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**WYONG SHIRE COUNCIL**  
**MINUTES OF THE**  
**ORDINARY COUNCIL MEETING OF COUNCIL**  
**HELD IN THE COUNCIL CHAMBER**  
**WYONG CIVIC CENTRE, HELY STREET, WYONG**  
**ON 10 MARCH 2016**  
**COMMENCING AT 6.00PM**

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**PRESENT**

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

**IN ATTENDANCE**

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

The Mayor, Councillor Eaton OAM, declared the meeting open at 6.06 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 read an acknowledgment of country statement.

**APOLOGIES**

Councillor Webster was granted leave of absence, from 7 March 2016 until the 18 March 2016, at the 24 February 2016 Ordinary meeting of Council:

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

*151/16 That Council note there were no apologies.*

*152/16 That Council grant Councillor Webster leave of absence from the 7 March 2016 until the 18 March 2016 for any Ordinary Council meetings, Committee Meetings or any Extraordinary Meetings that may be held during that time."*

An apology for the inability to attend the meeting was received on behalf of Councillors Matthews, due to personal issues, and Councillor Taylor:

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

***219/16 That Council accept the apologies and grant Councillors Matthews and Taylor leave of absence from the meeting.***

At the commencement of the ordinary meeting report numbers 2.1, 1.1, 7.1 1.6, 1.7, 2.2, 5.1, 6.1, 6.6, 7.2, 9.3, 9.2 and 9.1 in conjunction with 5.3, 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.

## **PROCEDURAL MOTION**

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

**220/16 That Council allow meeting practice to be varied.**

**221/16 That Council use the exception method to deal with the balance of the Agenda.**

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

**222/16 That with the exception of report numbers 1.6, 1.7, 2.1, 2.2, 5.1, 6.1, 6.6, 7.1, 7.2, 9.1 in conjunction with 5.3, 9.2 and 9.3, Council adopt the recommendations contained in the remaining reports.**

## **1.1 Disclosure of Interest**

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### **Item 2.1 – RZ/4/2015 Rezoning of 100-110 Pacific Highway Doyalson to Permit a Manufactured Home Estate**

Councillor Vincent declared a non-pecuniary insignificant interest in the matter for the reason that he is a social member of the RSL Club and participated in consideration of this matter.

Councillor Vincent 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 not on the executive of the Club and there is no measureable financial benefit.”*

### **Item 9.2 – Confidential Mayoral Minute – The Entrance Town Centre Management Incorporated Funding**

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 Management and participated in consideration of this matter.

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 there is no conflict as a Council delegate.”*

**Item 9.3 – Confidential Mayoral Minute – 140 Sparks Road, Warnervale**

Councillor Greenwald declared a non-pecuniary insignificant interest in the matter. Councillor Greenwald left the chamber at 9.03pm, did not vote and returned to the chamber at 9.04pm.

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

***223/16 That Council receive the report on Disclosure of Interest and note advice of disclosures.***

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**1.2 Confirmation of Minutes of Previous Meeting**

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

***224/16 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 24 February 2016.***

**Business Arising**

There was no business arising.

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**1.3 Proposed Briefings and Inspections**

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

***225/16 That Council receive the report on Proposed Briefings and Inspections.***

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**1.4 Address By Invited Speakers**

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

***226/16 That Council receive the report on Invited Speakers.***

***227/16 That Council agree meeting practice be varied to allow reports from Directors and/or the Acting CEO to be dealt with following an Invited Speaker's address.***

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**1.5 Notice of Intention to Deal with Matters in Confidential Session**

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

***228/16 That Council consider the following matters in Confidential Session, pursuant to Section 10A (2)(c) of the Local Government Act 1993:***

**8.1 – YMCA Contract Extension**

229/16     *That Council note its reason for considering Report No 8.1 – YMCA Contract Extension, as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

230/16     *That Council request the Acting Chief Executive Officer to report on these matters in open session of Council.*

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**1.6            Mayoral Minute - Light Rail and the Central Coast Regional Plan**

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**RESOLVED on the motion of Councillor EATON:**

231/16     *That Council include in its submission to the Central Coast Regional Plan the concept of a future light rail public transport solution linking Gosford to The Entrance via East Gosford, Erina, Terrigal, Wamberal, Bateau Bay and Long Jetty.*

**The MOTION was declared CARRIED on the casting vote of the Mayor.\**

FOR:           CRS GB BEST, DE EATON AND AT TROY

AGAINST:     CRS B G GRAHAM, KG GREENWALD AND DV VINCENT

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**1.7            Mayoral Minute - Central Coast Tourism Incorporated Funding**

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Councillor Greenwald left the meeting at 7.50 pm and returned to the meeting at 7:52 pm during consideration of this item.

