearly demonstrates and explains progress in improving the waterways*	2013-17	On Target	Update of final data for 2013-14 being obtained prior to publication.

\*Carry-over from previous years

## 2.8 Our Economy – Strong sustainable business sector and increased local employment

We will create a strong business sector that withstand financial downturn, and ensures local businesses achieve sustained growth and local jobs are available for the community.

### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	1	1	2	0	0	4
Major Projects	3	2	2	3	0	10
Operational Action / Target	11	0	7	5	0	23
<b>Total</b>	<b>15</b>	<b>3</b>	<b>11</b>	<b>8</b>	<b>0</b>	<b>37</b>
<b>%</b>	<b>40%</b>	<b>8%</b>	<b>30%</b>	<b>22%</b>	<b>0%</b>	<b>100%</b>



## Highlights

### The Entrance tile replacement program

Council accepted a tender for just under \$400,000 to continue the retiling of the Entrance Road between Fairview Avenue and Coral Street.

This is the third stage of the retiling program which aims to revitalise this important tourism centre and make it safer and more accessible for residents and visitors alike.

### Fast Development Application processing times

According to a recent report Wyong Shire Council has the quickest turnaround time for Development Applications (DAs) when compared to similar Group 7 councils, and the second quickest of all councils in the Sydney Region.

According to the latest Local Government Performance Monitoring Report for 2013-14, Council's average time to determine DAs under \$1 million was 38 days. Wyong remained in the top ten councils in the state with the highest number of DAs determined out of Group 7 councils, with 1,561 applications determined.

Overall development activity increased by 12% and the value of locally approved developments was \$24 billion, creating around 500 local jobs.

### \$300 million development at The Entrance

An application for the redevelopment of Lakeside Shopping Centre at The Entrance was lodged with Council and will be the largest development ever seen in Wyong Shire.

Rising to 113.8 metres the proposed redevelopment will comprise of two towers with a shopping centre, shop top housing for 396 dwellings, a hotel (100 rooms), a restaurant, multi-purpose function space, parking for 1325 spaces, a landscape podium with two pools, vehicular access, plant and loading areas and include demolition and excavation works.

It represents a \$300 million investment in the Shire that will bring more tourists to the area and create 600 local jobs on completion.

### Aldi supermarket for Wyong

Construction of a new Aldi supermarket, on the corner of the Highway and North Road started and will provide a boost to local employment upon completion, creating up to 20 full-time and part-time jobs for the region.

### New hotel for The Entrance

The Entrance has its first new hotel in over a decade with the Ibis Styles hotel opening its doors at Diggers in March.

Diggers invested \$8 million in the project and entered into an agreement with The Accor Group to run the 52 guestroom hotel.

The project aligns with Council's Economic Development Plan to boost tourism in the Shire and was made possible with changes to the Local Environmental Plan (LEP) which widened the permissible uses of club land to include tourist accommodation and living.

The project also received \$430,000 in State Government funding from the Destination NSW Regional Visitor Economy Fund.

### Child Rescue activated at Westfield

Council's commitment to nurturing community enterprise took a different tact with Destiny Rescue taking up residence in the Activate Westfield retail space in February.

Activate Westfield project is part of Council's broader approach to community enterprise – combining community and economic development principles to build community capacity and cohesiveness, strengthen localised employment and training opportunities, while stimulating local economic growth.



Destiny Rescue is internationally recognised for its efforts in rescuing children from human trafficking and sexual exploitation with volunteers conducting rescue missions in Thailand, Cambodia, Laos, Myanmar (Burma) and India.

Social or community enterprise spans many different organisations and programs, from local artist co-operatives to op shops run by national charities to this organisation who trains and supports volunteers to rescue the most vulnerable children from human trafficking.

*Destiny Rescue the newest organisation to take up residence in the Activate Westfield retail space*

### Council welcomed Senate inquiry into regional capitals

Council welcomed the announcement of a Senate Inquiry into the growth and economic potential of regional capitals.

With Wyong Shire expected to accommodate an additional 70,000 residents by 2031, Council is in a strong position to provide valuable insight into the challenges regional capitals face in meeting the needs of their growing communities.

Council will put in a formal submission calling on more funding to build vital infrastructure and create jobs for the growing community.

### Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Property Development</b>			
<b>Special Rate Variation</b>			
Budgewoi town entry signage and landscaping (two locations) - subject to corporate branding project	2014-15	Deferred	Property and Economic Development is working with Councils Branding team to develop a style guide for signage, with Budgewoi as the test case for town centre signs.
Long Jetty Masterplan implementation - embellish heritage listed existing jetties - lighting seating, viewing platforms, increasing useability	2014-15	On Target	
Halekulani Oval - relocation and upgrade of skate park	2014-15	Deferred	Project has been deferred to 2015-16.
Toukley Town Centre Masterplan implementation - car park links to Main Road, upgrading three access points	2014-15	Off Target	Designs completed. Project will continue in 2015-16.

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Major Projects</b>			
7.003 - Develop deliverable concepts for the remaining Council owned Key Iconic Development Sites included in the Wyong Local Environmental Plan 2013	2013-17	On Target	Brief issued for consultant to prepare Masterplan for Baker Park.
7.004 - Facilitate the delivery of the Warnervale Town Centre (WTC) entry road and finalise plans for the delivery of residential development and community services	2013-17	On Target	Some program delays due to rain with completion due June 2015.
7.007 - Prepare and submit a staged Development Application (DA) for the Oasis Site in Wyong by September 2014	2014-15	Completed	Staged 1 DA submitted in September for retail / commercial building and Stage 2 Masterplan.
7.008 - Prepare and submit a staged Development Application for the Short Street Car park in The Entrance by September 2014	2014-15	Off Target	Delayed due to Contract of Sale. Development Application to be submitted in May 2015.
7.009 - Prepare and submit a staged Development application for the Toukley Car park site by September 2014	2014-15	Deferred	Deferred to 2015-16 due to discussions with development partners.
7.010 - Adopt a masterplan for the Wyong Education and Business Precinct by September 2014	2014-15	Off Target	Awaiting response from Department of Planning and Environment regarding the planning proposal.
7.011 - Complete the development of the Lake Haven cinema development project by June 2015	2014-15	Completed	
Property Portfolio Strategy - Identification and planning for future development to create a revenue stream to off-set increase rates*	2013-14	Completed	
Warnervale Town Centre (WTC) - Development of the WTC to support local community and future development*	2013-14	Deferred	Project has been deferred to 2015-16.
<b>Operational Activity</b>			
7.012- Adopt a masterplan for the Ourimbah Town Centre by August 2015	2014-15	On Target	
Review Active River Foreshore and Baker Park Masterplan by June 2015*	2014-15	On Target	Working on Iconic Site joint Development Application.
Review The Entrance Town Centre Masterplan by June 2015 *	2014-15	Deferred	Not currently planned, due to several major projects to be delivered (e.g. Memorial Park refurbishment).
Finalise Amendment 1 to the Wyong Local Environmental Plan and Wyong Development Control Plan 2012*	2012-16	On Target	
Review of the Central Coast Regional Strategy*	2012-16	On Target	
Complete and adopt the Pacific Highway / Alison Road Masterplan by March 2014*	2013-14	Deferred	Deferred based on lack of prioritisation by Roads and Maritime Services (RMS).
Commence the implementation of the Pacific Highway / Alison Road Masterplan by December 2013*	2013-14	Deferred	Deferred based on lack of prioritisation by RMS.
Commence the implementation of the high priority projects identified in the Killarney Vale Masterplan by June 2014*	2013-14	Deferred	The Plan is to be developed in 2014-15 with a target for implementation to be included in the 2015-16 Operational Plan.
Commence the implementation of the high priority projects identified in the Norah Head Masterplan by June 2014*	2013-14	Deferred	The Plan is to be developed in 2014-15 with a target for implementation to be included in the 2015-16 Operational Plan.
Complete and adopt the Bateau Bay Masterplan by March 2014*	2013-14	Completed	
Commence the implementation of the high priority projects identified in the Bateau Bay Masterplan by December 2013*	2013-14	Completed	
Complete the construction of Stage 1 of Frank Ballance Park*	2012-16	On Target	

Action / Target	Year of Action	Q3 Status	Q3 Comments
New Business start-ups and relocations*	2013-17	On Target	
Management of two external organisations on their performance against funding agreements*	2013-17	On Target	
Build a long term (greater than 5 year) property development portfolio that will enable Council to roll out development projects in excess of \$5 million per annum*	2012-16	On Target	
Establish a register of sites appropriate for development of aged housing*	2012-13	Completed	
Make submissions and recommendations on development opportunities to leverage Councils financial position for Warnervale Airport by December 2012*	2012-13	Deferred	
<b>Development and Rezoning</b>			
<b>Operational Activity</b>			
Continue to work with the Department of Planning and Infrastructure on the preparation of the Tuggerah Town Centre Masterplan - External Project*	2013-14	Deferred	Transferred to Development and Rezoning Unit. Deferred to 2015-16.
<b>Property Management</b>			
<b>Major Projects</b>			
Implement Councils' Property Strategy and Economic Development Strategy	2013-17	On Target	Implementation program remains on track.
<b>Operational Activity</b>			
Continue the tile replacement program at The Entrance*	2012-16	On Target	Stages 1, 2 and 3(a) completed, with Stage 3(b) to be completed by June 2015.
<b>Commercial Enterprises</b>			
<b>Operational Activity</b>			
Holiday Parks - Implement the Marketing Strategy*	2012-16	Completed	2014-15 marketing action plan reflects marketing strategy.
Holiday Parks - Undertake the key work for 2012-13 as identified in the new Business Strategy*	2012-13	Completed	Key work being carried out as per available funding.
Holiday Parks - Undertake the key work for the current year as identified in the rolling works program*	2012-16	On Target	Work being carried out in accordance with available funding.
Holiday Parks - Financial surplus of \$1.5 million achieved by 2015-16*	2012-16	On Target	Year to date surplus is in line with forecasts.

\*Carry-over from previous years

## 2.9 Our Economy – Advanced information communication technology

We will support the region's growth and ensure businesses and residents are technologically connected and have access to hi-speed networks.

### Performance Summary

There are no actions / targets under *advanced information communication technology*.

Council's role in the delivery of this objective and its associated strategies is to advocate and observe / monitor the actions of the Federal Department of Broadband, Communications, and the Digital Economy, and the Central Coast Broadband Infrastructure Group on behalf of the Wyong Shire community.



## 2.10 Our Civic Leadership

- Government is conducted with openness and transparency involving the community in the decisions that affect it
- All three levels of government work closely together
- There is environmental, social and economic sustainability
- There is fiscal responsibility

### Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Off Target	Deferred	Completed	Achieved	Total
Special Rate Variation	6	1	0	1	0	8
Major Projects	4	0	0	0	0	4
Operational Action / Target	60	1	5	6	3	75
<b>Total</b>	<b>70</b>	<b>2</b>	<b>5</b>	<b>7</b>	<b>3</b>	<b>87</b>
<b>%</b>	<b>81%</b>	<b>2%</b>	<b>6%</b>	<b>8%</b>	<b>3%</b>	<b>100%</b>

### Highlights

#### Water consumption less than 12 years ago

The consumption of water by Wyong Shire residents dropped to levels lower than in 2002.

Council had to tighten water restrictions in 2002 as we were in serious drought conditions and the community responded collectively to the call to conserve water, and continue to do so today.

It is interesting to note our total water usage is still 20% lower even after we have had population growth in that time.

#### Transforming the Central Coast

In Q2 Council launched *Transforming the Central Coast*, 39 projects and initiatives to transform Wyong Shire, by building vital infrastructure in the key areas of transport and roads, education, health, economic development and job creation, recreation and culture, environment, communications and community, and water and waste water security.

In Q3 we continued to lobby state government candidates and party leaders to fund these key initiatives in the lead up to the State Election, and called on the community to also get on board.

On 4 March Council hosted a community forum at the Council Civic Centre with all local candidates, the then Minister for the Central Coast, and the Opposition Spokesperson for the Central Coast.

The results were a number of key announcements including a commitment to fund a \$200 million upgrade for Wyong Hospital and support for the Link Road to Warnervale.

Council is committed to working with the newly elected State Government to help deliver the infrastructure and services to meet growing community needs.

#### Meet the Mayor

Council kicked off the trial of a new engagement tool with the first in a series of Meet the Mayor sessions held at Tuggerah Library on Saturday 7 February.

The sessions continued in March at Bateau Bay Library with 10 residents booking in a one-on-one chat with the Mayor. A further six sessions will be held across the Shire over the next few months.

### Review of Water and Sewer and Roads and Drainage operations

Council started a review of its Water and Sewer and Roads and Drainage operations to ensure fit for purpose and value for money for customers.

Council has benchmarked services against other authorities and this has shown there is room for improvement.

Council intends to modernise services to increase efficiencies and is proposing to introduce new structures and work practices to achieve this.

### Council staff recognised for leadership

Three Wyong Shire Council staff were recognised in the Minister's Awards for Women in Local Government.

Sara Foster, Project Officer (Contracts and Project Management), Kirily Sheriden, Environmental Management and Projects Officer (Open Space and Recreation) and Jenna Hedge, Team Leader Catchment Maintenance (Catchment Operations) were nominated for their outstanding contributions to local government and demonstrate the success of women in leadership roles.



*Council's staff recognised at the Minister's Awards for Women in Local Government*

### Performance

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Finance</b>			
<b>Special Rate Variation</b>			
Finance technology upgrades to improve organisation productivity and efficiency and service quality	2014-15	On Target	Procure to Pay, Banking, Kronos, and Management Information System progressing as planned.
<b>Major Project</b>			
9.010 - All Special Rate Variation (SRV) projects are achieved as set out in Council's Strategic Plan	2013-17	On Target	On track to deliver as planned.
<b>Operational Activity</b>			
9.001 - Allocate \$10 million per annum to SRV Asset Backlog projects	2013-17	Completed	SRV items for 2014-15 have been allocated.
9.002 - Budget achieved with no more than a 5% negative variance on net result	2013-17	On Target	Q3 performance is ahead of target.
9.003 - Unrestricted current ratio >1.5**	2013-17	On Target	Meeting target for Q3.
9.004 - Debt service cover ratio >2.85**	2013-17	On Target	Meeting target for Q3.
9.006 - Rates, annual charges, interest and extra charges outstanding percentage <=5.0%**	2013-17	On Target	Meeting target for Q3.
9.007 - Building and infrastructure renewals ratio >100%**	2013-17	On Target	Meeting target for Q3.
9.008 - Asset maintenance ratio >=1.00**	2013-17	On Target	Meeting target for Q3.
9.009 - 80% of all organisational capital expenditure projects completed on time and within budget other than SRV (which is to be 100%)	2013-17	On Target	On track to deliver as planned.

Action / Target	Year of Action	Q3 Status	Q3 Comments
9.012 - Develop a Council adopted four year program for the delivery of Council services against the Community Strategic Plan	2013-17	On Target	Strategic planning process for 2015-19 underway, with plan scheduled to be adopted for exhibition on 22 April 2015.
9.044 - Deliver a Council adopted 2013-14 Annual Report to the Office of Local Government by 30 November 2014	2014-15	Completed	Adopted on 26 November 2014.
9.045 - Deliver a Council adopted 2015-16 Operational Plan by 30 June 2015	2014-15	On Target	Strategic planning process for 2015-16 underway, with plan scheduled to be adopted for exhibition on 22 April 2015.
Operating performance ratio >2.00%**	2014-18	On Target	Meeting target for Q3.
Own source operating revenue ratio >85.00%**	2014-18	On Target	Meeting target for Q3.
Cash expense cover ratio >8.00%**	2014-18	On Target	Meeting target for Q3.
Infrastructure backlog ratio 0.02%**	2014-18	On Target	Meeting target for Q3.
Capital expenditure ratio >1.50%**	2014-18	On Target	Meeting target for Q3.
<b>Property Management</b>			
<b>Special Rate Variation</b>			
Disabled Toilet Level 4 Civic Centre	2014-15	Completed	Completed on 29 September 2014.
Air-conditioner replacements - replace various air-conditioners based on recommendations from an audit carried out - Block B of Civic Centre carrier units	2014-15	Off Target	Building B: Design specification and cost estimate completed and being reviewed prior to tender. Supply and installation contract to go out to tender in April. New Air-Con Work scheduled to be completed November 2015.
Kitchenettes upgrades - upgrading of four kitchenettes (per annum) to meet legislative requirements	2014-15	On Target	All designs are done and purchase orders are written. One completed and remainder to be finished by end of May 2015.
<b>Operational Activity</b>			
Review standard lease template to ensure compliance with contemporary commercial practice by December 2012*	2012-13	On Target	Standard (Precedent) lease under development. Lease summary template implemented and now completed for all leasing activity.
<b>Customer and Community Relations</b>			
<b>Special Rate Variation</b>			
Customer Request Management (CRM) System upgrade - develop and deploy three software modules to improve customer experience and internal response processes - the three modules are 1) Oracle Case Management Software, 2) Oracle Policy Automation and 3) Knowledge Management	2014-15	On Target	Development of Case Management and Knowledge Management underway. Initial meeting held with supplier to outline module requirements.
Customer Request Management (CRM) System business process re-engineering - implementation of multi-media customer contact centre	2014-15	On Target	Data collection commenced.
<b>Operational Activity</b>			
Develop and conduct a Customer Survey Program by June 2017*	2012-16	On Target	Survey developed in March to commence early April 2015.
75% customer satisfaction with service provided by Customer Contact*	2013-14	On Target	82% year to date first call resolution.
Increase the range of self-help services available online to customers by June 2015*	2012-16	Deferred	Deferred to 2016-17 to align to Pathway upgrade.
<b>Information Management</b>			
<b>Special Rate Variation</b>			
Information technology upgrades to improve organisation productivity and efficiency and service quality	2014-15	On Target	

Action / Target	Year of Action	Q3 Status	Q3 Comments
<b>Major Projects</b>			
9.041 - Corporate information systems and management upgrade	2014-15	On Target	The Corporate Information Systems and Management Upgrade is progressing well with the establishment of the Program Management Office and hiring of staff. In addition, processes, structures and methodologies have also been established. Program documentation and planning has been completed. Business process analysis and needs analysis is currently being undertaken.
Wyong Shire Loyalty System*	2012-16	On Target	This will continue to be a works in progress.
<b>Operational Activity</b>			
85% of the organisations service requests are assessed within the required timeframes*	2013-17	Off Target	Q3 figures achieved an overall result of 82.95%.
<b>Building Certification, Compliance and Health</b>			
<b>Special Rate Variation</b>			
Mobile technology - upgrade of existing devices including software for Building Certification, Compliance and Health Unit	2014-15	On Target	Vehicle mounts have been purchased and are in the process of being installed. Pathway mobile configuration and staff training complete. Implementation on track for Q4.
<b>Operational Activity</b>			
9.014 - <10% of saveable animals euthanised	2013-17	On Target	100% of saveable animals have been saved.
9.015 - Median processing time for all Complying Development Certificates (CDCs) <20 working days	2013-17	On Target	Year to date median processing times for CDCs is 11 days.
9.016 - Median processing time for all residential Development Applications (DAs) <25 working days	2013-17	On Target	Year to date median processing times for DAs is 15 days.
9.017 - 100% compliance with Council's Environmental Protection Authority (EPA) licencing requirements	2014-18	On Target	100% of environmental incidents have been reported to the EPA within the required timeframes.
9.018 - 400 On Site Sewage Management Systems (OSSMS) inspected annually to determine compliance with the relevant approvals and to minimise pollution of the Tuggerah Lakes catchment	2013-17	On Target	
9.038 - All compliance health complaints are actioned in accordance with the Service Standards Charter as adopted by Council	2014-15	On Target	All complaints are actioned in accordance with the Service Delivery Charter.
9.039 - 90% of annual fire safety licences processed within the legislated timeframe	2014-15	On Target	
9.040 - All complaints received by Rangers are actioned in accordance with the Service Standards Charter adopted by Council	2014-15	On Target	All complaints are actioned in accordance with the Service Delivery Charter.
<b>Legal and Governance</b>			
<b>Major Projects</b>			
9.048 - Review Council policies to modernise and remove red tape	2014-15	On Target	
<b>Operational Activity</b>			
9.032 - The Annual Code of Conduct Complaints Report is presented to Council and the Office of Local Government within three months of the end of September each year	2013-17	Completed	



Action / Target	Year of Action	Q3 Status	Q3 Comments
9.033 - All Public Officer requirements under the Local Government Act, the GIPA Act and the Privacy and Personal Information Protection Act are completed in accordance with legislative requirements and timeframes	2013-17	On Target	
Implement a comprehensive policy for the management of complaints	2013-14	On Target	
Improve compliance with statutory timeframes by 20% under the Government Information (Public Access) Act 2009*	2012-16	On Target	
Liaise with other nearby local councils to develop synergy in internal processes, to allow for seamless secondments of in-house solicitors between councils to meet unusual periods of demand*	2014-15	On Target	
<b>Human Resources</b>			
<b>Operational Activity</b>			
9.013 - Percentage of Permanent Staff Turnover is less than 10%	2013-17	On Target	Currently 5.5%
9.046 - Develop an Ageing Workforce Strategy by June 2015	2014-15	On Target	Strategy in development.
9.047 - Reduce the LTIFR (Lost Time Injury Frequency Rate) for 2014-15 by 5% from the previous year	2014-15	On Target	LTIFR currently 18.54 for Q3.
<b>Water and Sewer</b>			
<b>Operational Activity</b>			
9.019 - Global Reporting Initiative Indicator G4-EN3 - Energy consumption within the organisation - estimated total usage 110,213GJ	2013-17	On Target	No significant river extractions during the period.
9.020 - Global Reporting Initiative Indicator G4-EN8 - Total water withdrawal by source. Estimated quantity of water sourced from local water supplies (Wyong River/Ourimbah Creek) and transferred to Mardi Water Treatment Plant - target 17,000 megalitres	2013-17	On Target	Withdrawal amounts remain below target requirements. However treated water sales remain depressed due to the wetter than average weather during the quarter.
9.021 - Global Reporting Initiative Indicator G4-EN10 - Percentage and total volume of water recycled and reused. The estimated quantity of tertiary treated recycled water that is produced and distributed for non-potable purpose - target 700 megalitres.	2013-17	On Target	The total quantity recycled to-date is within the target range.
9.022 - Global Reporting Initiative Indicator G4-EN22 - Total water discharge by quality and destination. The combined total estimated discharge of secondary treated effluent sent to ocean outfalls and tertiary treated effluent for non-potable purposes - target 14,000 megalitres	2013-17	On Target	Discharge volumes remain within target - no major storm events in the quarterly period.
9.023 - 100% Compliance with Australian Drinking Water Guidelines (microbial and chemical guidelines values)	2013-17	Achieved	No non-compliance for the quarterly period.
9.024 - Compliance with Environment Protection Licence concentration and load limits as per Office of Environment and Heritage Operating Licence in compliance with Independent Pricing and Regulatory Tribunal requirement	2013-17	Achieved	No non-compliance for the quarterly period.
9.025 - Compliance with Drinking Water guidelines - microbiological (benchmark set by IPART 100%)	2013-17	Achieved	No non-compliance for the quarterly period.

Action / Target	Year of Action	Q3 Status	Q3 Comments
Implementation of revised operating strategy to maintain water quality, asset management and customer service in view of increasing population, asset age and regulatory changes*	2012-16	On Target	New structure endorsed by Council. Renaming business unit to Wyong Water approved. Voluntary redundancy taken by 23 staff. Implementation of new structure about to commence.
<b>Contracts and Project Management</b>			
<b>Operational Activity</b>			
9.026 - Project management costs for completed high range projects (those over \$1 million value) are less than 10% of total project costs	2013-17	On Target	
9.027 - Project management costs for completed medium range projects (those over \$250,000 and less than \$1 million) are less than <12% of total project costs	2013-17	On Target	
9.028 - Project management costs for completed low range projects (those < \$250,000) are less than <15% of total project costs	2013-17	On Target	
9.029 - Percentage of projects that are completed within the timeframe as agreed with the client >80%	2013-17	On Target	
9.030 - Percentage of projects that are completed within the budget as agreed with the client >80%	2013-17	On Target	
9.042 - In order to optimise the store's inventory, ensure that the total value of material in stock is <\$1 million	2014-15	On Target	
9.043 - The aggregate stock turnover rate at both depots, measured by value >4.5	2014-15	On Target	
<b>Waterways and Asset Management</b>			
<b>Operational Activity</b>			
9.031 - Meet Councils statutory obligations to emergency services annually	2013-17	On Target	Payments being made as per obligations.
9.049 - Review the current Shire Emergency Management Plan by June 2015	2014-15	Deferred	Task of the Local Emergency Management Committee to update current Wyong Shire DISPLAN in accord with the new NSW Emergency Management Plan template. Release of the new template was delayed until February 2015. Review requires extensive consultation and agreement with state agencies. Revised review date of June 2016.
Develop 10 year plan for maintaining Rural Fire Service (RFS) buildings in place*	2012-16	On Target	Asset Management Plan for RFS buildings under development
Deliver Flood Risk Management Plan for Northern Catchments and Lake Macquarie*	2012-16	Deferred	Project not commenced due to grant funding not forthcoming.
Deliver Flood Risk Management Plan for Wallarah and Spring Creek*	2012-16	On Target	Preliminary data being acquired and tender documents being prepared.
Deliver Flood Risk Management Plan for Wyong River*	2012-16	On Target	Preparing tender documents to engage consultant.
Deliver Ourimbah Creek Catchment Floodplain Risk Management Plan*	2012-16	On Target	Preparing tender documents to engage consultant.
<b>Commercial Enterprises</b>			
<b>Operational Activity</b>			
9.034 - At least 50% of domestic waste diverted from landfill annually	2013-17	On Target	48.4% year to date. March - 51.1% achieved due to higher levels of green waste.

Action / Target	Year of Action	Q3 Status	Q3 Comments
9.035 - Global Reporting Initiative Indicator G4-EN23 - Total weight of waste collected by type and disposal method	2013-17	Deferred	Data on the volume, the type of waste and the type of receptacles for Council operations is not available.
9.037 - GPS installed into 274 vehicles by 30 June 2015	2014-15	Completed	285 GPS units installed in Council vehicles as at 22 October 2014.
9.050 - Complete construction and open the new administration building at Buttonderry Waste Management Facility by December 2014	2014-15	Completed	Construction completed and staff re-located during December 2014.
9.051 - Complete construction of Buttonderry Landfill Cell 4.3 on time and within budget by 30 September 2014	2014-15	Completed	Cell construction completed on time and within budget.
9.053 - 100% of domestic waste collection provided to registered premises with regular collection services annually	2014-15	On Target	100% of domestic services provided in accordance with contract.
Develop and implement a program to move towards the NSW domestic waste diversion target of 66% resource recovery (or diversion from landfill) by 2014 by means of the following: <ul style="list-style-type: none"> <li>• Education</li> <li>• Awareness</li> <li>• Behavioural change programs</li> <li>• Additional process initiatives and landfill operations*</li> </ul>	2012-16	On Target	Marketing and community education strategy underway.
Continue to explore opportunities through the Regional Waste Strategy between Gosford and Wyong*	2012-16	Deferred	Further discussions deferred.
Soil processing facility operating by January 2014*	2013-14	On Target	Commercial operator is continuing with feasibility studies.
Development Strategy for area 5 at Buttonderry Waste Management Facility (BWMF)*	2012-16	On Target	Environmental Study to be completed in June 2015. Remaining 3 studies to be completed during 2015-16.
Develop a strategic plan for alternative waste technologies*	2014-15	On Target	This will be addressed in the 3 studies to be undertaken in 2015-16.
Develop a 10 year plan for maintaining Charmhaven Depot*	2012-13	On Target	New plan to be developed in 2015-16. Initial work on depot user needs underway.
Identify and implement options to generate profitable income from external sources (servicing of other fleet-provider's plant and equipment)*	2012-16	On Target	No external income sources achieved to date. Further investigation of opportunities is underway.
<b>Development and Rezoning</b>			
<b>Operational Activity</b>			
9.036 - Streamline the certificate of compliance requirements under the Water Management Act by June 2017	2013-17	On Target	In response to customer feedback changes to the Section 305 Application process has been streamlined for customers.
9.054 - 85% customer satisfaction with Councils pre-development assessment and lodgement service based on annual customer surveys	2014-15	On Target	Survey of Pre-Lodgement customers and Development Application customers was conducted during the quarter. Feedback and responses are to be considered during the next quarter.

Action / Target	Year of Action	Q3 Status	Q3 Comments
9.055 - Review Council's rezoning application procedures by June 2015	2014-15	On Target	Substantial progress has been made on reviewing the standard letters and documentation utilised in the rezoning assessment process, with view to finalise a revised Rezoning Procedure document by mid-2015. Revision seeks to improve clarity for applicants and achieve consistent and suitable approaches.

*\*Carry-over from previous years*

*\*\*Targets have been revised to align with Treasury Corporation's benchmarks*



### 3. Quarterly Budget Review Statement

#### 3.1 Responsible Accounting Officer's Statement

##### Report by Responsible Accounting Officer

The following statement is made in accordance with Clause 203(2) of the *Local Government (General) Regulations 2005*.

It is my opinion that the Quarterly Budget Review Statement for Wyong Shire Council for the quarter ended 31 March 2015 indicates that Council's projected financial position at 30 June 2015 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.



Stephen Naven  
**Responsible Accounting Officer**

27 May 2015

## 3.2 Operating Result

### Consolidated

Financial Performance	Last Year Actual 2013-14 \$'000's	YTD Actual 2014-15 \$'000	YTD Budget 2014-15 \$'000	YTD Variance 2014-15 \$'000	Full Year Budget 2014-15 \$'000
Income (including capital)	243,213	231,498	226,925	4,573	260,308
Expenses	221,977	166,237	172,809	6,572	242,113
<b>Net Operating Result</b>	<b>21,236</b>	<b>65,261</b>	<b>54,116</b>	<b>11,145</b>	<b>18,195</b>
Less Income from Capital items	15,765	11,645	8,553	3,092	17,530
<b>Net Operating Result before capital income</b>	<b>5,470</b>	<b>53,616</b>	<b>45,563</b>	<b>8,053</b>	<b>665</b>

Note: Budget above represents Q2 adopted budget figures

The year to date (YTD) operating result (including capital income) is favourable to budget by \$11.1 million, with income ahead of budget by \$4.6 million and expenditure under budget by \$6.5 million. The year to date surplus excluding capital income is favourable to budget by \$8.0 million.

Council's YTD financial results demonstrate achievement of sound financial management with a focus on tight fiscal control over expenditure through monthly budget reviews while continuing to deliver services against the Community Strategic Plan.

