



Waste and Sustainability Project Officer Michael Neville explains the wonders of compost to students at Berkeley Vale Public School.

Permission has been obtained for the publication of this image.

Business Paper

ORDINARY MEETING

13 July 2011



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MEETING NOTICE

The **ORDINARY MEETING**
of **Wyong Shire Council**
will be held in the **Council Chamber**,
Wyong Civic Centre, Hely Street, Wyong on
WEDNESDAY 13 JULY 2011 at **5.00 pm**,
for the transaction of the business listed below:

OPENING PRAYER

ACKNOWLEDGEMENT OF COUNTRY

RECEIPT OF APOLOGIES

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- 7.2 Commercial Agreements

8 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

TRIM REFERENCE: F2011/00027 - D02648494
AUTHOR: Jacquie Elvidge; Administration Assistant
MANAGER: Lesley Crawley; Manager Corporate Governance

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

TRIM REFERENCE: F2011/00027 - D02653747
AUTHOR: Jacquie Elvidge; Administration Assistant
MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

Inspections to be conducted on 3 August 2011 are listed as follows:

| Date of Inspection | Location | Requested By |
|--------------------|--|--|
| 3 August 2011 | Mardi closed landfill on McPhersons Road, Mardi | Director Infrastructure Management |
| 3 August 2011 | Three Industrial Units 10 Corella Close, Berkeley Vale (To be Determined by the JRPP) DA/526/2011 | Director Environment and Planning Services |
| 3 August 2011 | Shelley Beach SLSC | Director Infrastructure Management |
| 3 August 2011 | Soldiers Beach SLSC | Director Infrastructure Management |
| 3 August 2011 | Lakes beach eco tourism | Director Corporate Services |
| 3 August 2011 | Shopping Centre, including Supermarket, Speciality Shops and Medical Centre at 275 Pacific Highway, Lake Munmorah (To be Determined by the JRPP) DA/459/2011 | Director Environment and Planning Services |

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

| Date | Briefing | Description | Time | Presented By |
|--------------|--------------------------------|--|------------|--|
| 13 July 2011 | Shirewide Heritage Review | To provide Council with a summary of the findings of the review, public consultation and recommendations | 12.00-1.30 | Director Environment & Planning Services, Manager Place Management and Strategic Planner |
| 13 July 2011 | DCP Chapter 14 Tree Management | To provide Councillors with a summary of changes proposed following public exhibition of the draft Chapter and the gazettal of amendments to SEPP (Exempt & Complying Development Codes) 2008. | 1.30-2.00 | Manager Land Use Planning Policy Development and Senior Planner |

| Date | Briefing | Description | Time | Presented By |
|--------------|-------------------------------------|---|------------|--|
| 13 July 2011 | Engagement Strategy | To present the draft Engagement Framework, Policy and Strategy and seek Councillor feedback before discussed with external stakeholders | 2.00-2.30 | Director Community and Recreation Services and Manager Community Engagement |
| 13 July 2011 | The Entrance Town Centre Masterplan | Update on the approach undertaken in the master plan process and update from Workshops 1 & 2 | 2.30-3.00 | Director Environment and Planning Services, Manager Place Management and Senior Strategic Planner |
| 13 July 2011 | Cultural Village | To explain the ACCF (Australian Chinese Cultural Federation) proposal for a Chinese Cultural Village. | 3.00-3.30 | Bruce(Yazhang) Zhong-ACCFI President/Executive Directors: Amanda(Fengyuan) Li-Secretary General &Translator Officer Lili Zheng -Arts Director/Snr Consultants: James (Xianfang) Zhang-President of Australian (O.C.H.) Assoc./John (Zhongli) Xu-President of Aust. Northern Sydney Chinese Chamber of Commerce |
| 13 July 2011 | Confidential Legal Matter | To brief Councillors on a confidential legal matter <i>(Attendance limited to Councillors, GM and Directors)</i> | 3.30- 3.45 | Director Infrastructure Management |

A full list of Councillor Briefings for 2011 was adopted by Council at its meeting on 9 February 2011. The latest version of Briefings for 2011 list is available upon request to the General Manager's office.

RECOMMENDATION

That Council receive the report on Proposed Inspections and Briefings and endorse the recommended inspections and briefings.

ATTACHMENT

- 1 Updated Briefing Schedule 3rd & 4th Quarters 2011 - 13 July 2011 D02669900

| PROPOSED QUARTER | PROPOSED DATE | AAA Briefing Title | Director | STAFF PRESENTING |
|------------------|---------------|---|-----------------------------------|--|
| 3rd quarter | 27-Jul | Skills Centre | GM's Unit | Danielle Dickson Major Projects |
| 3rd quarter | 27-Jul | Social Enterprise Plan for Central Coast | Corporate Services | Gary McLachlan/Graham Baker(Enterprise Connect) |
| 3rd quarter | 27-Jul | Wyong Civic & Cultural Masterplan | Environment and Planning Services | Paul Bowditch / Gary Hamer |
| 3rd quarter | 27-Jul | Community Feedback and Complaint Management Policy (Draft) | Legal And Risk GM's Unit | Belinda Charlton |
| 3rd quarter | 27-Jul | NSW Taxi Council and the Central Coast Taxis | Infrastructure Management | Bob Burch |
| | 27-Jul | iconic key sites DCP | Environment and Planning Services | Paul Bowditch |
| 3rd quarter | July | Ausgrid- 4g | Infrastructure Management | 4g TBC |
| 3rd quarter | 10-Aug | RTA (Highway upgrade Wyong township) | Infrastructure Management | Craig Leckie, RTA |
| 3rd quarter | 24-Aug | Q4 Annual Plan and Budget | Corporate Services | Cate Trivers |
| 3rd quarter | 10th August | CCRF | GM's Unit | Jane Hanlon contact CCRF Wej Paradise |
| 3rd quarter | Aug | Vision and Values | Corporate services | Dom |
| 3rd quarter | Aug | Plan of Management Central Coast Caravan Parks | Community & Recreation Services | Tara Mills |
| 3rd quarter | Aug | Present information on traditional custodians of lands and acknowledgement of country | Community & Recreation Services | Julie Vaughan |

| PROPOSED QUARTER | PROPOSED DATE | AAA Briefing Title | Director | STAFF PRESENTING |
|------------------|---------------|---|--|-----------------------------|
| 3rd quarter | Aug | Provide update of plans and financial viability of The Art House and Cultural Development | Community & Recreation Services | Julie Vaughan |
| 3rd quarter | Aug | Wyong Loyalty card | GM's Unit | GM's Unit |
| 3rd quarter | Aug | Enterprise Risk Management | Legal And Risk | Jeff Simpson |
| 4th Quarter | 26-Oct | Central Coast Sports field Management Strategy | Community & Recreation Services | Brett Sherar / Keith ollier |
| 4th Quarter | 09-Nov | Learning Community Strategies | Community & Recreation Services | Julie Vaughan |
| 4th Quarter | 23-Nov | Q1 Annual Plan and Budget | Corporate Services | Cate Trivers |
| 4th Quarter | 14-Dec | Community Facilities Strategy | Community & Recreation Services | Julie Vaughan |
| 4th Quarter | Nov | Centennial Coal Mandalong South Exploration drilling program | Corporate Services Environment & Planning Services | Greg Ashe/Paul Forster |
| 4th Quarter | October | Code of Conduct revision training | Corporate Services | Jeff Simpson |
| 3rd quarter | Sept | Precinct 7A Masterplan - Feedback following exhibition | Environment and Planning Services | Scott Duncan / Jenny Mewing |
| 3rd quarter | | *The Entrance, Wyong & Toukley Town Centre management agreements | Corporate Services Environment & Planning Services | Greg Ashe/ Paul Bowditch |
| 3rd quarter | | *Climate Change Adaptation Report – March 2011. | Environment and Planning Services | Karen Douglas |

| PROPOSED QUARTER | PROPOSED DATE | AAA Briefing Title | Director | STAFF PRESENTING |
|------------------|---------------|---|---|-------------------------------|
| 3rd quarter | | Greenhouse Mitigation Plan/Green Energy Funds Projects - May 2011 | Environment and Planning Services | David Irving |
| 3rd quarter | | Iconic Development Sites DCP & Current Proposals | Environment and Planning Services | Paul Bowditch |
| 3rd quarter | | RZ/7/2009 Chittaway Point Rezoning | Environment and Planning Services | Martin Johnson/Kathryn Heintz |
| 3rd quarter | | Sustainability Update (Policy, Framework, Principles Review) | Environment and Planning Services | Karen Douglas |
| 3rd quarter | | The Entrance Town Centre Masterplan | Environment and Planning Services | Paul Bowditch/Stephen Ashton |
| 3rd quarter | | Tuggerah Town Centre Masterplan | Environment and Planning Services | Paul Bowditch / Lynda Howson |
| 3rd quarter | | Sea Level Rise Notification & 149 Certificate | General Counsel/Environment and Planning Services | Brian Glendenning |
| 3rd quarter | | Desalination | Infrastructure Management | Garry Casement |
| 3rd quarter | | Lower Ourimbah Creek Floodplain Risk Mgt Strategy | Infrastructure Management | Rob Fulcher / Lara Critchley |
| 3rd quarter | | Tuggerah Lakes Floodplain Risk Mgt Plan | Infrastructure Management | Rob Fulcher / Lara Critchley |
| 3rd quarter | | Tumbi Creek Floodplain Risk Mgt Plan | Infrastructure Management | Rob Fulcher / Lara Critchley |
| 4th Quarter | | Review of Grants | Community & Recreation Services | Julie Vaughan |
| 4th Quarter | | Committee structure | Corporate Services | Lesley Crawley |
| 4th Quarter | | Councillor attendance at formal dinners | Corporate Services | (check minutes for wording) |