**RESOLVED unanimously on the motion of Councillor EATON:**

232/16     *That Council advise Central Coast Tourism Incorporated (CCTI) that it will continue to fund CCTI until 30 June 2017 subject to Gosford City Council agreeing by 30 March 2016 to also continue to fund CCTI for the 2016/17 financial year in an amount no less than Wyong Sire Council's total contribution to CCTI and The Entrance Visitors Centre, totalling \$248,000.*

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**2.1            RZ/4/2015 Rezoning of 100-110 Pacific Highway Doyalson to permit a Manufactured Home Estate**

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Councillor Vincent declared a non-pecuniary insignificant interest in the matter for the reason that he is a social member of the RSL Club and participated in consideration of this matter.

Councillor Vincent 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 not on the executive of the Club and there is no measureable financial benefit."*

Mr Mark Maund, Dewitt Consulting, addressed the meeting at 6.13pm, answered questions and retired at 6.26pm.

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

- 233/16 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 amend Schedule 1 Additional Permitted Uses to allow a MHE on part of Lot 7 DP 240685.
- 234/16 That Council forward the Planning Proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a Gateway Determination, pursuant to Section 56 of the EP&A Act 1979.
- 235/16 That Council request the Acting Chief Executive Officer to apply to accept plan making delegations for the LEP Amendment.
- 236/16 That Council undertake community and government agency consultation in accordance with the requirements of the gateway determination.
- 237/16 That Council consider a further report on results of the community consultation.
- 238/16 That Council request the Acting Chief Executive Officer negotiate, publically exhibit and sign a Voluntary Planning Agreement which secures contributions toward required facilities, which may include district open space, community facilities, bushfire and access requirements.
- 239/16 That Council acknowledge its previous resolution of 26 November 2003 and note that the proposed use of a MHE on Lot 7 DP 240685 is supported in principle subject to further assessment.

FOR: CRS GB BEST, DE EATON, B G GRAHAM, KG GREENWALD, AT TROY AND DV VINCENT

AGAINST: NIL

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**2.2 RZ/7/2015 Rezoning of 171-175 Sparks Road Halloran to expand the IN1 General Industrial Zone**

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

- 240/16 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 enable the rezoning of part of Lot 1 DP 796730 (171-175 Sparks Road Halloran) to the IN1 General Industrial zone.
- 241/16 That Council forward the Planning Proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a gateway determination, pursuant to Section 56 of the EP&A Act 1979.
- 242/16 That Council request the Acting Chief Executive Officer to apply to accept plan making delegations for the LEP Amendment.
- 243/16 That Council undertake community and government agency consultation in accordance with the requirements of the gateway determination.

**244/16**     *That Council consider a further report on results of the community consultation.*

FOR:                CRS GB BEST, DE EATON, B G GRAHAM, KG GREENWALD, AT TROY AND DV VINCENT

AGAINST:         NIL

**3.1**             Classification of Land, Lot 333 DP 1209705 at Bokhara Avenue, Blue Haven

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

**245/16**     *That Council adopt the classification of Lot 333 DP 1209705 at Bokhara Avenue, Blue Haven, as Operational Land.*

**246/16**     *That Council note that:*

- a    Nothing in the above resolution authorises the sale of the subject land (section 377(1)(h) of the Local Government Act 1993 provides that any sale of land can only be by resolution of Council).*
- b    Section 31 (3) of the Local Government Act 1993 provides that Council must not resolve that land be classified as operational land if the resolution is inconsistent with the terms of any trust applying to the land.*

**4.1**             CPA/239606 - Road and Drainage Upgrade Construction Works, Hume Boulevard (between Sturt Street and Yangoora Street) Killarney Vale