The favourable operating income variance relates to higher than anticipated capital grants and contributions. The favourable expenditure variance relates to staff vacancies and timing differences with materials and contracts expenditures.

The detailed financial reports can be found on Attachments 4.1 through to 4.6 at the end of this document, while the following pages provide an analysis of the Q3 results.

### Income Analysis

Based on the result as at 31 March 2015, income (including capital) is above budget by \$4.6 million, itemised below.

Income from Continuing Operations	Last Year Actual 2013-14 \$'000	YTD Actual 2014-15 \$'000	YTD Budget 2014-15 \$'000	YTD Variance 2014-15 \$'000	Full Year Budget 2014-15 \$'000	YTD Variance 2014-15 %
Rates and Annual Charges	142,128	148,876	148,744	132	148,867	3%
User Charges and Fees	56,742	43,958	43,681	277	58,444	6%
Interest and Investment Revenue	7,478	4,908	5,177	(269)	6,926	-6%
Other Revenue	5,484	4,475	3,614	862	4,886	19%
Grants and Contributions Operating	15,616	16,622	16,851	(230)	21,602	-5%
Grants and Contributions Capital	15,765	11,645	8,553	3,092	17,530	68%
Gain from the Disposal of Assets	-	1,014	305	709	2,052	16%
<b>Total Income from Continuing Operations</b>	<b>243,213</b>	<b>231,498</b>	<b>226,925</b>	<b>4,573</b>	<b>260,307</b>	

Note: Budget above represents Q2 adopted budget figures

Major income variations (greater than 10%) compared to year to date budgets relate to the following:

- Other Revenue - favourable by \$0.9 million as a result of increased water and sewer connections from increased development activity as well as higher royalty payments related to methane extraction at Buttoderry Waste Management Facility.
- Grants and Contributions Capital – favourable by \$3.1 million. \$2.3 million is due to the timing of receipts associated with developer contributions (including cash and in-kind contributed assets) which is based on external development and often difficult to predict. The remaining \$0.8 million relates to capital grants, specifically a \$1 million grant received for the Warnervale Town Centre

Entry Road project and is included as a budget adjustment in this review.

- Gain from the Disposal of Assets – favourable by \$0.7 million which is a timing difference related to property sales eventuating from the Property Portfolio Review.

### Expenditure Analysis

Based on the result as at 31 March 2015, operating expenditure is below budget by \$6.5 million, itemised below.

Expenses from Continuing Operations	Last Year Actual 2013-14 \$'000	YTD Actual 2014-15 \$'000	YTD Budget 2014-15 \$'000	YTD Variance 2014-15 \$'000	Full Year Budget 2014-15 \$'000	YTD Variance 2014-15 %
Employee Costs	74,077	54,195	56,514	2,319	79,894	35%
Borrowing Costs	15,084	9,633	9,899	266	14,781	4%
Materials and Contracts	41,600	30,021	34,029	4,008	51,186	61%
Depreciation	55,511	43,315	42,317	(998)	56,957	-15%
Other Expenses	34,725	28,726	29,688	962	39,879	15%
Loss from the Disposal of Assets	980	347	362	15	415	0%
<b>Total Expenses from Continuing Operations</b>	<b>221,977</b>	<b>166,237</b>	<b>172,809</b>	<b>6,572</b>	<b>242,112</b>	

Note: Budget above represents Q2 adopted budget figures

Major expense variations (greater than 10%) compared to year to date budgets relate to the following:

- Employee costs – favourable by \$2.3 million due to vacancies across the organisation resulting in lower than planned salaries, wages, and on-costs including superannuation and payroll tax. Budgets for 2014-15 are based on the assumption that all positions are occupied and therefore adjustments to budgets related to vacancies have been included in this quarterly review.
- Materials and contracts – favourable by \$4.0 million predominantly related to timing differences associated with recreational and community infrastructure works; stormwater management; and sewer treatment inspections and testing. Delivery programs, budget phasing, and permanent differences have been reviewed and changes are proposed in Attachment 4.5.
- Depreciation – unfavourable by \$1.0 million due to high levels of capitalisations related to roads, bridges and footpaths during the quarter. In some instances due to in-service dates being in prior months, a catch-up of depreciation expense has occurred. Full year forecasts have been revised and an increase to full year depreciation of \$1.2 million is proposed in this review.
- Other expenses – favourable by \$1.0 million related predominantly to lower insurance premiums as well as savings in software costs and electricity. Budget savings are proposed in this review.

### By Fund

Net operating results before capital grants and contributions at a consolidated level resulted in a year to date favourable variance to budget of \$8.0 million attributed to each Fund as follows:

- General Fund \$8.4 million favourable variance;
- Water Fund \$0.9 million unfavourable variance; and
- Sewer Fund \$0.5 million favourable variance

Net Operating Result By Fund	Last Year Actual 2013-14 \$'000	YTD Actual 2014-15 \$'000	YTD Budget 2014-15 \$'000	Original Budget 2014-15 \$'000	Approved Changes Q1 & Q2 \$'000	Proposed Changes Q3 \$'000	Projected Result 2014-15 \$'000
General Fund	15,469	47,060	38,665	6,896	2,001	5,680	14,578
Water Fund*	(5,846)	1,411	2,275	(2,400)	(1,885)	(1,700)	(5,985)
Sewer Fund	(4,153)	5,145	4,623	(3,900)	(47)	(275)	(4,223)
<b>Net Operating Result before capital income</b>	<b>5,470</b>	<b>53,616</b>	<b>45,563</b>	<b>596</b>	<b>69</b>	<b>3,705</b>	<b>4,370</b>

\*Includes drainage services

### General Fund

The year to date net operating result before capital income for General Fund is \$47.1 million compared to a year to date budget of \$38.7 million producing a favourable variation of \$8.4 million. The most significant variations compared to year to date budgets relate to the following:

- User charges and fees – favourable by \$1.0 million due to increased tipping fees as a result of volume based negotiations with commercial tipping operators.
- Other revenues – favourable \$0.6 million due to higher royalty payments related to methane extraction at Buttonderry Waste Management Facility.
- Employee costs - favourable \$3.1 million due to lower than anticipated salaries, wages and on-costs attributed to vacancies and higher than anticipated capitalisation rates. Council budgets are based on the assumption that all positions are occupied and adjustments to budgets have been included in this quarterly review to reflect savings.
- Materials and contracts (including internal items) are favourable \$2.3 million due to timing differences for costs and delivery associated with large projects including the Central Coast Regional Airport and town centre planning and management. Savings are also being generated through lower fuel prices. Adjustments to project expenditures have been included in proposed budget changes in this report on Attachment 4.5.
- Other operating costs are favourable \$0.9 million due to lower electricity costs: driven mainly through favourable prices.
- Gain from the Disposal of Assets is favourable \$0.8 million year to date which is a timing difference in relation to sales that have come out of Council's Property Portfolio Review.

### Wyang Water (previously known as the Water Supply Authority)

The year to date operating result before capital income for Wyong Water (Water and Sewer Funds including drainage services) is a surplus of \$6.6 million compared to a budget surplus of \$6.9 million producing an unfavourable variation of \$0.3 million. The most significant variations relate to:

- User Charges income unfavourable by \$0.8 million
- Employee costs unfavourable by \$0.8 million offset by Materials and Contracts favourable by \$1.2 million

Operating deficits in Wyong Water impact the overall consolidated result of Council. The original budget result for Wyong Water for 2014-15 was a deficit of \$6.3 million. Proposed budget changes in this Q3 review are identified by category on the Budget Review Statement in Attachment 4.6 and increase the deficit by \$2.0 million for Wyong Water (combined Water and Sewer Fund changes).

For more details on each Fund refer to the sections below on the Water Fund and Sewer Fund.

### Water Fund (including drainage services)

The year to date net operating result before capital income for Water Fund is a surplus of \$1.4 million compared to a budget surplus of \$2.3 million producing an unfavourable variation of \$0.9 million. The most significant variations relate to:

- User Charges and Fees income unfavourable by \$0.9 million due to water usage lower than expected. Demand continues to be approximately 5% lower than YTD 2013-14.
- Employee costs unfavourable by \$0.7 million as a result of a stronger focus on maintenance and refurbishment works, offset by savings in materials and contracts and utilities \$0.5 million.

### Sewer Fund

The year to date net operating result before capital income for Sewer Fund is a surplus of \$5.1 million compared to a budgeted surplus of \$4.6 million producing a favourable variation of \$0.5 million. There are a number of variations that offset to produce this result. The most significant variations relate to:

- Materials and Contracts favourable by \$0.8 million as a result of timing differences between the phasing of the budget and contracted works.
- Interest Income \$0.1 million unfavourable due to lower investment returns than expected. A budget adjustment reducing full year income by \$0.2 million has been included in this quarterly budget review.
- Annual Charges Income \$0.4 million unfavourable due to a change in the charging mechanism for multi-premises. A Q3 budget adjustment has been prepared to reduce the full year budget by \$0.4 million to reflect this.

Council has commenced an operational review to identify potential changes to processes and procedures that may deliver efficiency gains and cost saving improvements.

### By Function – Business Activity

Net operating results by reportable Business Activity are shown in the following table.

Net Operating Result before capital income	Last Year Actual 2013-14 \$'000	YTD Actual 2014-15 \$'000	Original Budget 2014-15 \$'000	Approved Changes Q1 \$'000	Approved Changes Q2 \$'000	Proposed Changes Q3 \$'000	Projected Result 2014-15 \$'000
<b>By Function</b>							
Waste Management	12,995	15,939	9,322	(2,757)	(52)	387	6,900
Holiday Parks	1,268	1,750	1,173	(7)	40	56	1,262
Care and Education	(729)	132	(420)	647	5	(191)	36

### Waste Management

The year to date operating result (before capital income) for Waste Management is a surplus of \$15.9 million against a budget of \$15.1 million, a favourable variation of \$0.8 million. Variations relate to the following:

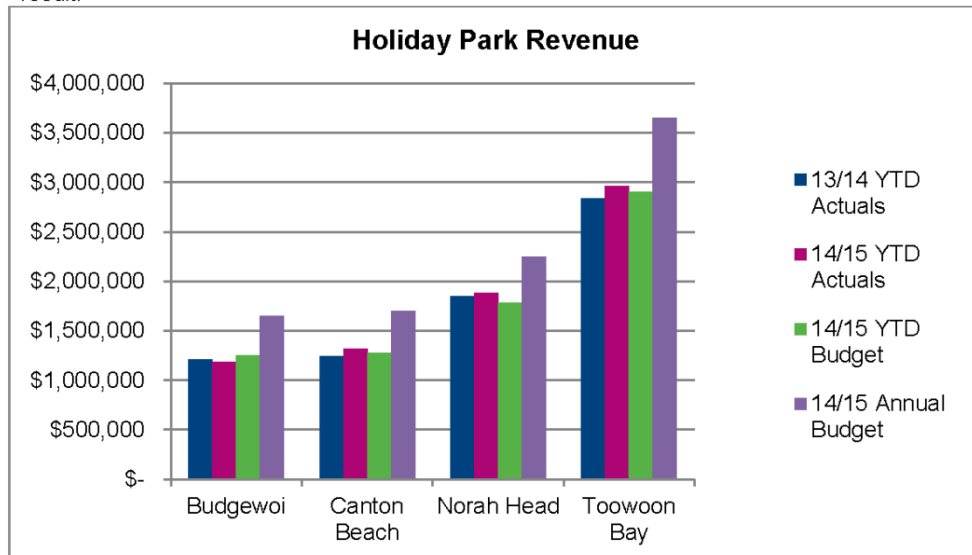
- Tipping Fees \$0.9 million favourable primarily as a result of favourable negotiations with major commercial tipping businesses.
- Materials and Contracts favourable \$0.8 million due to timing in delivery associated with grant funded projects.
- Waste Levy unfavourable \$0.7 million due to higher external tipping volumes and higher domestic waste volumes.



**Holiday Parks**

The year to date net operating result (before capital income) for Holiday Parks is a \$1,750k surplus compared to year to date budgeted surplus of \$1,101k, producing a favourable variation of \$649k. Variations relate to the following:

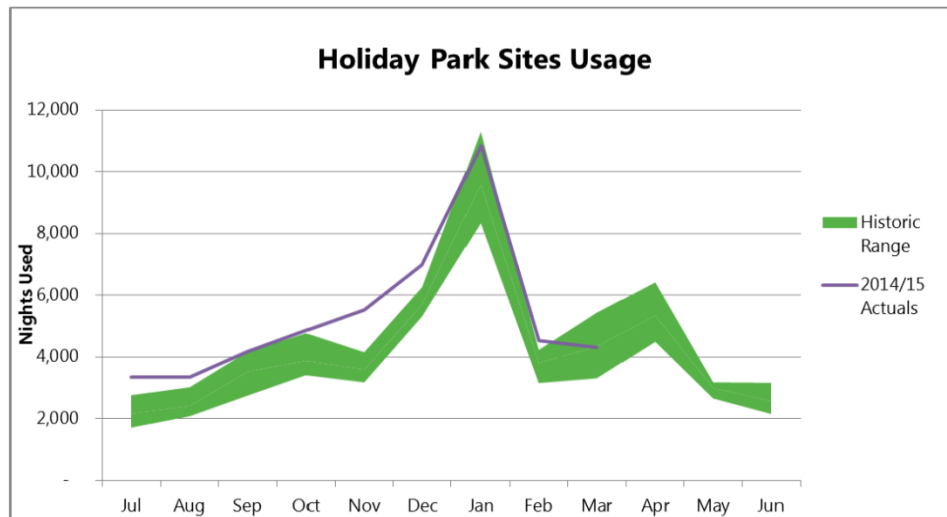
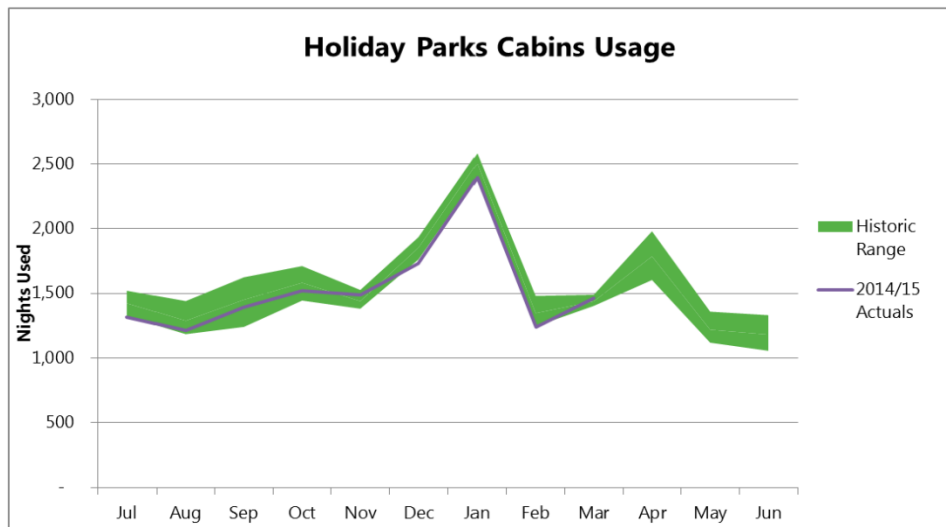
- Revenue is favourable by \$136k and is itemised by park on the graph below. As part of this review the revenue forecast has been revised and increased to reflect the expected year end result.



- Materials and Contracts are favourable by \$234k due to lower than anticipated spending on minor plant and equipment and reactive maintenance activities. Year to date savings are being proposed to cover work required at the Parks as a result of the damage caused by the April storms.

According to Destination NSW (December 2014) research on Travel to Central Coast indicates that holiday or leisure nights were down to 47.3% for the year ended December 2014, compared to 50.8% for the year ended December 2013. Research also showed that staying with friends or relatives is the most popular accommodation used for nights in the region at 52.3%.

The year to date (March) cabin nights are down by 250 nights (1.8%) compared to the same period last year, however powered sites have increased by 2,883 nights (6.4%). This trend is provided on the graphs below:



Marketing initiatives for holiday parks conducted during Q3 relate to the following:

- Pre-Easter promotion for Budgewoi & Canton Beach Holiday Parks – from 27 February to 31 March 2015 customers could stay three nights for the price of two. Approximately 40 additional bookings were generated from the promotion.
- Participated in joint marketing campaign with The Legendary Pacific Coast and Out & About with Kids (OAWK) publication. A full page ad and editorial of the Central Coast Holiday Parks (CCHP) was included in The Legendary Pacific Coast feature in the Autumn 2015 edition of OAWK. There was also extra promotional exposure for the CCHP via OAWK social media channels.
- All Parks featured in a joint marketing/promotion campaign with the Caravan and Camping Industry Association of NSW (CCIA NSW) and Destination NSW. This involved the promotion of caravan and camping holidays via Destination NSW's website and social media.
- Attendance at a Central Coast Tourism conference in March where CCHP lanyards were distributed.

- Renewal of advertising panels on the Central Coast Tourism's Kariong building.
- Continued advertising in key publications such as Holidays with Kids magazine, The Australian Senior, Out & About with Kids, NSW Fishing Monthly and Cartoscope's Tourist Maps and Holiday Guides.

### Care and Education

The year to date operating result for Care and Education (inclusive of corporate overheads) is a surplus of \$132k compared to a year to date budgeted surplus of \$294k producing an unfavourable variation of \$162k.

Care and Education Operating Results are as follows:

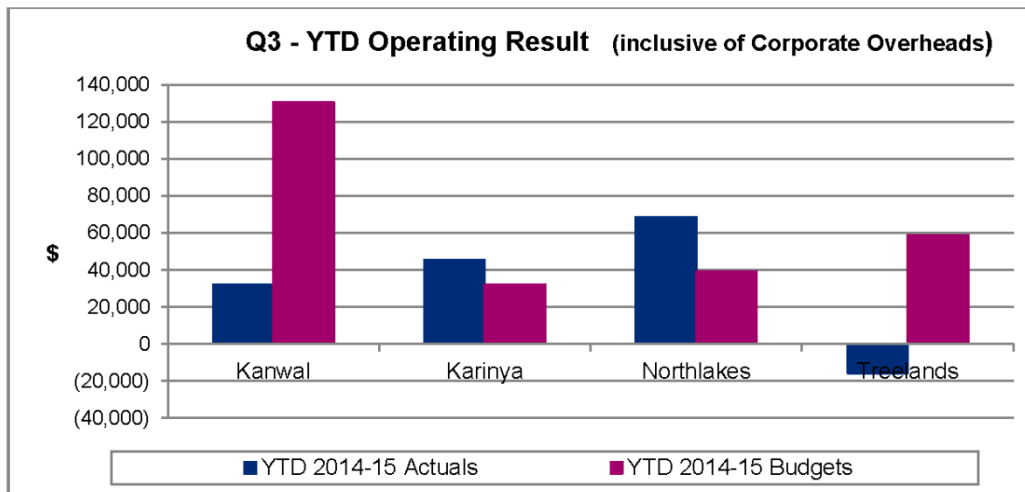
Financial Performance - Care and Education Year to Date March 2015	YTD Actual \$'000	YTD Budget \$'000	Full Year Budget \$'000	Q3 Proposed Full Year Budget \$'000
Operating Income (excluding capital items)	2,635	2,944	3,956	3,681
Operating Expenses	2,145	2,229	3,104	3,015
Management Overheads	70	69	93	93
<b>Net Operating Result before Corporate Overheads</b>	<b>420</b>	<b>646</b>	<b>759</b>	<b>573</b>
Corporate Overheads	288	352	526	526
<b>Net Operating Result after Corporate Overheads</b>	<b>132</b>	<b>294</b>	<b>233</b>	<b>47</b>
<b>Net Operating Result after Corporate Overheads (excluding Spotted Gum &amp; Tom Stone Centres)</b>	<b>129</b>	<b>267</b>	<b>206</b>	<b>3</b>

Following an expression of interest process in late 2013, Council conducted a tender process in 2014 whereby the operation of two of the child care centres, Spotted Gum and Tom Stone, were transferred to an external party on 30 June 2014. This transfer resulted in proceeds of \$25k being received in July 2014 and lease agreements entered into for a period of 10 years.

The proposed budget adjustments in this report include the reduction in revenue as a result of lower than anticipated utilisations partially offset by efficiencies identified in the centres.

The below graph demonstrates the operating result for each centre for the three quarters of the financial year.





Operating income is unfavourable by \$310k due to lower than anticipated utilisation levels at Karwal and Treelands. December and January are generally lower utilised months due to children transitioning to Primary School and funded families not re-enrolling until February/March. Utilisation rates throughout 2014-15 will continue to be monitored closely and staffing adjusted to ensure child to staff ratios are met whilst ensuring optimal allocation of staff through our Care and Education Centres. Earlier in the year additional casual staff were required to meet peak periods for staff to child ratios due to a delay in the appointment of trainees. With most trainees having now been appointed, staff costs should stabilise and align to meet child ratio requirements.

Care and Education Centres average utilisations for the quarter were as follows:

- Karwal 63% - 59 licensed places
- Karinya 90% - 39 licensed places
- Northlakes 86% - 45 licensed places
- Treelands 49% - 39 licensed places

A survey has been conducted with families to gauge a reason for the low utilisations on Mondays across all of the centres. These surveys are currently being collected and will be reviewed to determine future marketing strategies.

### 3.3 Capital Expenditure

Capital expenditure to 31 March 2015 was \$51.5 million, compared to a year to date budget of \$66.7 million and represents 53.1% of the full year annual budget of \$97.1 million. In addition there are \$19.4m in commitments (purchase orders) for 2014-15 capital expenditure.

Capital expenditure by fund for Q3 is summarised below.

Capital Expenditure	Last Year Actual 2013-14	Original Budget 2014-15	Approved Changes Continuation Projects	Approved Changes Q1 2014-15	Approved Changes Q2 2014-15	Annual Budget 2014-15	Proposed Changes Q3 2014-15	Projected Full Year 2014-15	YTD Actual / Annual Budget 2014-15 %
By Fund	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	%
General Fund	52,385	66,942	500	713	3,459	71,614	1,363	72,977	53.5
Water Fund	18,270	11,071	-	(145)	1,371	12,297	170	12,467	65.9
Sewer Fund	5,857	22,080	(2,080)	(2,007)	(4,830)	13,163	(1,533)	11,630	38.7
<b>Total capital expenditure</b>	<b>76,511</b>	<b>100,093</b>	<b>(1,580)</b>	<b>(1,439)</b>	<b>-</b>	<b>97,074</b>	<b>-</b>	<b>97,074</b>	<b>53.1</b>

A financial report of capital expenditure by Council Service is detailed in Attachment 4.7 of this report.

Council's capital expenditure program is constantly being reviewed to better understand and respond to delays, variation to estimates, phasing, changed priorities, weather, availability of support funding and related developments, or other factors. During Q3 a review of capital projects was undertaken and resulted in no proposed change to the full year capital expenditure budget of \$97.1 million. There are proposed changes to a number of projects, the net impact of these is zero.

As part of the Q3 Review \$6.8 million was identified as savings and available funds in 2014-15 due to the deferral of some projects. It is proposed to allocate the \$6.8 million to the budget for Strategic Land Purchases and accelerate the future payments for the Terrace Towers land acquisitions (subject to staff cash flow analysis), which will relieve the pressure on cash flows in 2015-16.

Council's cash flows will continue to be closely monitored in Q4 to ensure that making these early payments is financially prudent. The proposed accelerated payments will be subject to further staff analysis in June 2015 to ensure that they will not adversely affect the achievement of the 2014-15 Financial Sustainability Ratio targets (particularly the Unrestricted Current Ratio and Infrastructure Renewals Ratio).

Details can be found at Attachment 4.8 *Proposed Capital Expenditure Amendments*.

Units that are proposing net movements in Q3 + / - \$0.5 million are:

Capital Expenditure	Proposed Changes Q3 2014-15	Comments
By Unit		
Property Development	\$7.0 million increase	<ul style="list-style-type: none"> <li>\$6.8 million allocated to Strategic Land Purchases.</li> <li>\$2.0 million for Warnervale Town Centre Entry Road (fully funded by funding from NSW Department Trade and Investment).</li> <li>\$1.1 million reduction as result of purchase of Wyong Old Court House not proceeding.</li> <li>\$0.4 million reduction in Smart Hubs, Frank Ballance Park and Toukley Car Park Link projects, to continue in 2015-16.</li> </ul>
Community Partnerships and Planning	\$2.8 million decrease	<ul style="list-style-type: none"> <li>\$2.4 million decrease in Art House expenditure, deferred to 2015-16 – to align with current construction timeframes, no change to total project budget or delivery date.</li> <li>\$0.5 million decrease in Community Facility Renewal project, as car park project is not progressing in 2014-15.</li> <li>\$0.1 million increase to cover contingency costs for Alison Homestead reconstruction.</li> </ul>

Capital Expenditure By Unit	Proposed Changes Q3 2014-15	Comments
Water and Sewer	\$1.5 million decrease	<ul style="list-style-type: none"> <li>• Predominantly projects deferred to 2015-16 as result of procurement timeframes.</li> <li>• The two largest projects are Wyong South Sewer Treatment Plant program \$1.3 million and Inspection of Sewer Mains \$0.5 million deferred to 2015-16 due to unavailability of contractor.</li> </ul>
Roads and Drainage	\$1.1 million decrease	<ul style="list-style-type: none"> <li>• A combination of project savings and deferral of some projects to 2015-16.</li> <li>• The three largest projects are reduced cost of Panorama Ave Charmhaven \$0.4 million, deferral of Hume Boulevard Killarney Vale \$0.6 million and Goorama Ave San Remo \$0.4 million.</li> </ul>
Waterways and Asset Management	\$0.5 million decrease	<ul style="list-style-type: none"> <li>• \$0.2 million for GPT and Stormwater projects (fully funded by Grants and Stormwater Levy).</li> <li>• \$0.3m deferral of receipt of Bush Fire Vehicle.</li> </ul>
Open Space and Recreation	\$0.5 million decrease	<ul style="list-style-type: none"> <li>• \$1 million grant funded Regional Sporting Facility project aligned between 2014-15 and 2015-16 in accordance with project milestones, \$0.5 million deferred to 2015-16.</li> </ul>

A more detailed summary of the proposed changes is provided in Attachment 4.8 *Proposed Capital Expenditure Amendments*.

A summary of capital expenditure by Council Service is detailed in Attachment 4.7 of this report and shows that the majority of capital expenditure in 2014-15 is allocated to Roads and Drainage works, Water and Sewer projects and Community Partnerships and Planning, including construction of the Art House and Alison Homestead re-build.

### Significant Capital Projects

The following table shows full year expenditure on Council's significant 2014-15 capital projects, which are those projects with an annual budget over \$1.5 million.

Project	YTD Actual 2014-15	Original Budget 2014-15	Approved Changes Continuation Projects	Approved Changes Q1 2014-15	Approved Changes Q2 2014-15	Annual Budget 2014-15	Proposed Changes Q3 2014-15	Projected Full Year 2014-15	YTD Actual / Annual Budget 2014-15 %
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	%
Strategic Land Purchases (Terrace Towers, Old Wyong Court House)	7,156	-	-	7,000	2,811	9,811	5,706	15,517	82.5
Art House	1,251	9,717	-	(1,777)	-	7,940	(2,500)	5,440	15.8
Lake Haven Cinemas	6,721	6,700	-	-	-	6,700	21	6,721	100.3
Plant and Fleet Renewals	2,037	5,107	-	22	(1,000)	4,129	18	4,147	49.3
Wyong South Sewer Treatment Plan Augmentation Stage 4	347	10,000	(4,500)	-	(2,000)	3,500	(500)	3,000	9.9
Road Reseal Program	2,059	4,500	-	(1,288)	-	3,212	-	3,212	64.1
WSC Contribution to GCC for Joint Water Capital Projects	688	2,437	246	-	-	2,683	(84)	2,599	25.6
Wyong CBD Drainage	1,944	-	541	205	1,560	2,306	-	2,306	84.3
Norah Head Boat Ramp	1,703	1,738	-	112	372	2,222	-	2,222	76.6
Panorama / Hobson Aves Charmhaven Road and Drainage Upgrade	1,439	-	1,522	570	-	2,092	(362)	1,730	68.8
Berkeley Road, Berkeley Vale Road Upgrade	1,549	-	500	700	418	1,618	(38)	1,580	95.7
Construction and Lining of Cell 4.3 Buttonderry Waste Management Facility	1,533	2,011	-	(148)	(263)	1,600	-	1,600	95.8

### Special Rate Variation (SRV) projects

2014-15 is Year 2 of Council's IPART approved Special Rate Variation (SRV). The additional rate income from the SRV is being used to reduce Council's asset infrastructure backlog. While the SRV will generate almost \$5 million in 2014-15, Council has allocated \$10 million to SRV projects.

Council allocated the funding to projects in accordance with its Asset Management Strategy and will review these allocations annually as part of Strategic Plan development.

Progress comments for each SRV project are included in Section 1 of this Report. The table below provides a financial summary by Unit for approved 2014-15 SRV projects. Council remains committed to addressing the asset backlog and ensuring assets are at a satisfactory standard for use.

Unit	YTD Actual 2014-15	Original Budget 2014-15	Approved Changes Continuation Projects 2014-15	Approved Changes Q1 2014-15	Approved Changes Q2 2014-15	Annual Budget 2014-15	Proposed Changes Q3 2014-15	Projected Full Year 2014-15	YTD Actual / Annual Budget 2014-15
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	%
Roads and Drainage	4,379	7,892	69	1,509	(428)	9,042	(79)	8,963	48.4
Property Management	115	810	40	-	2	852	(219)	633	13.5
Property Development	123	445	165	(32)	(100)	478	(215)	263	25.7
Finance	62	420	-	-	(125)	295	(90)	205	21.1
Information Management	61	210	-	-	-	210	133	343	29.2
Customer and Community Relations	-	100	-	-	-	100	(20)	80	-
Open Space and Recreation	106	100	-	-	50	150	-	150	70.9
Community Partnerships and Planning	54	85	-	-	-	85	-	85	63.9
Building Certification, Compliance and Health	17	40	-	-	-	40	-	40	41.2
<b>Total</b>	<b>4,917</b>	<b>10,102</b>	<b>274</b>	<b>1,477</b>	<b>(601)</b>	<b>11,252</b>	<b>(490)</b>	<b>10,762</b>	<b>43.7</b>

It is proposed to reduce SRV funded projects by \$0.5 million in this Q3 review. This will result in a revised budget of \$10.8 million, still above Council's commitment of \$10 million per annum on SRV projects.

Due to project savings and deferral of several projects in the Roads and Drainage Unit, it is proposed to allocate funding to six additional Road projects in this review. The projects selected are listed below and are identified as part of Council's infrastructure backlog program.