| PROPOSED QUARTER | PROPOSED DATE | AAA Briefing Title | Director | STAFF PRESENTING |
|------------------|---------------|--|-----------------------------------|---|
| 4th Quarter | | Biobanking | Environment and Planning Services | David Lemcke / Tricia Bancroft, Communications Manager, Biobanking Unit |
| 4th Quarter | | Biodiversity Management Plan | Environment and Planning Services | Greg White |
| 4th Quarter | | Comprehensive LEP | Environment and Planning Services | Martin Johnson |
| 4th Quarter | | DCP 113 – Flood prone Land | Environment and Planning Services | Martin Johnson / Rod Mergan |
| 4th Quarter | | DCP 2011 | Environment and Planning Services | Martin Johnson |
| 4th Quarter | | DCP 97 - Water Sensitive Urban Design | Environment and Planning Services | Martin Johnson / Peter Kavanagh |
| 4th Quarter | | Development Control Plan 61 – Car parking | Environment and Planning Services | Martin Johnson / Michael Conroy |
| 4th Quarter | | Draft Shire-Wide Contributions Plan | Environment and Planning Services | martin Johnson |
| 4th Quarter | | Draft Wyong Employment Zone contributions plan | Environment and Planning Services | Martin Johnson |
| 4th Quarter | | Natural Resources Strategy | Environment and Planning Services | Greg White / David Lemcke |
| 4th Quarter | | RZ/17/2009 Bundeena Road, Glenning Valley | Environment and Planning Services | martin Johnson/Kathryn Heintz |
| 4th Quarter | | Settlement Strategy | Environment and Planning Services | Scott Duncan / Jenny Mewing |
| 4th Quarter | | The Entrance, Wyong and Toukley Town Centre Masterplan | Environment and Planning Services | Paul Bowditch / Stephen Ashton |

| PROPOSED QUARTER | PROPOSED DATE | AAA Briefing Title | Director | STAFF PRESENTING |
|------------------|---------------|---|-----------------------------------|-------------------------------|
| 4th Quarter | | Wyong Employment Zone – Results of exhibition of DCP & 594 Contributions Plan / Biocertification update, DCP amendment update | Environment and Planning Services | Martin Johnson / Scott Duncan |
| 4th Quarter | | Wyong town centre planning proposal and car parking study | Infrastructure Management | Bob Burch |

13 July 2011
To the Ordinary Meeting

Procedural Item
Corporate Services Department

1.3 Address By Invited Speakers

TRIM REFERENCE: F2011/00027 - D02653759
AUTHOR: Jacquie Elvidge; Administration Assistant
MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

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

RECOMMENDATION

That Council receive the report on Invited Speakers.

1.4 Confirmation of Minutes of Previous Meeting

TRIM REFERENCE: F2011/00027 - D02653777
AUTHOR: Monica Redmond; Administration Assistant
MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

Confirmation of minutes of the previous Ordinary Meeting held on 22 June 2011 and the Extraordinary Meeting held on 30 June 2011.

RECOMMENDATION

That Council confirm the minutes of the previous Ordinary Meeting held on 22 June 2011 and the Extraordinary Meeting held on 30 June 2011.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | MINUTES - Ordinary Council Meeting - 22 June 2011 | D02653694 |
| 2 | MINUTES - Extraordinary Council Meeting - 30 June 2011 | D02665845 |

WYONG SHIRE COUNCIL

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBER
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON 22 JUNE 2011
COMMENCING AT 5.00 PM**

PRESENT

Councillors D J Eaton (Chairperson), G P Best, R L Graham, L A Matthews, E M McBride, J J McNamara, W R Symington, D P Vincent and L D Webster.

IN ATTENDANCE

General Manager, Director Environment and Planning Services, Director Infrastructure Management, Director Corporate Services, Director Community and Recreation Services and General Counsel

Internal Ombudsman, Chief Financial Officer, Manager Integrated Planning, Manager Land Use Planning Policy Development, Manager Roads and Drainage, Senior Engineer, Business Improvement Officer, Project Officer and two administration staff.

The Mayor, Councillor Eaton, declared the meeting open at 5.01 pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

Councillor Graham delivered the opening prayer and Councillor Matthews read the acknowledgment of country statement.

APOLOGIES

The Mayor advised that Council, at its meeting on 8 June 2011, granted leave of absence to Councillor Wynn until 8 August 2011 as she is currently on annual leave.

At the commencement of the ordinary meeting report numbers 1.1, 1.2, 1.3, 2.2, 5.5 and 1.4 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 Disclosures of Interest

5.1 - Proposed Councillors' Community Improvement Grants

Councillor Vincent declared a non-pecuniary insignificant conflict of interest in the matter for the reason that, he is a volunteer for the GOATS festival.

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."

8.3 - Notice of Motion - Council calls to Support Public Sector Workers

Councillor McNamara declared a pecuniary interest in the matter for the reason that his wife is a public sector worker and advised that he will be leaving the chamber.

8.3 - Notice of Motion - Council calls to Support Public Sector Workers

Councillor Matthews declared a pecuniary interest in the matter for the reason that she is an employee of Department of Education Training and Community and advised that she will be leaving the chamber.

8.3 - Notice of Motion - Council calls to Support Public Sector Workers

Councillor McBride declared a pecuniary interest in the matter for the reason that she is an employee of the Central Coast Local Health Department (CCLHD) and advised that she will be leaving the chamber.

8.3 - Notice of Motion - Council calls to Support Public Sector Workers

Councillor Vincent declared a pecuniary interest in the matter for the reason that his wife is a teacher and advised that he will be leaving the chamber. Councillor Vincent noted that:

"I reserve the right to withdraw this disclosure subject to further advice."

8.3 - Notice of Motion - Council calls to Support Public Sector Workers

Councillor Symington declared a pecuniary interest in the matter for the reason that his wife is a school teacher and as such is employed in the public sector and advised that he will be leaving the chamber.

9.1 - Response to the confidential draft Report of the Section 430 Investigation into Wyong Shire Council dated May 2011

Director Environment and Planning, Ms Gina Vereker, declared a non-pecuniary significant conflict of interest in the matter in writing. This declaration is recorded in Council's Electronic Document Management System as (D02661196). It is not possible to disclose these reasons in the minutes, as to do so would breach a requirement of strict confidentiality imposed on Council by the Division of Local Government of the Office and Premier and Cabinet in respect to the draft Section 430 investigation report, which was the subject of a confidential item of business. It is acknowledged that when the Division of Local Government removes the requirement of strict confidentiality relating to the draft S430 investigation report, that the confidentiality associated with D02661196 will also be removed.

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

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

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

1.2 Proposed Inspections and Briefings

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

- 1 That Council receive the report on Proposed Inspections and Briefings and endorse the recommended inspections and briefings.**
- 2 That Council schedule an inspection of the Eco Tourism site for August 2011.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

1.3 Address By Invited Speakers

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

- 1 That Council receive the amended report on Invited Speakers.**
- 2 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.**
- 3 That Council omit Mr Jeff Sundstron, resident and member of NSW Fire Rescue Service, from the list of invited speakers.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

1.4 Confirmation of Minutes of Previous Meeting

Councillor Vincent left the meeting at 6.16 pm and returned to the meeting at 6.17 pm during consideration of this item.

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

- 1 That Council confirm the minutes of the previous Ordinary Meeting held on 8 June 2011.**
- 2 That Council amend the voting on item 5.1, Proposed Councillors' Community Improvement Grants, to reflect Councillors Best, Matthews, Symington and McBride as against the motion.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

Business Arising

Item 5.5 – Determination By the Local Government Remuneration Tribunal on Councillor Fees for 2011-12

Councillor Best raised a query regarding that Councillor expense claim information be provided to the public, listed as individual transparencies.

The Director of Corporate Services advised that information on Councillor earnings is included in Council's Annual Report as a total figure.

It was suggested to Councillor Best that this issue should be raised as a Question on Notice or Notice of Motion.

1.5 Notice of Intention to Deal with Matters in Confidential Session

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

1 That Council consider the following matters in Confidential Session, pursuant to Sections 10A(2e) of the Local Government Act 1993:

8.1 Response to the confidential draft Report of the Section 430 Investigation into Wyong Shire Council dated May 2011

2 That Council note its reason for considering Item No 8.1 in confidential session is because it contains information that would, if disclosed, prejudice the maintenance of law should the discussions be held in a non-confidential environment.

3 That Council request the General Manager to report on this matter in open session of Council.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

1.6 Mayoral Minute - Central Coast Business Excellence Awards

RESOLVED unanimously on the motion of Councillor EATON:

1 That, subject to Gosford City Council contributing \$5,000 for a partnership package, Council also contributes \$5,000 for a partnership in the inaugural Mercedes-Benz, Central Coast Business Excellence Awards.