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

**247/16**     *That Council accept the tender from the company nominated as Tenderer No 2, Robson Civil Projects Pty Ltd, in the attached Tender Evaluation Report, for the lump sum amount of \$961,184.87 (excl GST) for Contract CPA/239606 - Road and Drainage Upgrade Construction Works, Hume Boulevard (from Sturt St to Yangoora St) Killarney Vale.*

**248/16**     *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.*

**249/16**     *That Council approve the contingency sum as detailed in the Tender Evaluation Report.*

## 5.1 Sponsorship Program 2016/17

It was *MOVED* by Councillor *VINCENT* and seconded by Councillor *GREENWALD*:

- 1 That Council allocate the \$55,300 combined cash and in-kind funds from the Sponsorship Program for 2016-17 as follows:

Applicant	Initiative	Tier level	Recommended Funding
<i>CULTURAL INITIATIVES: Recommended for sponsorship</i>			
<i>Long Jetty Locals</i>	<i>Long Jetty Street Festival</i>	<i>Tier 2</i>	<i>2016-17: Cash \$12,500 &amp; In-Kind \$2,500</i>
<i>BBR Agency</i>	<i>PicNic Outdoor Cinema</i>	<i>Tier 2</i>	<i>2016-17: Cash \$10,000</i>
<i>SPORTING INITIATIVES: Recommended for sponsorship</i>			
<i>Wyong Fire Brigade Championships</i>	<i>2016 NSW State Fire Fighter Championships</i>	<i>Tier 2</i>	<i>2016-17: Cash \$9,000 &amp; In-Kind \$1,000</i>
<i>Elite Energy P/L</i>	<i>Colour Me Rad</i>	<i>Tier 2</i>	<i>2016-17: Cash \$10,000</i>
<i>ECONOMIC DEVELOPMENT INITIATIVES: Recommended for partnership</i>			
<i>Central Coast NSW Business Chamber</i>	<i>Central Coast Economic Breakfast</i>	<i>Tier 2</i>	<i>2016-17: Cash \$8,800</i>
<i>Business and Professional Women Central Coast</i>	<i>Business and Professional Women Central Coast: Woman of the Year</i>	<i>Tier 3</i>	<i>2016-17: Cash \$1,500</i>

- 2 That Council acknowledge the below initiatives have also applied for multi-year funding for 2017-18 and 2018-19 and are supported however that the applicants be advised that as a result of the likely amalgamation these will need to be reviewed by early 2017, noting that these applications are carried forward.
- *Long Jetty Street Festival*
  - *PicNic Outdoor Cinema*
  - *Colour Me Rad*
  - *Central Coast Economic Breakfast*
  - *Business and Professional Women Central Coast*
- 3 That Council decline applications for the reasons indicated in the table below, the applicants be advised and where relevant are directed to alternate funding programs:

<i>Initiative</i>	<i>Total Requested</i>	<i>Applied for Tier level</i>	<i>Assessment</i>
<i>Ks for Kids Walkathon</i>	<i>\$5,000</i>	<i>Tier 3 Single year</i>	<i>Initiative does not meet the visitation requirements, potential for growth or ROI through economic development benchmarks that are required. The focus of this event is fundraising.</i>
<i>Mingara Orchid Festival</i>	<i>\$7,500</i>	<i>Tier 3 Multi Year</i>	<i>Initiative does not meet the potential for growth or ROI through economic development benchmarks that are required. Initiative has received sponsorship for many years and has not demonstrated growth or expansion as promised in 2015-16.</i>
<i>Central Coast Food Revolution Day</i>	<i>\$66,000</i>	<i>Tier 1 Multi Year</i>	<i>Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through visitor numbers and dispersal of economic benefit was limited. The initiative is recommended to pursue possible grant funding from WSC as an alternative to sponsorship funding.</i>
<i>Central Coast Embrace Life Festival</i>	<i>\$24,000</i>	<i>Tier 2 Multi Year</i>	<i>Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through visitor numbers and dispersal of economic benefit was limited.</i>
<i>Veer Left</i>	<i>\$5,000</i>	<i>Tier 3 Single year</i>	<i>Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through community benefits was limited.</i>