The proposed Q3 amendments by Unit are:

*Roads and Drainage \$0.1 million decrease*

- Addition of six SRV projects to the 2014-15 program
  - Denison Street Norah Head \$0.2 million
  - Goobarabah Ave Lake Haven \$0.4 million
  - Pollock Ave Wyong \$0.2 million
  - Germaine Ave Bateau Bay \$0.2 million
  - Hinemoa Ave Killarney Vale \$0.2 million
  - Phil Tunks Lane Lemon Tree \$0.3 million
- Reduced cost of Panorama Ave Charmhaven \$0.4 million
- Hume Boulevard Killarney Vale \$0.6 million – project will continue in 2015-16
- Goorama Ave San Remo \$0.4 million – project will continue in 2015-16
- Saltwater Creek Pedestrian Bridge \$0.1 million – project will continue in 2015-16

*Property Management \$0.2 million decrease*

- Deferral of Civic Centre Air-conditioning works

*Property Development \$0.2 million decrease*

- Toukley Car Park Links \$0.1 million – project will continue in 2015-16
- Deferral of Budgewoi Signage project \$0.1 million

*Finance \$0.1 million decrease*

- Savings in the Continuous Improvement Program and partial deferral of the Procure to Pay project to 2015-16

*Information Management \$0.1 million increase*

- Purchase of Uninterruptable Power Supply (UPS) bought forward from 2015-16

*Customer and Community Relations \$20k decrease*

- Small reduction in Customer Request Management business process re-engineering project

### 3.4 Cash, Investments and Loans

#### Cash and Investments

Cash flows during the quarter were managed through maturities and investments in new term deposits, with a net inflow of cash and term deposits of \$1.3 million for the quarter.

Council's cash and investment holdings are reconciled daily and balances are shown below.

Cash and Investment Balances as at 31 March 2015	\$'000
Petty cash	14
Cash held by S355 Committees	623
Cash at bank less unrepresented cheques	1,565
<b>Total Cash on Hand</b>	<b>2,202</b>
Cash at call – Cash Management	8,147
Investments in term deposits and bonds	147,000
<b>Total Investment Portfolio</b>	<b>155,147</b>
<b>Closing Cash and Investments</b>	<b>157,349</b>

The total restricted amount of cash and investments is disclosed in the table below. External restrictions are funds that must be spent for a specific purpose and cannot be used by Council for general operations, for example developer contributions. Internal restrictions are funds that Council has determined will be used for a specific future purpose, for example land development.

Cash Reserves as at 31 March 2015	\$'000
Externally restricted	105,430
Internally restricted	12,623
Unrestricted	39,296
<b>Total Cash Reserves</b>	<b>157,349</b>

Council's investments are made in accordance with the Local Government Act (1993), the Local Government (General) Regulation (2005), Council's Investment Policy, the Ministerial Investment Order issued February 2011 and Division of Local Government Investment Policy Guidelines published in May 2010.

Council's investments (comprised of deposit accounts and term deposits) continue to be conservatively managed to ensure that value is added to the fixed interest portfolio. The value of investment securities and call deposit accounts *excluding* transactional accounts, at 31 March 2015 was \$155.1 million. Returns for the year were 3.84%, which is above the BBSW benchmark of 2.31%, with Council investments mostly in term deposits.



Total net return for the quarter ending March 2015 was \$1.4 million consisting of interest earnings only, resulting in a negative variance of \$0.1 million compared to the adopted budget of \$1.5 million.

Although a conservative approach is taken when reinvesting term deposits, yields have declined in the investment markets resulting in falling yield when investments are rolled over. Council has reacted by investing in smaller credit worthy institutions such as Credit Union Australia, Members Equity Bank and Rural Bank, within the investment guidelines, to improve its investment yield.

Breakdown by investment class as at 31 March 2015:

Investment Class	Balance 31 March \$'000	Return YTD \$'000	Return YTD %
Cash at Call	8,147	310	2.63%
Term Deposits	147,000	3,981	3.98%
<b>Closing Investment Portfolio</b>	<b>155,147</b>	<b>4,291</b>	<b>3.84%</b>
<b>Benchmark BBSW</b>			<b>2.31%</b>

### Loans

Borrowings increased during the quarter due to drawdown of a new Local Infrastructure Renewal Scheme (LIRS 3) loan for Sewer Capital works of \$5.9 million at a subsidised rate of 0.73%. Scheduled principal loan repayments made during the quarter were \$2.3 million. Weighted Average Cost of Debt reduced from 7.04% (December 2014) to 6.94% with a Weighted Average Maturity of 8.64 years. The reduction on the weighted average cost of debt reflects the lower interest rates on new borrowings compared to the weighted average cost of borrowing for loans borrowed at the peak of the Global Financial Crisis.

Council's debt portfolio is constantly being reviewed with the objective to reduce funding costs and improve intergenerational equity.

The below tables show the categorisation of external debt and excludes inter-fund borrowings.

Borrowings	Last Year Actual 2013-14 \$'000	YTD Actual 2014-15 \$'000	Full Year Budget 2014-15 \$'000
External Debt			
Current	11,368	11,936	11,368
Non-Current	172,672	169,575	167,726
<b>Closing External Debt</b>	<b>184,040</b>	<b>181,511</b>	<b>179,094</b>
Borrowing	3,000	5,900	5,900
Redemption	(10,847)	(8,429)	(10,846)

In the past two years Water Fund has borrowed \$30 million internally to cover cash shortages. Traditional practice was to borrow externally from financial institutions, which at current market interest rates, would incur \$1.1 million of external funding costs. The value attributed to sourcing the finance internally based on the full \$30 million borrowed is approximately \$300k per annum (being the difference of 1% between the interest saved by the Water Fund at borrowing rates of 3.7%, offset by the interest foregone by General and Sewer Funds on depositing these funds at 2.7%).

### 3.5 Key Performance Indicators

Each year financial performance is measured against standards set by the Office of Local Government (OLG) as published in the Local Government Code of Accounting Practice and Financial Reporting. The indicators in the table below are the current industry benchmarks and the final results are published in the annual Financial Statements.

Indicator	Measure	OLG Target	Actual 2013-14	Council Target 2014-15	Trend 2014-15
Operating Performance Ratio	<u>Operating Revenue (excl capital income) - Operating Expense</u> Operating Revenue (excl capital income)	> 0.00%	2.92%	> 2.00%	✓
Own Source Operating Revenue Ratio	<u>Operating Revenue - all grants and contributions</u> Operating Revenue	> 60.00%	87.11%	> 85.00%	✓
Unrestricted Current Ratio	<u>Current assets - external restrictions</u> Current liabilities less specific purpose liabilities	> 1.50	1.56	> 1.50	✓
Debt Service Cover Ratio	<u>Operating Result (before interest, depreciation, amortisation)</u> Principal repayments + Interest Costs	> 2.00	3.17	> 2.85	✓
Rates, Annual Charges, Interest and Extra Charges Outstanding Percentage	<u>Rates, Annual and Extra Charges and Interest Outstanding</u> Rates, Annual and Extra Charges and Interest Collectible	<= 5.00%	5.22%	<= 5.00%	✓
Cash Expense Cover Ratio	<u>Cash and Cash Equivalents (incl term deposits)</u> Cash Flows from Operating and Financing Activities x 12	> 3.00	8.65	> 8.00	✓
Building and Infrastructure Renewal Ratio	<u>Asset Renewals (Building and Infrastructure)</u> Depreciation + Amortisation + Impairment	100.00%	100.33%	>100.00%	✓
Infrastructure Backlog Ratio	<u>Estimated costs to bring assets to satisfactory condition</u> Total value of Infrastructure	<= 0.02%	0.02%	0.02%	✓
Asset Maintenance Ratio	<u>Actual Asset Maintenance</u> Required Asset Maintenance	>= 1.00	1.00	>= 1.00	✓
Capital Expenditure Ratio	<u>Annual Capital Expenditure</u> Annual Depreciation	> 1.10	1.43	> 1.50	✓

### 3.6 Contracts and Other Expenses

#### Major Contracts

The following major contracts were entered into by Council during Q3:

Contract	Contractor	Contract Detail and Purpose	Contract Value (excludes GST includes variations)	Variations	Commence Date	Duration of Contract by Months	Budgeted Yes/No
246157	Sam The Paving Man Pty Ltd	The Entrance Town Centre Tile Replacement Project - Stage 3b/c (Granite Paving)	\$392,845.00	-	13/04/2015	4	Yes



Contract	Contractor	Contract Detail and Purpose	Contract Value (excludes GST includes variations)	Variations	Commence Date	Duration of Contract by Months	Budgeted Yes/No
250224	Design Landscapes Pty Ltd	Redevelopment of Frank Ballance Park	\$1,305,774.26	-	19/02/2015	8	Yes
243076	Australian Election Company	Provision of Local Government Election Services	\$748,367.02	-	01/07/2016	36	Yes
251791 (Part 1)	All Point Security Pty Ltd	Provision of security services – at various Council facilities	\$386,560.00	-	1/04/2015	24	Yes
251791 (Part 2)	Business Security Management Solutions	Provision of security services – The Entrance Town Centre	\$216,703.00	-	1/04/2015	24	Yes
246855	Kerroc Constructions Pty Ltd	WS29 and WS30 Vacuum SPS Upgrades and DV10 Installation	\$1,513,183.00	-	24/03/2015	9	Yes
251995	Atom Supply; Blackwood & Son Pty Ltd; CDA Eastland Trade Supplies Pty Ltd; Lear & Smith Electrical Wholesalers	Supply and delivery of tools and hardware	\$1,007,946.12	-	1/04/2015	36	Yes
220296	Central Coast Group Training Ltd and Novaskill	Group Training Services	\$2,118,642.00	\$810,000.00 (1 year option exercised in Q3)	1/06/2013	36	Yes
182057	Gongues Constructions Pty Ltd	Refurbishment existing SPST8, construction new SPS T&A & all associated works	\$1,000,000.00	-	31/03/2015	9	Yes
249913	McNamee Constructions Pty Ltd	Upgrade of Sewage Pump Stations BB05 & BB06	\$2,195,825.00	-	9/04/2015	9	Yes

### 3.7 Material Risks and Liabilities

#### Risk

Risks include:

- Construction projects (capital works) have inherent risks relating to latent conditions, scope definition, and allowable contract variations. In the works program there are a number of projects which by their size and scope have the potential for final costs to vary from original estimates.
- Condition of Council's infrastructure and assets continues to have inherent future liabilities for renewal, upgrade and maintenance. In June 2013, the Independent Pricing and Regulatory Tribunal (IPART) approved a 6.9% increase to Ordinary Rates for a period of four years commencing in 2013-14. All revenue raised (above the rate peg set at 2.3% for the 2014-15 financial year) will be spent on capital works to assist with reducing the current infrastructure backlog.

#### Liabilities

Liabilities include:

- Future remediation of contaminated lands (including Buttonderry Waste Management Facility) which is a large future cost for Council is currently estimated to be \$52.5 million. Council holds a provision for contaminated land remediation.

- Section 94 Contributions - Council's current unfunded liabilities fall into two areas, Section 94 monies owed to developers for works undertaken by them and the gap between future capital works and Council's ability to collect funds to cover the cost of those works.
  - In respect to credits owed to developers, the current liability is \$14.8 million being \$13.7 million for Section 94 developer contributions and the balance of \$1.1 million for Section 64 water and sewer contributions. A report was submitted to Council in December 2012 where Council approved a strategy for managing these liabilities.
  - In respect to capital works, all future identified works are covered by the monies to be collected under the relevant Section 94 Contributions Plan other than the plan for Warnervale. The Warnervale District Contributions plan was adopted on 25 March 2015 with an estimated shortfall of \$31.2 million.
  - A review of all remaining contribution plans is programmed to be undertaken over the next twelve months.

### 3.8 Legal Matters

During Q3 Council was party to various proceedings, including the following.

1. Council, Central Coast Aero Club, Australia Skydive Pty Ltd and the Reserve Trust for the Pioneer Dairy were parties to four proceedings before the Land and Environment Court of NSW. The proceedings were the subject of conciliation and mediation during Q1, which whilst not immediately successful in resolving matters in dispute there were subsequent negotiations between the relevant parties assisted in subsequent negotiations which did resolve two of the four proceedings. The remaining two proceedings proceeded to a two day interlocutory hearing commencing on 18 February 2015. On 19 February 2015 those two remaining proceedings were concluded on agreed terms.
2. Council and the Association for Better Living & Education Inc were parties to appeal proceedings in the Land and Environment Court of NSW, which are in respect to the Council's decision to refuse a development application to establish a "community facility" at a site in Yarramalong. A conciliation conference was held "on-site" on 17 February 2015. The conciliation conference was adjourned to 2 April 2015.
3. Council and the Darkinjung Local Aboriginal Land Council were parties to appeal proceedings in the Land and Environment Court of NSW, which are in respect to the Council's decision to refuse a development application to establish a "caravan park" on land at Halekulani. The proceedings are next listed for a conciliation conference, commencing "on-site" at 10am on 1 June 2015.

### 3.9 Consultancy and Legal Expenses

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

The following tables show expenditure year to date for consultants and external legal fees.

Expense	YTD Actual \$'000	Budgeted Yes/No
Consultants	1,779	Yes
Legal Fees	348	Yes

### 3.10 Sponsorship and Funding arrangements

#### Town Centre Management

Council provides funding of \$1.8 million to maintain the community's town centre assets, provide a high level of community service, provide for local events and increased amenity, to encourage tourism. Just over half of the funding to assist entities deliver this comes from a special rate raised against non-residential properties within the Town Centre areas with Council funding the remaining balance.

Council provides funds to each town centre management entity in return for deliverables including event management, marketing and promotion the local area, asset maintenance and promoting economic development within the area. These deliverables are itemised below for the period January to March 2015.

#### The Entrance Town Centre

Visitor Information Centre

- 11,564 walk in visitors (on par with last year)
- 690 phone enquiries (a 25% increase)
- 143 email enquiries (a 2% decrease)
- 20,298 attended the pelican feedings (a 10% decrease)
- Fishing licence sales have increased by 13% with a total of 675 licences sold
- Souvenir and map sales decreased by 7% on last year

The following events were delivered:

- Australia Day
- Summer City Rumble Car Show
- Valiant National Car Rally
- Morris Minor Car Show
- Harmony Day

All deliverable for maintenance were met.

#### Greater Toukley Vision (GTV)

Delivered the following events:

- Australia Day – Canton Beach
- Plus several other weekend entertainment on the Village Green

#### Wyang Chamber of Commerce

Delivered the following events:

- Australia Day – Wyong Race Club

All maintenance responsibilities were delivered.

#### Sponsorship

Council provides sponsorships to the business and community sectors of our Shire. Sponsorships are a commercial arrangement, in which Council provides a contribution of money or in kind support, to a group, activity or event.

Actions during the quarter included:

- Success Women's Network 26 February and 26 March 2015 events.
- Response to Green Cross Vets - decline offer of sponsorship to place bag dispensers in dog parks

### **Business Enterprise Centre (BEC)**

There were 52 attendees over various small business workshops, 15 new members joined and 342.4 support hours were provided. BEC also delivered 172 hours of workshops for small local businesses, meeting the deliverables as outlined in the annual plan.

### **Tourism**

Central Coast Tourism supports tourism by developing partnerships within the industry, seeking sponsorship and investment and sourcing major events for the region.

#### **Central Coast Tourism**

Activities delivered in quarter:

- Due to an issue with the data compiled by the International Visitor Survey conducted by Tourism Research Australia, the Quarter 2 and 3 results are incomplete. Updates expected in May 2015.
- Central Coast Visitation statistics available are to September 2014 and show the following changes from same period in 2013:
  - An increase of 8% in international overnight visitor numbers
  - A decrease of 2.2% in domestic overnight visitor numbers
  - A decrease of 11.2% in day tripper visitors
- Actions towards the Destination Management Plan actions included:
  - Commendable audit report received from Australian Visitor Information Centres in February 2015
  - Marketing activities included development of Visitor Experience Pass as a pilot program for Academy Games with results to be reported in next quarter; Monthly Instagram competitions; media famil for China Radio visiting 2 Wyong attractions in February and approval of Regional Visitor Economy Funding for a destination marketing campaign commencing in quarter four (2014/15).
  - Bookeasy upgrade completed with increasing number of Wyong Shire products available.
  - Trade activities included hosting key inbound operator, Australian Attractions to one Wyong attraction; hosting Japan Travel Agency to visit four Wyong attractions for their consideration of a day tour itinerary out of Sydney
  - Members' networking event held at The Entrance Diggers
  - Matched funding for new CCT position of Meetings, Incentive and Events Manager granted by Department of Trade and Investment with expected start date in July 2015
- Met all deliverables.

### Sponsorship Funding, Contributions and Donations

Details of sponsorship funding, contributions and donations made by Council during January to March 2015 (Q3) are as follows:

Sponsorship Funding, Contributions and Donations	Q3 Actual \$'000	YTD Actual \$'000
Tipping Fees Community Groups	43	122
Central Coast Tourism Inc.	38	113
Community Matching Grants	32	103
Surf Clubs	66	66
Councillor Community Improvement Grants	10	65
Community Benefit Grant	-	36
Rent For Community Groups	10	30
Central Coast Business Enterprise Centre	13	25
Central Coast Sevens	-	20
Australia Day The Entrance	17	17
Central Coast Surf Lifesaving	16	16
Central Coast Academy of Sport	-	15
Sport and Cultural Sponsorship Program	1	15
Winter Blue and Jazz Festival	12	12
Event Funding Wyong Regional Chamber of Commerce	12	12
Toukley Greater Vision	11	11
Ukulele Festival	10	10
New Years Eve Memorial Pk	10	10
Community Subsidy Scheme	4	10
Wyong Australia Day	7	7
Carols By Candlelight Memorial Pk	6	6
Convict Trail	-	5
San Remo Neighbourhood Centre - GOATS Festival	5	5
Festival at The Entrance	5	5
Summer City Rumble	5	5
Chromefest	-	4
Christmas Tree Toukley	4	4
Central Coast Sports Federation	-	3
Mingara Relay for Life	-	3
Wyong Christmas Carols	3	3
Paws and Claws	2	2
Chinese Cultural Festival	2	2
Youth Week	2	2
Salvation Army	2	2
Wyong District Museum & Historical Society	-	1
<b>Total</b>	<b>348</b>	<b>767</b>

## Grants Received

The following grants were received during January to March 2015 (Q3):

Grants	Q3 Actual \$'000	YTD Amount \$'000
Financial Assistance Grant - Equalisation Component	2,679	8,036
Financial Assistance Grant - Local Road Component	541	1,623
Pension Subsidy - General	111	1,226
Warnervale Town Centre Entry Road	1,000	1,000
Pension Subsidy - Domestic Waste	760	760
Ruttley's Rd Upgrade RMS	459	746
Pension Subsidy - Water	64	702
Pension Subsidy - Sewer	61	672
NSW Rural Fire Service	136	651
Norah Head Boat Ramp	139	489
Canton Beach Foreshore	330	430
Library Per Capita Subsidy	-	361
Gosford Ave (Roads to Recovery)	-	350
WaSIP Funding	-	343
Cresthaven Ave (Roads to Recovery)	-	260
Childcare, Vacation Care & Special Needs Subsidy	20	204
Venice St Constructed Wetland Long Jetty	188	188
Low Interest Subsidy LIRS (Local Infrastructure Renewal Scheme)	-	147
BWMF Community Recycling Centre	144	144
The Entrance Foreshore	130	130
Erin Ave GPT Berkeley Vale Channel	117	117
Black Ooze Removal Pilot	110	110
Community Safer Streets program	-	110
Youth Opportunities Grant (Youth Stuff Project)	-	74
Art House - AV Audio Equipment	60	60
Floodplain Management Studies	50	58
Noxious Plants	-	47
RMS Grants (Road Safety)	21	45
Kanangra Dr (Safer Roads)	17	35
Employment & Training	15	34
Library Local Priority Grant	-	30
Rehabilitation of Craigie Park Foreshore	-	30
Speech Therapist	-	29
HACC Service Worker	8	26
Cooranga Road Tuggerawong Gross Pollutant Trap	25	25
Natural Play Spaces	-	25
Tunkuwallin Oval Sub Soil Drainage	-	25
Immunisation subsidy	-	18
Johnson Road Tuggerah Renewal	13	13
Shared Pathways RMS	-	7
Creative Ageing	-	4
Southfork Dr Glenning Valley Bush Regeneration Works	4	4
Youth Week	3	3
Construction of Lifeguard Tower at Nth Entrance Beach	3	3
Waste and Litter Grants	-	3
Tumbi Umbi Bush Regeneration Works	2	2
<b>Total</b>	<b>7,210</b>	<b>19,399</b>



## 4. Attachments

### 4.1 Income Statement by Fund

WYONG SHIRE COUNCIL Income Statement	CONSOLIDATED				GENERAL FUND				WATER FUND*				SEWER FUND			
	Last Year	YTD	YTD	Full Year	Last Year	YTD	YTD	Full Year	Last Year	YTD	YTD	Full Year	Last Year	YTD	YTD	Full Year
	Actual	Actual	Budget	Budget	Actual	Actual	Budget	Budget	Actual	Actual	Budget	Budget	Actual	Actual	Budget	Budget
March 2015	2013-14	2014-15	2014-15	2014-15	2013-14	2014-15	2014-15	2014-15	2013-14	2014-15	2014-15	2014-15	2013-14	2014-15	2014-15	2014-15
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
<b>INCOME from continuing operations:</b>																
Rates and Annual Charges	142,128	148,876	148,744	148,867	98,011	102,913	102,448	102,489	16,454	17,468	17,450	17,441	27,663	28,494	28,846	28,937
User Charges and Fees	56,742	43,958	43,681	58,444	28,561	23,202	22,134	29,749	26,963	20,154	20,804	27,461	1,218	602	743	1,234
Interest and Investment Revenue	7,478	4,908	5,177	6,926	4,287	2,949	2,923	3,920	1,380	708	862	1,150	1,812	1,251	1,392	1,856
Other Revenues	5,484	4,475	3,614	4,886	4,847	3,917	3,280	4,419	338	375	246	350	299	184	88	117
Grants and Contributions Operating	15,816	16,622	16,851	21,602	13,995	15,134	15,222	19,769	944	816	914	1,117	677	672	716	716
Grants and Contributions Capital	15,765	11,645	8,553	17,530	10,035	8,225	6,846	13,591	3,935	1,649	1,220	2,889	1,795	1,771	488	1,050
Gain from the Disposal of Assets	-	1,014	305	2,052	-	1,014	305	2,052	-	-	-	-	-	-	-	-
<b>Total income from continuing operations</b>	<b>243,213</b>	<b>231,498</b>	<b>226,925</b>	<b>260,308</b>	<b>159,736</b>	<b>167,354</b>	<b>163,167</b>	<b>175,989</b>	<b>50,014</b>	<b>41,171</b>	<b>41,495</b>	<b>50,408</b>	<b>33,464</b>	<b>32,974</b>	<b>32,272</b>	<b>33,910</b>
<b>EXPENSES from continuing operations:</b>																
Employee Costs	74,077	54,195	56,514	79,894	60,140	43,801	46,891	66,949	6,697	5,491	4,824	6,502	7,241	4,903	4,799	6,442
Borrowing Costs	15,084	9,633	9,899	14,781	2,008	343	542	2,303	11,397	8,048	8,126	10,837	1,679	1,242	1,231	1,642
Materials and Contracts	41,800	30,021	34,029	51,186	16,079	11,506	13,812	22,948	14,315	10,229	10,673	15,098	11,206	8,286	9,544	13,140
Depreciation	55,511	43,315	42,317	56,957	26,072	20,687	19,643	26,508	16,592	12,790	12,850	17,204	12,847	9,839	9,823	13,245
Other Operating Expenses	34,725	26,726	29,688	38,879	29,243	25,385	26,397	34,377	2,633	1,553	1,527	2,163	2,849	1,788	1,764	2,340
Loss from the Disposal of Assets	980	347	362	415	690	347	362	415	291	-	-	-	-	-	-	-
<b>Total expenses from continuing operations</b>	<b>221,977</b>	<b>166,237</b>	<b>172,809</b>	<b>242,113</b>	<b>134,231</b>	<b>102,069</b>	<b>107,647</b>	<b>163,600</b>	<b>51,924</b>	<b>38,110</b>	<b>38,001</b>	<b>51,804</b>	<b>35,822</b>	<b>26,069</b>	<b>27,161</b>	<b>36,809</b>
<b>Operating Result from Continuing Operations</b>	<b>21,236</b>	<b>65,261</b>	<b>54,116</b>	<b>18,195</b>	<b>25,504</b>	<b>65,285</b>	<b>45,511</b>	<b>22,489</b>	<b>(1,911)</b>	<b>3,061</b>	<b>3,494</b>	<b>(1,396)</b>	<b>(2,358)</b>	<b>6,915</b>	<b>5,111</b>	<b>(2,898)</b>
<b>Net Operating Result before Capital Grants and Contributions</b>	<b>5,470</b>	<b>53,616</b>	<b>45,563</b>	<b>665</b>	<b>15,469</b>	<b>47,060</b>	<b>38,665</b>	<b>8,898</b>	<b>(5,846)</b>	<b>1,412</b>	<b>2,275</b>	<b>(4,285)</b>	<b>(4,153)</b>	<b>5,145</b>	<b>4,623</b>	<b>(3,948)</b>
Less Tax Equivalent Payments (Notional)	1,376	976	1,035	1,380	758	520	522	696	367	272	306	408	252	184	207	276
<b>Total Result after Tax Equivalent Payments</b>	<b>4,094</b>	<b>52,640</b>	<b>44,528</b>	<b>(715)</b>	<b>14,712</b>	<b>46,540</b>	<b>38,143</b>	<b>8,202</b>	<b>(6,213)</b>	<b>1,140</b>	<b>1,969</b>	<b>(4,693)</b>	<b>(4,405)</b>	<b>4,961</b>	<b>4,416</b>	<b>(4,224)</b>

YTD % Elapsed: 76%

\* Includes drainage services

## 4.2 Business Activities

WYONG SHIRE COUNCIL	YTD % Elapsed: 75%											
	WASTE MANAGEMENT				HOLIDAY PARKS				CARE AND EDUCATION			
	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget
Income Statement - Business Activities	2013-14	2014-15	2014-15	2014-15	2013-14	2014-15	2014-15	2014-15	2013-14	2014-15	2014-15	2014-15
March 2015	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
<b>Income from Continuing Operations</b>												
Rates & Annual Charges	30,728	30,989	30,789	30,789	-	-	-	-	-	-	-	-
User Charges & Fees	7,024	7,679	6,792	9,155	9,179	7,344	7,208	9,254	3,794	2,342	2,651	3,568
Interest and Investment Revenue	146	87	96	128	-	-	-	-	-	-	-	-
Other Revenues	553	459	263	351	-	-	-	-	3	1	0	0
Grants & Contributions Operating	1,342	981	968	968	-	-	-	-	431	267	269	363
Grants & Contributions Capital	-	269	125	125	40	-	-	-	-	-	-	-
Gain from the Disposal of Assets	-	-	-	-	-	-	-	-	-	25	25	25
<b>Total Income from Continuing Operations</b>	<b>39,793</b>	<b>40,464</b>	<b>39,035</b>	<b>41,517</b>	<b>9,219</b>	<b>7,344</b>	<b>7,208</b>	<b>9,254</b>	<b>4,228</b>	<b>2,635</b>	<b>2,944</b>	<b>3,956</b>
<b>Expenses from Continuing Operations</b>												
Employee Costs	1,878	1,443	1,383	1,929	200	145	127	178	3,529	1,802	1,860	2,617
Borrowing Costs	1,576	-	-	1,580	44	13	22	29	-	-	-	-
Materials & Contracts	14,999	12,224	12,489	17,960	3,795	2,255	2,779	3,767	1,189	583	679	961
Depreciation	854	706	687	1,002	718	555	554	738	106	63	56	76
Other Operating Expenses	7,491	9,884	9,240	12,409	3,153	2,626	2,626	3,331	131	54	55	70
Loss from the Disposal of Assets	-	-	-	-	-	-	-	-	1	-	-	-
<b>Total Expenses from Continuing Operations</b>	<b>26,798</b>	<b>24,256</b>	<b>23,798</b>	<b>34,879</b>	<b>7,911</b>	<b>5,594</b>	<b>6,107</b>	<b>8,043</b>	<b>4,956</b>	<b>2,503</b>	<b>2,650</b>	<b>3,723</b>
<b>Operating Result from Continuing Operations</b>	<b>12,995</b>	<b>16,208</b>	<b>15,237</b>	<b>6,639</b>	<b>1,308</b>	<b>1,750</b>	<b>1,101</b>	<b>1,211</b>	<b>(728)</b>	<b>132</b>	<b>294</b>	<b>233</b>
<b>Net Operating Result before Capital Grants and Contributions</b>	<b>12,995</b>	<b>15,939</b>	<b>15,112</b>	<b>6,514</b>	<b>1,268</b>	<b>1,750</b>	<b>1,101</b>	<b>1,211</b>	<b>(728)</b>	<b>132</b>	<b>294</b>	<b>233</b>
Tax Equivalent Payments (Notional)	122	82	82	109	442	328	330	440	194	110	110	147
<b>Total Result after Taxation Equivalent Payments</b>	<b>12,873</b>	<b>15,857</b>	<b>15,030</b>	<b>6,405</b>	<b>826</b>	<b>1,421</b>	<b>771</b>	<b>771</b>	<b>(922)</b>	<b>22</b>	<b>184</b>	<b>85</b>