2 That Council note that its support is conditional upon The Central Coast Business Excellence Awards recognising Council on promotional material, official programmes and signage.

3 That Council request the GM to enter into negotiations with the Wyong Chamber of Commerce, North Lakes Chamber of Commerce and The Entrance Chamber of Commerce with the view to establish and provide funding for a Wyong Shire Regional Business Awards event.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

2.1 Adoption of the Community Strategic Plan (2030)

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

- 1 That Council consider the submissions made in respect of the Draft Community Strategic Plan (2030).***
- 2 That Council adopt the Community Strategic Plan (2030) as exhibited plus the changes detailed in this report.***

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

2.2 Submissions to the Wyong Shire Strategic Plan (2011-2015) (consideration)

Councillor Matthews left the meeting at 5.10 pm and returned to the meeting at 5.12 pm during consideration of this item.

Councillor Graham left the meeting at 5.11 pm and returned to the meeting at 5.12 pm during consideration of this item.

Councillor Vincent left the meeting at 5.12 pm and returned to the meeting at 5.27 pm during consideration of this item.

Councillor Symington left the meeting at 5.37 pm and returned to the meeting at 5.38 pm during consideration of this item.

Mr Angus Nardi, representing the Shopping Centre Council of Australia, addressed the meeting at 5.11pm and retired at 5.15pm.

Mr Tony Gardener, Centre Manager of Westfield Tuggerah, answered questions at 5.15pm and retired at 5.25pm.

RESOLVED on the motion of Councillor BEST and seconded by Councillor MCNAMARA:

- 1 That Council receive the submissions listed herein concerning the Draft WSC Strategic Plan (2011-2015).***
- 2 That Council consider all submissions before the final Plan is adopted.***
- 3 That Council adopt proposed amendments to the WSC Strategic Plan (2011-2015) arising from the submissions received as detailed in this report prior to its final consideration of the Plan.***
- 4 That Council not increase the library book reservation fee for senior citizens.***

FOR: COUNCILLORS BEST, EATON, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER
AGAINST: COUNCILLOR GRAHAM

2.3 Adoption of the Wyong Shire Council Strategic Plan (2011-2015) (incorporating the Annual Plan and 4 Year Delivery Plan)

Councillor Matthews left the meeting at 6.43 pm and returned to the meeting at 6.45 pm during consideration of this item.

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

- 1 That Council adopt the WSC Strategic Plan (2011-2015) subject to the changes proposed in this report (including Attachments) being incorporated.**
- 2 That Council approve the estimates of income and expenditure as detailed in this report and the Plan.**
- 3 That Council set the rate and charge rebates to pensioners for the year 2011-2012 in accordance with the relevant legislation and Council policy.**
- 4 That Council is of the opinion that the following rateable land will derive benefit from the business related costs of The Entrance Town Centre Management:**
 - a All land used for business purposes and categorised as such in accordance with section 518 of the Local Government Act 1993 in the suburb known as The Entrance.**
 - b All land used as Major Facilities servicing tourists including Service Stations, Camp or Caravan Sites, Registered Clubs, Tourist Accommodation and Hotels/Motels as defined in Council's current Local Environmental Plan (LEP) and District Shopping Centres as defined in Council's current Retail Strategy in the suburbs known as The Entrance North, The Entrance, Blue Bay, Long Jetty, Toowoan Bay, Shelly Beach, Bateau Bay and Magenta.**
 - c All land used as rental accommodation and which is categorised as Residential under Section 516 of the Local Government Act, 1993 which is rented or leased for periods of three months or less in the suburbs known as The Entrance North, The Entrance, Blue Bay and Toowoan Bay.**
- 5 That Council is of the opinion that the following rateable land will derive benefit from the business related costs of the Greater Toukley Vision:**
 - a All land used for business purposes and categorised as such in accordance with Section 518 of the Local Government Act 1993 in the suburbs known as Toukley, Canton Beach, Noraville and Norah Head.**
- 6 That Council is of the opinion that the following rateable land will derive benefit from the business related costs of the Wyong-Tuggerah Chamber of Commerce:**
 - a All land used for business purposes and categorised as such in accordance with Section 518 of the Local Government Act 1993 in the suburb known as Watanobbi.**
 - b All land used for business purposes and categorised as such in accordance with section 518 of the Local Government Act 1993 in the suburb known as Wyong, bounded by the following:**

- **North of the Wyong River from Tacoma in the east to the F3 Freeway in the west;**
 - **East of the F3 Freeway from the Wyong River to the suburb boundary between Wyong and Warnervale but to exclude Lot 32 DP 814964;**
 - **South of the northern Wyong boundary to its intersection with the Pacific Highway and then south of the Pacific Highway to the intersection of Pollock Avenue, but to include Lot 400 DP 1114793, Lot 1 DP 411020, Lot 3 DP 607756 and Lot 1 DP 1090455 (these lots being to the north of the Pacific Highway); and**
 - **The eastern boundary of the suburb of Wyong from Johns Road to Wyong River.**
- 7 That Council authorise the General Manager to borrow up to a total of \$18.575m from approved institutions as outlined in this report.**
- 8 That Council reassess at the September quarterly review and subsequent quarterly reviews, the position of Council's services to the community, in light of the status and progress of capital expenditure work completed at that time.**
- 9 That Council not increase the library book reservation fee for senior citizens.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

2.4 Making and Fixing of Rates and Charges for 2011-12

Councillor Best left the meeting at 6.56 pm and returned to the meeting at 7.00 pm and as a result took no part in voting.

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

- 1 That Council make the following ordinary rates for 2011-12 consisting of a base amount to which an ad valorem amount is added, pursuant to Sections 492-494, 497-500, 535-537 of the Local Government Act 1993:**

| Ordinary Rate Category Under Section 493 | Ordinary Rate Sub Category Under Section 529 | Base Amount | % revenue sourced from base amount for each category | Ad Valorem Amount (cents in the \$) |
|---|---|--------------------|---|--|
| Farmland | | \$162.00 | 7.69% | 0.2004 |
| Residential | | \$162.00 | 19.33% | 0.3405 |
| Mining | | \$162.00 | 0.10% | 7.6885 |
| Business | | \$162.00 | 6.11% | 0.6300 |
| Business | Major Retail | \$162.00 | 0.48% | 0.9450 |

- 2 That Council make the following special rates and amounts for 2011-12 consisting of a base amount to which an ad valorem amount is added, pursuant to Sections 492, 495, 497-500, 535-538 of the Local Government Act 1993:

| Special Rate | Base Amount | % revenue sourced from base amount for each Special Rate | Ad Valorem Amount (cents in the \$) |
|---|-------------|--|-------------------------------------|
| The Entrance Town Centre | \$73.00 | 13.08% | 0.2360 |
| Non Residential Properties Toukley Area | \$73.00 | 10.04% | 0.2228 |
| Non Residential Properties Wyong Area | \$73.00 | 17.81% | 0.0910 |

- 3 That Council adopt the following descriptions of rateable land to which each special rate will apply for 2011-12, pursuant to Section 538 of the Local Government Act 1993:

- a The Entrance Town Centre Special Rate will apply to the following rateable land:

- i All land used for business purposes and categorised as such in accordance with Section 518 of the Local Government Act 1993 in the suburb known as The Entrance.
- ii All land used as Major Facilities servicing tourists including Service Stations, Camp or Caravan Sites, Registered Clubs, Tourist Accommodation and Hotels/Motels as defined in Council's current Local Environmental Plan (LEP) and District Shopping Centres as defined in Council's current Retail Strategy in the suburbs known as The Entrance North, The Entrance, Blue Bay, Long Jetty, Toowoon Bay, Shelly Beach, Bateau Bay and Magenta.
- iii All land used as rental accommodation and which is categorised as Residential under Section 516 of the Local Government Act, 1993 which is rented or leased for periods of three months or less in the suburbs known as The Entrance North, The Entrance, Blue Bay and Toowoon Bay.

- b The Non Residential Properties Toukley Area Special Rate will apply to all rateable land used for business purposes and categorised as such in accordance with Section 518 of the Local Government Act 1993 in suburbs known as Toukley, Canton Beach, Noraville and Norah Head.

- c The Non Residential Properties Wyong Area Special Rate will apply to all rateable land used for business purposes and categorised as such in accordance with Section 518 of the Local Government 1993 in the following areas:

- i The suburb known as Watanobbi.
- ii The suburb known as Wyong, bounded by the following:
 - North of the Wyong River from Boyce Avenue in the east to the F3 Freeway in the west.
 - East of the F3 Freeway from the Wyong River to the suburb boundary between Wyong and Warnervale but to exclude Lot 32 DP 814964.

- South of the northern Wyong boundary to its intersection with the Pacific Highway and then south of the Pacific Highway to the intersection of Pollock Avenue, but to include Lot 400 DP 1114793, Lot 1 DP 411020, Lot 3 DP 607756 and Lot 1 DP 1090455 (these lots being to the north of the Pacific Highway).
- The eastern boundary of the suburb of Wyong from Johns Road to Wyong River.