- 4 That Council reallocate \$1,329 from existing marketing and promotions budget to the Sponsorship Program in 2015-16 through Quarter Review due to the Central Coast Mariners sponsorship payment required to be made in 2015-16 for activities to take place in 2016-17.
- 5 That Council support additional initiatives for 2015-16 and allocate \$23,500 combined cash and in-kind funds from the Sponsorship Program for 2015-16 as follows:



<i>Applicant</i>	<i>Initiative</i>	<i>Tier level</i>	<i>Recommended Funding</i>
<i>SPORTING INITIATIVES: Recommended for sponsorship</i>			
<i>Central Coast Mariners</i>	<i>Central Coast Mariners - National Youth League 2016-17 activities</i>	<i>Tier 2</i>	<i>2015-16: Cash \$10,000 Nb. Recommended based on Councillor Resolution from 26/01/2016 and on the condition that the negotiation of the sponsorship deliverables meets the requirements of the WSC Policy for Sponsorship Management.</i>
<i>Wyong Fire Brigade Championships</i>	<i>2016 NSW State Fire Fighter Championships</i>	<i>Tier 2</i>	<i>2015-16: Cash \$8,000</i>
<i>ECONOMIC DEVELOPMENT INITIATIVES: Recommended for partnership</i>			
<i>Central Coast NSW Business Chamber</i>	<i>Central Coast Economic Breakfast</i>	<i>Tier 2</i>	<i>2015-16: Cash \$4,000</i>
<i>Business and Professional Women Central Coast</i>	<i>Business and Professional Women Central Coast: Woman of the Year</i>	<i>Tier 3</i>	<i>2015-16: Cash \$1,500</i>

- 6 That Council provide an additional \$5,000 in funding to the 2016 and 2017 Going Off at the Swamp Festival (GOATS), which is currently under funded. This is the premiere event in the Shire to launch Youth Week.

An AMENDMENT was moved by Councillor EATON and Seconded by Councillor TROY:

- 1 That Council allocate the \$25,300 combined cash and in-kind funds from the Sponsorship Program for 2016-17 as follows:

<i>Applicant</i>	<i>Initiative</i>	<i>Tier level</i>	<i>Recommended Funding</i>
<b>CULTURAL INITIATIVES: Recommended for sponsorship</b>			
Long Jetty Locals	Long Jetty Street Festival	Tier 2	2016-17: Cash \$5,000
<b>SPORTING INITIATIVES: Recommended for sponsorship</b>			
Wyong Fire Brigade Championships	2016 NSW State Fire Fighter Championships	Tier 2	2016-17: Cash \$5,000
Elite Energy P/L	Colour Me Rad	Tier 2	2016-17: Cash \$5,000
<b>ECONOMIC DEVELOPMENT INITIATIVES: Recommended for partnership</b>			
Central Coast NSW Business Chamber	Central Coast Economic Breakfast	Tier 2	2016-17: Cash \$8,800
Business and Professional Women Central Coast	Business and Professional Women Central Coast: Woman of the Year	Tier 3	2016-17: Cash \$1,500

- 2 That Council acknowledge the below initiatives have also applied for multi-year funding for 2017-18 and 2018-19 and are supported however that the applicants be advised that as a result of the likely amalgamation these will need to be reviewed by early 2017, noting that these applications are carried forward.

- Long Jetty Street Festival
- Colour Me Rad
- Central Coast Economic Breakfast
- Business and Professional Women Central Coast

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

<i>Initiative</i>	<i>Total Requested</i>	<i>Applied for Tier level</i>	<i>Assessment</i>
Ks for Kids Walkathon	\$5,000	Tier 3 Single year	Initiative does not meet the visitation requirements, potential for growth or ROI through economic development benchmarks that are required. The focus of this event is fundraising.
Mingara Orchid Festival	\$7,500	Tier 3 Multi Year	Initiative does not meet the potential for growth or ROI through economic development benchmarks that are required. Initiative has received sponsorship for many years and has not demonstrated growth or expansion as promised in 2015-16.