## 4.3 Statement of Financial Position by Fund

WYONG SHIRE COUNCIL Statement of Financial Position	YTD % Elapsed: 75%												
	CONSOLIDATED				GENERAL FUND			WATER FUND			SEWER FUND		
	Last Year Actual	YTD Actual	YTD Movement	Full Year Budget	Last Year Actual	YTD Actual	YTD Movement	Last Year Actual	YTD Actual	YTD Movement	Last Year Actual	YTD Actual	YTD Movement
March 2015	2013-14	2014-15	2014-15	2013-14	2014-15		2013-14	2014-15		2013-14	2014-15		
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	
<b>CURRENT ASSETS</b>													
Cash & cash equivalents	19,357	10,350	(9,008)	16,529	13,730	10,350	(3,380)	847	-	(847)	4,780	-	(4,780)
Investment Securities	102,913	68,914	(33,999)	68,485	71,779	37,237	(34,542)	4,688	764	(3,923)	26,446	30,912	4,466
Receivables	31,738	59,900	28,162	35,415	13,613	32,156	18,542	14,849	19,247	4,397	3,276	8,497	5,222
Inventories	1,442	1,305	(138)	1,983	939	801	(138)	503	503	-	-	-	-
Other	720	4,280	3,560	723	720	4,280	3,560	-	-	-	-	-	-
<b>TOTAL CURRENT ASSETS</b>	<b>156,171</b>	<b>144,748</b>	<b>(11,423)</b>	<b>123,135</b>	<b>100,782</b>	<b>84,825</b>	<b>(15,957)</b>	<b>20,888</b>	<b>20,514</b>	<b>(374)</b>	<b>34,502</b>	<b>39,409</b>	<b>4,908</b>
<b>NON-CURRENT ASSETS</b>													
Investment Securities	25,000	78,086	53,086	26,379	-	50,057	50,057	17,000	19,226	2,226	8,000	8,803	803
Receivables	480	10,325	9,844	2,455	19,256	19,582	326	(18,786)	(18,343)	443	10	9,085	9,075
Inventories	-	-	-	-	-	-	-	-	-	-	-	-	-
Intangible Assets	340	238	(102)	196	251	175	(76)	56	39	(17)	33	23	(10)
Infrastructure, Property, Plant & Equipment	2,576,048	2,582,099	6,051	2,586,256	1,019,061	1,034,758	15,697	852,774	847,653	(5,120)	704,214	699,688	(4,526)
Investments under Equity Method	250	250	-	250	250	250	-	-	-	-	-	-	-
<b>TOTAL NON-CURRENT ASSETS</b>	<b>2,602,119</b>	<b>2,670,998</b>	<b>68,879</b>	<b>2,615,536</b>	<b>1,038,818</b>	<b>1,104,823</b>	<b>66,005</b>	<b>851,044</b>	<b>848,576</b>	<b>(2,468)</b>	<b>712,257</b>	<b>717,599</b>	<b>5,342</b>
<b>TOTAL ASSETS</b>	<b>2,758,290</b>	<b>2,815,746</b>	<b>57,456</b>	<b>2,738,671</b>	<b>1,139,599</b>	<b>1,189,648</b>	<b>50,048</b>	<b>871,931</b>	<b>869,090</b>	<b>(2,841)</b>	<b>746,759</b>	<b>757,009</b>	<b>10,250</b>
<b>CURRENT LIABILITIES</b>													
Payables	34,103	20,334	(13,769)	38,269	26,358	17,028	(9,330)	5,268	2,635	(2,634)	2,477	671	(1,805)
Borrowings	11,368	11,572	205	16,768	962	1,167	205	9,388	9,388	-	1,017	1,017	-
Provisions	23,425	22,700	(725)	27,823	19,704	18,965	(739)	1,791	1,805	14	1,930	1,930	-
<b>TOTAL CURRENT LIABILITIES</b>	<b>68,896</b>	<b>54,606</b>	<b>(14,289)</b>	<b>82,860</b>	<b>47,024</b>	<b>37,160</b>	<b>(9,865)</b>	<b>16,448</b>	<b>13,828</b>	<b>(2,619)</b>	<b>5,423</b>	<b>3,618</b>	<b>(1,805)</b>
<b>NON-CURRENT LIABILITIES</b>													
Payables	12,290	12,218	(72)	14,965	9,468	9,397	(72)	1,941	1,941	-	881	881	-
Borrowings	172,672	179,228	6,556	177,489	6,497	5,446	(1,051)	143,167	145,634	2,467	23,008	28,148	5,139
Provisions	54,534	54,534	-	40,111	54,361	54,361	-	118	118	-	55	55	-
<b>TOTAL NON CURRENT LIABILITIES</b>	<b>239,495</b>	<b>245,980</b>	<b>6,484</b>	<b>232,565</b>	<b>70,325</b>	<b>68,203</b>	<b>(1,122)</b>	<b>145,226</b>	<b>147,693</b>	<b>2,467</b>	<b>23,944</b>	<b>29,084</b>	<b>5,139</b>
<b>TOTAL LIABILITIES</b>	<b>308,391</b>	<b>300,586</b>	<b>(7,805)</b>	<b>315,425</b>	<b>117,350</b>	<b>106,363</b>	<b>(10,987)</b>	<b>161,673</b>	<b>161,521</b>	<b>(152)</b>	<b>29,368</b>	<b>32,702</b>	<b>3,334</b>
<b>TOTAL EQUITY</b>	<b>2,449,899</b>	<b>2,515,160</b>	<b>65,261</b>	<b>2,423,246</b>	<b>1,022,250</b>	<b>1,083,285</b>	<b>61,035</b>	<b>710,258</b>	<b>707,569</b>	<b>(2,689,116)</b>	<b>717,391</b>	<b>724,307</b>	<b>6,915</b>

## 4.4 Statement of Cash Flows

WYONG SHIRE COUNCIL Cash Flow Statement March 2015	YTD %Elapsed: 75%		
	CONSOLIDATED		
	Last Year Actual 2013-14 \$'000	YTD Actual 2014-15 \$'000	Full Year Budget 2014-15 \$'000
<b>OPERATING ACTIVITIES</b>			
<b>Receipts</b>			
Receipts from customers	200,269	157,102	208,350
Interest Revenue	7,307	5,335	7,649
Grants & Contributions	23,862	30,867	33,727
Other Revenue	12,285	4,476	4,513
<b>Payments</b>			
Employee costs	(75,378)	(56,026)	(83,327)
Materials & Contracts	(52,160)	(41,630)	(52,182)
Borrowing costs	(14,834)	(9,308)	(12,916)
Other Expenses	(37,163)	(31,548)	(47,348)
<b>Net cash from Operating Activities</b>	<b>64,188</b>	<b>59,267</b>	<b>58,466</b>
<b>INVESTING ACTIVITIES</b>			
Proceeds from sale of IPP&E	1,695	2,860	14,900
Net movement in Investments	4,463	(19,087)	641
Net Purchase of IPP&E	(71,809)	(45,288)	(100,093)
<b>Net cash from Investing Activities</b>	<b>(65,651)</b>	<b>(61,514)</b>	<b>(84,552)</b>
<b>FINANCING ACTIVITIES</b>			
Net movement in Borrowings	(7,847)	(6,761)	8,635
<b>Net cash from Investing Activities</b>	<b>(7,847)</b>	<b>(6,761)</b>	<b>8,635</b>
Net increase/(decrease) in cash held	(9,310)	(9,008)	(17,451)
Cash and Cash Equivalents at beginning of period	28,667	19,357	33,980
<b>Cash and Cash Equivalents at end of period</b>	<b>19,357</b>	<b>10,350</b>	<b>16,529</b>
Investments at end of period	127,913	147,000	94,864
<b>Cash and Investments at end of period</b>	<b>147,270</b>	<b>157,350</b>	<b>111,393</b>

4.6 Income and Expense Budget Review Statement

WYONG SHIRE COUNCIL	CONSOLIDATED					GENERAL FUND					WATER FUND					SEWER FUND									
	Original Budget	Approved Changes Q1 & Q2	Proposed Changes for Council	Projected Year End Result	YTD Actual	Original Budget	Approved Changes Q1 & Q2	Proposed Changes for Council	Projected Year End Result	YTD Actual	Original Budget	Approved Changes Q1 & Q2	Proposed Changes for Council	Projected Year End Result	YTD Actual	Original Budget	Approved Changes Q1 & Q2	Proposed Changes for Council	Projected Year End Result	YTD Actual					
	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15	2014-15				
Budget Review Statement																									
March 2015																									
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
<b>INCOME from continuing operations:</b>																									
Rates and Annual Charges	149,580	(713)	(142)	148,725	148,876	104,030	(1,540)	214	102,704	102,913	17,080	361	-	17,441	17,468	28,470	467	(356)	28,581	28,494					
User Charges and Fees	59,020	(576)	908	59,442	43,958	27,319	2,430	1,198	30,947	23,202	30,335	(2,874)	(200)	27,261	20,154	1,388	(131)	(0)	1,257	802					
Interest and Investment Revenue	7,520	(594)	(301)	6,625	4,908	4,257	(336)	(90)	3,831	2,949	1,237	(68)	(247)	903	708	2,026	(170)	35	1,891	1,251					
Other Revenues	4,179	707	453	5,339	4,475	3,760	659	453	4,872	3,917	318	32	-	350	375	101	16	-	117	154					
Grants and Contributions Operating	20,594	1,008	82	21,685	16,622	18,781	1,008	320	20,089	15,134	1,117	0	(228)	889	810	716	-	1	717	672					
Grants and Contributions Capital	14,725	2,805	2,821	20,351	11,645	10,786	2,805	828	14,419	8,225	2,889	-	662	3,551	1,649	1,050	0	1,331	2,381	1,771					
Gain from the Disposal of Assets	2,027	25	(750)	1,302	1,014	2,027	25	(750)	1,302	1,014	0	-	-	-	-	0	-	-	-	-					
<b>Total income from continuing operations</b>	<b>257,644</b>	<b>2,663</b>	<b>3,171</b>	<b>263,479</b>	<b>231,498</b>	<b>170,938</b>	<b>5,051</b>	<b>2,173</b>	<b>178,163</b>	<b>157,354</b>	<b>52,976</b>	<b>(2,568)</b>	<b>(13)</b>	<b>50,395</b>	<b>41,171</b>	<b>33,729</b>	<b>181</b>	<b>1,010</b>	<b>34,921</b>	<b>32,974</b>					
<b>EXPENSES from continuing operations:</b>																									
Employee Costs	83,061	(3,167)	(1,262)	78,632	54,195	70,054	(3,104)	(2,780)	64,170	43,801	6,585	(63)	1,557	8,058	5,491	8,442	-	(39)	8,404	4,903					
Borrowing Costs	14,577	204	(234)	14,557	9,833	2,130	173	(204)	2,099	343	10,806	31	(70)	10,788	8,048	1,642	-	49	1,691	1,242					
Materials and Contracts	50,763	423	(2,363)	48,823	30,021	22,781	167	(1,838)	21,109	11,506	15,168	(70)	(426)	14,673	10,229	12,814	326	(68)	13,041	8,286					
Depreciation	56,052	805	1,210	58,167	43,315	25,677	830	1,204	27,712	20,687	16,807	287	(37)	17,167	12,780	13,467	(222)	42	13,287	8,839					
Other Operating Expenses	37,656	1,224	(716)	38,163	28,726	32,400	1,977	(716)	33,660	25,385	3,041	(878)	-	2,163	1,553	2,215	125	-	2,340	1,788					
Loss from the Disposal of Assets	215	200	-	415	(347)	(215)	200	-	415	(347)	-	-	-	-	-	-	-	-	-	-					
<b>Total expenses from continuing operations</b>	<b>242,324</b>	<b>(211)</b>	<b>(3,355)</b>	<b>238,758</b>	<b>166,237</b>	<b>153,256</b>	<b>244</b>	<b>(4,334)</b>	<b>149,166</b>	<b>102,069</b>	<b>52,487</b>	<b>(684)</b>	<b>1,025</b>	<b>52,829</b>	<b>38,110</b>	<b>36,580</b>	<b>228</b>	<b>(46)</b>	<b>36,763</b>	<b>26,059</b>					
<b>Operating Result from Continuing Operations</b>	<b>15,320</b>	<b>2,875</b>	<b>6,526</b>	<b>24,721</b>	<b>65,261</b>	<b>17,682</b>	<b>4,807</b>	<b>6,507</b>	<b>28,996</b>	<b>55,285</b>	<b>489</b>	<b>(1,885)</b>	<b>(1,037)</b>	<b>(2,433)</b>	<b>3,061</b>	<b>(2,851)</b>	<b>(47)</b>	<b>1,056</b>	<b>(1,842)</b>	<b>6,915</b>					
<b>Net Operating Result before Capital Grants and Contributions</b>	<b>596</b>	<b>70</b>	<b>3,705</b>	<b>4,370</b>	<b>53,616</b>	<b>6,896</b>	<b>2,002</b>	<b>6,680</b>	<b>14,578</b>	<b>47,060</b>	<b>(2,400)</b>	<b>(1,885)</b>	<b>(1,700)</b>	<b>(5,984)</b>	<b>1,412</b>	<b>(3,901)</b>	<b>(47)</b>	<b>(275)</b>	<b>(4,223)</b>	<b>5,145</b>					

YTD Elapsed: 75%

## 4.7 Capital Expenditure Report

Capital Expenditure	Original Budget	Approved Changes Continuation Projects	Approved Changes for Council Resolution Q1	Approved Changes for Council Resolution Q2	Annual Budget	Recommended Changes for Council Resolution Q3	Projected Year End Result	Actual YTD	YTD Actual / Annual Budget	Last Year Actual
Council Service	2014-15 \$'000	2014-15 \$'000	2014-15 \$'000	2014-15 \$'000	2014-15 \$'000	2014-15 \$'000	2014-15 \$'000	2014-15 \$'000	%	2013-14 \$'000
Corporate Governance	-	-	-	-	-	-	-	-	-	50
Financial Performance	-	-	-	14	14	(7)	7	(25)	(181.9%)	-
Financial Systems	200	-	-	(39)	161	(43)	118	61	38.0%	56
Integrated Planning	220	-	-	(100)	120	(40)	80	27	22.3%	16
Finance Management	-	-	-	21	21	-	21	21	98.1%	-
Information Management System Support	660	-	-	-	660	(215)	445	61	9.3%	662
Information Technology	-	-	-	-	-	348	348	-	-	985
Organisational Development	20	-	-	-	20	(20)	-	-	0.0%	6
Safety and HR Information	141	-	-	(71)	70	(50)	20	1	1.6%	-
Rangers	-	-	-	-	-	-	-	-	-	16
Animal Care Facility	-	-	-	10	10	-	10	-	0.0%	-
Building Certification, Compliance and Health Management	40	-	-	-	40	-	40	17	41.5%	-
Natural Areas	2,081	-	111	372	2,564	7	2,570	1,749	68.2%	667
Recreation Planning and Development	1,083	525	503	311	2,422	(665)	1,757	536	22.1%	1,112
Parks and Sportsfields	179	-	(3)	-	176	5	181	129	73.1%	293
Care and Education	85	3	-	-	88	-	88	57	64.5%	70
Community Planning and Learning	-	-	-	-	-	-	-	-	-	45
Community Infrastructure	11,631	(3)	(1,777)	253	10,104	(2,786)	7,318	1,791	17.7%	3,477
Marketing and Communications	97	-	-	-	97	-	97	31	32.1%	-
Libraries	776	-	(110)	-	666	6	672	492	73.9%	638
Customer Engagement	186	-	-	-	186	(14)	172	64	34.5%	-
Strategic Development	1,545	703	(689)	(100)	1,279	(409)	870	238	18.6%	1,170
Development Management	8,200	-	(320)	188	8,068	1,883	9,951	6,776	84.0%	70
Airports	-	-	3,500	1,711	5,211	4,240	9,451	3,594	69.0%	-
Strategic Property Sales and Acquisitions	-	-	3,500	1,100	4,600	1,466	6,066	3,676	79.9%	-
Property Services	3,892	(551)	(1,094)	81	2,328	(375)	1,953	630	27.1%	2,513
Building Services	1,344	(177)	(739)	7	434	(31)	404	146	33.5%	56
Holiday Parks	-	-	-	88	88	-	88	8	8.9%	600
Cemeteries	20	-	-	-	20	20	40	(5)	(23.6%)	20
Plant and Fleet	5,357	-	-	(1,000)	4,357	18	4,375	2,048	47.0%	5,045
Waste	3,567	-	-	(103)	3,464	(308)	3,156	2,259	65.2%	6,505
Water Supply	5,686	-	(145)	(189)	5,352	170	5,522	2,814	52.6%	9,938
Sewerage Services	22,080	(2,080)	(2,007)	(4,830)	13,163	(1,533)	11,630	5,085	36.7%	5,857
Waterways and Coastal	3,110	-	(489)	543	3,164	(237)	2,927	1,517	48.0%	1,908
Emergency Management	500	-	-	173	673	(274)	399	128	19.1%	492
Roads & Drainage Construction	23,224	124	(118)	1,614	24,843	(850)	23,993	17,072	68.7%	31,422
Roads & Drainage General Works	3,901	(124)	(1,382)	(80)	2,315	(206)	2,110	430	16.6%	2,463
Roads & Drainage Assets and Planning	30	-	-	26	56	-	56	13	23.0%	64
Contract and Project Management	240	-	-	-	240	(100)	140	91	37.9%	66
Employee Overheads	-	-	-	-	-	-	-	-	-	29
<b>Total</b>	<b>100,093</b>	<b>(1,580)</b>	<b>(1,439)</b>	<b>-</b>	<b>97,074</b>	<b>-</b>	<b>97,074</b>	<b>51,542</b>	<b>53.1%</b>	<b>76,511</b>

## 4.8 Proposed Capital Budget Amendments

Proposed Capex Changes - Q3 2014/15				
Projects Deferred or Removed				
Unit	Fund	Project Name	Amount \$'000	Comments
Finance	General	Continuous Improvement Program and Procure to Pay Project	(90.0)	Delays have occurred and projects will be continued in 2015/16.
Human Resources	General	Human Resources Improvement Projects (Automation, Remuneration System and Learning and Development process)	(70.0)	Projects have not progressed as originally anticipated.
Open Space	General	Tuggerah Regional Sporting Facility	(550.0)	\$1m grant funded project aligned between 2014/15 and 2015/16 in accordance with project milestones, \$550k deferred to 2015/16.
Community Partnerships and Planning	General	Art House Construction	(2,400.0)	To align budget with current construction timeframes - expenditure deferred to 2015/16. No change to completion date.
Community Partnerships and Planning	General	Community Facility Renewals	(485.8)	The project (car park upgrade) that was originally earmarked for this funding has not progressed in 2014/15.
Customer & Community Relations	General	Customer Request System Process Review	(20.0)	Allocated funds will not be spent in 2014/15.
Property Development	General	Car Parks works at Lake Haven (Metro Cinemas)	(129.5)	Car park improvements implemented at lower cost than anticipated as alternative options were implemented- may need further works in 2015/16.
Property Development	General	Warnervale Town Centre Entry Road	(87.5)	Reduce Council's allocation for contingency works.
Property Development	General	Frank Ballance Park	(100.0)	Reduce budget to align with works that are anticipated to be completed in 2014/15, will be completed in 2015/16.
Property Development	General	Purchase of Wyong Old Court House	(1,100.0)	Purchase not proceeding.
Property Development	General	Toukey Car Park Links - will need to continue in 15/16	(115.0)	Toukey Car Park Links - will continue in 2015/16
Property Development	General	Wyong Education and Business Precinct	(150.0)	Reduce 2014/15 allocation - will continue in 2015/16.
Property Development	General	Budgewoi Signage and Landscaping	(100.0)	Project not progressing in 2014/15.
Property Management	General	Civic Centre Capital works	(408.0)	Deferral of Air Conditioning and Fire System Works, additional funding for floor coverings.
Property Management	General	Property Management Projects	(63.3)	Savings in toilet block and storm damage projects.
Commercial Enterprises	Waste Management	Alternative Night Cover at Bultonderry Waste Management Facility	(290.0)	Delivery of tendered product deferred until 2015/16.
Water and Sewer	Sewer	Reduction in a number of Sewerage Services projects	(1,532.6)	Largely projects deferred to 2015/16 as result of lengthy procurement timeframes. The two largest projects are Wyong South Sewer Treatment Plant program \$1.3m which has incurred delays and inspection of sewer mains (\$450k) deferred to 2015/16 as contractor is currently fulfilling commitments for Gosford City Council.
Waterways and Asset Management	General	Bushfire Vehicle Purchases	(274.1)	Deferral of receipt of Bush Fire Vehicle.
Waterways and Asset Management	General	Waterways projects including GPTS and foreshore works	(237.4)	Reduction due to a combination of projects deferred to 2015/16 and project savings as works (GPT projects) have cost less than originally anticipated. All works funded by either Stormwater Levy or grant program.
Contract and Project Management	General	Project Management Costs Major Projects	(100.0)	Reduction in 2014/15 project management costs for the Art House.
Roads and Drainage	General	Road Renewal and Construction Works	(1,055.5)	Reduction in road projects able to be completed in current year, deferred to 2015/16.
<b>Sub Total</b>			<b>(9,368.7)</b>	

Projects Bought Forward or Increased				
Unit	Fund	Project Name	Amount \$'000	Comments
Commercial Enterprises	General	Noraville and Jilliby Cemetery Upgrades	20.0	Additional funds to complete replacement of row markers / directional signage throughout both cemeteries.
Information Management	General	UPS Replacement	133.0	Bring forward 2015/16 SRV capex.
Open Space	General	Contribution to Lake Munmorrah Netball Court Construction	20.5	As approved by Council.
Open Space	General	Wyong Tennis Courts Resurfacing	22.7	Contribution funded resurfacing works at Wyong Tennis Club.
Open Space	General	Open Space Projects	3.3	Minor adjustments to several projects to align to project spend.
Community Partnerships and Planning	General	Alison Homestead Re-construction	100.0	Increase Alison Homestead Construction Cost to include contingency.
Customer & Community Relations	General	Customer Contact Centre Technology Upgrade	6.2	Final cost of project was higher than originally budgeted for.
Customer & Community Relations	General	Toukley Library Precinct	5.7	Additional funds required for Shade Sails as the area has become very hot.
Property Development	General	Strategic Land Purchases	6,806.1	Capex underspend allocated to Strategic Land Purchases.
Property Development	General	Warnervale Town Centre Entry Road	2,000.0	Represents NSW Department Trade and Investment (T&I) payment towards Warnervale Town Centre Entry Road. 100% offset by contribution payment from T&I.
Property Development	General	Memorial Park, The Entrance design and documentation	6.2	Additional funding for Memorial Park Design Consultancy.
Property Management	General	Fire Trail and Asset Protection Zone Works	65.0	100% funded by additional grant funds.
Water and Sewer	Water	Water Supply projects	170.0	Stage one funding for Wyong Water Centralised Dispatch & Administration Centre \$100k plus other minor adjustments to several projects to align to project spends.
		<b>Sub Total</b>	<b>9,368.7</b>	
		<b>Net Movement Increase / (Decrease)</b>	<b>-</b>	

## **4.2 Debt Management - Interfund Borrowing**

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TRIM REFERENCE: F2015/00546 - D11934300

MANAGER: Stephen Naven, Chief Financial Officer

AUTHOR: Devini Susindran; Financial Accountant

### **SUMMARY**

WSC Water fund requires up to \$20m in additional cash to meet current budgeted operational deficits and capital expenditure over the next two years. This report outlines that the source of these funds should come from the General Fund and Sewer Fund.

### **RECOMMENDATION**

***That Council approve:***

- a The interfund loan of up to \$10m from General Fund to Water Fund based on terms contained in the attached documents***
- b The General Manager writing to the Minister for Local Government requesting approval for the interfund loan of up to \$10m from Sewer Fund to Water fund based on terms contained in the attached documents***
- c All interfund borrowings be set at the rate of 6.75%, consistent with that approved by the Minister for the 2014 interfund borrowing between Sewer Fund and Water Fund back dated to 1 July 2014.***

### **BACKGROUND**

The WSC Water Fund may require up to an additional \$20m to fund current budgeted operational deficits and capital expenditure.

Water Fund has already undertaken two separate interfund borrowings in the past two financial years with General Fund and Sewer Fund for \$20m and \$10m respectively. Interfund borrowings involving Sewer Fund require Ministerial approval.

### **CURRENT STATUS**

As at 31 March 2015 the Water Fund has approximately \$20.0m of cash holdings. This balance is to be held against external restrictions of \$23.14m leaving negative unrestricted cash of \$3.14m. The cash shortfall is a result of ongoing operational deficits in the Water Fund impacted by the IPART pricing determination, reduced water consumption, an inflexible operational cost base and servicing borrowings entered into at the height of the Global Financial Crisis.

To ensure that there is surplus unrestricted cash, there is a need for the Water Fund to borrow funds either internally or externally.

## 4.2 Debt Management - Interfund Borrowing (contd)

Water Fund has approximately \$145.9m in external borrowings outstanding at March 2015 borrowed predominantly around the Global Financial Crisis. The weighted average borrowing rate on external borrowings is 7.15%.

Interfund loans were approved through Council resolution on 26 June 2013, and 25 June 2014 for the amount of \$20m from General Fund to the Water Fund and \$10m from Sewer Fund to Water Fund. The borrowing from Sewer fund was approved by the Minister in March 2015.

The total current value of interfund loans to Water fund after scheduled repayments stands at \$29.2m

### THE PROPOSAL

Allow for both General Fund and Sewer Fund to loan up to an additional \$10m each to the Water fund based on the attached terms. These new borrowings will be in addition to the \$29.2m in outstanding internal loans to the Water Fund.

The return on the investment portfolio continues to decline and sits below the current borrowing rate from external sources. As such given there is available surplus funds in the General and Sewer Funds, it is appropriate and represents best value for ratepayers for Council to undertake an internal borrowings rather than borrowing the funds from an external source.

The value attributed to sourcing the finance internally based on the full \$20m proposed is approximately \$200k per annum (being the difference of 1% between the interest saved by the Water Fund at borrowing rates of 3.7%, offset by the interest foregone by General and Sewer Funds on depositing these funds at 2.7%).

Summary of Financial Information at 31 March 2015

	<b>General Fund</b>	<b>Sewer Fund</b>	<b>Water Fund</b>	<b>TOTAL</b>
<b>Borrowings</b>	<b>\$6.41m</b>	<b>\$29.16m</b>	<b>\$145.94m</b>	<b>\$181.51m</b>
<b>Cash Position</b>				
Externally Restricted Cash	\$68.12m	\$14.17m	\$23.14m	\$105.43m
Internally Restricted Cash	\$11.89m	\$0.37m	\$0.36m	\$12.62m
<i>Unrestricted Cash - Current</i>	<i>\$17.64m</i>	<i>\$25.17m</i>	<i>(\$3.51m)</i>	<i>\$39.30m</i>
<b>Total Cash</b>	<b>\$97.65m</b>	<b>\$39.71m</b>	<b>\$19.99m</b>	<b>\$157.35m</b>
<b>Proposed Borrowing</b>	<b>(\$10.00m)</b>	<b>(\$10.00m)</b>	<b>\$20.00m</b>	<b>-</b>
<b>Unrestricted Cash after proposed Interfund loans</b>	<b>\$7.64m</b>	<b>\$15.17m</b>	<b>\$16.49m</b>	<b>\$39.30m</b>
<b>Proposed Total Cash after Internal loans</b>	<b>\$87.65m</b>	<b>\$29.71m</b>	<b>\$39.99m</b>	<b>\$157.35</b>



## OPTIONS

The alternative option would be to borrow money externally from an approved bank regulated by APRA. Although current external interest rates are low compared to existing loans, the benefit of internal borrowings is that at a consolidated level, Council avoids external interest costs altogether and the funds used are earning lower returns in term deposits.

Another option is to refinance the current Water Fund external borrowings to current rates. The break costs involved in refinancing the external debt is material and does not represent best value for ratepayers at this stage. Staff continue to monitor prevailing market interest rates, model break costs based on the current debt portfolio and advise on opportunities to reduce high cost debt in a sensible manner.

## STRATEGIC LINKS

### Long term Financial Strategy

Proposal is aligned to Long term Financial Strategy by ensuring WSC manages its financial resources efficiently and reducing its cost of borrowing.

The recent Wyong Water Review is expected to improve the financial sustainability of the Water and Sewer. An improvement in the operational performance of the Water fund will reduce the reliance upon General and Sewer fund for further cash injections.

Over the two years Council will undertake another IPART pricing process which we hope will see a pricing profile that more readily reflects Council operational and capital expenditure programs.

### Budget Impact

This initiative will have no impact on WSC's budget on a consolidated view point. Water fund will however see increased borrowing costs. This cost which will be offset against General Fund and Sewer fund which both will receive additional interest income.

## CONCLUSION

Arranging interfund loans from the General Fund and the Sewer fund to finance the Water fund is the most prudent financing option available to WSC at present. Whilst WSC does have the ability to obtain additional external borrowings within Water fund to cover the current negative unrestricted cash balance, the cheapest source of funding and that which provides the best value to ratepayers is to access these funds internally.

## ATTACHMENTS

1	WSC Interfund GF to WF Loan note 2015	D11934784
2	2015 GF to WF loan repayment loan	D11940606
3	WSC Interfund SF to WF Loan note 2015	D11934793
4	2015 SF to WF loan repayment loan	D11940608

**Agreement For Inter-fund Loan between General and Water Fund**

This deed made the \_\_\_\_\_ day of \_\_\_\_\_ two thousand and Fifteen by Wyong Shire Council (hereinafter called "WSC") is for the inter-fund loan of upto \$10,000,000 from the Sewer fund ("lender") to the Water Fund ("borrower").

**Whereas:**

(A) The borrower will borrow upto the sum of \$10,000,000 to fund ongoing capital and operational expenditure.

(B) WSC resolves to adopt the maximum interest rate as specified by The Minister for Local Government, which is currently 6.75%.

1. It is agreed that the borrower will repay the loan over 20 years based on the attached amortisation schedule. Refer Annexure A.

2. Repayment of the loan can be satisfied by way of journaling the payment from Water Fund's inter-fund cash balance. Consequentially the loan repayments from the borrower to the lender do not need to be settled in cash.

3. The borrower can repay the loan at any time after giving notice of 30 days to the lender and no early break cost will be charged by the lender.