- 4 That Council make the following schedule of annual charges for stormwater management services for 2011-12, pursuant to Sections 496(A) and 510(A) of the Local Government Act 1993:

| Stormwater Management Charge | Unit of Charge | Charge |
|-------------------------------------|--|----------------|
| Residential | Per property | \$25.00 |
| Residential Strata | Per lot | \$12.50 |
| Residential Company Title | Per Company Title complex apportioned according to the number of shares in the company owned by each shareholder | \$25.00 |
| Business | Per 850 square metres or part thereof of the land area of the property to a maximum of \$5,000 per property | \$25.00 |
| Business Strata | Per 850 square metres or part thereof of the land area of the strata complex to a maximum of \$5,000 per strata complex, apportioned equally to each lot within the strata complex | \$25.00 |
| Business Company Title | Per 850 square metres or part thereof of the land area of the Company Title complex to a maximum of \$5,000 per Company Title complex, apportioned according to the number of shares in the company owned by each shareholder | \$25.00 |

- 5 That Council make the following annual Domestic Waste Management Charges for 2011-12, pursuant to Section 496 of the Local Government Act 1993:

| Description | Charge each |
|--|--------------------|
| Domestic Waste Management Availability Charge | \$55.00 |
| Domestic Waste Management Charge | \$417.00 |
| Domestic Waste Management Charge West of F3 Freeway | \$350.00 |
| Domestic Waste Management Charge – 240 litre Waste Upgrade | \$125.00 |
| Domestic Waste Management Charge – Additional 240 litre Waste Bin Service | \$378.00 |
| Domestic Waste Management Charge – Additional 140 litre Waste Bin Service | \$255.00 |
| Domestic Waste Management Charge – Additional 240 litre Recycling Bin Service | \$ 67.00 |
| Domestic Waste Management Charge – Additional 240 litre Vegetation Bin Service | \$ 67.00 |
| Domestic Waste Management Charge – Additional Short Term Extra Service – 140 litre Waste Bin - price per service | \$ 14.70 |
| Domestic Waste Management Charge – Additional Short Term Extra Service – 240 litre Waste Bin - price per service | \$ 15.50 |
| Domestic Waste Management Charge – Additional Short Term Extra Service – 240 litre Recycling Bin - price per service | \$ 14.70 |
| Domestic Waste Management Charge – Additional Short Term Extra Service – 240 litre Vegetation Bin - price per service | \$ 14.70 |

- 6 That Council continue the current policy of not providing a Domestic Waste Management service to parcels of land which have no Council approval for a residential building.

- 7 That Council **make** the following Waste Management Charges for 2011-12, pursuant to Section 501 of the Local Government Act 1993:

| Description | Charge each |
|---|-------------|
| Waste Management Charge – 140 litre Waste Bin Service | \$ 255.00 |
| Waste Management Charge – 240 litre Recycling Bin Service | \$ 67.00 |
| Waste Management Charge –240 litre Vegetation Bin Service | \$ 67.00 |
| Waste Management Charge - 240 litre Waste Bin Service | \$ 378.00 |
| Waste Management Charge - 660 litre Waste Bin Service | \$1,550.00 |
| Waste Management Charge - 1.1 cubic metre Waste Bin Service | \$2,164.00 |
| Waste Management Charge - 1.5 cubic metre Waste Bin Service | \$2,913.00 |

- 8 That Council **apply** a proportional charge adjustment, calculated on a weekly basis, where Domestic Waste Management or Waste Management services commence or cease during the year.
- 9 That Council **charge** the maximum interest rate as specified by the Minister for Local Government and published in the Government Gazette in respect of overdue rates and charges levied under the Local Government Act 1993 and this interest be calculated on a daily basis using the simple interest method in accordance with Section 566 of the Local Government Act 1993, for the period of 1 July 2011 to 30 June 2012.
- 10 Incentive Scheme
- a That Council **offer** an incentive scheme for those eligible ratepayers who elect to pay, their 2011-12 Rates and Charges in full by 31 August 2011 and for those ratepayers who elect to pay by direct debit.
- b That Council **implement** the incentive scheme in accordance with the rules detailed in Attachment 1.
- c That Council **consider** a report detailing the success or otherwise of the scheme following the scheme period.

FOR: COUNCILLORS EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

3.1 Exhibition of Draft Section 94A Levy Development Contributions Plan

Councillor Best left the meeting at 6.56 pm and returned to the meeting at 7.00 pm and as a result took no part in voting.

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

- 1 That Council **place** the draft Section 94A Levy Development Contributions Plan on exhibition for a period of 28 days.
- 2 That Council **adopt** the Draft Section 94A Levy Development Contributions Plan, subject to there being no significant objections as a result of public exhibition and that appropriate public notice be given.

FOR: COUNCILLORS EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

4.1 Contract CPA/192469 - Provision of Two Relocatable Cabins at Budgewoi Holiday Park

Councillor Best left the meeting at 6.56 pm and returned to the meeting at 7.00 pm during consideration of this item.

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

- 1 That Council accept the tender from Wendgold Pty Ltd (East Coast homes and Cabins) in the lump sum amount of \$214,900.00 (excl GST) for Contract CPA/192469 – Provision of Two Relocatable Cabins at Budgewoi Holiday Park.**
- 2 That Council approve contract CPA/192469 for a contract budget of \$236,400.00 (excl GST) that provides for a contingency amount of \$21,500.00 (excl GST), representing approximately 10% of the contract value, to provide for any unforeseen additional works that may become necessary during the course of the project.**
- 3 That Council request the GM to provide a further report on the disability accessible facilities, including cabins, at the Council Holiday Parks.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

4.2 Contract CPA/195382 - Supply and Delivery of Stationery and Ancillary Items

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

- 1 That Council agree to the contract between Hunter Councils Inc. and Corporate Express Pty Ltd for the Supply and Delivery of General Stationery and Ancillary Items from the date of acceptance by Hunter Councils Inc until 30 June 2014 subject to all Councils agreeing to participate.**
- 2 That Council note the annual estimated expenditure against this contract is \$182,825.46 (excl GST). The total estimated expenditure over the full contract duration is estimated at \$548,476.38 (excl GST).**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

PROCEDURAL MOTION**SUSPENSION OF MEETING PRACTICE**

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

- 1 That Council allow meeting practice to be varied.**
- 2 That Council consider items 4.3 Estuary Management Plan Works delivered in partnership with Hunters - Central Rivers Catchment Management Authority, 4.4 Estuary Management Plan Works delivered in partnership with the Office of Environment and Heritage and 4.5 Estuary Management Plan Works delivered in partnership with the National Parks and Wildlife Service, englobo.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

4.3 Estuary Management Plan Works delivered in partnership with Hunters - Central Rivers Catchment Management Authority

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

That Council approve the engagement of the Hunter-Central Rivers Catchment Management Authority to undertake an education and engagement program for landholders in the Tuggerah Lake catchment, under contract, for an amount totalling \$906,000.00 excl GST.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

4.4 Estuary Management Plan Works delivered in partnership with the Office of Environment and Heritage

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

That Council approve the engagement of the Office of Environment and Heritage (OEH) to undertake further study into the Tuggerah Lakes Ecological Response Project, under contract, for an amount totalling \$490,000.00 excl GST.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

4.5 Estuary Management Plan Works delivered in partnership with the National Parks and Wildlife Service

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

That Council approve the engagement of the National Parks and Wildlife Service to provide wetland management in four wetlands located in Tuggerah Lake Catchment together with administering a community engagement program for volunteer recruitment, under contract, for an amount totalling \$1,330,500.00 excl GST.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

5.1 Proposed Councillors' Community Improvement Grants

Councillor Vincent declared a non-pecuniary insignificant conflict of interest in the matter for the reason that, he is a volunteer for the GOATS festival.

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."

Councillor Webster left the meeting at 7.48 pm and returned to the meeting at 7.49 pm during consideration of this item.