Central Coast Food Revolution Day	\$66,000	Tier 1 Multi Year	Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through visitor numbers and dispersal of economic benefit was limited. The initiative is recommended to pursue possible grant funding from WSC as an alternative to sponsorship funding.
Central Coast Embrace Life Festival	\$24,000	Tier 2 Multi Year	Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through visitor numbers and dispersal of economic benefit was limited.
Veer Left	\$5,000	Tier 3 Single year	Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through community benefits was limited.
BBR Agency	PicNic Outdoor Cinema	Tier 2	2016-17: Cash \$10,000

- 4 That Council reallocate \$1,329 from existing marketing and promotions budget to the Sponsorship Program in 2015-16 through Quarter Review due to the Central Coast Mariners sponsorship payment required to be made in 2015-16 for activities to take place in 2016-17.
- 5 That Council support additional initiatives for 2015-16 and allocate \$23,500 combined cash and in-kind funds from the Sponsorship Program for 2015-16 as follows:

Applicant	Initiative	Tier level	Recommended Funding
<b>SPORTING INITIATIVES: Recommended for sponsorship</b>			
Central Coast Mariners	Central Coast Mariners - National Youth League 2016-17 activities	Tier 2	2015-16: Cash \$10,000 Nb. Recommended based on Councillor Resolution from 26/01/2016 and on the condition that the negotiation of the sponsorship deliverables meets the requirements of the WSC Policy for Sponsorship Management.
Wyong Fire Brigade Championships	2016 NSW State Fire Fighter Championships	Tier 2	2015-16: Cash \$5,000
<b>ECONOMIC DEVELOPMENT INITIATIVES: Recommended for partnership</b>			
Central Coast NSW Business Chamber	Central Coast Economic Breakfast	Tier 2	2015-16: Cash \$4,000

<i>Business and Professional Women Central Coast</i>	<i>Business and Professional Women Central Coast: Woman of the Year</i>	<i>Tier 3</i>	<i>2015-16: Cash \$1,500</i>
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**The AMENDMENT was put to the VOTE and declared CARRIED.**

FOR: CRS GB BEST, DE EATON, B G GRAHAM AND AT TROY

AGAINST: CRS KG GREENWALD AND DV VINCENT

**The AMENDMENT became the MOTION.**

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

**250/16 That Council allocate the \$25,300 combined cash and in-kind funds from the Sponsorship Program for 2016-17 as follows:**

<b>Applicant</b>	<b>Initiative</b>	<b>Tier level</b>	<b>Recommended Funding</b>
<b>CULTURAL INITIATIVES: Recommended for sponsorship</b>			
<i>Long Jetty Locals</i>	<i>Long Jetty Street Festival</i>	<i>Tier 2</i>	<i>2016-17: Cash \$5,000</i>
<b>SPORTING INITIATIVES: Recommended for sponsorship</b>			
<i>Wyong Fire Brigade Championships</i>	<i>2016 NSW State Fire Fighter Championships</i>	<i>Tier 2</i>	<i>2016-17: Cash \$5,000</i>
<i>Elite Energy P/L</i>	<i>Colour Me Rad</i>	<i>Tier 2</i>	<i>2016-17: Cash \$5,000</i>
<b>ECONOMIC DEVELOPMENT INITIATIVES: Recommended for partnership</b>			
<i>Central Coast NSW Business Chamber</i>	<i>Central Coast Economic Breakfast</i>	<i>Tier 2</i>	<i>2016-17: Cash \$8,800</i>
<i>Business and Professional Women Central Coast</i>	<i>Business and Professional Women Central Coast: Woman of the Year</i>	<i>Tier 3</i>	<i>2016-17: Cash \$1,500</i>

**251/16 That Council acknowledge the below initiatives have also applied for multi-year funding for 2017-18 and 2018-19 and are supported however that the applicants be advised that as a result of the likely amalgamation these will need to be reviewed by early 2017, noting that these applications are carried forward.**

- *Long Jetty Street Festival*
- *Colour Me Rad*
- *Central Coast Economic Breakfast*
- *Business and Professional Women Central Coast*

252/16 That Council decline applications for the reasons indicated in the table below, the applicants be advised and where relevant are directed to alternate funding programs:

<b>Initiative</b>	<b>Total Requested</b>	<b>Applied for Tier level</b>	<b>Assessment</b>
<i>Ks for Kids Walkathon</i>	<i>\$5,000</i>	<i>Tier 3 Single year</i>	<i>Initiative does not meet the visitation requirements, potential for growth or ROI through economic development benchmarks that are required. The focus of this event is fundraising.</i>
<i>Mingara Orchid Festival</i>	<i>\$7,500</i>	<i>Tier 3 Multi Year</i>	<i>Initiative does not meet the potential for growth or ROI through economic development benchmarks that are required. Initiative has received sponsorship for many years and has not demonstrated growth or expansion as promised in 2015-16.</i>
<i>Central Coast Food Revolution Day</i>	<i>\$66,000</i>	<i>Tier 1 Multi Year</i>	<i>Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through visitor numbers and dispersal of economic benefit was limited. The initiative is recommended to pursue possible grant funding from WSC as an alternative to sponsorship funding.</i>
<i>Central Coast Embrace Life Festival</i>	<i>\$24,000</i>	<i>Tier 2 Multi Year</i>	<i>Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through visitor numbers and dispersal of economic benefit was limited.</i>
<i>Veer Left</i>	<i>\$5,000</i>	<i>Tier 3 Single year</i>	<i>Initiative has not been recommended due to the competitive process of the sponsorship program. The initiative was eligible to receive funding however potential for ROI through community benefits was limited.</i>
<i>BBR Agency</i>	<i>PicNic Outdoor Cinema</i>	<i>Tier 2</i>	<i>2016-17: Cash \$10,000</i>

253/16 That Council reallocate \$1,329 from existing marketing and promotions budget to the Sponsorship Program in 2015-16 through Quarter Review due to the Central Coast Mariners sponsorship payment required to be made in 2015-16 for activities to take place in 2016-17.

254/16 That Council support additional initiatives for 2015-16 and allocate \$23,500 combined cash and in-kind funds from the Sponsorship Program for 2015-16 as follows:

<b>Applicant</b>	<b>Initiative</b>	<b>Tier level</b>	<b>Recommended Funding</b>
<b>SPORTING INITIATIVES: Recommended for sponsorship</b>			
<b>Central Coast Mariners</b>	<b>Central Coast Mariners - National Youth League 2016-17 activities</b>	<b>Tier 2</b>	<b>2015-16: Cash \$10,000 Nb. Recommended based on Councilor Resolution from 26/01/2016 and on the condition that the negotiation of the sponsorship deliverables meets the requirements of the WSC Policy for Sponsorship Management.</b>
<b>Wyang Fire Brigade Championships</b>	<b>2016 NSW State Fire Fighter Championships</b>	<b>Tier 2</b>	<b>2015-16: Cash \$5,000</b>
<b>ECONOMIC DEVELOPMENT INITIATIVES: Recommended for partnership</b>			
<b>Central Coast NSW Business Chamber</b>	<b>Central Coast Economic Breakfast</b>	<b>Tier 2</b>	<b>2015-16: Cash \$4,000</b>
<b>Business and Professional Women Central Coast</b>	<b>Business and Professional Women Central Coast: Woman of the Year</b>	<b>Tier 3</b>	<b>2015-16: Cash \$1,500</b>

FOR: CRS GB BEST, DE EATON, B G GRAHAM AND AT TROY

AGAINST: CRS KG GREENWALD AND DV VINCENT

## 5.2 Proposed Councillors' Community Improvement Grants

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

**255/16 That Council allocate an amount of \$600 from the 2015-16 Councillors' Community Improvement Grants (CCIG) as follows:**

<b>PFLag Central Coast (\$622.30)</b>	<b>Stall Hire Fee, New Banner, and Printing of Postcards for use at G.O.A.T.S Festival at San Remo in April.</b>	<b>600</b>
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**256/16 That Council note the \$1000 donation to the CCIG program from the Water Industry Officers Association as part of its membership promotion.**

**257/16 That Council note that the \$1000 has been divided equally and added to each Councillors' allocation.**

**5.3 Future Operation of Pools and Lake Haven Recreation Centre**

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*Resolved in conjunction with confidential item 9.1, YMCA Contract Extension.*

**6.1 Initiatives to Improve Safety on Rock Platforms in Munmorah State Conservation Area**

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

*258/16 That Council receive and note the report on Initiatives to Improve Safety on Rock Platforms in Munmorah State Conservation Area.*

**6.2 Response from Department of Planning & Environment to Request to Dissolve the Central Coast Joint Regional Planning Panel**

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

*259/16 That Council receive and note the response from Marcus Ray, Deputy Secretary, Planning Services, in relation to the dissolution of the Central Coast Joint Regional Planning Panel.*