**Signed For And On Behalf Of Wyong Shire Council:**

\_\_\_\_\_  
Mr Doug Eaton  
Mayor

**DATE:**\_\_\_\_\_

\_\_\_\_\_  
Witness Signature

**DATE:**\_\_\_\_\_

<b>WSC Interfund Loan - Repayment Schedule</b>						
	<b>Loan amount</b>	10,000,000.00		<b>Lender</b>	General Fund	
	<b>Final amount</b>	0.00		<b>Borrower</b>	Water Fund	
	<b>All up rate</b>	6.75%				
	<b>Principal &amp; Interest Payment</b>	228,713.35				
	<b>Number of periods</b>	80				
	<b>Date</b>	<b>Starting loan balance</b>	<b>Half yearly payment</b>	<b>Interest portion</b>	<b>Principal portion</b>	<b>Remaining loan balance</b>
0	May-15	10,000,000.00	0.00	0.00	0.00	10,000,000.00
1	Aug-15	10,000,000.00	228,713.35	168,750.00	59,963.35	9,940,036.65
2	Nov-15	9,940,036.65	228,713.35	167,738.12	60,975.23	9,879,061.42
3	Feb-16	9,879,061.42	228,713.35	166,709.16	62,004.19	9,817,057.23
4	May-16	9,817,057.23	228,713.35	165,662.84	63,050.51	9,754,006.72
5	Aug-16	9,754,006.72	228,713.35	164,598.86	64,114.49	9,689,892.23
6	Nov-16	9,689,892.23	228,713.35	163,516.93	65,196.42	9,624,695.81
7	Feb-17	9,624,695.81	228,713.35	162,416.74	66,296.61	9,558,399.20
8	May-17	9,558,399.20	228,713.35	161,297.99	67,415.36	9,490,983.84
9	Aug-17	9,490,983.84	228,713.35	160,160.35	68,553.00	9,422,430.84
10	Nov-17	9,422,430.84	228,713.35	159,003.52	69,709.83	9,352,721.01
11	Feb-18	9,352,721.01	228,713.35	157,827.17	70,886.18	9,281,834.82
12	May-18	9,281,834.82	228,713.35	156,630.96	72,082.39	9,209,752.43
13	Aug-18	9,209,752.43	228,713.35	155,414.57	73,298.78	9,136,453.66
14	Nov-18	9,136,453.66	228,713.35	154,177.66	74,535.70	9,061,917.96
15	Feb-19	9,061,917.96	228,713.35	152,919.87	75,793.49	8,986,124.48
16	May-19	8,986,124.48	228,713.35	151,640.85	77,072.50	8,909,051.98
17	Aug-19	8,909,051.98	228,713.35	150,340.25	78,373.10	8,830,678.88
18	Nov-19	8,830,678.88	228,713.35	149,017.71	79,695.64	8,750,983.23
19	Feb-20	8,750,983.23	228,713.35	147,672.84	81,040.51	8,669,942.72
20	May-20	8,669,942.72	228,713.35	146,305.28	82,408.07	8,587,534.66
21	Aug-20	8,587,534.66	228,713.35	144,914.65	83,798.70	8,503,735.95
22	Nov-20	8,503,735.95	228,713.35	143,500.54	85,212.81	8,418,523.14
23	Feb-21	8,418,523.14	228,713.35	142,062.58	86,650.77	8,331,872.37
24	May-21	8,331,872.37	228,713.35	140,600.35	88,113.00	8,243,759.37
25	Aug-21	8,243,759.37	228,713.35	139,113.44	89,599.91	8,154,159.46
26	Nov-21	8,154,159.46	228,713.35	137,601.44	91,111.91	8,063,047.55
27	Feb-22	8,063,047.55	228,713.35	136,063.93	92,649.42	7,970,398.12
28	May-22	7,970,398.12	228,713.35	134,500.47	94,212.88	7,876,185.24
29	Aug-22	7,876,185.24	228,713.35	132,910.63	95,802.72	7,780,382.51
30	Nov-22	7,780,382.51	228,713.35	131,293.95	97,419.40	7,682,963.12
31	Feb-23	7,682,963.12	228,713.35	129,650.00	99,063.35	7,583,899.77
32	May-23	7,583,899.77	228,713.35	127,978.31	100,735.04	7,483,164.73
33	Aug-23	7,483,164.73	228,713.35	126,278.40	102,434.95	7,380,729.78
34	Nov-23	7,380,729.78	228,713.35	124,549.82	104,163.54	7,276,566.25
35	Feb-24	7,276,566.25	228,713.35	122,792.06	105,921.30	7,170,644.95
36	May-24	7,170,644.95	228,713.35	121,004.63	107,708.72	7,062,936.23
37	Aug-24	7,062,936.23	228,713.35	119,187.05	109,526.30	6,953,409.93
38	Nov-24	6,953,409.93	228,713.35	117,338.79	111,374.56	6,842,035.37
39	Feb-25	6,842,035.37	228,713.35	115,459.35	113,254.00	6,728,781.37
40	May-25	6,728,781.37	228,713.35	113,548.19	115,165.17	6,613,616.20
41	Aug-25	6,613,616.20	228,713.35	111,604.77	117,108.58	6,496,507.63
42	Nov-25	6,496,507.63	228,713.35	109,628.57	119,084.78	6,377,422.84
43	Feb-26	6,377,422.84	228,713.35	107,619.01	121,094.34	6,256,328.50
44	May-26	6,256,328.50	228,713.35	105,575.54	123,137.81	6,133,190.69
45	Aug-26	6,133,190.69	228,713.35	103,497.59	125,215.76	6,007,974.94
46	Nov-26	6,007,974.94	228,713.35	101,384.58	127,328.77	5,880,646.16
47	Feb-27	5,880,646.16	228,713.35	99,235.90	129,477.45	5,751,168.71
48	May-27	5,751,168.71	228,713.35	97,050.97	131,662.38	5,619,506.34
49	Aug-27	5,619,506.34	228,713.35	94,829.17	133,884.18	5,485,622.15
50	Nov-27	5,485,622.15	228,713.35	92,569.87	136,143.48	5,349,478.68
51	Feb-28	5,349,478.68	228,713.35	90,272.45	138,440.90	5,211,037.78
52	May-28	5,211,037.78	228,713.35	87,936.26	140,777.09	5,070,260.69
53	Aug-28	5,070,260.69	228,713.35	85,560.65	143,152.70	4,927,107.99
54	Nov-28	4,927,107.99	228,713.35	83,144.95	145,568.40	4,781,539.59
55	Feb-29	4,781,539.59	228,713.35	80,688.48	148,024.87	4,633,514.71
56	May-29	4,633,514.71	228,713.35	78,190.56	150,522.79	4,482,991.92
57	Aug-29	4,482,991.92	228,713.35	75,650.49	153,062.86	4,329,929.06
58	Nov-29	4,329,929.06	228,713.35	73,067.55	155,645.80	4,174,283.26
59	Feb-30	4,174,283.26	228,713.35	70,441.03	158,272.32	4,016,010.94
60	May-30	4,016,010.94	228,713.35	67,770.18	160,943.17	3,855,067.78
61	Aug-30	3,855,067.78	228,713.35	65,054.27	163,659.08	3,691,408.70
62	Nov-30	3,691,408.70	228,713.35	62,292.52	166,420.83	3,524,987.87
63	Feb-31	3,524,987.87	228,713.35	59,484.17	169,229.18	3,355,758.69
64	May-31	3,355,758.69	228,713.35	56,628.43	172,084.92	3,183,673.76
65	Aug-31	3,183,673.76	228,713.35	53,724.49	174,988.86	3,008,684.91
66	Nov-31	3,008,684.91	228,713.35	50,771.56	177,941.79	2,830,743.11
67	Feb-32	2,830,743.11	228,713.35	47,768.79	180,944.56	2,649,798.55
68	May-32	2,649,798.55	228,713.35	44,715.35	183,998.00	2,465,800.55
69	Aug-32	2,465,800.55	228,713.35	41,610.38	187,102.97	2,278,697.59
70	Nov-32	2,278,697.59	228,713.35	38,453.02	190,260.33	2,088,437.26
71	Feb-33	2,088,437.26	228,713.35	35,242.38	193,470.97	1,894,966.28
72	May-33	1,894,966.28	228,713.35	31,977.56	196,735.79	1,698,230.49
73	Aug-33	1,698,230.49	228,713.35	28,657.64	200,055.71	1,498,174.78
74	Nov-33	1,498,174.78	228,713.35	25,281.70	203,431.65	1,294,743.13
75	Feb-34	1,294,743.13	228,713.35	21,848.79	206,864.56	1,087,878.57
76	May-34	1,087,878.57	228,713.35	18,357.95	210,355.40	877,523.17
77	Aug-34	877,523.17	228,713.35	14,808.20	213,905.15	663,618.02
78	Nov-34	663,618.02	228,713.35	11,198.55	217,514.80	446,103.22
79	Feb-35	446,103.22	228,713.35	7,527.99	221,185.36	224,917.86
80	May-35	224,917.86	228,713.35	3,795.49	224,917.86	0.00
				<b>8,297,068.07</b>		

**Agreement For Inter-fund Loan between Sewer and Water Fund**

This deed made the \_\_\_\_\_ day of \_\_\_\_\_ two thousand and fifteen by Wyong Shire Council (hereinafter called "WSC") is for the inter-fund loan of upto \$10,000,000 from the Sewer fund ("lender") to the Water Fund ("borrower").

**Whereas:**

(A) The borrower will borrow upto the sum of \$10,000,000 to fund ongoing capital and operational expenditure.

(B) WSC resolves to adopt the maximum interest rate as specified by The Minister for Local Government, which is currently 6.75%.

1. It is agreed that the borrower will repay the loan over 20 years based on the attached amortisation schedule. Refer Annexure A.

2. Repayment of the loan can be satisfied by way of journaling the payment from Water Fund's inter-fund cash balance. Consequentially the loan repayments from the borrower to the lender do not need to be settled in cash.

3. The borrower can repay the loan at any time after giving notice of 30 days to the lender and no early break cost will be charged by the lender.

**Signed For And On Behalf Of Wyong Shire Council:**

\_\_\_\_\_  
Mr Doug Eaton  
Mayor

**DATE:**\_\_\_\_\_

\_\_\_\_\_  
Witness Signature

**DATE:**\_\_\_\_\_

<b>WSC Interfund Loan - Repayment Schedule</b>						
Loan amount	10,000,000.00			Lender	Sewer Fund	
Final amount	0.00			Borrower	Water Fund	
All up rate	6.75%					
Principal & Interest Payment	228,713.35					
Number of periods	80					
	Date	Starting loan balance	Half yearly payment	Interest portion	Principal portion	Remaining loan balance
0	Jun-15	10,000,000.00	0.00	0.00	0.00	10,000,000.00
1	Sep-15	10,000,000.00	228,713.35	168,750.00	59,963.35	9,940,036.65
2	Dec-15	9,940,036.65	228,713.35	167,738.12	60,975.23	9,879,061.42
3	Mar-16	9,879,061.42	228,713.35	166,709.16	62,004.19	9,817,057.23
4	Jun-16	9,817,057.23	228,713.35	165,662.84	63,050.51	9,754,006.72
5	Sep-16	9,754,006.72	228,713.35	164,598.86	64,114.49	9,689,892.23
6	Dec-16	9,689,892.23	228,713.35	163,516.93	65,196.42	9,624,695.81
7	Mar-17	9,624,695.81	228,713.35	162,416.74	66,296.61	9,558,399.20
8	Jun-17	9,558,399.20	228,713.35	161,297.99	67,415.36	9,490,983.84
9	Sep-17	9,490,983.84	228,713.35	160,160.35	68,553.00	9,422,430.84
10	Dec-17	9,422,430.84	228,713.35	159,003.52	69,709.83	9,352,721.01
11	Mar-18	9,352,721.01	228,713.35	157,827.17	70,886.18	9,281,834.82
12	Jun-18	9,281,834.82	228,713.35	156,630.96	72,082.39	9,209,752.43
13	Sep-18	9,209,752.43	228,713.35	155,414.57	73,298.78	9,136,453.66
14	Dec-18	9,136,453.66	228,713.35	154,177.66	74,535.70	9,061,917.96
15	Mar-19	9,061,917.96	228,713.35	152,919.87	75,793.49	8,986,124.48
16	Jun-19	8,986,124.48	228,713.35	151,640.85	77,072.50	8,909,051.98
17	Sep-19	8,909,051.98	228,713.35	150,340.25	78,373.10	8,830,678.88
18	Dec-19	8,830,678.88	228,713.35	149,017.71	79,695.64	8,750,983.23
19	Mar-20	8,750,983.23	228,713.35	147,672.84	81,040.51	8,669,942.72
20	Jun-20	8,669,942.72	228,713.35	146,305.28	82,408.07	8,587,534.66
21	Sep-20	8,587,534.66	228,713.35	144,914.65	83,798.70	8,503,735.95
22	Dec-20	8,503,735.95	228,713.35	143,500.54	85,212.81	8,418,523.14
23	Mar-21	8,418,523.14	228,713.35	142,062.58	86,650.77	8,331,872.37
24	Jun-21	8,331,872.37	228,713.35	140,600.35	88,113.00	8,243,759.37
25	Sep-21	8,243,759.37	228,713.35	139,113.44	89,599.91	8,154,159.46
26	Dec-21	8,154,159.46	228,713.35	137,601.44	91,111.91	8,063,047.55
27	Mar-22	8,063,047.55	228,713.35	136,063.93	92,649.42	7,970,398.12
28	Jun-22	7,970,398.12	228,713.35	134,500.47	94,212.88	7,876,185.24
29	Sep-22	7,876,185.24	228,713.35	132,910.63	95,802.72	7,780,382.51
30	Dec-22	7,780,382.51	228,713.35	131,293.95	97,419.40	7,682,963.12
31	Mar-23	7,682,963.12	228,713.35	129,650.00	99,063.35	7,583,899.77
32	Jun-23	7,583,899.77	228,713.35	127,978.31	100,735.04	7,483,164.73
33	Sep-23	7,483,164.73	228,713.35	126,278.40	102,434.95	7,380,729.78
34	Dec-23	7,380,729.78	228,713.35	124,549.82	104,163.54	7,276,566.25
35	Mar-24	7,276,566.25	228,713.35	122,792.06	105,921.30	7,170,644.95
36	Jun-24	7,170,644.95	228,713.35	121,004.63	107,708.72	7,062,936.23
37	Sep-24	7,062,936.23	228,713.35	119,187.05	109,526.30	6,953,409.93
38	Dec-24	6,953,409.93	228,713.35	117,338.79	111,374.56	6,842,035.37
39	Mar-25	6,842,035.37	228,713.35	115,459.35	113,254.00	6,728,781.37
40	Jun-25	6,728,781.37	228,713.35	113,548.19	115,165.17	6,613,616.20
41	Sep-25	6,613,616.20	228,713.35	111,604.77	117,108.58	6,496,507.63
42	Dec-25	6,496,507.63	228,713.35	109,628.57	119,084.78	6,377,422.84
43	Mar-26	6,377,422.84	228,713.35	107,619.01	121,094.34	6,256,328.50
44	Jun-26	6,256,328.50	228,713.35	105,575.54	123,137.81	6,133,190.69
45	Sep-26	6,133,190.69	228,713.35	103,497.59	125,215.76	6,007,974.94
46	Dec-26	6,007,974.94	228,713.35	101,384.58	127,328.77	5,880,646.16
47	Mar-27	5,880,646.16	228,713.35	99,235.90	129,477.45	5,751,168.71
48	Jun-27	5,751,168.71	228,713.35	97,050.97	131,662.38	5,619,506.34
49	Sep-27	5,619,506.34	228,713.35	94,829.17	133,884.18	5,485,622.15
50	Dec-27	5,485,622.15	228,713.35	92,569.87	136,143.48	5,349,478.68
51	Mar-28	5,349,478.68	228,713.35	90,272.45	138,440.90	5,211,037.78
52	Jun-28	5,211,037.78	228,713.35	87,936.26	140,777.09	5,070,260.69
53	Sep-28	5,070,260.69	228,713.35	85,560.65	143,152.70	4,927,107.99
54	Dec-28	4,927,107.99	228,713.35	83,144.95	145,568.40	4,781,539.59
55	Mar-29	4,781,539.59	228,713.35	80,688.48	148,024.87	4,633,514.71
56	Jun-29	4,633,514.71	228,713.35	78,190.56	150,522.79	4,482,991.92
57	Sep-29	4,482,991.92	228,713.35	75,650.49	153,062.86	4,329,929.06
58	Dec-29	4,329,929.06	228,713.35	73,067.55	155,645.80	4,174,283.26
59	Mar-30	4,174,283.26	228,713.35	70,441.03	158,272.32	4,016,010.94
60	Jun-30	4,016,010.94	228,713.35	67,770.18	160,943.17	3,855,067.78
61	Sep-30	3,855,067.78	228,713.35	65,054.27	163,659.08	3,691,408.70
62	Dec-30	3,691,408.70	228,713.35	62,292.52	166,420.83	3,524,987.87
63	Mar-31	3,524,987.87	228,713.35	59,484.17	169,229.18	3,355,758.69
64	Jun-31	3,355,758.69	228,713.35	56,628.43	172,084.92	3,183,673.76
65	Sep-31	3,183,673.76	228,713.35	53,724.49	174,988.86	3,008,684.91
66	Dec-31	3,008,684.91	228,713.35	50,771.56	177,941.79	2,830,743.11
67	Mar-32	2,830,743.11	228,713.35	47,768.79	180,944.56	2,649,798.55
68	Jun-32	2,649,798.55	228,713.35	44,715.35	183,998.00	2,465,800.55
69	Sep-32	2,465,800.55	228,713.35	41,610.38	187,102.97	2,278,697.59
70	Dec-32	2,278,697.59	228,713.35	38,453.02	190,260.33	2,088,437.26
71	Mar-33	2,088,437.26	228,713.35	35,242.38	193,470.97	1,894,966.28
72	Jun-33	1,894,966.28	228,713.35	31,977.56	196,735.79	1,698,230.49
73	Sep-33	1,698,230.49	228,713.35	28,657.64	200,055.71	1,498,174.78
74	Dec-33	1,498,174.78	228,713.35	25,281.70	203,431.65	1,294,743.13
75	Mar-34	1,294,743.13	228,713.35	21,848.79	206,864.56	1,087,878.57
76	Jun-34	1,087,878.57	228,713.35	18,357.95	210,355.40	877,523.17
77	Sep-34	877,523.17	228,713.35	14,808.20	213,905.15	663,618.02
78	Dec-34	663,618.02	228,713.35	11,198.55	217,514.80	446,103.22
79	Mar-35	446,103.22	228,713.35	7,527.99	221,185.36	224,917.86
80	Jun-35	224,917.86	228,713.35	3,795.49	224,917.86	0.00
				<b>8,297,068.07</b>		

### **4.3 Determination of Water Supply, Sewerage and Drainage Fees and Charges 2015 - 2016**

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TRIM REFERENCE: F2004/06782 - D11937158

AUTHOR: Michelle Best; Financial Accountant

MANAGER: Kim Fletcher; Chief Financial Officer

#### **SUMMARY**

This report details the proposed Water Supply, Sewerage and Drainage Fees and Charges for 2015-16.

#### **RECOMMENDATION**

- 1 That Council approve the water, sewerage and drainage Fees and Charges set out in Attachment 1.**
- 2 That Council note the amount of revenue to be raised by way of Service Charges is estimated at \$50,009,731.**
- 3 That Council classify all land for the purpose of levying Services Charges according to the following factors:**
  - a whether the land is residential or non residential;**
  - b where the land is residential, by the intensity of the use of the land; and**
  - c the nature and extent of the water or sewerage services connected to each individual allotment.**
- 4 That Council determine the Service Charges shall be levied in accordance with the Water Management Act 2000.**

#### **BACKGROUND**

Council is a water supply authority under the Water Management Act 2000.

Section 315 of the Water Management Act 2000 requires Council to determine water, sewerage and drainage service charges no later than one month before the beginning of each charging year. Council's charging year starts 1 July 2015.

Council's water, sewerage and drainage charges are also subject to approval by the Minister for Primary Industries following determination by the Independent Pricing and Regulatory Tribunal (IPART).

On 14 May 2013 IPART made a four year determination concerning Council's water, sewerage and drainage charges, covering the period 1 July 2013 to 30 June 2017.

### 4.3 Determination of Water Supply, Sewerage and Drainage Fees and Charges 2015 - 2016 (contd)

The service charges included in this recommendation are calculated in accordance with the determination.

A component of the price calculation formula is the increase in the Australian Consumer Price Index (CPI) from March 2013 to March 2015, published by the Australian Bureau of Statistics.

#### CURRENT STATUS

Proposed prices contained in the Wyong Shire Council Draft Strategic Plan 2015-2019 on exhibition were calculated using an estimated increase in CPI.

The official increase in CPI has now been released, requiring all calculations to be updated for Council's approval.

The following table summarises the Fees and Charges for 2015-16 and shows a comparison to those levied in 2014-15 for a typical residential ratepayer who consumes 154kL of water per year.

#### Comparison Charges: 2014-15 to 2015-16 based on a typical residential ratepayer

	2014-15 Charges	2015-16 Charges	Increase 2014-15 to 2015-16	% Increase 2014-15 to 2015-16	Draft 2015-16 Strategic Plan
Water Service Charge	\$ 172.33	\$ 166.87	-\$ 5.46	-3.2%	\$ 168.79
Water Usage (154KL)	\$ 343.42	\$ 348.04	\$ 4.62	1.3%	\$ 352.66
Sewerage Service	\$ 470.75	\$ 477.03	\$ 6.28	1.3%	\$ 482.51
Drainage Service	\$ 108.76	\$ 118.14	\$ 9.38	8.6%	\$ 119.50
<b>TOTAL</b>	<b>\$ 1,095.26</b>	<b>\$ 1,110.08</b>	<b>\$ 14.82</b>	<b>1.4%</b>	<b>\$ 1,123.46</b>

#### CONCLUSION

The estimated revenue to be raised from Water, Drainage and Sewer Service Charges based on the IPART Determination for 2015-16 is \$50,009,731.

IPART determines the methodology and limits of calculating Service Charges for water, sewerage and drainage.

Council staff has complied with all requirements pertaining to the setting of new Service Charges. Adoption by Council is required to formalise the revenue source.

#### ATTACHMENTS

- 1 2015-16 Water, Sewerage and Drainage proposed fees and charges - Council Report Attachment D11937162



## Water, Sewerage and Drainage Charges for 2015-16

Wyong Shire Council's water, sewerage and drainage services and a number of its associated ancillary services are declared monopoly services under Section 4 of the *Independent Pricing and Regulatory Act*.

Council's prices must therefore be set in accordance with any IPART determined methodologies and/or maximum prices, and are subject to approval by the relevant Minister.

All prices for water, sewerage, drainage and ancillary services for 2015-16 have been calculated in accordance with IPART's Water Determination May 2013 and the IPART prescribed CPI calculation methodology based on the increase in the Consumer Price Index from March 2013 to March 2015.

### 1. Water supply service charges

Council levies the water supply service charge on the owners of all properties for which there is an available water supply service. This pays the full cost of supplying water.

For those properties that become chargeable or non-chargeable during the year a proportional charge or fee calculated on a daily basis is applied.

The proposed water supply service charges for 2015-16 are as follows:

Meter type/size	2015-16 Charge
Residential property service charge	166.87
Multi Premises	138.50
Water availability	166.87
Unmetered properties	574.27
Non Res single 20mm	166.87
20mm meter	146.52
25mm meter	228.94
40mm meter	586.09
50mm meter	915.77
80mm meter	2,344.37
100mm meter	3,663.08
150mm meter	8,241.93
200mm meter	14,652.31
Non specified pipe/meter size	$(\text{meter size})^2 / 625$ x \$228.94

The total yield in 2015-16 from this charge is expected to be \$11,365,000.

### 2. Water usage charges

In addition to the water supply service charge, all potable water consumed will be charged at \$2.26 per kilolitre.

Where water usage relates to multiple financial year periods the usage will be apportioned to each period on a daily average basis and the applicable period's water usage charge will be applied.

The total yield in 2015-16 from this charge is expected to be \$28,592,000.

### 3. Sewerage supply service charges

Council levies this charge to cover the cost of supplying sewerage services on all properties for which there is a sewerage service either connected or available.



Non Residential properties will be levied a sewerage service charge based on meter size and a sewerage usage charge. Where the sum of these charges is less than the non-residential minimum sewerage charge, the non-residential minimum will be charged instead.

A discharge factor in accordance with Council's Trade Waste Policy is applied to the charge based on the volume of water discharged into Council's sewerage system.

Meter type/size	2015-16 Charge
Residential property service charge	477.03
Multi Premises	388.61
Sewer availability	477.03
Non-residential property service charge	477.03
20mm meter	271.34 x DF
25mm meter	423.97 x DF
40mm meter	1,085.37 x DF
50mm meter	1,695.90 x DF
80mm meter	4,341.49 x DF
100mm meter	6,783.58 x DF
150mm meter	15,263.05 x DF
200mm meter	27,134.32 x DF
Non specified pipe/meter size	$(\text{meter size})^2 / 625$ x \$423.97 x DF

The total yield in 2015-16 from this charge is expected to be \$30,862,000.

#### 4. Sewerage Usage Charges

There is no sewer usage charge payable by residential properties.

For non-residential properties, a discharge factor based on the type of premises is applied to the assessed volume of water purchased from Council to determine the volume discharged to the sewerage system.

Sewage discharged into the sewerage network will be charged at \$0.83 per kilolitre.

The total yield in 2015-16 from this charge is expected to be \$367,800.

#### 5. Recycled Water

Supply of reticulated tertiary treated sewerage effluent, except when covered by an individual agreement, will be charged at \$1.13 per kilolitre.

#### 6. Water supplied to Hunter Water Corporation

Water supplied to the Hunter Water Corporation will be charged at \$0.65 per kilolitre.

## 7. Drainage Service Charges

This charge is levied by Council for the provision of drainage services, and covers the cost of maintaining the Shire's drainage network.

Meter type/size	2014/15 Charge
Residential property service charge	118.14
Multi premises	88.60
20mm meter	118.14
25mm meter	184.60
40mm meter	472.57
50mm meter	738.39
80mm meter	1,890.29
100mm meter	2,953.59
150mm meter	6,645.57
200mm meter	11,814.35
Non specified pipe/meter size	$(\text{meter size})^2 / 625$ x \$184.60

The total yield in 2015-16 from this charge is expected to be \$7,782,000.

## 8. Interest on overdue charges

In accordance with Section 356 of the Water Management Act 2000 Council charges interest on all overdue charges which remain unpaid after they become due and payable. Interest will be calculated on a daily basis using the simple interest method. The rate of interest applied to overdue charges levied under the Water Management Act 2000 will be the maximum rate of interest allowable under that Act calculated on the RBA cash rate plus 6% - currently 8% p.a.

**Pricing for water, sewerage and drainage service and usage charges for each property type is as follows:**

Property Type	Water Service Charges	Water Usage Charges	Sewer Service Charges	Sewer Usage Charges	Drainage service charges
<p>Metered residential properties with individual meters</p> <ul style="list-style-type: none"> <li>• houses &amp; terraces</li> <li>• strata title properties</li> <li>• company title dwellings</li> <li>• community development lots</li> <li>• retirement villages</li> </ul>	The owner of each property, lot or unit is levied the residential property water service charge.	The owner of each property will be levied for water passing through its meter.	The owner of each property, lot or unit is levied the residential property sewer service charge.	No charge.	The owner of each property, lot or unit is levied the residential property drainage service charge.
<p>Metered residential properties with common meters</p> <ul style="list-style-type: none"> <li>• Strata Title Properties</li> <li>• Company Title dwellings</li> <li>• Community development lots</li> </ul>	The owner of each property, lot or dwelling will be levied the residential property water service charge.	Usage through a common meter will be apportioned by unit entitlement and charged to the owner of each property, lot or dwelling at the 2015-16 rate.	The owner of each property, lot or unit is levied the residential property sewer service charge.	No charge.	The owner of each property, lot or unit is levied the multi premises property drainage service charge.
Retirement villages with common meters	Non-residential service charges will apply, and are based on the size of the meter.	Usage through a common meter will be charged at the 2015-16 water usage rate.	Non-residential service charges will apply, and are based on the size of the meter and the applicable discharge factor. Where this is less than the non-residential minimum, this will be charged instead.	Estimated sewage discharged to the sewerage system will be charged at \$0.83 per kilolitre.	The multi premises drainage service charge will apply.
Non-residential properties with single individual 20mm meters	The owner of each property, lot or unit is levied the non-residential single 20mm water service charge.	The owner of each property will be levied for water passing through its meter.	The owner of each property, lot or unit is levied the non-residential sewer service charge based on the size on the	Estimated sewage discharged to the sewerage system will be charged at \$0.83 per kilolitre.	The non-residential drainage service charge will apply and is based on the size of the water meter.

Property Type	Water Service Charges	Water Usage Charges	Sewer Service Charges	Sewer Usage Charges	Drainage service charges
			meter.		
Non-residential properties with meters of 25mm or greater or multiple meters of any size.	The owner of each property, lot or unit is levied the non-residential service charge based on the size on the meter(s).	The owner of each property will be levied for water passing through its meter. Usage through a common meter will be apportioned by unit entitlement and charged to the owner of each property, lot or dwelling.	Non-residential service charges will apply, and are based on the size of the meter. Where this is less than the non-residential minimum, this will be charged instead.	Estimated sewage discharged to the sewerage system will be charged at \$0.83 per kilolitre.	The non-residential drainage service charge will apply and is based on the size of the water meter.
Water fire service	There is no charge for a separate fire service. Where a property has a combined fire and commercial service the property will be charged in accordance with meter size.	No charge	No charge	No charge	No charge
Vacant land	Land that is not connected to the water supply, but can reasonably be connected will be levied the availability charge.	No charge.	Land that is not connected to the water supply, but can reasonably be connected will be levied the availability charge	No charge.	No charge.
Miscellaneous Multi premises	The owner of each property, lot or dwelling will be levied the multi premises property water service charge for each property within the Multi Premises.	The owner of each property will be levied for water passing through its meter.	The owner of each property, lot or dwelling will be levied the multi premises property sewer service charge for each property within the Multi Premises.	No charge	The multi premises drainage service charge will apply.

### 9. Liquid Trade Waste Charges

Liquid trade waste means all liquid waste other than sewage of domestic nature.

Liquid trade waste charges categories and charging components are as follows:

Liquid trade waste discharge category	Application fee	Annual trade waste fee	Reinspection fee	Liquid trade waste usage charge / KL	Excess mass charges / kg	Non-compliant excess mass charges / kg
<b>Category 1</b> Dischargers conducting an activity deemed by Council as requiring nil or minimal pre-treatment equipment, whose effluent is well defined and low risk to the sewerage system. Volume of discharge is low. Also included are activities with prescribed pre-treatment but low risk	\$51.50	\$90.08	\$84.46	No charge	No charge	No charge
<b>Category 2</b> Dischargers conducting an activity deemed by Council to require a prescribed type of pre-treatment equipment and whose effluent is well characterised. Volume of discharge is up to 20 KL per day.	\$65.55 Includes primary treatment device	\$360.33	\$84.46	Compliant \$1.48 / KL  Non-compliant \$14.39 / KL	No charge	No charge
<b>Category 3</b> Dischargers conducting an activity which is of an industrial nature and/or which results in discharge of large volumes (over 20 KL/day) of liquid trade waste to the sewerage system.	\$1,005.40 Includes two site visits during construction	\$605.26	\$84.46	No charge	Refer attached Schedule of Fees	Refer attached Schedule of Fees
<b>Category S</b> Dischargers conducting an activity of transporting and/or discharging septic tank waste, pan waste and ship to shore pump-outs into the sewerage system. Private pumping stations are included in this category.	Residential \$54.14  Non-residential \$218.92 Includes one inspection	Residential \$48.14  Non-residential \$97.78	\$84.46	No charge	No charge	Charged to private pumping stations only – in accordance with attached Schedule of Fees

In addition to the substances listed above, excess mass charges will apply per kilogram of waste discharged in excess of the Liquid Trade Waste Policy Guideline Acceptance Limits. Non-compliant excess mass charges will apply for trade waste discharged in excess of the Liquid Trade Waste Approval Limit. The nominated charges are applied in accordance with the formulas contained in Council's Liquid Trade Waste Policy.