PROCEDURAL MOTION

SUSPENSION OF MEETING PRACTICE

RESOLVED unanimously on the motion of Councillor VICNENT and seconded by Councillor MCNAMARA :

- 1 That Council allow meeting practice to be varied.**
- 2 That Council defer consideration of this item until after item 8.3 Notice of Motion - Council calls to Support Public Sector Workers.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

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

- 1 That Council allocate an amount of \$28,843 from the 2010-11 Councillors' Community Improvement Grants as follows:**

| | | |
|--------------------------------------|---|----------------|
| 1st Gwandalan Scout Group | To assist with purchases to complete fit out of new hall | \$1,000 |
| 1st Mannering Park Sea Scouts | Assist with exterior repainting of scout hall | \$200 |

| | | |
|---|---|----------------|
| 1st Mannering Park Sea Scouts | OH&S repairs and installation to Scouts Hall | \$800 |
| 1st Tumbi Scout Group | To assist with purchase of two tents | \$500 |
| Berkeley Vale Soccer Club Inc | To assist with equipment for junior teams | \$1,000 |
| Budgewoi Bilbies Playgroup | To replace flooring in the hall | \$300 |
| Central Coast CC Australian Italian Friendship Society Inc | To provide assistance to residents of Italian origin to facilitate recreational/social activities for the lonesome and to help integrate them into the general community | \$300 |
| Central Coast Domestic Violence Committee | Cost of materials, printing and prize to develop and print 1,000 posters | \$300 |
| Central Coast Football | Charity Match - Central Coast Mariners v Central Coast FC, Cancer Council - Call to Arms Event - 13th June 2011 - | \$900 |
| Central Coast Junior Rugby Union | Jumpers and equipment for newly formed Barbarians sides at the Entrance and Northlakes. | \$550 |
| Central Coast MS & Handicapped Group | To assist with repairs to wheelchair bus | \$1,400 |
| Central Coast Triathlon and Multisport Club | Assist with payment of for use of reserves to run the Club's triathlons, duathlons and off road duathlon | \$500 |
| Chain Valley Bay Progress Association | Crafty links - provisions for craft group | \$300 |
| CoastCare - The Entrance North | To assist with costs of storage unit, shelving and replacement tools | \$600 |
| Doyalson Wyee RSL Cricket Club | Assistance to provide installation of 4 concrete cricket pitches for junior cricketers | \$799 |
| Greek (Hellenic) Community of Central Coast Inc | Funding of works & upgrade of property grounds | \$207 |
| Gwandalan Outside School Hours Care Centre | To assist with purchase of laptops and educational software, anti virus software and installation costs | \$700 |
| Gwandalan Public School P & C Association | Purchase of laptops | \$900 |
| Junior Trials Minikhana Club | To improve grounds for kids use | \$1,000 |
| Killarney Vale AFC Inc. | Purchase and installation of air conditioner cooling and heating | \$300 |
| Lakes Surf Life Saving Club | Purchase of surf sporting equipment for Junior Nipper activities | \$300 |

| | | |
|---|---|----------------|
| Lions Club of Gwandalan | To assist with cost of staging Annual Spring Festival held at Gwandalan Foreshore. | \$900 |
| North Entrance SLS Club | To assist with purchase of honour board | \$1,000 |
| Northern Lakes Junior Rugby League Club | To assist with purchase of bbq for canteen and amenities being built | \$600 |
| Northern Women's Health Centre | Provision of yoga nidra course through 2011 | \$170 |
| Northlakes United Junior Rugby Union | Assist with payments of ARU sporting insurance, affiliation fees and trophies for presentation day | \$1,300 |
| ORRCA Inc | To assist with running of the marine mammal incident and sighting hotline | \$1,000 |
| San Remo Neighbourhood Centre | Engage and support residents in planning and facilitation of San Remo / Blue Haven Community Christmas celebration | \$620 |
| San Remo Neighbourhood Centre | To assist with costs of promotional material for GOATS Family Festival 2012 | \$1,400 |
| San Remo Neighbourhood Centre | To assist with costs of Youth and community engagement in San Remo Social Enterprise program | \$1,400 |
| San Remo Neighbourhood Centre | To assist with purchase of shirts for members of Northern Wyong Graffiti Action Forum | \$905 |
| Summerland Point/Gwandalan Tidy Towns & Landcare | Purchase brushcutter and payment of entry fee to annual tidy towns awards | \$1,298 |
| Tairoto Marae Assoc Inc | Grandparents raising grandchildren support group | \$500 |
| The Entrance Cricket Club | To assist with costs of training equipment and preparation of turf pitch | \$500 |
| Tracey Maguire / San Remo Neighbourhood Centre | To assist with provision of youth movie night program | \$200 |
| Warnervale Junior Rugby Union Club | To provide training to volunteer coaches and establish first aid and injury management trainers for junior teams. | \$2,478 |

| | | |
|---|---|--------------|
| Warnervale Rugby Union Club | Assist with shade marquees for new Woongarra sportsfields | \$316 |
| Woongarra Wildcats Football Club | To assist with purchase of sporting equipment. | \$500 |
| Wycare Inc | To assist in purchase of lawnmower to maintain grounds around LandCare Centre in Wyong | \$900 |

- 2 That Council vary Clause 1.10 of the WSC policy on Councillor Community Improvement Grants to enable allocations to be nominated at this meeting.
- 3 That Council include the following allocations from the 2010-11 Councillors Community Improvement Grant Funding budget:

| Councillor Best | | |
|--|--|----------------|
| Greek (Hellenic) Community of Central Coast Inc | To assist with funding of works and upgrade of property grounds | \$200 |
| Lakes Surf Lifesaving Club | Purchase of surf sporting equipment for Junior Nipper actives | \$500 |
| ORRCA Inc | To assist with running of the marine mammal incident and sighting hotline | \$632 |
| Chain Valley Bay Progress Association | Crafty Links – provisions for craft group | \$400 |
| The Entrance Cricket Club | To assist with costs of training equipment and preparation of turf pitch | \$100 |
| | Total | \$1,832 |

| Councillor Matthews | | |
|---|---|--------------|
| Berkeley Vale Soccer Club Inc | To assist with equipment for junior teams | \$500 |
| Central Coast CC Australian Italian Friendship Society Inc | To provide assistance to residents of Italian origin to facilitate recreational/social activities for the lonesome and to help integrate them into the general community | \$468 |
| | Total | \$968 |

| Councillor McBride | | |
|---|---|----------------|
| 1st Tumbi Scout Group | To assist with purchase with two tents | \$500 |
| Central Coast CC Australian Italian Friendship Society Inc | To provide assistance to residents of Italian origin to facilitate recreational/social activities for the lonesome and to help integrate them into the general community | \$482 |
| Coastal A Capella Harmony Group | International vocal and sound coach to work with the Coastal A Capella | \$893 |
| Central Coast Domestic Violence Committee | Cost of materials, printing and prize to develop and print 1,000 posters | \$800 |
| Killarney Vale AFC Inc | Purchase and installation of air conditioner cooling and heating | \$544 |
| | Total | \$3,219 |

| Councillor Webster | | |
|--|---|----------------|
| Coastal A Capella Harmony Group | International vocal and sound coach to work with the Coastal A Capella | \$1,107 |
| | Total | \$1,107 |

| Councillor Wynn | | |
|--|--|----------------|
| 1st Gwandalan Scout Group | To assist with purchases to complete fit out of new hall | \$400 |
| 1st Mannering Park Sea Scouts | Assist with exterior repainting of scout hall | \$400 |
| Bateau Bay Men's Shed Inc | Contribution to materials / plants / tools for landscaping / improvements around gardens and carpark of Tuggerah Lakes Community Centre Inc including replacement of rusted fencing and repainting of lines for carparking spaces | \$700 |
| Berkeley Vale Public School | To build a BOYZ shed and vegetable garden for needy students who need help with learning life skills and social skills | \$1,000 |
| Budgewoi Bilbies Playgroup | To replace flooring in the hall | \$50 |
| Central Coast Domestic Violence Committee | Cost of materials, printing and prize to develop and print 1,000 posters | \$200 |
| Doyalson Wyee RSL Cricket Club | Assistance to provide installation of 4 concrete cricket pitches for junior cricketers | \$312 |
| Greek (Hellenic) Community of Central Coast Inc | To assist with funding of works and upgrade of property grounds | \$250 |

| | | |
|---|---|----------------|
| <i>Halekulani Library</i> | <i>Assist to support volunteer run library with the purchase of books</i> | <i>\$200</i> |
| <i>Long Jetty Hospital Auxiliary</i> | <i>Raising funds to purchase equipment for Long Jetty Hospital</i> | <i>\$1,200</i> |
| <i>Northlakes United Junior Rugby Union</i> | <i>Assist with payments of ARU sporting insurance, affiliation fees and trophies for presentation day</i> | <i>\$250</i> |
| <i>San Remo Neighbourhood Centre</i> | <i>Funding of costs of promotional material for GOATS Family Festival 2012</i> | <i>\$100</i> |
| <i>San Remo Neighbourhood Centre</i> | <i>Engage and support residents in planning and facilitation of San Remo / Blue Haven Community Christmas celebration</i> | <i>\$150</i> |
| <i>San Remo Neighbourhood Centre</i> | <i>Funding of youth and community engagement in the San Remo Social Enterprise Program</i> | <i>\$100</i> |
| <i>San Remo Neighbourhood Centre</i> | <i>Purchase of shirts with logos for Northern Wyong Graffiti Action Forum to wear when carrying out clean ups</i> | <i>\$95</i> |
| <i>Vision Impaired Support Group</i> | <i>Assist to hire bus and driver to enable group to have an organised outing for vision impaired housebound people</i> | <i>\$300</i> |
| <i>Wyong Drama Group Inc</i> | <i>Assistance with costs associated with hosting Theatrefest - 24 - 26 June 2011</i> | <i>\$500</i> |
| <i>Wyong Neighbourhood Centre Inc</i> | <i>Assist with funding of Seek and speak self esteem course for young mums</i> | <i>\$1,500</i> |
| | Total | \$7,707 |

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

PROCEDURAL MOTION

SUSPENSION OF MEETING PRACTICE

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA :

- 1 That Council allow meeting practice to be varied.**
- 2 That Council use the exception method to deal with the balance of the Agenda.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA :

That with the exception of report numbers 6.3, 6.5 and 6.7 Council adopt the recommendations contained in the remaining reports.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