**6.3 Road Capital Works Program**

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

*260/16 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.*

**6.4 Graffiti Trailer**

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

*261/16 That Council receive the report on Graffiti Trailer.*

**6.5 Draft Minutes of the Audit and Risk Committee Meeting - 16 February 2016 (rescheduled from 14 December 2015)**

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

*262/16 That Council receive the report on Draft Minutes of the Audit and Risk Committee Meeting - 16 February 2016 (rescheduled from 14 December 2015).*

**6.6 2015 National General Assembly Resolutions**

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

**263/16 That Council receive the report on 2015 National General Assembly Resolutions.**

**6.7 Proposed Merger Update**

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Councillor Best left the meeting at 8.30pm and returned to the meeting at 8:31pm and as a result took no part in voting on this item.

*It was MOVED by Councillor EATON and seconded by Councillor TROY:*

*That Council receive the report on Proposed Merger Update.*

**The MOTION was PUT to the vote and declared LOST.**

FOR: CRS D E EATON AND AT TROY

AGAINST: CRS B G GRAHAM, KG GREENWALD AND DV VINCENT

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

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

**264/16 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.**

**7.1 Notice of Motion - Closure of Wyong Shire RMS Offices**

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Ms Margot Castles, local resident. addressed the meeting at 6.43 pm, answered questions and retired at 7.14 pm.

*It was MOVED by Councillor GREENWALD and seconded by Councillor GRAHAM:*

- 1 That Council call upon the NSW Government to reverse its decision to close The Entrance Motor Registry.*
- 2 That Council request that the RMS undertake a review of its Service Centre location requirements takes place which considers the demographic and geographic difficulties that exist in Wyong Shire due to the ageing population and the isolation caused by the Shire's geographic features such as its coastal lakes system.*
- 3 That Council request the RMS to retain the three current RMS Service Centres within Wyong Shire.*
- 4 That Council request the Acting CEO write to the Minister for Roads, Maritime and Freight regarding the NSW Government's decision to close The Entrance Motor Registry.*



Councillor Vincent left the meeting at 6.55 pm and returned to the meeting at 6:57 pm during consideration of this item, but as a result took no part in voting on the procedural motion to put the amendment.

*An AMENDMENT was moved by Councillor BEST and seconded by Councillor TROY:*

- 1 That Council note with disappointment the decision to reduce motor registry/RMS services on the Central Coast.*
- 2 That Council advise the State Government that it welcomes the opportunity to partner with the Government to assist in delivering such services across the Central Coast through innovative co-location within Council facilities including The Entrance, Lake Munmorah and Wyong.*
- 3 That Council encourage Gosford City Council to join in this partnering initiative across the Central Coast region.*

#### **PROCEDURAL MOTION**

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

***265/16 That the Amendment be put.***

FOR: CRS GB BEST, DE EATON AND AT TROY

AGAINST: CRS B G GRAHAM AND KG GREENWALD

***The AMENDMENT was put to the VOTE and declared CARRIED on the casting vote of the Mayor.***

FOR: CRS GB BEST, DE EATON AND AT TROY

AGAINST: CRS B G GRAHAM, KG GREENWALD AND DV VINCENT

***The AMENDMENT became the MOTION***

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

- 266/16 That Council note with disappointment the decision to reduce motor registry/RMS services on the Central Coast.***
- 267/16 That Council advise the State Government that it welcomes the opportunity to partner with the Government to assist in delivering such services across the Central Coast through innovative co-location within Council facilities including The Entrance, Lake Munmorah and Wyong.***
- 268/16 That Council encourage Gosford City Council to join in this partnering initiative across the Central Coast region.***

***The MOTION was declared CARRIED on the casting vote of the Mayor.***

FOR: CRS GB BEST, DE EATON AND AT TROY

AGAINST: CRS B G GRAHAM, KG GREENWALD AND DV VINCENT

**7.2 Notice of Motion - Five Year Development Consent Period**

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

**269/16 That Council, apply a lapsing period of five years for all development consents in accordance with Section 95 of the Environmental Planning and Assessment Act 1979.**

**270/16 That Council recognise that an extended consent period will:**

- ***allow developers of all sizes greater time to secure finance and investors make arrangements for builders and contractors,***
- ***support the development industry,***
- ***promote investment within the shire,***
- ***assist in improving the feasibility of developments,***
- ***support local employment through supporting development.***

***The MOTION was declared CARRIED on the casting vote of the Mayor.***

FOR: CRS GB BEST, DE EATON AND AT TROY

AGAINST: CRS B G GRAHAM, KG GREENWALD AND DV VINCENT

**CONFIDENTIAL SESSION**

Councillor Greenwald left the meeting at 8.44pm and returned to the meeting at 8.46pm and as a result took no part in voting.