### Excess Mass Charges

Pollutant	2015-16 Charge Per KL
Aluminium (Al)	0.70
Ammonia (as Nitrogen)	0.75
Arsenic (As)	70.58
Barium (Ba)	35.31
Biochemical Oxygen Demand	0.75
Boron (B)	0.70
Bromine (Br <sub>2</sub> )	14.39
Cadmium (Cd)	326.76
Chloride	No charge
Chlorinated Hydrocarbons	35.31
Chlorinated Phenolics	1,437.79
Chlorine (Cl <sub>2</sub> )	1.44
Chromium (Cr)	23.52
Cobalt (Co)	14.39
Copper (Cu)	14.39
Cyanide	70.58
Fluoride (F)	3.51
Formaldehyde	1.44
Grease and Oil	1.35
Herbicides/defoliants	705.84
Iron (Fe)	1.44
Lead (Pb)	35.31
Lithium (Li)	7.07
Methylene Blue Active Substances (MBAS)	0.70
Manganese (Mn)	7.07
Mercaptans	76.01
Mercury (Hg)	2,352.77
Molybdenum (Mo)	0.70
Nickel (Ni)	23.52
Nitrogen (N)	0.18
Organoarsenic compounds	705.84
Pesticides general (excludes organochlorines and organophosphates)	705.84
Petroleum Hydrocarbons (non-flammable)	2.37
pH	0.42
Phenolic compounds (non-chlorinated)	7.07
Phosphorus	1.44
Polynuclear aromatic hydrocarbons (PAH's)	14.39
Selenium (Se)	49.13
Silver (Ag)	1.40
Suphate (SO <sub>4</sub> )	0.14
Sulphide (S)	1.44
Sulphite (SO <sub>3</sub> )	1.44
Suspended solids	0.96
Thiosulphate	0.27
Total dissolved solids	0.04
Tin	7.07
Uranium	7.60
Zinc (Zn)	14.39

The total yield in 2015-16 from trade waste fees and charges is estimated to be \$931,000.

It should be noted that Trade Waste Charges apply in addition to sewer service charges. Where properties discharging Liquid Trade Waste become chargeable or non-chargeable for a part of the financial year a proportional charge calculated on a weekly basis is to apply.

## 10. Ancillary and Miscellaneous Charges

Item	2015-16 Charge
Conveyancing Certificate Statement of outstanding charges	19.61
Property Sewerage Diagram Diagram showing location of the house-service line, building and sewer for a property	55.59
Service Location Diagram Location of sewer and/or water mains in relation to a property's boundaries	19.61
Special Meter Reading Statement	60.13
Billing Record Statement Up to and including 5 years Further back than 5 years	19.61 19.62 for first 15 mins 13.10 per 15min thereafter
Water Reconnection During business hours Outside business hours	40.53 167.30
Workshop test of water meter If the meter is faulty, no fee is charged Up to 80mm Over 80mm	201.29 By quote
Application for disconnection (all sizes)	33.96
Physical disconnection (all sizes)	132.62
Application for water service connection (all sizes)	33.96
Physical connection Meter only 20mm Short or long service 20mm Short or long service 25mm Short service 40mm Long service 40mm Short service 50mm Long service 50mm Larger services – provision of live main connection only	115.02 697.98 847.00 1,592.04 2,116.18 2,271.71 2,801.08 By quote
Standpipe Hire – Security Bond 25mm 63mm	414.35 797.32
Standpipe Hire – Annual Fee	Water service charge pro-rated for applicable part of the year
Backflow prevention device Application and registration fee	69.28
Major works inspection fee (\$/metre) For the inspection, for the purposes of approval of water and sewer mains, constructed by others, that are longer than 25 meters and/or greater than 2 metres in depth. Water main Gravity sewer main Rising sewer main	6.02 8.03 6.02
Statement of available pressure and flow	133.08
Item	2015-16 Charge
Underground plant locations	

Council assists in on-site physical location. Customer provides all equipment required to expose asset	80.38 for first hour 19.60 / 15mins thereafter
Council undertakes on-site physical location. Council provides all equipment and labour.	133.96 for first hour 33.32 / 15mins thereafter
Plumbing and Drainage inspection fee Residential single dwelling, villas and units Alterations, caravan & mobile homes Commercial and industrial  Additional inspections	162.07/unit 81.67/permit 162.07/unit +47.05/water closet 60.12/inspection
Relocate existing stop valve or hydrant Price exclusive of plant hire, material costs and traffic control	133.96 for first hour 33.32/15 min thereafter
Raise/lower/adjust existing services A height adjustment with lateral movement no more than 2 meters from existing location 20mm only – no materials Over 20mm – requires materials	134.64 By quote
Relocate existing services Where the lateral adjustment exceeds those above Short 20mm Long 20mm Larger than 20mm	339.84 529.37 By quote
Water Sample Analysis	81.67
Alteration from dual service to single service 20mm service only	406.52
Sewerage junction cut-in (150mm) No excavation, no concrete encasement removal, no sideline, junction within property.	300.62
Sewerage junction cut-in (150mm) – sideline less than 3m No excavation, no concrete encasement removal, junction outside property	314.88
Sewerage junction cut-in (225mm) No excavation, no concrete encasement removal, no sideline, junction within property.	703.44
Sewerage junction cut-in (225mm) – sideline less than 3m No excavation, no concrete encasement removal, junction outside property	742.65
Sewerage junction cut-in (over 225mm or where excavation or removal of concrete encasement required by Council) Price exclusive of plant hire charges, materials and traffic control.	133.96 first hour 33.32/15 min thereafter
Sewer main encasement with concrete Encasement inspection fee – construction not undertaken by Council Construction by Council	101.53 By quote
Raise and Lower Sewer manholes (over 300mm) There is no charge for adjustments less than 300mm Manhole Inspection fee Actual physical adjustment	111.75 By quote
Septage and Septic effluent discharge charge (per KL) Licensed contractors dispose of septage and effluent wastewater from domestic onsite sewerage systems and sewer pumping stations at Council's sewer treatment sites.	16.90
Development investigation fees Major developments (Category 1) Minor developments (Category 2) Class 1 and 10 developments (Category 3)	641.98 278.60 81.57



## 5.1 Investment Report for April 2015

TRIM REFERENCE: F2004/06604 - D11934041

MANAGER: Stephen Naven, Chief Financial Officer

AUTHOR: Devini Susindran; Financial Accountant

### SUMMARY

This report details Council's investments as at 30 April 2015.

### RECOMMENDATION

***That Council receive the report on Investment Report for April 2015.***

### BACKGROUND

WSC's investments are made in accordance with the Local Government Act (1993), the Local Government (General) Regulation (2005), Council's Investment Policy, Ministerial Investment Order issued February 2011 and Division of Local Government Investment Policy Guidelines published in May 2010.

### CURRENT STATUS

#### Cash and Term Deposit Funds

Cash flows in April were managed through term deposit maturities, with a net outflow of \$11,628k due to payroll redundancy costs and contractual payments.

**Table 1 - Movement in Cash and Term deposits**

Institution	Term (Approx. Months)	Interest Rate %	Maturity	Investment / (Redemption) \$'000
<b>Movement in Term Deposits</b>				
Bank of Queensland	13.0	3.75%	Apr 2015	(\$5,000)
NAB	13.5	3.76%	Apr 2015	(\$5,000)
Bendigo Adelaide Bank	11.0	3.77%	Apr 2015	(\$5,000)
<b>Total Term Deposit Movement</b>				<b>(\$15,000)</b>
<b>Movement in cash at call</b>				
<b>AMP</b>		2.80%		<b>(\$2,032)</b>
<b>Westpac</b>		2.35%		<b>\$5,390</b>
<b>ANZ</b>		2.25%		<b>-</b>
<b>Interest earned on all call accounts</b>				<b>\$14</b>
<b>Total Cash at Call Movement</b>				<b>\$3,372</b>
<b>Total Cash &amp; Term Deposit Movement</b>				<b>(\$11,628)</b>

**Total Portfolio**

Total net return for April 2015 was \$479k in interest earnings.

**Table 2 - Net Return**

	Full Year 2013-14 \$'000	Q1 2014-15 \$'000	Q2 2014-15 \$'000	Q3 2014-15 \$'000	Apr 2015 \$'000	YTD 2014-15 \$'000
Net Capital Gain/(Loss) Realised	(197)	-	-	-	-	-
Income Distribution on Managed Funds	321	-	-	-	25	25
<b>Net Earnings From Managed Funds *</b>	<b>124</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>25</b>	<b>25</b>
Interest Earnings on Call Deposits Received	402	113	110	86	14	323
Interest Earnings on Term Deposits received at Maturity	5,999	1,311	1,364	1,306	440	4,421
<b>Total Interest Earnings</b>	<b>6,401</b>	<b>1,424</b>	<b>1,474</b>	<b>1,392</b>	<b>454</b>	<b>4,744</b>
<b>Total return for the period</b>	<b>6,525</b>	<b>1,424</b>	<b>1,474</b>	<b>1,392</b>	<b>479</b>	<b>4,769</b>

\* Until October 2013, Council's portfolio included investments in managed funds (Blackrock Care and Maintenance Fund) held under the "grandfather" provisions of the current Ministers Order. A further distribution made in 2013 deposited with ASIC was received in April 2015

Financial Year to Date (YTD) returns to April of 3.85% (3.83% excluding the Managed Fund Distribution) is favourable compared to benchmark bank bill swap (BBSW) *financial year to date* Bank Bill Index of 2.83% and Council guidelines of BBSW + 10 basis points.

**Table 3 - Investment Returns**

Investment Class	Apr 2015 Portfolio \$ '000	YTD Return \$ '000	YTD Return %
Cash at Call	11,519	323	2.53
Term Deposits	132,000	4,421	3.98
Managed Fund	-	25	-
<b>Total Investments</b>	<b>143,519</b>	<b>4,769</b>	<b>3.83</b>

Council investments are evaluated and monitored against a benchmark appropriate to the risk (Standard and Poor's BBB long term or above) and time horizon of the investment concerned. The investment strategy includes rolling maturity dates to ensure that Council has sufficient funds at all times to meet its obligations. A summary of the Term Deposit maturities are listed in Table 4 below.

Table 4 - Term Deposits Maturities

Time Horizon	Maturity on or before	Value \$ '000
<b>At Call</b>	Immediate	<b>11,519</b>
<b>Term Deposits</b>		
0 - 3 months	Jul 2015	27,000
4 - 6 months	Oct 2015	29,000
7 - 12 months	Apr 2016	51,000
1 - 2 years	Apr 2017	11,000
2 - 3 years	Apr 2018	9,000
3 - 4 years	Apr 2019	5,000
<b>Total Term Deposits</b>		<b>132,000</b>
<b>Total Portfolio</b>		<b>143,519</b>

The target maximum allocation limit in each investment risk category and the current spread of investments is listed in Table 5.

The portfolio is still overweight in A1 and was moving more into A2 but there has been a recent shift back into A1 based on best rates offered. Weightings for all categories remain within policy guidelines.

Table 5 - Portfolio Credit Framework

Investment Category Short Term	Target Maximum Allocation	Portfolio Allocation Apr 2015
A1	10.0%	67.95%
A2	75.0%	28.57%
A3	10.0%	2.78%
Unrated	15.0%	0.70%
<b>TOTAL</b>		<b>100.00%</b>

The Investment Guidelines allow the General Manager to approve a variation to the investment Strategy if the investment is to the Council's advantage. The General Manager has approved the variations listed in Table 6 as they presented the best investment return relative to risk at the time of investment.

Table 6 – Variations to the Investment Guidelines approved by General Manager

Date of Approval	Institution	Value	Return	Maturity	Counter party risk %		
					At Approval	Guide lines	At Current Month End
25/02/15	NAB	\$5m	3.14%	10/01/16	20.13%	20%	20.90%
09/03/15	NAB	\$5m	3.13%	07/03/16	20.99%	20%	20.90%

The Counter party risk percentages fluctuate subject to changes to the value of the portfolio and maturities with investments.

**Table 7 - Portfolio Movements**

The decrease in the value of the portfolio for April 2015 was \$11,628k and year to date was \$1,875k. Movements are shown in Table 7.

	Full Year 2013-14 \$'000	Q1 2014-15 \$'000	Q2 2014-15 \$'000	Q3 2014-15 \$'000	April 2015 \$'000	YTD 2014-15 \$'000
<b>Movement in Assets</b>						
<b>Opening Balance</b>	154,992	145,394	154,597	151,456	155,147	145,394
Net movement in Managed fund to Liquidation in Oct'13	(4,688)	-	-	-	-	-
Net Cash/Investments (Withdrawals)	(4,910)	9,203	(3,141)	3,691	(11,628)	(1,875)
<b>Closing Balance</b>	<b>145,394</b>	<b>154,597</b>	<b>151,456</b>	<b>155,147</b>	<b>143,519</b>	<b>143,519</b>

**Portfolio Interest and Investment Returns compared to budget**

Year to date returns as at 30 April 2015 on Council's investment portfolio of deposit accounts and term deposits, show a \$201k or 4.05% unfavourable variance when compared to the revised budget for the year to April 2015.

**Table 8 - Annual Investment Portfolio Performance as at 30 April 2015**

Investment Source	YTD Actual Interest Income \$ '000	YTD Revised Budget \$ '000	YTD Variance to Budget \$ '000
	A	B	C=A-B
General	2,927	2,826	101
Water	563	727	(164)
Sewerage	1,279	1,417	(138)
<b>Total</b>	<b>4,769</b>	<b>4,970</b>	<b>(201)</b>

Interest rates in the month, ranged from 3.08% to 5.20% (with the exception of deposit with Heritage Bank at 7.25%), all of which exceeded the annualised *monthly* Bank Bill Swap Rate (BBSW) benchmark of 2.28%. Interest returns are expected to fall further with the Reserve Bank reducing the cash rate to 2.00% in early May 2015.

**Comparison to Neighbouring Councils**

**Portfolio Valuation**

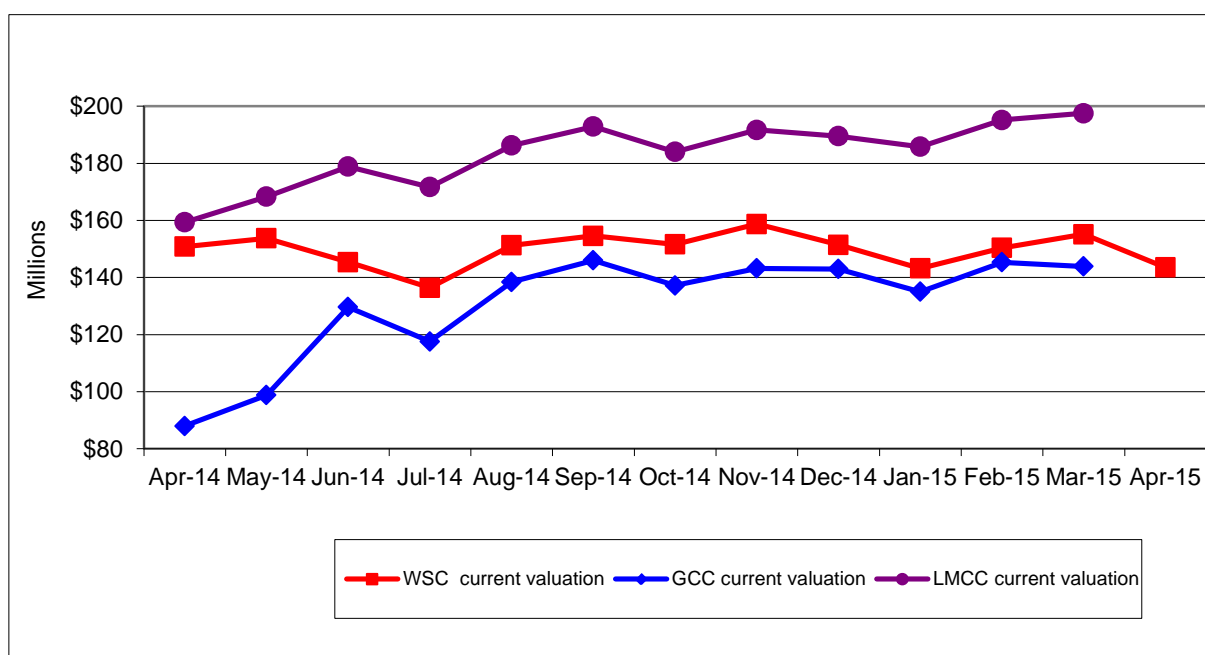
WSC’s investment portfolio reflects our strong cash position, which is comparable with neighbouring Councils. Balances are summarised in table 9 below. Graph 1 shows the monthly portfolio balances over a twelve month period for all three Councils.

There is a lag in the information available for neighbouring Councils and reports for April were not available at the time of writing this report.

**Table 9 – Summary of Investment Portfolio Balances**

Month / Council	Wyong Shire Council \$'000	Gosford City Council \$'000	Lake Macquarie Council \$'000
Nov 2014	\$158,764	\$143,217	\$191,690
Dec 2014	\$151,456	\$142,992	\$189,543
Jan 2015	\$143,210	\$135,009	\$185,850
Feb 2015	\$150,398	\$145,317	\$195,167
Mar 2015	\$155,147	\$143,904	\$197,531
Apr 2015	\$143,519	Not available	Not available

**Graph 1 – Portfolio Valuations – Comparison to Neighbouring Councils**



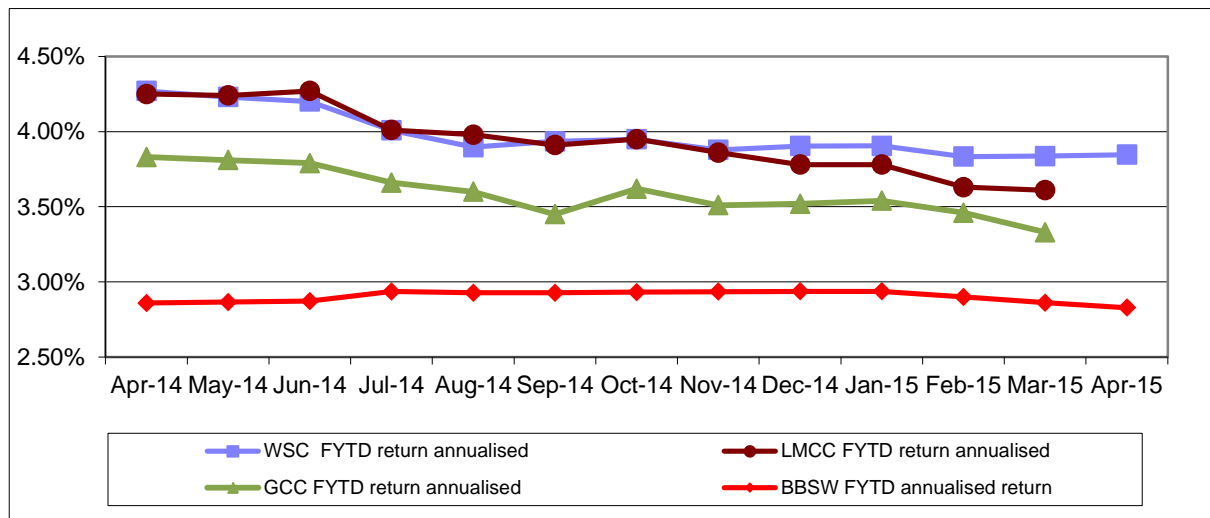
**Portfolio Returns (Annualised)**

WSC’s investment yield compares favourably to neighbouring Councils as outlined in table 10 below. Graph 2 shows the Financial Year to date, annualised portfolio returns over a 12 month period for all three Councils compared to BBSW.

Table 10 – Summary of Investment Portfolio Returns

Month	BBSW	Wyong Shire Council	Gosford City Council	Lake Macquarie Council
Oct 2014	2.93%	3.95%	3.62%	3.95%
Nov 2014	2.94%	3.88%	3.51%	3.86%
Dec 2014	2.94%	3.90%	3.52%	3.78%
Jan 2015	2.94%	3.90%	3.54%	3.78%
Feb 2015	2.90%	3.83%	3.46%	3.63%
Mar 2015	2.86%	3.84%	3.33%	3.61%
Apr 2015	2.83%	3.85%	Not available	Not available

Graph 2 – Portfolio Return – Comparison to Neighbouring Councils



**INVESTMENT STATEMENT**

In accordance with the Local Government (General) Regulation 2005, Part 9, Division 5, Clause 212, it is certified that the investments held as at 30 April 2015 have been made in accordance with the Act, the Regulations and Council's Investment Policies.

**ATTACHMENTS**

- 1 Summary of Investment by Type - April 2015 D11934071

Wyong Shire Council Summary of Investments - By Type As at 30 April 2015									
FUND MANAGER	TYPE OF INVESTMENT	RATINGS		MATURITY	PORTFOLIO BALANCE		AS A % OF TOTAL PORTFOLIO	INCOME FOR MONTH OF APRIL	INTEREST RATES %
		Short Term	Long Term		31.3.15 \$	30.4.15 \$			
<b>CASH AT CALL:</b>									
Westpac	Corporate Investment Account	A1	AA	Daily	3,072,813	8,469,598		6,785	2.35
CBA	At Call Deposit	A1	AA	Daily	-	-		-	
ANZ	11am Call Account	A1	AA	Daily	43,000	43,000		-	2.50
AMP	Business Saver Account	A1	A	Daily	5,031,615	3,006,904		6,904	2.80
Total Cash At Call					<b>8,147,428</b>	<b>11,519,502</b>	<b>8.03%</b>	<b>13,689</b>	
<b>MANAGED FUND</b>									
Blackrock Care and Maintenance Fund				Final Distribution Liquidated October 2013				24,583	
					-	-		24,583	
<b>TERM DEPOSITS &amp; BONDS</b>									
<u>Short term deposits &amp; bills (less than 90 days)</u>									
Bank of Queensland	Term Deposit	A2	BBB	13/04/2015	5,000,000			6,164	3.75
NAB	Term Deposit	A1	AA	27/04/2015	5,000,000			13,392	3.76
Bendigo/Adelaide	Term Deposit	A2	A	28/04/2015	5,000,000			13,944	3.77
ANZ	Term Deposit	A1	AA	1/05/2015	4,000,000	4,000,000		12,197	3.71
Bendigo/Adelaide	Term Deposit	A2	A	27/05/2015	5,000,000	5,000,000		15,658	3.81
ANZ	Term Deposit	A1	AA	1/06/2015	4,000,000	4,000,000		12,230	3.72
NAB	Term Deposit	A1	AA	22/06/2015	5,000,000	5,000,000		14,753	3.59
Suncorp	Term Deposit	A1	A	13/07/2015		5,000,000		14,589	3.55
ANZ	Term Deposit	A1	AA	24/07/2015		4,000,000		12,263	3.73
					<b>33,000,000</b>	<b>27,000,000</b>	<b>18.81%</b>	<b>115,190</b>	
<u>Medium Term Deposits (up to 365 days)</u>									
Suncorp	Term Deposit	A1	A	13/07/2015	5,000,000				3.55
ANZ	Term Deposit	A1	AA	24/07/2015	4,000,000				3.73
ING	Term Deposit	A1	A	13/08/2015	5,000,000	5,000,000		14,425	3.51
ANZ	Term Deposit	A1	AA	25/08/2015	4,000,000	4,000,000		12,296	3.74
NAB	Term Deposit	A1	AA	8/09/2015	5,000,000	5,000,000		14,548	3.54
NAB	Term Deposit	A1	AA	22/09/2015	5,000,000	5,000,000		14,589	3.55
CBA	Term Deposit	A1	AA	4/10/2015	5,000,000	5,000,000		13,356	3.25
CBA	Term Deposit	A1	AA	22/10/2015	5,000,000	5,000,000		13,274	3.23
CUA	Term Deposit	A2	BBB	17/11/2015	5,000,000	5,000,000		14,795	3.60
Bank of Queensland	Term Deposit	A2	BBB	25/11/2015	5,000,000	5,000,000		16,644	4.05
ING	Term Deposit	A1	A	26/11/2015	5,000,000	5,000,000		16,438	4.00
CUA	Term Deposit	A2	BBB	16/12/2015	5,000,000	5,000,000		14,795	3.60
CBA	Term Deposit	A1	AA	23/12/2015	5,000,000	5,000,000		12,781	3.11
NAB	Term Deposit	A1	AA	10/01/2016	5,000,000	5,000,000		12,904	3.14
CBA	Term Deposit	A1	AA	18/01/2016	5,000,000	5,000,000		12,658	3.08
WSCU	Term Deposit	UNRATED	UNRATED	31/01/2016	1,000,000	1,000,000		2,712	3.30
CBA	Term Deposit	A1	AA	10/02/2016	5,000,000	5,000,000		12,658	3.08
CBA	Term Deposit	A1	AA	22/02/2016	5,000,000	5,000,000		12,658	3.08
NAB	Term Deposit	A1	AA	7/03/2016	5,000,000	5,000,000		12,863	3.13
					<b>89,000,000</b>	<b>80,000,000</b>	<b>55.74%</b>	<b>224,392</b>	
<u>Non - Current</u>									
Bank of Queensland	Term Deposit	A2	BBB	2/08/2016	6,000,000	6,000,000		25,644	5.20
Bank of Queensland	Term Deposit	A2	BBB	8/09/2016	5,000,000	5,000,000		15,205	3.70
Heritage	Senior Bond	A3	BBB	20/06/2017	4,000,000	4,000,000		23,836	7.25
ME Bank	Term Deposit	A2	BBB	25/08/2017	5,000,000	5,000,000		16,027	3.90
ANZ	Term Deposit	A1	AA	30/10/2018	5,000,000	5,000,000		20,014	4.87
					<b>25,000,000</b>	<b>25,000,000</b>	<b>17.42%</b>	<b>100,726</b>	
Total Term Deposit & Bonds:					<b>147,000,000</b>	<b>132,000,000</b>	<b>91.97%</b>	<b>464,892</b>	
<b>TOTAL PORTFOLIO</b>					<b>155,147,428</b>	<b>143,519,502</b>	<b>100.00%</b>	<b>478,581</b>	
Current					130,147,428	118,519,502	82.58%		
Non-Current					25,000,000	25,000,000	17.42%		
<b>TOTAL PORTFOLIO</b>					<b>155,147,428</b>	<b>143,519,502</b>	<b>100.00%</b>		

## 5.2 Quarterly Update on EP & A & LGA Developer Contributions

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TRIM REFERENCE: F2004/00552 - D11934161  
MANAGER: Stephen Naven, Chief Financial Officer  
AUTHOR: Sandy Rose; Developer Contributions Officer

### SUMMARY

This report provides an update of Council's Developer Contributions levied under the *Environmental Planning and Assessment Act 1979* and the *Local Government Act 1993* from 1 July 2014 to 31 March 2015

### RECOMMENDATION

***That Council receive the report on Quarterly Update on EP & A & LGA Developer Contributions.***

### BACKGROUND

This report covers any developer contributions received by Council under the Environmental Planning and Assessment Act 1979 (EP&A Act)

- section 93F - Voluntary Planning Agreements (VPA)
- section 94 - Contribution towards provision or improvement of amenities or services
- section 94A - Fixed development consent levies

and Local Government Act 1993 (LGA)

- section 64 – Water and sewer contributions

Developer contributions are reported in the relevant fund based on the purpose that the developer contributions have been collected for.

Contribution Type	General Fund	Water Fund	Sewer Fund
s93F and s94 Income (excluding drainage)	✓		
s93F and s94 Drainage Income		✓	
Section 94A	✓		
s64 Water Income		✓	
s64 Sewer Income			✓



**CONTRIBUTIONS RECEIVED**

**Summary of Cash Contributions**

Contribution Type	Original Budgeted Income	Total Actual Income	Variance to Original Budget
s93F and s94 Income (exc drainage) - General Fund	\$3,003,163	\$2,582,064	(\$421,099)
s93F and s94 Drainage Income - Water Fund	\$541,474	\$227,186	(\$314,288)
Section 94A - General Fund	\$225,000	\$669,278	\$444,278
<b>Total EPA Developer Contributions</b>	<b>\$3,769,637</b>	<b>\$3,478,528</b>	<b>(\$291,109)</b>
s64 Water Income - Water Fund	\$678,254	\$1,340,622	\$662,368
s64 Sewer Income - Sewer Fund	\$487,551	\$1,770,645	\$1,283,094
<b>Total LGA Developer Contributions</b>	<b>\$1,165,805</b>	<b>\$3,111,266</b>	<b>\$1,945,462</b>
<b>Total Non-Cash Contributions</b>	<b>\$0</b>	<b>\$448,788</b>	<b>\$448,788</b>
<b>Total EPA &amp; LGA Developer Contributions</b>	<b>\$4,935,442</b>	<b>\$7,038,582</b>	<b>\$2,103,140</b>

From 1 July 2014 to 31 March 2015 Council has received total contributions of \$7,039k made up as follows:

- \$3,479k in developer contributions under EP&A Act,
- \$3,111k in water and sewer LGA contributions, and
- \$449k in non-cash contributions.

This is \$2,103k above the budgeted developer contributions of \$4,935k.

**s93F and s94 developer contributions (excluding drainage) reported in the General Fund**

Contribution Plan #	Contribution Plan Name	Original Budgeted Income	Total Actual Income	Variance to Original Budget
1	Wyong	\$36,537	\$76,330	\$39,793
2	Southern Lakes	\$35,100	\$403,770	\$368,670
3	The Entrance	\$325,562	\$634,666	\$309,103
5	Ourimbah	\$27,407	\$28,592	\$1,185
6	Toukley	\$48,488	\$100,330	\$51,842
7	Gorokan	\$40,263	\$116,279	\$76,016
7a	Warnervale	\$1,837,959	\$387,113	(\$1,450,846)
8	San Remo	\$48,735	\$65,759	\$17,024
9	Budgewoi	\$42,172	\$42,470	\$299
13	Shire Wide	\$85,783	\$149,935	\$64,153
15	Northern Districts	\$475,158	\$672,353	\$197,195
16	Warnervale Town Centre		(\$95,532)	(\$95,532)
	<b>General Fund Total</b>	<b>\$3,003,163</b>	<b>\$2,582,064</b>	<b>(\$421,099)</b>

## 5.2 Quarterly Update on EP & A & LGA Developer Contributions (contd)

s94 contributions received from 1 July 2014 to 31 March 2015 totalled \$2,582k. This is unfavourable to budget by \$421k. Based on the development in the pipeline it has been estimated that Council will achieve the budgeted developer contribution income over the remainder of the year.