5.2 Payment of Public Liability Professional Indemnity Insurance Policy

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

- 1 That Council approve the renewal of Council's Public Liability/Professional Indemnity insurance policy with Statewide Mutual for the period 30 June 2011 to 30 June 2012.**
- 2 That Council approve the premium payment of \$476,900 ex GST.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

5.3 Contract Variations and Finalisation - May 2011

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

- 1 That Council receive the Contract Variations and Finalisation May report (Attachment 1).**
- 2 That Council note the additional expenditures requested are within approved program budgets.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

PROCEDURAL MOTION**SUSPENSION OF MEETING PRACTICE**

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

- 1 That Council allow meeting practice to be varied.**
- 2 That Council consider items 5.4, Tuggerah Lakes Estuary Coastal and Floodplain Management Committee - Eco-Tourism Park Proposal, and 5.5, Lakes Beach Eco Tourism Proposal, simultaneously.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

5.4 Tuggerah Lakes Estuary Coastal and Floodplain Management Committee - Eco-Tourism Park Proposal

RESOLVED on the motion of Councillor GRAHAM and seconded by Councillor WEBSTER:

- 1 That Council note the recommendations of the Tuggerah Lakes Estuary Coastal and Floodplain Management Committee - Eco-Tourism Park Proposal.**
- 2 That Council defer any decision regarding its support or opposition to the proposal pending completion of all relevant ecological studies due October 2011.**
- 3 That Council consider a report on the ecological studies.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON AND WEBSTER

AGAINST: COUNCILLOR VINCENT

5.5 Lakes Beach Eco Tourism Proposal

Mr Phil Heaton, Community Representative on the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee, Addressed the meeting at 5.46pm, answered questions and retired at 6.05pm.

This item was considered in conjunction with item 5.4 Tuggerah Lakes Estuary Coastal and Floodplain Management Committee - Eco-Tourism Park Proposal.

5.6 Update on the Provision of Project Management Services for the Mardi to Mangrove Link Project

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

- 1 That Council note the information contained in this report on the reduction of "Body Hire" staff on the project management team for the Mardi to Mangrove Link Project.**
- 2 That Council approve the extension of engagement of the current Project Property Manager, under the existing arrangements, until 31 August 2011.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

5.7 4th Annual Central Coast Community Congress Naidoc Ball and Community Awards 2011

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

- 1 That Council authorise any interested Councillor/s to attend the 4th Annual Central Coast Community Congress Naidoc Ball and Community Awards 2011.**
- 2 That Council meet reasonable expenses incurred by Councillors and their partners attending the above function in accordance with Council's Facilities and Expenses Policy For Councillors.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.1 Information Reports

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council deal with the following Information Reports by the Exception Method.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.2 Delegates Report - 2011 Company Directors Conference - Beijing

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the Delegates Report - 2011 Company Directors Conference - Beijing.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.3 Link Road Audit Report

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

That Council receive the Internal Auditor's report on the audit of the Link Road.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.4 Project Evaluation Criteria

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive and note the Project Evaluation Tool and supporting documents.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.5 Warnervale Town Centre May 2011 Progress Report

Councillor Graham left the meeting at 7.24 pm and returned to the meeting at 7.25 pm during consideration of this item.

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

1 *That Council receive the report on Warnervale Town Centre May 2011 Progress Report.*

2 *That Council endorse the distribution of the enclosed newsletter to the greater Warnervale community.*

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.6 Central Coast Water Corporation Update

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the report on Central Coast Water Corporation Update.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.7 Mardi to Mangrove Link Project Status

Councillor McNamara left the meeting at 7.43 pm and returned to the meeting at 7.44 pm during consideration of this item.

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

That Council receive the report on Mardi to Mangrove Link Project Status.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.8 Works in Progress - Water Supply and Sewerage

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the report on Works in Progress - Water Supply and Sewerage.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.9 General Works in Progress

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the report on General Works in Progress.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.10 Activities of the Building Certification and Health and Development Assessment Units

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the report on Activities of the Building Certification and Health and Development Assessment Units.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.11 Results on Water Quality Testing for Beaches and Lake Swimming Locations

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the report on Results on Water Quality Testing for Beaches and Lake Swimming Locations.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

6.12 Outstanding Questions without Notice and Notice of Motions

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the report on Outstanding Questions without Notice and Notice of Motions.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

8.1 Notice of Motion - Rose Street Carpark

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

1 That further to recent media reports regarding the former State Government's \$5.9 million Commuter Carpark, Council as a matter of urgency embark on a communications program in partnership with the new State Member to inform the community of parking options in and around the Wyong rail head promoting the use.

2 That Council conduct any community communication program through current communications activities, including the mayoral column.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

8.2 Notice of Motion - Reopening Lakes Second Channel

Councillor Vincent left the meeting at 8.45 pm and returned to the meeting at 8.46 pm during consideration of this item.

It was MOVED by Councillor BEST and seconded by Councillor MCNAMARA:

- 1 *That further to the recent findings of the Umwelt Report on "Entrance Dynamics and Beach Condition at The Entrance and North Entrance Beaches," reiterated in previous reports by Worley Parsons and PBP, that concludes to construct a permanent opening at The Entrance Channel would adversely effect both the natural and built environments, Council now look to investigate through the TLEC&FMC and necessary Council Department the practicality and effectiveness of reinstating the Lakes Beach to Lakes Channel (L to L) a distance of some 238m, to provide much needed ocean flushing.*
- 2 *That Council recognises the need for the current Entrance Channel to be maintained, providing some environmental and recreational flows, however major environmental/ocean exchanges and small craft ocean access should best be explored in other lake locations such as the Lakes Beach area.*
- 3 *That Council note that as this is a long term strategic initiative investigations should commence when targeted funding is secured.*

FOR: COUNCILLORS BEST AND MCNAMARA

AGAINST: COUNCILLORS EATON, GRAHAM, MATTHEWS, MCBRIDE, SYMINGTON, VINCENT AND WEBSTER

The motion was put to the vote and declared LOST.

8.3 Notice of Motion - Council calls to Support Public Sector Workers

Councillor McNamara declared a pecuniary interest in the matter for the reason that his wife is a public sector worker and advised that he will be leaving the chamber.

Councillor Matthews declared a pecuniary interest in the matter for the reason that she is an employee of Department of Education Training and Community and advised that she will be leaving the chamber.

Councillor McBride declared a pecuniary interest in the matter for the reason that she is an employee of the Central Coast Local Health Department (CCLHD) and advised that she will be leaving the chamber.

Councillor Vincent declared a pecuniary interest in the matter for the reason that his wife is a teacher and advised that he will be leaving the chamber. Councillor Vincent noted that:

"I reserve the right to withdraw this disclosure subject to further advice."

Councillor Symington declared a pecuniary interest in the matter for the reason that his wife is a school teacher and as such is employed in the public sector and advised that he will be leaving the chamber.

In accordance with item 5.4.5 (1) (b) of the Code of Meeting Practice, the Mayor declared that this item be deferred to the next meeting.

QUESTIONS ON NOTICE

**Q19/11 Update on Community Services Building Works at Morrie Breen Oval
Councillor McBride
F2011/00028**

“Could staff provide an update on the work being undertaken at the Community Services building at Morrie Breen Oval in Kanwal?”

CONFIDENTIAL SESSION

At this stage of the meeting being 8.56 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 as the items listed come within the following provisions:-

9.1 - Response to the confidential draft Report of the Section 430 Investigation into Wyong Shire Council dated May 2011

The reason for dealing with the report confidentially is that it contains information that would, if disclosed, prejudice the maintenance of law.

OPEN SESSION

Council resumed in open session at 9.29 pm and the General Manager reported on proceedings of the confidential session of the ordinary meeting of council as follows:

9.1 Response to the confidential draft Report of the Section 430 Investigation into Wyong Shire Council dated May 2011

- 1 That Council endorse the proposed reply to draft “Report of the Section 430 Investigation into Wyong Shire Council Investigation Report” provided to the General Manager by the Division of Local Government of the Department of Premier and Cabinet on 26 May 2011, that reply comprising the covering letter from the General Manager as well as Annexures A and B to that letter, as attached to this report.**
- 2 That Council request a meeting with the CEO of the Division of Local Government and the Minister for Local Government.**

THE MEETING closed at 9.30 pm.

WYONG SHIRE COUNCIL

**MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN GOSFORD REGIONAL GALLERY AND ARTS CENTRE AT
36 WEBB STREET, EAST GOSFORD
ON 30 JUNE 2011
COMMENCING AT 7.30 PM**

PRESENT

Councillors D J Eaton (Chairperson), G P Best, R L Graham, L A Matthews, E M McBride, J J McNamara, W R Symington, D P Vincent and L D Webster.

IN ATTENDANCE

General Manager, Director Environment and Planning Services, Director Infrastructure Management, Director Community and Recreation Services, Manager Major Projects, Manager Headworks and two administration staff.

The Mayor, Councillor Eaton, declared the meeting open at 7.28 pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor read an acknowledgment of country statement and delivered the opening prayer.