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

**271/16 That Council move into Confidential Session.**

At this stage of the meeting being 8.44 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 10a of The Local Government Act, 1993.

**OPEN SESSION**

Council resumed in open session at 9.26 pm and the Acting Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting of council as follows:

**9.1 YMCA Contract Extension**

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**274/16 That Council receive the report on YMCA Contract Extension.**

**275/16 That Council delegate, to the Mayor and the Acting CEO, the authority to negotiate a short term contract extension with YMCA for Lake Haven Recreation Centre, Wyong Pool and Toukley Pool.**

**276/16 That the outcome be reported back to Council for ratifying.**

- 277/16      *That Council resolve, for the purposes of s.55(3)(i) of the Local Government Act 1993, that a satisfactory result would not be achieved by inviting tenders, due the extenuating circumstances associated with the potential amalgamation of the Wyong and Gosford local government areas and the potential advantages to the merged council to invite tenders for the amalgamated area.*
- 278/16      *That Council approve that the temporary management of The Entrance Baths be undertaken by Council staff until a further review can occur after the likely amalgamation.*
- 279/16      *That Council temporarily increase fulltime equivalent staffing of 1 in the Open Space and Recreation unit to allow for the temporary provision of services at The Entrance Baths.*
- 9.2          Confidential Mayoral Minute – The Entrance Town Centre Management Corporation Inc.
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- 280/16      *That the Council note resolution 4.2 of the meeting of the Board of The Entrance Town Centre Management Corporation Inc. of 23 February 2016.*
- 281/16      *That the Council resolve that Council terminate, by agreement or otherwise, the following agreements between Council and The Entrance Town Centre Management Corporation Inc.:*
- 2.1      *Funding Agreement (Events) dated 20 September 2013; and*  
              2.2      *Funding Agreement (Marketing, Promotion and Maintenance) dated 20 September 2013.*
- 282/16      *That the Council resolve that no further payments are to be made to The Entrance Town Centre Management Corporation Inc. pursuant to those Funding Agreements, pending a careful and detailed audit of TETCM's compliance with the Funding Agreements to determine whether the public funds provided to TETCM by the Council have been properly accounted for and applied by TETCM.*
- 283/16      *That the Council resolve that monies to be paid to The Entrance Town Centre Management Corporation Inc. from the date of this resolution be applied by Council directly to providing the same services and functions that were to have been undertaken for Council by The Entrance Town Centre Management Corporation Inc. pursuant to those Funding Agreements, to ensure continuity of service to the community.*
- 284/16      *That the Council note the information set out in this Mayoral Minute.*
- 285/16      *That the Council authorise the Acting Chief Executive Officer to enter in to any necessary negotiations with The Entrance Town Centre Management Corporation Inc. to give effect to these resolutions.*
- 286/16      *That Council determine that this Mayoral Minute remain confidential in accordance with sub-sections 10A(2)(c), 10A(2)(g), 10B(2) and 11(3) of the Local Government Act 1993, because:*

- 7.1 *This Mayoral Minute contains information that might, if disclosed, confer a commercial advantage on a person that Council is currently conducting business with; and*
- 7.2 *This Mayoral Minute includes legal advice to the Council from General Counsel concerning substantive issues which would be privileged from production in legal proceedings on the ground of legal professional privilege.*

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9.3 **Mayoral Minute - 140 Sparks Road, Warnervale**

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- 287/16 *That Resolution number 88/16 from the Confidential Session of the Ordinary Council Meeting of 27 January 2016 is amended by deleting the words “conditional upon WSC achieving bio-diversity certification approval by the NSW Minister for the Environment” from that resolution.*

**QUESTIONS ON NOTICE**

Nil

**THE MEETING** closed at 9.28pm.