Contribution Type	Original Budgeted Income	Total Actual Income	Variance to Original Budget
Section 94A	\$225,000	\$669,278	\$444,278

Section 94A contributions received from 1 July 2014 to 31 March 2015 totalled \$669k which is \$444k favourable compared to a budget of \$225k.

### s93F and s94 Drainage contributions reported in Water Fund

Contribution Plan #	Contribution Plan Name	Water Fund - s94 Drainage		
		Original Budgeted Income	Total Actual Income	Variance to Original Budget
1	Wyong		\$0	\$0
2	Southern Lakes		\$34,287	\$34,287
3	The Entrance		\$0	\$0
5	Ourimbah		\$0	\$0
6	Toukley		\$0	\$0
7	Gorokan		\$0	\$0
7a	Warnervale	\$541,473	\$192,891	(\$348,582)
8	San Remo		\$8	\$8
9	Budgewoi		\$0	\$0
13	Shire Wide		\$0	\$0
15	Northern Districts		\$0	\$0
16	Warnervale Town Centre		\$0	\$0
<b>Water Fund Drainage Total</b>		<b>\$541,473</b>	<b>\$227,186</b>	<b>(\$314,288)</b>

s94 drainage contributions received from 1 July 2014 to 31 March 2015 totalled \$227k. This is unfavourable to budget by \$314k. Based on the development in the pipeline it is anticipated that Council will achieve budgeted income by year end

### Changes to Water & Sewer Development Servicing Plans under Local Government Act 1993

As at 1 July 2014 all Development Servicing Plans (DSP) were consolidated into one DSP. Previously there were separate water and sewer DSP for areas that aligned with the Section 94 contribution plans. Budgets have now been allocated against the new DSP only.

**s64 Water Developer contributions reported in the Water Fund**

Contribution Plan #	Contribution Plan Name	Original Budgeted Income	Total Actual Income	Variance to Original Budget
1	Wyong		\$274,322	\$274,322
2	Southern Lakes		\$195,057	\$195,057
3	The Entrance		\$34,541	\$34,541
5	Ourimbah		\$17,968	\$17,968
6	Toukley		\$41,101	\$41,101
7	Gorokan		\$69,204	\$69,204
7a	Warnervale		\$329,448	\$329,448
8	San Remo		\$18,050	\$18,050
9	Budgewoi		\$11,027	\$11,027
13	Shire Wide		\$0	\$0
15	Northern Districts		\$71,151	\$71,151
16	Warnervale Town Centre		\$0	\$0
Water1	Water Wyong Shire	\$678,254	\$278,753	(\$399,501)
<b>Water Fund Total</b>		<b>\$678,254</b>	<b>\$1,340,622</b>	<b>\$662,368</b>

Water fund contributions (s64) received from 1 July 2014 to 31 March 2015 totalled \$1,341k which exceeds budget by \$662k. A budget adjustment has been processed as part of the Q3 review to realign to latest forecasts.

**s64 Sewer developer contributions reported in the Sewer Fund**

Contribution Plan #	Contribution Plan Name	Original Budgeted Income	Total Actual Income	Variance to Original Budget
1	Wyong		\$555,496	\$555,496
2	Southern Lakes		\$321,167	\$321,167
3	The Entrance		\$6,791	\$6,791
5	Ourimbah		\$13,161	\$13,161
6	Toukley		\$13,102	\$13,102
7	Gorokan		\$45,956	\$45,956
7a	Warnervale		\$290,092	\$290,092
8	San Remo		\$9,335	\$9,335
9	Budgewoi		\$9,358	\$9,358
13	Shire Wide		\$0	\$0
15	Northern Districts		\$201,881	\$201,881
16	Warnervale Town Centre		\$0	\$0
Sewer1	Sewer Wyong Shire	\$487,551	\$304,307	(\$183,243)
<b>Sewer Fund Total</b>		<b>\$487,551</b>	<b>\$1,770,645</b>	<b>\$1,283,094</b>

Sewer Fund contributions (s64) received from 1 July 2014 to 31 March 2015 totalled \$1,771k which exceeds budget by \$1,283k. A budget adjustment has been processed as part of the Q3 review to realign with latest forecasts.

### Non-Cash Contributions

Council allows developers to dedicate assets (works or land that has been identified in a contribution plan) in lieu of making cash contributions. Where the value of the assets dedicated exceeds the developer contributions owed a developer credit is recognised. The developer credits are available to offset future developer contributions.

Contribution Plan #	Contribution Plan Name	Original Budgeted Income	General	Drainage	Water	Sewer	Total
1	Wyong						\$0
2	Southern Lakes						\$0
3	The Entrance						\$0
5	Ourimbah						\$0
6	Toukley		\$180,924				\$180,924
7	Gorokan						\$0
7a	Warnervale		\$176,432	\$81,435			\$257,867
8	San Remo						\$0
9	Budgewoi						\$0
13	Shire Wide			\$9,997			\$9,997
15	Northern Districts						\$0
16	Warnervale Town Centre						\$0
<b>Total Non Cash Income</b>		<b>\$0</b>	<b>\$357,356</b>	<b>\$91,432</b>	<b>\$0</b>	<b>\$0</b>	<b>\$448,788</b>

Non-cash contributions received from 1 July 2014 to 31 March 2015 totalled \$449k. Due to the nature of non-cash contributions it is difficult to budget for.

### SPECIFIC PURPOSE VPA CONTRIBUTIONS RECEIVED

\$514k in specific purpose VPA contributions was received in 2012-13 financial year from Fabcot Pty Limited to be spent on specific pathway works as outlined below:

- Pathway 1 – 2013-14 Saliena Avenue to Tall Timbers Road
- Pathway 2 – 2014-15 Pacific Highway South – Tall Timbers to Colongra Bay Road

Any unspent funds at the end of the 4 year period from when the VPA was entered into will need to be refunded.

Pathway 1 was completed in July 2014 with expenditure totalling \$76k.

Delays in the commencement of these works have been due to problems with the concrete tendering process. The pathway is expected to be started at the beginning of May and should be completed by the end of June 2015.

It is expected that the Pathway 2 works will be completed within the VPA funds received.

No expenditure has occurred to date.

**RESTRICTED ASSET – DEVELOPER CONTRIBUTIONS**

Council currently has a restricted asset totalling \$46.7m which represents the developer contributions received with interest income that has not yet been spent as at 31 March 2015. The break up is as follows:

<b>Contribution Type</b>	<b>Restricted Asset Value</b>
S93F	\$4,696,515
S94 - General	\$6,959,031
S94 - Drainage	\$8,483,953
S94A	\$1,759,844
S64 - Water	\$11,020,671
S64 - Sewer	\$13,802,940
<b>Total</b>	<b>\$46,722,955</b>

**DEVELOPER CREDITS – NON-CASH CONTRIBUTIONS**

Council's current unfunded liabilities (non-cash contributions) total \$14.8m as at 31 March 2015. This includes s94 credits totalling \$13.7m and s64 credits totalling \$1.1m.

A summary of the movement in non-cash contributions from 1 July 2014 to 31 March 2015 is provided below.

<b>Summary of Developer Credits</b>	
Opening Balance @ 1-7-2014	\$15,254,423
Contributed Assets	\$0
Non-Cash Contributions	(\$448,788)
Interest & Indexation	\$102,550
Refunds	(\$75,356)
<b>Closing Balance @ 31-3-2015</b>	<b>\$14,832,829</b>

**ATTACHMENTS**

Nil.

### **5.3 Draft Minutes of the Employment and Economic Development Committee Meeting - 6 May 2015**

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TRIM REFERENCE: F2012/01905 - D11939053  
MANAGER: Mike Dowling, Director  
AUTHOR: Jacquie Elvidge; Councillor Services Officer

#### **SUMMARY**

The draft minutes of the Employment and Economic Development Committee meeting of 6 May 2015 are submitted to Council for consideration.

#### **RECOMMENDATION**

***That Council receive the report on Draft Minutes of the Employment and Economic Development Committee Meeting - 6 May 2015.***

#### **BACKGROUND**

A meeting of the Employment and Economic Committee was held on 6 May 2015. The minutes of this meeting are attached to this report.

Council has not delegated its authority to the Committee to make decisions on its behalf nor does the Committee have the authority to direct staff. Accordingly any recommendations of the Committee requiring the authorisation of Council will be reported to Council separately.

#### **ATTACHMENTS**

1 MINUTES - Employment and Economic Development Committee Meeting - 6 May 2015	D11935092
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WYONG SHIRE COUNCIL

MINUTES OF THE  
EMPLOYMENT AND ECONOMIC DEVELOPMENT COMMITTEE OF  
COUNCIL

HELD IN THE COUNCIL CHAMBER  
WYONG CIVIC CENTRE, HELY STREET, WYONG  
ON 06 MAY 2015  
COMMENCING AT 4.00 PM

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**PRESENT**

Councillors G P Best (Chairperson) – *arrived 4.12 pm*, DJ Eaton – *arrived 4.15 pm*, A Troy and L D Webster

**IN ATTENDANCE**

Director Property and Economic Development, Director Development and Building, Manager Property Development, Manager Development and Rezoning and Councillor Services Officer.

**OBSERVERS**

Mr Chris Oliver - Director/ Principal Consultant Optima Developments Pty Ltd and Mr Stuart Durie - Landowner.

There was no quorum at the scheduled time to commence the meeting. At the request of the Chairperson, Councillor Greg Best, Councillor Webster commenced the meeting informally at 4.08 pm and advised all discussions were being recorded.

**APOLOGIES**

Councillor Greenwald  
Councillor Nayna

***RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TROY:***

***That the Committee accept the apologies and grant Councillors Greenwald and Nayna leave of absence from the meeting.***

At the commencement of the ordinary meeting report numbers 1.1, 2.1, 3.1, 4.1, 5.3, 5.1 and 5.2 were dealt with first then the remaining reports in order. However for the sake of clarity the reports are recorded in their correct agenda sequence.

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**1.1 Disclosures of Interest**

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**RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TROY:**

**That the Committee receive the report on Disclosure of Interest and note the fact that no disclosures were made.**

---

**2.1 Address by Invited Speakers**

---

**RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TROY:**

**That the Committee receive the report on Invited Speakers.**

---

**3.1 Confirmation of the adopted Minutes of the Employment and Economic Development Committee Meeting - 4 March 2015**

---

**RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TROY:**

- 1 That the Committee note that Council received the minutes of the previous meeting of the Employment and Economic Development Committee held on the 4 March 2015.**
- 2 That the Committee request that the 4 March 2015 Employment & Economic Development Committee minutes be amended to include Councillor Troy as present (instead of in attendance).**

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**4.1 State Infrastructure Contributions**

---

Councillor Best entered the meeting at 4.12pm, assumed the Chair and commenced the meeting formally.

**RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TROY:**

**That the Committee formalise the previous recommendations for items 1.1, 2.1 and 3.1.**

**RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TROY:**

**That the Committee recommend to Council that the General Manager write to the Minister for Planning and Environment requesting:**

- 1 That the urban release areas in the Shire be proclaimed “special contributions areas”, and**
- 2 That staff follow up with the Department of Planning with regard to an appropriate condition of consent relating to the State Infrastructure Contribution.**



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**5.1 Value of Development Assessments - February and March 2015**

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Councillor Eaton entered the meeting at 4.15pm.

Ms Tanya O'Brien, Manager Development and Rezoning, provided a presentation on Development Engineering 2015-16 fees.

***RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor EATON:***

***That the Committee receive the report and the contents be noted.***

---

**5.2 Major Project Status Report**

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***RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor EATON:***

***That the Committee receive the report on Major Project Status Report.***

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**5.3 Iconic Sites Status Report**

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***RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor WEBSTER:***

***That the Committee receive the report on Iconic Sites Status Report.***

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**5.4 Land Rezoning at Carter's Road, Lake Munmorah**

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Mr Chris Oliver, Director/ Principal Consultant Optima Developments Pty Ltd, & Mr Stuart Durie, Landowner, provided a presentation on the Land Rezoning at Carter's Road, Lake Munmorah.

***RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TROY:***

- 1 That the Committee receive the report on Land Rezoning at Carter's Road, Lake Munmorah.***
- 2 That the Committee request the Directors of Property and Economic Development, & Development and Building, meet to discuss this matter and provide the Committee with a report at the next committee meeting (in July 2015).***

**THE MEETING** closed at 5.33 pm.

## **5.4 Draft Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee - 7 May 2015**

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TRIM REFERENCE: F2004/07986 - D11940505

MANAGER: Andrew Pearce, Director

AUTHOR: Jade Maskiewicz; Councillor Services Officer

### **SUMMARY**

Confirmation of minutes of the previous Tuggerah Lakes Estuary Management, Coastal and Floodplain Management Committee held on Thursday 7 May 2015.

### **RECOMMENDATION**

*That Council receive the Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee meeting held on 7 May 2015.*

### **BACKGROUND**

A meeting of the Tuggerah Lakes Estuary Management, Coastal and Floodplain Management Committee held on Thursday 5 March 2015. The agenda for the meeting is available at the following link: [Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee Agenda - 7 May 2015](#).

Council has not delegated its authority to the Committee to make decisions on its behalf nor does the Committee have the authority to direct staff. Accordingly any recommendations of the Committee requiring the authorisation of Council will be reported to Council separately.

### **ATTACHMENTS**

- 1 MINUTES - Tuggerah Lakes Estuary, Coastal & Floodplain Management Committee Meeting - 7 May 2015 D11930286

**WYONG SHIRE COUNCIL**

**MINUTES OF THE  
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN  
MANAGEMENT COMMITTEE OF COUNCIL**

**HELD IN THE COMMITTEE ROOMS  
WYONG CIVIC CENTRE, HELY STREET, WYONG  
ON 07 MAY 2015  
COMMENCING AT 5.00PM**

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**PRESENT**

Mayor D Eaton (Wyong Shire Council)  
Councillor A Troy (Wyong Shire Council) – Co-Chairperson  
Mr Bob Davies (Community Member)  
Ms Marlene Pennings (Community Member)  
Mr Ken Derry (Community Member)

**IN ATTENDANCE**

Mr Andrew Pearce (Wyong Shire Council)  
Mr Luke Sulkowski (Wyong Shire Council)  
Mr Peter Sheath (Wyong Shire Council)  
Ms Lara Davis (Office of Environment and Heritage)  
Ms Jade Maskiewicz (Wyong Shire Council)

**APOLOGIES**

Councillor L Webster (Wyong Shire Council)  
Councillor L Taylor (Wyong Shire Council) – Co-Chairperson

The meeting was declared open by Councillor Troy at 5.04pm.

**1.1 Disclosure of Interest**

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**RESOLVED unanimously on the motion of Councillor TROY and seconded by Mr B DAVIES:**

***That the Committee receive the report on Disclosures of Interest and note that there were no disclosures.***

**1.2 Confirmation of Minutes of Previous Meeting**

---

**RESOLVED unanimously on the motion of Mr B DAVIES and seconded by Ms M PENNINGS:**

***That the Committee confirm the minutes of the previous Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee meeting held on 5 March 2015.***

**BUSINESS ARISING FROM THE MINUTES**

There was no business arising from the minutes.

**1.3 Address by invited Speakers**

---

**RESOLVED unanimously on the motion of Councillor TROY and seconded by Councillor EATON:**

- 1 *That the Committee receive the report on Invited Speakers.***
- 2 *That the Committee agree meeting practice be varied to allow reports to be dealt with following an Invited Speaker's address.***

**2.1 Change of Date for the June 2015 Meeting of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee**

---

**RESOLVED unanimously on the motion of Councillor EATON and seconded by Ms M PENNINGS:**

***That the Committee note that joint Chairpersons have cancelled the June 2015 meeting of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee.***

**2.2 Gross Pollutant Traps**

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**RESOLVED unanimously on the motion of Councillor TROY and seconded by Mr K DERRY:**

***That the Committee receive the report on Gross Pollutant Traps.***

**2.3 Floodplain Risk Management**

---

Luke Evans representing Cardno, addressed the meeting at 5.06pm, answered questions and retired at 5.22pm.

**RESOLVED unanimously on the motion of Ms M PENNINGS and seconded by Mr K DERRY:**

***That the Committee receive and note the Floodplain Risk Management Report.***

**2.4 Report on Lake Management Operations**

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**RESOLVED unanimously on the motion of Councillor TROY and seconded by Mr B DAVIES:**

- 1 *That the Committee receive the report on Report on Lake Management Operations.***
- 2 *That the Committee recommend that Council further investigate physical work trials for the black ooze removal.***
- 3 *That the Committee recommend to Council for staff to report on the results of waste/sediment removed from the GPTs.***

**2.5 Coastal Zone Management**

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**RESOLVED unanimously on the motion of Ms M PENNINGS and seconded by Mr K DERRY:**

***That the Committee receive the report on Coastal Zone Management.***

**2.6 Status Report on Outstanding Actions**

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**RESOLVED unanimously on the motion of Councillor TROY and seconded by Mr K DERRY:**

***That the Committee confirm the Status Report on Outstanding Actions for the Tuggerah Lakes Estuary Coastal & Floodplain Management Committee Meeting.***

**WYONG SHIRE COUNCIL  
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN MANAGEMENT COMMITTEE  
ACTION LOG**

Item #	Meeting Date	Report Title	Action	Responsibility	Status/ Notes
2.4	5 March 2015	Coastal Zone Management	<p>1 That the Committee <u>receive</u> the report on Coastal Zone Management.</p> <p>2 That the Committee <u>recommend</u> that Council conduct further morphological modelling on a narrower but deepened channel at The Entrance.</p> <p>3 That the Committee <u>recommend</u> to Council for staff to provide an estimate of the likely cost of further modelling.</p>	Andrew Pearce Manager Waterways and Asset Management / Acting Director Infrastructure and Operations	Mr Andrew Pearce provided an update at the 7 May 2015 Committee Meeting. It was advised that a report is scheduled to go to Council in relation to this recommendation given it relates to the allocation of Council resources and the potential integration of such a study with modelling work to be done as part of the March state election channel groyne commitment. Staff are seeking final details from the State Government over responsibility and timing of this project prior to finalising Council report.
2.6	5 March 2015	Gross Pollutant Traps	<p>1 That the Committee <u>receive</u> the report on Gross Pollutant Traps.</p> <p>2 That the Committee <u>commend</u> Council staff for the improved water quality results coming from the upgrades of the GPTs.</p>	Andrew Pearce Manager Waterways and Asset Management / Acting Director Infrastructure and Operations	Completed.
GB10/15	5 March 2015	Dead Trees in the Lake at Lake Munmorah	That a representative from NSW Maritime attend at a future meeting to address the committee.	Andrew Pearce Manager Waterways and Asset Management / Acting Director Infrastructure and Operations	Mr Luke Sulkowski provided an update and advised he is awaiting a response from NSW Maritime.

**WYONG SHIRE COUNCIL  
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN MANAGEMENT COMMITTEE  
COMPLETED SINCE 5 MARCH 2015**

Item #	Meeting Date	Report Title	Status/ Notes
GB4/15	5 February 2015	Morphological Modelling Update	Report was included on agenda for 5 March 2015 Committee meeting.

### 3.0 GENERAL BUSINESS

#### **GB11/15 Storm Damage on Lake Edge and Cycle Ways Mr Bob Davies**

*Mr Bob Davies advised he has noticed a lot of trees down on the lake edge and near cycle ways.*

*Mr Andrew Pearce advised Council's resources are prioritised to the essential public assets and will progressively make their way through to the reserves as well. It was also noted that many of the reserves are still too wet to accommodate machinery without significant damage.*

#### **GB12/15 Dredging Operation Mr Andrew Pearce**

*Mr Andrew Pearce advised the dredging program will commence in the next couple of weeks, commencing near The Entrance Bridge, and he will seek the Committee's advice on some decisions with respects to the extent of the dredging, beach nourishment options etc. during the course of the program.*

**THE MEETING** terminated at 6.21pm.

## 5.5 Works in Progress - Water Supply and Sewerage

TRIM REFERENCE: F2004/07830 - D11934698

MANAGER: Daryl Mann; Manager Water and Sewerage Operations

AUTHOR: Vanessa Trzcinka; Technical Operations Engineer Water and Sewerage Operations

### SUMMARY

Water supply and sewerage works in progress and completed for April 2015.

### RECOMMENDATION

*That Council receive the report on Works in Progress - Water Supply and Sewerage.*

### WATER SUPPLY

The table below is a status report of current major new and upgrade water projects.

Item Description	Est. Cost \$	Start Date	% Spent	% Comp	Est. Comp Date	Comments
Mardi Dam Fire Trails	\$200,000	July 2014	80%	80%	June 2015	Original scope is completed. Tendering work underway to upgrade extra trail within current approved budget.
Mardi Water Treatment Plant CO2 Dosing	\$80,000	Aug 2014	70%	90%	May 2015	Final control integration works are being completed with a due date of end of May.

### SEWERAGE

The table below is a status report of current major new and upgrade sewerage projects.

Location	Est Cost \$	Start Date	% Spent	% Comp	Est Comp Date	Comments
Sewage Pumping Station BB05 and BB06 (Blue Bay / Toowoona Bay)	\$2.6M	April 2015	5%	10%	Dec 2015	Upgrade and refurbishment of two sewage pumping stations in sensitive locations. Contractor has mobilised and is currently procuring equipment.



Location	Est Cost \$	Start Date	% Spent	% Comp	Est Comp Date	Comments
Bateau Bay Berkeley Vale Budgewoi Gorokan North Entrance San Remo Toukley Tumbi Umbi	\$1.2M	July 2014	95%	95%	Jun 2015	Contract sewer main inspection & maintenance programme to improve system reliability and to reduce blockages and possible overflows. Work is being delivered as part of a 4 year contract and is ongoing in 2014/15.

## PROCESS

### Water Treatment

All treated water produced by Mardi Water Treatment Plant met the health requirements of the Australian Drinking Water Guidelines produced by the National Health and Medical Research Council.

### Sewage Treatment

The effluent discharged from Toukley Sewage Treatment Plant and Bateau Bay Sewage Treatment Plant met the Environmental Protection Authority Licence requirements.

### Sewage Overflows

There were 5 sewer overflow incidents reported to the Council's Environmental Hotline for the period 1 to 30 April 2015, most were related to minor tree root blockages where the normal clean up and reporting were completed. One of the reports was a multiple weather event that included all the storm activity.

Follow up reporting has been submitted for each incident through Council's internal environmental reporting procedures.

## STORM EVENT UPDATE

Over a 48 hour period on 20 and 21 April, rainfall of approximately 300mm fell on the Central Coast accompanied by strong winds. The nature and impact was not dissimilar to that of the June 2007 event. This weather incident resulted in not only power failures to virtually all 146 sewage pump stations but also the ingress of large volumes of stormwater into sewerage reticulation systems resulting in hydraulic overloading. Those stations with onsite generators were also adversely impacted. As a result, overflows to varying degrees may have occurred at sewage pump stations in Wyong Shire and at other (many undetermined) locations in the reticulation system.

Visual inspections of sewage pump stations were carried out on 23 and 24 April however, this was only partially successful due to flood waters still restricting access to numerous stations. Low lying areas such as Killarney Vale, Berkeley Vale, Chittaway Point, Chittaway Bay, SouthTacoma, Tacoma and Tuggerawong are some examples where all sewage pump stations were severely impacted by localised flooding.

Subsequently, Council issued a public health warning to residents to refrain from entering waterways.

Although extensive power outages were experienced by the five sewerage treatment plants no licence breaches occurred for those facilities.

## WATER STORAGE

<b>Sunday, 10 May 2015</b>				
<b>DAM STORAGES</b>				
<b>Storage</b>	<b>Capacity Full [ML]</b>	<b>Volume in Storage [ML]</b>	<b>Percent Full [%]</b>	<b>Storage Change over last week[ML]</b>
Mangrove Dam	190,000	129,364	68.1	Up 1,441
Mardi Dam	7,400	6,465	87.4	Down 23
Mooney Dam	4,600	4,600	100.0	Unchanged
Total	202,000	140,429	69.5	Up 1,418
Total Dam Storage this time last month was				59.5 Percent
Total Dam Storage this time last year was				59.3 Percent
<b>GROUNDWATER &amp; HUNTER TRANSFERS (ML)</b>				
<b>Period</b>	<b>Groundwater</b>	<b>From Hunter</b>	<b>To Hunter</b>	
Week to Date	0.0	0.0	10.4	
This year to date	0.0	156.9	116.5	
<b>RAINFALL(mm)</b>				
<b>Period</b>	<b>Somersby WTP</b>	<b>Mardi WTP</b>	<b>Mangrove Dam</b>	
Week to Date	15	0	4	
Previous Week	99	89	70	
Current week last year	8	0	3	
This year to date	1,120	961	789	
Same period last year	454	375	363	
<b>Water Usage (ML)</b>				
<b>Period</b>	<b>Usage</b>			
Week to Date	565			
Previous Week	510			
Percent change from previous week	10.8 % more			
Current week last year	511			
Percent change from same week last year	10.8 % more			
This year to date	10,394			
Same period last year	11,120			
Percent change from same period last year	6.5 % less			
<b>MARDI- MANGROVE DAM TRANSFERS (ML)</b>				
<b>Period</b>	<b>To Mangrove Dam</b>		<b>From Mangrove Dam</b>	
	From Mardi Dam		To Mangrove Creek	To Mardi Dam / WTP
Last week	950		0	0
This year to date	3,271		354	2,656
Total to date *	37,497		10,293	12,443

\* Post M2M Commissioning

## ATTACHMENTS

Nil.

## 5.6 Activities of the Development and Rezoning and Building Certification Compliance and Health Units

TRIM REFERENCE: F2004/07830 - D11925073

MANAGER: Tanya O'Brien, Manager

AUTHOR: Jane Doyle; Development Assistant

### SUMMARY

The report includes information and statistics regarding the operations of the Development and Rezoning Unit and the Building Certification Compliance and Health Unit which covers the submission and determination of development, construction and subdivision applications for the month of April 2015.

Further the report includes information related to job creation based on Council's adopted employment indice of 10 jobs per \$1 million invested.

### RECOMMENDATION

*That Council receive the report on Activities of the Development and Rezoning and Building Certification Compliance and Health Units for the month of April 2015 and related to job creation.*

### Development Applications Received and Determined – Development and Rezoning Unit- April 2015.

Type:	Number Received:	Estimated Value \$:	Number Determined:	Estimated Value \$:
Commercial	7	1,339,000	4	415,000
Industrial	-	-	2	291,000
Residential (Multiple Dwellings/Dual Occupancy)	11	4,645,284	11	4,174,400
Other Applications	-	-	1	1,000
Subdivisions	7	400,000	1	15,000
Section 96 Applications	9	-	1	-
<b>Total</b>	<b>34</b>	<b>6,384,284</b>	<b>20</b>	<b>4,896,400</b>

**5.6 Activities of the Development and Rezoning and Building Certification Compliance and Health Units (contd)**

**Development Applications Received and Determined – Building Certification Compliance and Health Unit – April 2015**

Type:	Number Received:	Estimated Value: \$	Number Determined:	Estimated Value: \$
Commercial	1	25,000	1	5,000
Industrial	-	-	-	-
Residential-Multiple Dwellings (Dwellings)	40	10,662,918	27	7,117,765
Residential (Alterations and Additions)	39	2,196,639	34	3,228,194
Other Applications	3	201,000	4	232,570
Section 96 Applications	7	-	9	-
<b>Total</b>	<b>90</b>	<b>13,085,557</b>	<b>75</b>	<b>10,583,529</b>

**Jobs created during reporting period**

During April 2015, 95 DA's were approved representing approximately \$10M worth of investment. There were no rezonings approved in April 2015.

The following table outlines the number of jobs which could be created, should the DA's which have been approved be fully taken up:

Month 2015	Value of Development Applications Determined \$	Equivalent Jobs Created through DAs determined (based on 10 jobs per \$1M)	Equivalents jobs created through Council's expenditure on materials and contracts operating expenditure (based on 10 jobs per \$1M)	Central Coast Growth Plan monthly jobs target (based on 947 jobs per year)
February	35,839,564	350	unknown	79
March	13,555,491	130	58	79
April	15,479,929	150	65	79

**Subdivision Applications Received and Determined April 2015**

Type:	Number Received:	Number of Lots:	Number Determined:	Number of Lots:
Commercial	1	0	-	-
Industrial	-	-	1	6
Residential	6	26	-	-
Rural	-	-	-	-
<b>Total</b>	<b>7</b>	<b>26</b>	<b>1</b>	<b>6</b>

Financial Year	Residential & Strata Lots Created (Actual)	Residential & Strata Lots Created (DA Approved)	Secondary Dwellings Approved	Required Homes per CC Growth Plan
2012/2013	145	282	59	1288
2013/2014	95	943	96	1288
2014/2015 YTD	149	309	98	1288

#### Net Median Turn-around Time – April 2015

The net median turn-around time in working days for development applications determined within the Development Assessment Unit during April 2015 was **25** days. The net median turnaround time in working days for Section 96 applications was **5** days.