APOLOGY

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

That Council accept an apology on behalf of Councillor Wynn, who is currently on Annual Leave, and grant leave of absence from the meeting.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

1.1 Disclosures of Interest

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council receive the report on Disclosure of Interest and the fact that no disclosure was made be noted.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

1.2 Notice of Intention to Deal with Matters in Confidential Session

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

1 That Council consider the following matters in Confidential Session, pursuant to Sections 10A(2)(a) of the Local Government Act 1993:

4.1 Central Coast Water Corporation – Appointment of Directors

2 That Council note its reason for considering Report No 4.1 as it contains personnel matters concerning particular individuals (other than Councillors) (Section 10A(2)(a)).

3 That Council request the General Manager to report on this matter in open session of Council.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

2.1 Central Coast Water Corporation - Strategic Project Management Plan

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

- 1 That Council approve that The Gosford Wyong Water Authority be dissolved on 14 July followed by the inaugural Board meeting of the Central Coast Water Corporation subject to appointment of the Directors.**
- 2 That Council adopt The Strategic Project Management Plan as the framework for the implementation of the Central Coast Water Corporation**
- 3 That Council note that The Strategic Project Management Plan referred to in 2 above will evolve over the life of the project as issues emerge and decisions are made under a 'best value' approach.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

2.2 Central Coast Water Corporation - Service Level and Funding Agreement

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor MCNAMARA:

That Council approve the Service Level and Funding Agreement for execution with the Central Coast Water Corporation.

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA,
SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

2.3 Response to the Mayoral Minutes - Consideration of Wyong Shire and Gosford City Councils Consolidation at the June CCROC Meeting

RESOLVED on the motion of Councillor EATON and seconded by Councillor MCNAMARA:

RESOLVED

- 1 That Council note that this resolution seeks information only and does not commit Council to any course of action.**
- 2 That Council receive the report on the Response to the Mayoral Minutes – Consideration of Wyong Shire and Gosford City Councils consolidation.**
- 3 That Council call for a joint tender with Gosford City Council for the engagement of an independent consultant in accordance with the Local Government Act to undertake the brief of works being Attachment 1 as amended to Central Coast Regional Organisation of Councils report RO.004.**
- 4 That Council endorse this brief to also fulfil the requirements of the cost benefit analysis in the establishment of the Water Corporation.**
- 5 That Council direct the General Manager to approach the Minister for Local Government for funding assistance towards this initiative of obtaining a report.**
- 6 That, at or prior to the consideration of the tender report, Council direct the General Manager to provide a report on the outcomes of the approach in paragraph 5, and the likely contribution of the Water Corporation towards costs.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MCNAMARA, SYMINGTON AND WEBSTER

AGAINST: COUNCILLORS MATTHEWS, MCBRIDE AND VINCENT

3.1 Regional Waste Management Framework

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

- 1 That Council receive the report on the establishment of a Regional Waste Management Arrangement between Wyong Shire Council and Gosford City Council and as presented at the Central Coast Regional Organisation of Councils meeting of 30 June 2011.**
- 2 That Council continue to investigate the most appropriate model for a Regional Waste Management Arrangement between Wyong Shire Council and Gosford City Council and that further reports be prepared for the consideration of both Councils.**
- 3 That Council prepare a framework upon which the Regional Waste Strategy can be developed and that a report be prepared for Council's consideration once the framework for the Regional Waste Strategy has been completed.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, MATTHEWS, MCBRIDE, MCNAMARA, SYMINGTON, VINCENT AND WEBSTER

AGAINST: NIL

CONFIDENTIAL SESSION

At this stage of the meeting being 7.38 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 as the items listed come within the following provisions:-

OPEN SESSION

Council resumed in open session at 7.40 pm and the General Manager reported on proceedings of the confidential session of the ordinary meeting of council as follows:

4.1 Central Coast Water Corporation - Appointment of Directors

- 1 *[Confidential Resolution – see note below].*
- 2 *[Confidential Resolution – see note below].*
- 3 *[Confidential Resolution – see note below].*
- 4 *[Confidential Resolution – see note below].*

NOTE: THE PRECISE DETAIL CONTAINED IN THIS RESOLUTION IS WITHHELD IN ACCORDANCE WITH THE PROVISIONS OF THE LOCAL GOVERNMENT ACT AND IS NOT AVAILABLE FOR RELEASE AT THIS TIME.

THE MEETING closed at 7.41 pm.

1.5 Notice of Intention to Deal with Matters in Confidential Session

TRIM REFERENCE: F2011/00027 - D02663763
AUTHOR: Jacquie Elvidge; Administration Assistant
MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

It is necessary for the Council to adopt a resolution to formalise its intention to deal with certain matters in Confidential Session. The reports are incorporated in the "Confidential" business paper which has been circulated to Councillors.

The Local Government Act, 1993 requires the General Manager to identify those matters listed on the business paper which may be categorised as confidential in terms of Section 10A of the Local Government Act, 1993.

RECOMMENDATION

- 1 That Council consider the following matters in Confidential Session, pursuant to Section 10A(2c) of the Local Government Act 1993:**
 - 7.1 Contract CPA/194920 - Construction of Two Chain Wire Mesh Softball Cages and Other Miscellaneous Chain Wire Mesh and Balustrade Fencing at the Bateau Bay Sports Complex**
 - 7.2 Commercial Agreements**
- 2 That Council note its reason for considering Items 7.1 and 7.2 in confidential session is because both reports contain information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.**
- 3 That Council request the General Manager to report on these matters in open session of Council.**

Note: Explanation - Section 10A of the Local Government Act 1993 states, in part, as follows:

10A Which parts of a meeting can be closed to the public?

- (1) A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:
- (2) (c) Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

2.1 Adoption of Development Control Plan 2005, Chapter 14 - Tree Management

TRIM REFERENCE: F2005/02982 - D02299742
AUTHOR: Peter Kavanagh; Team Co-ordinator
MANAGER: Martin Johnson; Manager Land Use Planning Policy Development

SUMMARY

This report details the results of public exhibition of Draft Development Control Plan (DCP) 2005, Chapter 14 – Tree Management. Further, it identifies the implications relating to tree management following amendments recently made to State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 (“the Codes SEPP”), and the resulting changes proposed to the DCP. The report recommends that the revised draft Chapter 14 be adopted by Council.

RECOMMENDATION

- 1 That Council adopt revised Draft Development Control Plan 2005: Chapter 14 - Tree Management and direct the General Manager to provide appropriate public notice within 28 days that the draft Chapter will come into effect as Chapter 14 within DCP 2005 on 3 August, 2011.**
- 2 That Council direct the General Manager to provide in the notice advice that the provisions of the adopted Chapter 14 will also be adopted as a Council Policy and will be applied to all new Applications from 3 August, 2011.**
- 3 That Council direct the General Manager to forward a copy of DCP 2005 containing the amended Chapter 14 to the Director General of the NSW Department of Planning and Infrastructure within 28 days of the making of the Plan on 3 August, 2011.**
- 4 That Council direct the General Manager to include a notation on Council's Section 149 Certificates as to the adoption of Chapter 14.**

BACKGROUND

Draft Chapter 14 details Council's requirements for the management of trees and native vegetation when planning, designing and constructing development. It aims to minimise unnecessary injury to, or destruction of trees and native vegetation, to retain healthy individual trees of local amenity and aesthetic value. It also facilitates the removal of undesirable exotics, noxious weeds, dangerous trees and any other inappropriate plantings, and supports replacing these with suitable local indigenous species which will positively contribute to visual and environmental amenity and ecological sustainability.

2.1 Adoption of Development Control Plan 2005, Chapter 14 - Tree Management (contd)

The DCP Chapter also aims to retain viable representative samples of native vegetation, which have an intact structure and complete floristics, wherever practicable. It details legislation and controls relevant to vegetation issues and outlines Council's requirements for the lodgement of an application seeking development consent for the removal of individual trees.

On 14 October, 2009 Council adopted a revised version of DCP 2005: Chapter 14 - Tree Management, which became effective on 21 October, 2009. The revised version was adopted primarily to include the stand of old growth paperbark trees at the Budgewoi East Tourist Park as Trees of Cultural Significance to the Shire of Wyong, within the Significant Species Schedules within Chapter 14.

At that meeting Council further resolved to add certain species of Pine to the list of undesirable species in s.7.1.2. Council also considered a proposal for a further amendment, which related to concerns regarding the application of the "3 metre rule" and its potential impact on significant trees. Council resolved to place the proposed further amendment on public exhibition, prior to considering the plan for adoption.

The proposal, as placed on public exhibition, is to enable all non-significant tree species within 3 metres of approved structures to be removed without development consent, whilst requiring that trees of ecological significance to the Shire receive appropriate consideration to determine whether they should be removed or retained. This means retaining the "3 metre rule" whilst reinstating the original requirement (prior to July, 2006) for development consent to be obtained for the removal of any tree listed within the Significant Species Schedules within Chapter 14, whether or not the tree is within 3 metres of an approved structure. The Schedules in s.7.2 refer to trees which are known habitat and winter food sources for native fauna.