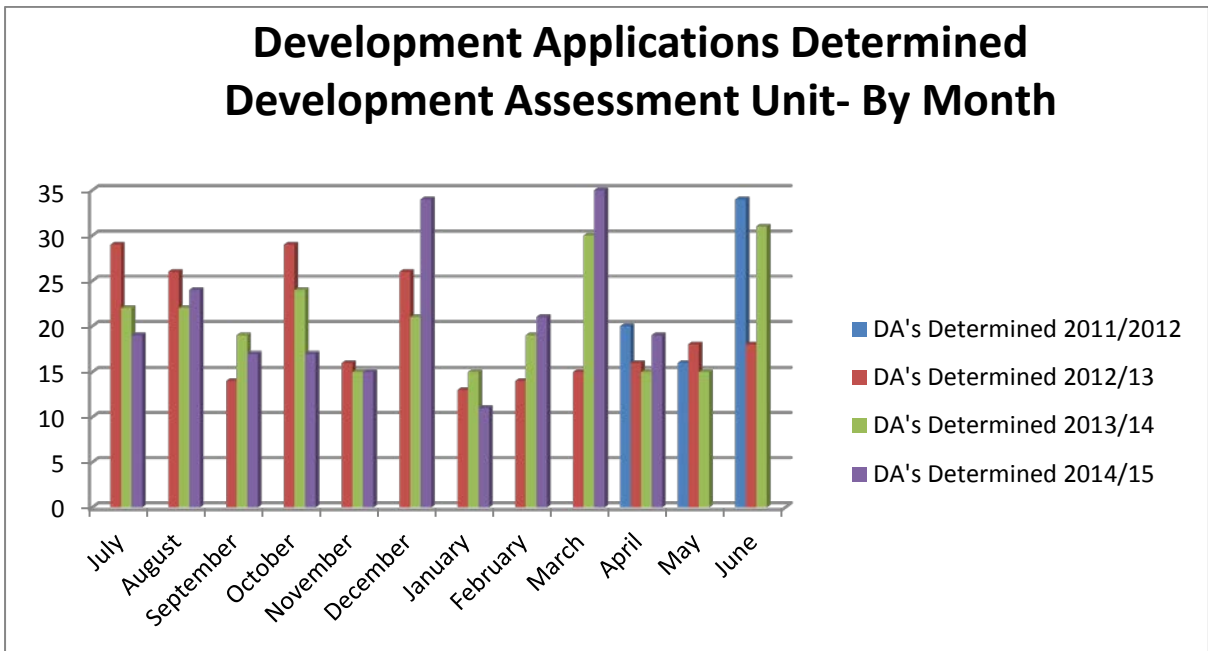
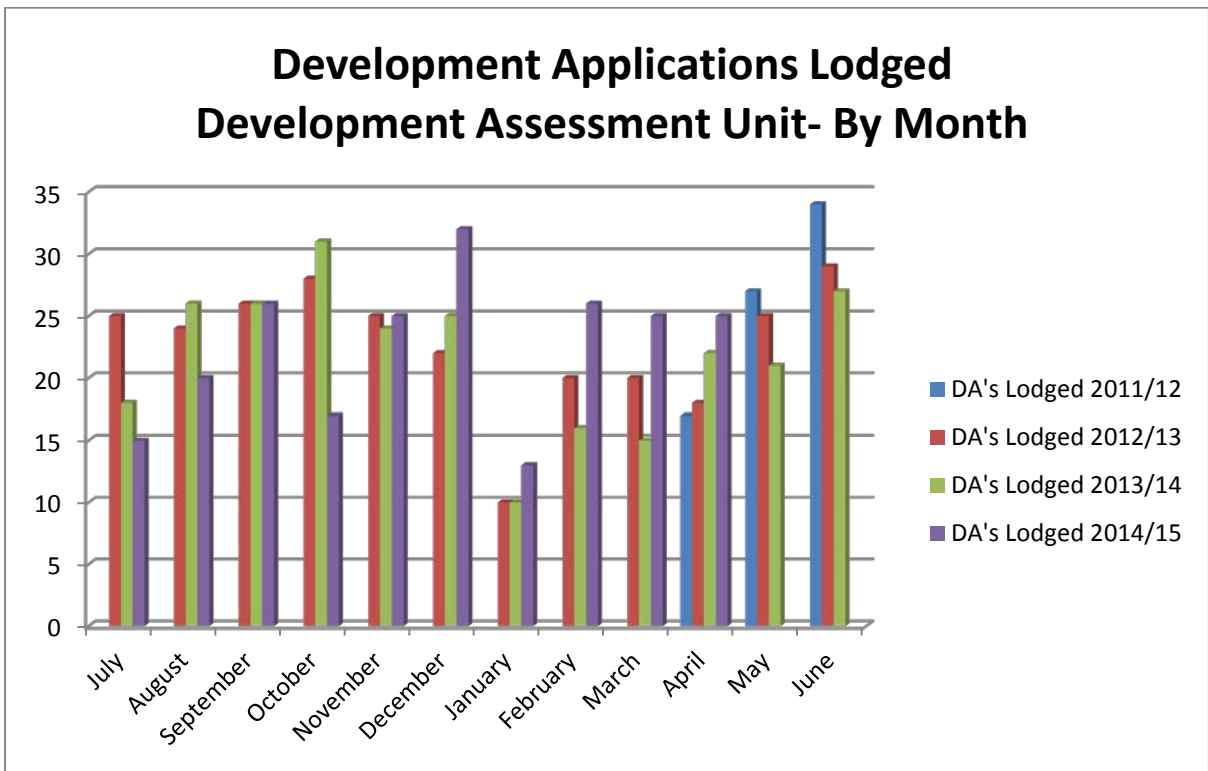
The net median turn-around time in working days for development applications determined in the Building Certification Compliance and Health for April 2015 was **15** days. The net median turn-around time in working days for Section 96 applications was **12** days.

#### Other Approvals and Certificates

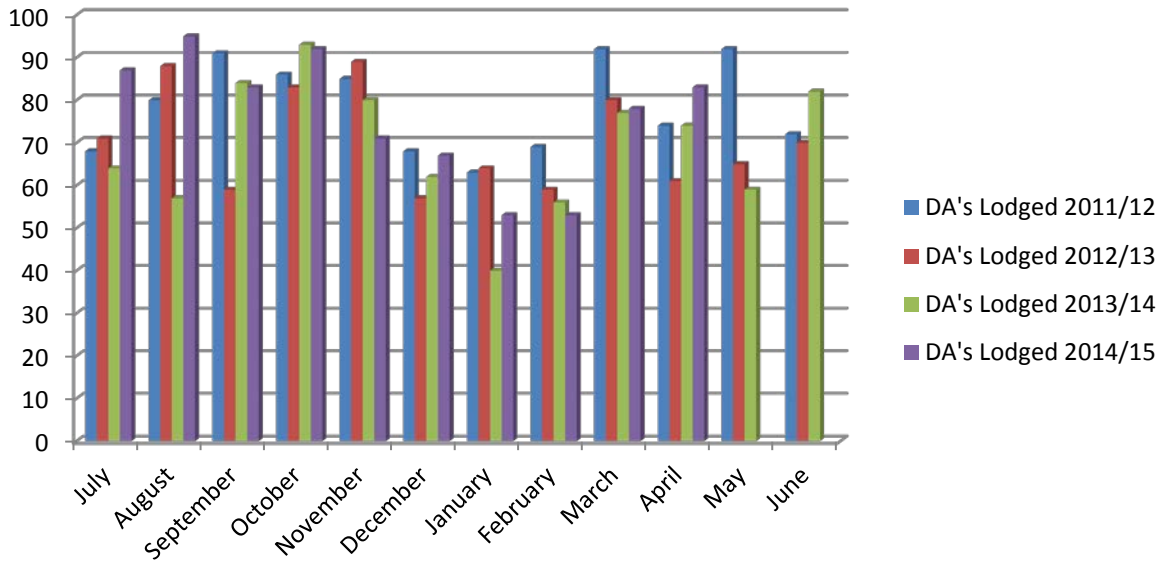
Type	Determined April 2015
Section 149 D Certificates ( <i>Building Certificates</i> )	<b>10</b>
Construction Certificates	<b>50</b>
Complying Development Certificates	<b>18</b>

#### ATTACHMENTS

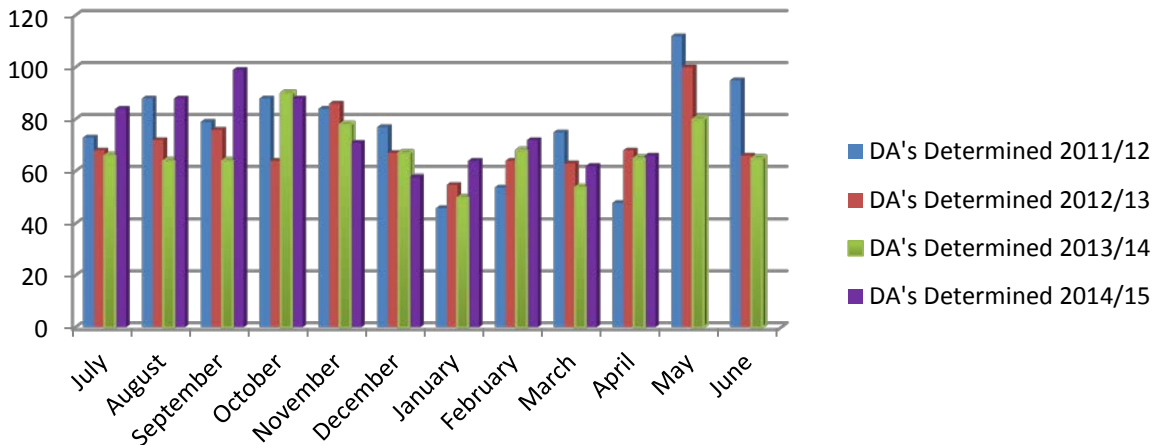
- 1 Graphs: Development Applications Lodged, Determined, Construction Certificates Determined and Lots Created Against Regional Growth Expectations D11936760



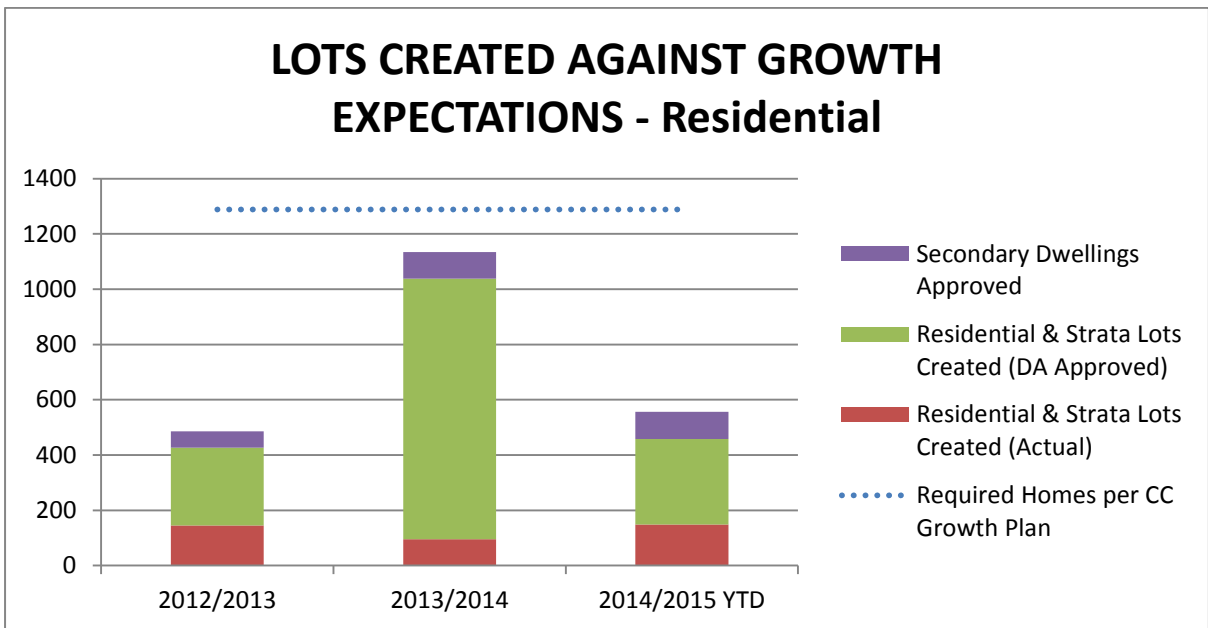
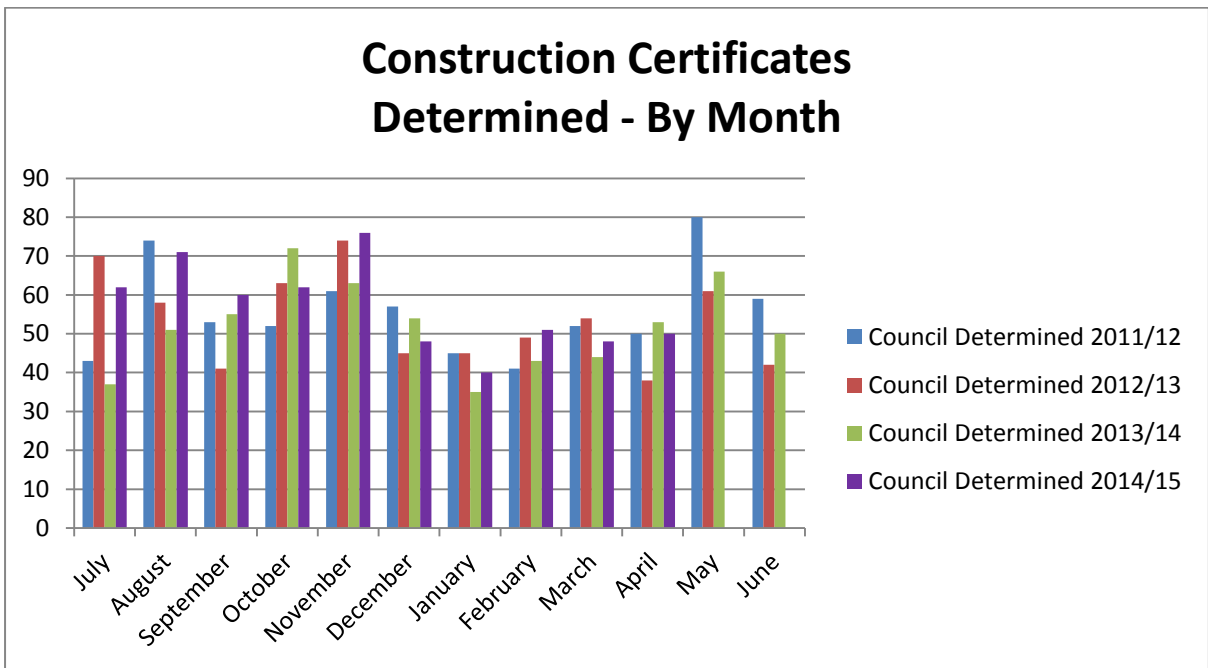
### Development Applications Lodged Building Certification - By Month



### Development Applications Determined Building Certification- By Month







## 5.7 Results of Water Quality Testing for Beaches and Lake Swimming Locations

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TRIM REFERENCE: F2004/06822 - D11925097

MANAGER: Jamie Loader, Manager

AUTHOR: Tabitha Kuypers; Environmental Assurance Protection Officer

### SUMMARY

Reporting on the results of bacteriological tests for primary recreation water quality for the beaches in Wyong Shire and lake swimming sites in the Tuggerah Lakes catchment for April 2015.

### RECOMMENDATION

***That Council receive the report on Results of Water Quality Testing for Beaches and Lake Swimming Locations.***

#### **Primary Recreation Water Quality Monitoring Program**

Water quality monitoring is undertaken at 22 popular swimming sites in Wyong Shire to enable the community to make informed decisions about where and when to swim.

Through the warmer months (September to March), water samples are collected weekly. The results are provided to the Office of Environment and Heritage as part of the state-wide Beachwatch Partnership Program. Daily pollution forecasts and long term trend analysis can be viewed on their website [www.environment.nsw.gov.au/beach/index/htm](http://www.environment.nsw.gov.au/beach/index/htm). **Water quality monitoring continues through the cooler months (April to September) with samples collected monthly rather than weekly to provide an insight into water quality trends.**

The indicator organism used to determine microbial water quality is Enterococci - a subgroup of Fecal Streptococci that has been used as an indicator of fecal pollution for many years. Enterococci are especially useful in the marine environment and recreational waters as an indicator of potential health risks and swimming-related gastroenteritis.

Each month the average Enterococci count for each swimming site is compared against the National Health and Medical Research Council's (NHMRC) *Guidelines for Managing Risks in Recreational Water (2008)*. Table 2 displays the guidelines rating system used to determine if water is suitable for primary recreation (i.e. swimming).

Whilst water quality results generally indicate that the monitored swimming sites are acceptable for swimming, advisory signs have been erected at the lake sites to advise that *"this area can be affected by stormwater pollution for up to three days after heavy rain. Swimming during this period in NOT recommended"*. Greater connectivity to urban areas and lower dilution rates make the lakes more vulnerable to sources of faecal contamination including stormwater discharges, sewage infrastructure breaks and animal inputs. This is a precautionary measure only and does not mean water quality is poor at all times. In the event sampling revealed Enterococci concentrations greater than 200cfu/100mL, the site would be closed until water quality improved.

## 5.7 Results of Water Quality Testing for Beaches and Lake Swimming Locations (contd)

### Summary of results for April 2015

An intense low-pressure system sat over the Central Coast on the 20<sup>th</sup> and 21<sup>st</sup> April 2015, bringing with it approximately 200mm of rainfall in 48 hours. Power outages associated with the weather event caused the temporary failure of sewage pump stations throughout Wyong and Gosford. Both Councils issued public health warnings to residents to refrain from entering waterways.

Beachwatch sampling was undertaken one week after the weather event to provide a water quality update. The results in Table 1 demonstrate that while six of the sampling locations were still affected at the time of sampling, the majority of sites had returned to the top star rating.

To keep the community safe, we reiterate the advice from the National Health and Medical Research Council that swimming in receiving waters should be avoided after heavy rainfall.

**Table 1: Beachwatch average star rating**

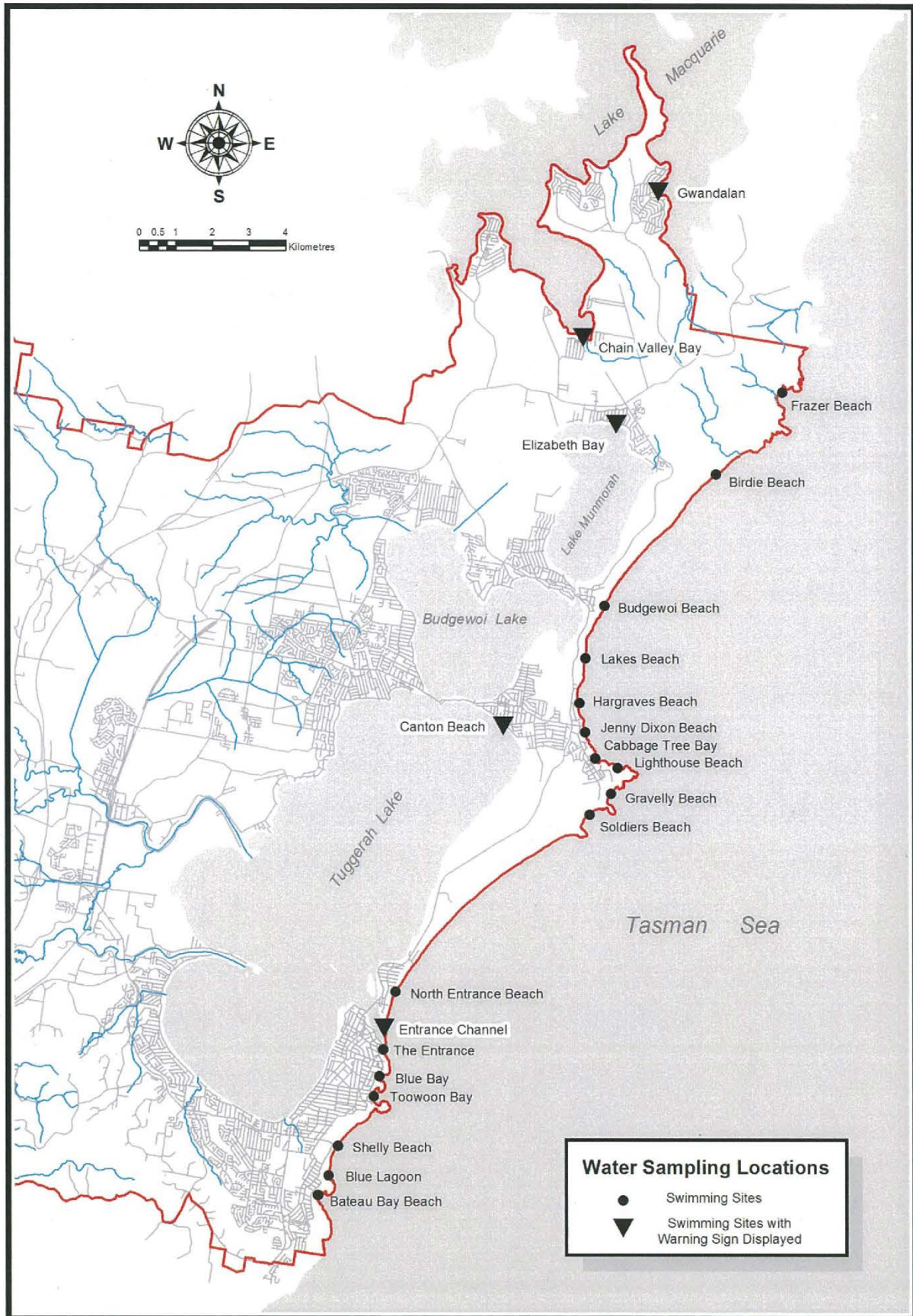
Swimming Site	Site Type	Rating	Stars
North Entrance Beach	Ocean Beach	Good	****
The Entrance Channel	Estuarine	Fair	***
The Entrance Beach	Ocean Beach	Fair	***
Blue Bay	Ocean Beach	Good	****
Toowoan Bay	Ocean Beach	Good	****
Shelly Beach	Ocean Beach	Good	****
Blue Lagoon	Ocean Beach	Good	****
Bateau Bay	Ocean Beach	Good	****
Chain Valley Bay	Lagoon/Lake	Good	****
Gwandalan	Lagoon/Lake	Fair	***
Frazer Beach	Ocean Beach	Good	****
Birdie Beach	Ocean Beach	Good	****
Lake Munmorah – Tom Burke Reserve	Lagoon/Lake	Fair	***
Budgewoi Beach	Ocean Beach	Good	****
Lakes Beach	Ocean Beach	Good	****
Hargraves Beach	Ocean Beach	Good	****
Jenny Dixon Beach	Ocean Beach	Good	****
Canton Beach	Lagoon/Lake	Fair	***
Cabbage Tree Bay	Ocean Beach	Fair	***
Lighthouse Beach	Ocean Beach	Good	****
Gravelly Beach	Ocean Beach	Good	****
Soldiers Beach	Ocean Beach	Good	****

Table 2: NHMRC Star Rating Interpretation

Star Rating		Enterococci (cfu/100mL)	Interpretation
****	Good	≤ 40	NHMRC indicates site suitable for swimming
***	Fair	41 – 200	NHMRC indicates site is suitable for swimming
**	Poor	201- 500	NHMRC indicates swimming at site is not recommended.
*	Bad	>500	NHMRC indicates swimming at site is not recommended.

**ATTACHMENTS**

- 1 Water Sampling Sites D03238043



## **5.8 Outstanding Questions on Notice and Notices of Motion**

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TRIM REFERENCE: F2015/00040 - D11932373  
MANAGER: Lesley Crawley, Manager Corporate Governance  
AUTHOR: Jacquie Elvidge; Councillor Services Officer

### **SUMMARY**

Report on Outstanding Questions on Notice and Notices of Motion.

### **RECOMMENDATION**

*That Council receive the report on Outstanding Questions on Notice and Notices of Motion.*

### **ATTACHMENTS**

1 Table of Outstanding Questions and Notice of Motions - 27 May 2015 D11939037

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
115	General Manager's Unit	Stephen Naven	<p>7.2 Notice of Motion - Government Rating Outrage</p> <p>50/15 That Council <u>note</u> with great concern the likely significant escalation of the 2015 rate burden on the local lower to mid-market property sector.</p> <p>51/15 That Council <u>note</u> the significant escalation is as a consequence of the recent property market increases and unfair rerating formulas dictated to Council by the State Government Valuer General and Office of Local Government.</p> <p>52/15 That Council <u>call</u> on the State Government to conduct a thorough review into the Valuer General's and Office of Local Government's outdated and discriminatory rating methods that will place undue hardship on many in our community.</p> <p>53/15 That Council <u>investigate</u> a shire wide, online petition in partnership with the community, to give ratepayers a voice to call upon the State Government to reject this outrageous and out of touch taxing.</p> <p>54/15 That Council <u>include</u> in its 2015 Strategic Planning Process a review of all options to assist in reducing the impact of the Government's looming rerating charges.</p>	<p>28 January 2015</p> <p>Cr Best</p>	Response to be provided end June 2015.
128	Community and Recreation Services	Maxine Kenyon	<p>5.2 Notice of Motion - Wyong Road Landscaping Shambles</p> <p>167/15 That Council <u>note</u> with great concern the current, extremely poor condition of the landscaping of the median and roundabouts along the Shire's premier road corridor, Wyong Road.</p> <p>168/15 That Council <u>note</u> that Wyong Road is a State Road for which the NSW Roads and Maritime Service (RMS) has full management and financial responsibility under the Roads Act 1993.</p> <p>169/15 That Council <u>call</u> on the RMS to consider the safety, value and impact on the community of not providing for sufficient vegetation maintenance, and to provide adequate funding to maintain the landscaping for the full length of the Wyong Road corridor in keeping with community expectations.</p> <p>170/15 That Council <u>request</u> the General Manager to report on initiatives that it may consider with this road issue</p>	<p>25 February 2015</p> <p>Cr Best</p>	<p>167/15 – Noted</p> <p>168/15 – Noted</p> <p>169/15 – Councillor Business Update distributed 26 March 2015.</p> <p>170/15 – Response to be provided June 2015.</p>

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<i>and indeed all roads under the Road Management Council Contracts</i>		
133	Property and Economic Development	John Willey	7.2 - Notice of Motion - Tuggerah Station Parking and Safety Shambles  236/15 <i>That Council <u>reiterate</u> the total inadequacy of parking at and around the Tuggerah Rail Station, and that the provision of such parking is the sole responsibility of Transport NSW and State Government.</i> 237/15 <i>That Council <u>explore</u> all land options in the Tuggerah Rail Station precinct, in partnership with Transport NSW and State Government, to address this issue.</i> 238/15 <i>That Council <u>note</u> the urgent need to immediately deal with this matter and therefore the prospect of interim/ temporary parking should also be considered.</i>	11 March 2015 Cr Best Cr Matthews	A Councillor Update has been prepared and is currently with the Director for approval.
144	Property and Economic Development	Darryl Rayner	2.1 Mayoral Minute - 2015 Garage Sale Trail  367/15 <i>That Council <u>participate</u> in the 2015 Garage Sale Trail program at a cost of \$6,250.</i> 368/15 <i>That Council <u>note</u> the cost will be funded by existing funds allocated to its Waste Unit.</i>	Cr Eaton 22 April 2015	Staff are in the process of submitting the application to participate in this program.
145	Infrastructure and Operations	Peter Murray	8.1 Notice of Motion - Traffic Management - Watanobbi Road  408/15 <i>That Council <u>note</u> with concern the reports of frequent drag racing and burnouts on Watanobbi Rd.</i> 409/15 <i>That Council <u>refer</u> this issue to the Traffic Committee for their advice on how to rectify the problem.</i> 410/15 <i>That Council <u>write</u> to the Tuggerah Lakes Police Command advising it of this problem and seeking their support and implementation of regular patrols and enforcement action.</i> 411/15 <i>That Council <u>support</u> the community initiative to generate a petition and make representation to the state member.</i>	Cr Taylor 22 April 2015	Letter sent to Tuggerah Lakes Area Command 29 April 2015.  Response to be provided at a future meeting.  Item scheduled for consideration by the Traffic Committee at its meeting of 10 June 2015.
147	Infrastructure and Operations	Andrew Pearce	Q19/15 Assisting Disabled Travellers  "Mr Mayor,  <i>For some time now I have noticed groups of disabled people</i>	Cr Best 22 April 2015	Response to be provided at a future meeting.  The new bus shelter has been ordered, contractor arranged to install concrete slab.



No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<i>gathering around a bus stop in Tuggerah Business Park in the rain with no shelter or seating, in reliance Drive opposite Fairhaven Services. Mr Mayor could you have this looked into as a matter of urgency, as in my view this is totally unacceptable?"</i>		Anticipated completion date is late June 2015.
148	Community and Recreation Services	Maxine Kenyon	<p>7.1 Notice of Motion - Regional Rollout of Council's Skate Park Facilities</p> <p>1 That Council <u>note</u> the recent welcomed response to Council's announcement to significantly expand its regional skate park facilities rollout.</p> <p>2 That Council <u>recognise</u> the need to balance the rollout of such facilities as equitably as possible across the shire.</p> <p>3 That Council <u>note</u> that the asset life of the current Lake Munmorah skate facility has now reached its end and that this location is no longer Council's preferred option.</p> <p>4 That Council <u>request</u> the General Manager to investigate and consult with the local community and key stakeholders to identify the most suitable location for this facility.</p> <p>5 That arising from the Council's recent adoption of the skate strategy 2014, Council further <u>request</u> the General Manager to report on proposals and options that will provide improved resource equity to the shire's northern skate facilities. The report should also address the possibility of installing CCTV cameras to provide improved safety to users and reduce the incidents of antisocial behaviour in and around such facilities.</p>	Cr Best 13 May 2015	Response to be provided at a future meeting.
149	General Manager's Unit	Bob Platt	<p>Q20/15 Local Mobile Phone Towers</p> <p><i>"Can the General Manager inquire, as a great number of mobile phone towers reportedly failed during the recent east coast low storm event, what is the local mobile phone system's capacity for continued communications during such emergencies in the shire?"</i></p>	Cr Greenwald 13 May 2015	Response to be provided at a future meeting.

**QUESTIONS ON NOTICE AND NOTICES OF MOTION REMOVED SINCE  
13 MAY 2015**

<b>No#</b>	<b>Department</b>	<b>Question on Notice / Notice of Motion</b>	<b>Date Asked/ Councillor</b>	<b>Status</b>
Nil	Nil	Nil	Nil	Nil

27 May 2015

To the Ordinary Council Meeting

Councillor

## **6.1 Notice of Motion - Council's Animal Care Facility**

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TRIM REFERENCE: F2010/00296 - D11949659

MANAGER:

AUTHORS: Greg Best; Councillor  
Adam Troy; Councillor

Councillor G Best and A Troy have given notice that at the Ordinary Council Meeting to be held on 27 May 2015 they will move the following Motion:

- "1 That Council recognise the outstanding work over the past few years by staff and more recently by the current animal care contractor and that this management team has delivered an outcome of near zero euthanising of stray and abandoned pets.*
- 2 That Council recognise that the current Charmhaven Animal Care Facility is approaching end of its asset life.*
- 3 That Council take a more strategic and regional approach through opening dialogue with Gosford City Council and the current animal care contractors both at Charmhaven and Erina, with the view to establishing a regional, Central Coast animal care facility that will service the future needs of the Coast as a whole.*
- 4 That Council consider any such centrally located regional facility in tandem with innovative satellite offices in the region's north and far south to assist residents in outer areas to access these important services."*

### **RESOURCES**

The matter will be actioned using existing resources.

### **COUNCILLORS NOTE**

With our Charmhaven facility and Gosford City Council's Erina facility, now reaching the end of their asset lives, this presents an excellent opportunity to work with Gosford in taking a regional approach in delivering these important animal care services.

As patron of our cares facility, it gives me great pride in noting just how far we have come as a service provider and indeed a community. Clearly these great results are a tribute to the management and contractor services that run and support our facility, along with the many community volunteers.

As outlined in the above motion, on behalf of the community, all I seek is support to begin the journey of discussions with our regional colleagues in Gosford and naturally the key stakeholders to tease out what opportunities may arise from this regional approach.