RECENT LEGISLATIVE AMENDMENTS

On 25 February, 2011, the NSW Department of Planning and Infrastructure (DoPI) introduced amendments to the NSW Housing Code and a new Rural Housing Code, under the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 ("the Codes SEPP"). These amendments enable the pruning or removal of trees without further permit or consent for certain types of Complying Development, where a tree:

- Is within 3 metres of the proposed development; and
- Is less than 6 metres high; and
- Is not listed on a significant tree register or register of significant trees kept by the Council

Prior approval for tree pruning or removal is still required to carry out Exempt Development. Any tree that is listed on a significant tree register or register of significant trees kept by the Council (no matter its height or distance from a structure) cannot be pruned or removed as Exempt or Complying Development. Instead such works must be the subject of a Development Application.

The Clause is worded in this way on the basis that neither a Council (or DoPI) can abdicate their responsibilities under s.5A of the Environmental Planning and Assessment Act, 1979 (EP&A Act) and the Threatened Species Conservation Act, 1995, (TSC Act), to ensure that the tree is correctly identified.

If the tree is of a particular species or is community listed, then a Tree Works Development application is required to be lodged in order to assess whether its removal is likely to have a significant impact on threatened species, populations or ecological communities, or their habitats. This does not necessarily mean that such trees cannot be removed, but it does ensure that a thorough assessment of the merits of removing or retaining the tree is undertaken by those who have expertise in the field.

The SEPP provisions have been effective since 25 February, 2011, for any Complying Development applications approved by Council or Private Certifiers under the Codes SEPP. Complying Development applications can also currently be approved by Council or Private Certifiers under Council's LEP/DCP 2005: Chapter 86 - Complying Development. However, prior to the issue of any approval under Council's LEP/DCP, a development consent (Tree Works Approval) must be issued. This process will continue until 1 September, 2011, when the SEPP provisions will override and nullify Council's LEP/DCP provisions.

Whilst the Codes SEPP does not cover all lands within the Wyong LGA due to environmental exclusions, it is clear that these provisions now apply to significant areas of land within the LGA, in particular, the majority of land zoned for residential and rural purposes. It is also likely that the application of the Codes SEPP will be extended in the future and additional lands or development types will be afforded the same controls and allowances. It is therefore considered appropriate to align Council's DCP to the provisions within the SEPP, to reduce the potential for confusion in the community and to provide clarity for consultants, arborists and workers within the industry.

A revised version of the draft DCP has been prepared to incorporate this policy position, including a new flowchart to guide applicants through any required procedure in relation to the question: "Do I need consent to remove my tree?" The flowchart (Figure 1) covers the various approval paths under the EP&A Act 1979. A second flowchart (Figure 2) amends the existing flowchart within Chapter 14 to follow the same policy stance as the SEPP, in order to guide applicants where the SEPP provisions do not apply, yet the landowner seeks to prune or remove the tree as the tree is considered "undesirable", e.g., within 3 metres of an existing dwelling or other approved structure.

Gosford City Council Policy

Gosford City Council's policy in respect of tree removal is consistent with the amendments being proposed to Chapter 14. Gosford Council enables the removal of trees without consent within 3 metres of any approved building provided the tree is not listed within Schedule 1 of its Tree Preservation Order (TPO). Schedule 1 of the TPO contains a list of endangered trees and shrubs and takes the form of a "Significant Tree Register" which is consistent with Section 7.2 of Wyong Council's DCP 2005 – Chapter 14. Any request to remove or prune a tree that is listed within Gosford's Significant Tree Register must be the subject of a development application.

BACKGROUND TO THE EXHIBITED AMENDMENTS

The proposed amendments to Council's DCP to align with State Government policy will simplify Council's approach by removing a current contradiction within Chapter 14, which was intended to be removed via the draft plan exhibited in December 2009. The background is as follows:

The contradiction within Chapter 14 arises where Council seeks to protect Keystone Species and Species of Local Conservation Significance, *unless*, these trees are within 3m of an approved structure (s.7.1.1). It is considered that this provision sends a confusing and inappropriate message to landowners, has the potential to excessively impact Keystone Species and Species of Local Conservation Significance and therefore biodiversity within the Shire and is contrary to the Objectives of Chapter 14, which emphasise appropriate tree management, rather than tree removal.

In line with State Government policy, it is therefore proposed to align Council's DCP provisions with those of the Codes SEPP, to maintain the ability to remove trees less than 6m high and within 3m of approved structures without consent, but to reinstate the necessity for consent to remove any trees listed within s.7.2 - Significant Species Schedule, i.e., Protected Native Plants, Threatened Plant Species, Populations and Ecological Communities, Keystone Species, Species of Local Conservation Significance and Culturally Significant Trees, regardless of their location. This does not necessarily mean that such trees cannot be removed, but it does enable a thorough assessment of the merits of removing or retaining the tree.

OPTIONS

No change – potential confusion as to the landowner's rights for tree pruning and removal, resulting from numerous different exemption/approval systems applying. For example, different systems for lands where CD applies under the Codes SEPP, lands where CD is (temporarily) allowable under Council's LEP/DCP and lands where CD is not allowable under the Wyong LEP 1991, i.e., where Council's '3 metre rule' applies. Note that Council's '3 metre rule' is also currently excluded from some areas, further complicating the system. It is considered that the continuation of this situation will likely result in confusion, disputes, costs and delays, unauthorised tree removals and unnecessary prosecutions.

Adopt the proposed revised provisions – a consistent policy message throughout the Shire for trees in proximity to existing structures and proposed Complying Developments.

STRATEGIC LINKS

Nil Impact

Annual Plan

| Principal Activity | Strategy or Program | Financial Line Item No and Description |
|--------------------------------|---|--|
| A More Sustainable Community | Nil Impact | Nil Impact |
| A More Sustainable Economy | Nil Impact | Nil Impact |
| A More Sustainable Environment | Contribute to biodiversity and amenity values within the Shire | |
| Infrastructure | Nil Impact | Nil Impact |
| Organisation | Providing clarity for the community consultants, arborists and workers within the industry. | Nil Impact |

Contribution of Proposal to the Principal Activity

Due to the State-wide application of the "Codes SEPP", it is considered appropriate to align Council's DCP with the provisions applying to the General Housing Code and the Rural Housing Code within the "Codes SEPP". This application of common controls will reduce the potential for confusion in the community and provide clarity for consultants, arborists and workers within the industry.

Link to Shire Strategic Vision

| <i>Priority Objective</i> | How the proposal contributes or links to the Priority Objectives in Shire Strategic Vision and Annual Plan |
|--|---|
| Communities - Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood. | Proposal contributes to the maintenance of biodiversity, preservation of significant flora and fauna, as well as maintaining the character and amenity of local neighbourhoods |
| Natural Areas - Areas of natural value in public and private ownership will be enhanced and retained to a high level in the context of ongoing development. | The proposal is designed to preserve and improve the amenity values of our privately owned lands, together with the preservation of the Shire's ecology and habitat for threatened species. |
| Environmental Programs - There will be a sense of community ownership of the natural environment through direct public involvement with environmental programs. | The proposal directly involves the public as it will require consideration of the environmental values of the asset. |

Financial Implications

There will be no additional cost implications for landowners in implementing the change proposed by this DCP amendment. The provisions of the Codes SEPP and of Council's existing "3 metre rule" (s.7.1.1) require that prior to the removal of any tree, the tree should first be inspected and correctly identified by either Council's Tree Assessment Officer, or a trade or consulting arborist, to determine if it is of a species identified in s.7.2 of Chapter 14.

A landowner can engage the services of a trade (AQF3) or consulting (AQF5) arborist for this purpose, or Council currently provides this tree identification service for a fee of \$40.95 (up to a maximum of 10 trees).

Should the tree be identified as a species listed within s.7.2 of Chapter 14, and the landowner is still seeking its removal, the landowner is required to lodge a development application for removal of the tree (current application fee is \$110.00), supported by a report by a consulting arborist and/or ecologist (such reports would cost in the order of \$300.00 + \$50.00 per tree assessed).

Having identified that the tree is not listed within s.7.2 of Chapter 14, the tree can be removed without further application to Council. It is preferred that the landowner advise Council's Tree Assessment Officer 7 days prior to the work commencing so that any complaints can be easily addressed, and unnecessary site inspections minimised. The requirement to identify trees proposed to be removed, or any other part of this process, does not alter as a result of the amendment proposed.

Principles of Sustainability

The amended policy direction, aligning with "the Codes SEPP", will streamline Council's consideration of tree works development applications, reduce confusion in the community and promote a more sustainable administrative approach.

The requirement for development consent for removal of Significant Species, rather than automatic removal as a form of Exempt Vegetation Management Work, will enable a thorough merit assessment of the condition of the tree and the values it represents to local wildlife, the landowner, the amenity of the local community and terrestrial biodiversity and is in accordance with the principles of ecologically sustainable development.

CONSULTATION

The DCP Chapter was placed on public exhibition between Wednesday 18 November and Wednesday 16 December, 2009.

One (1) external submission was received (D02458187), which was actually in response to a Council mail-out to owners of vacant land encouraging them to regularly maintain these vacant allotments in a safe and healthy condition, to reduce their potential fire risk. The submission recommended an amendment to Chapter 14 to require the removal of all trees from vacant suburban lands as they may be a fire hazard or dangerous to children. Further, that Council owned land should be used for their replacement, and for additional plantings. Council responded by advising the writer that Council supports appropriate plantings on public reserves, however, Council owned land is used for a variety of public purposes and cannot necessarily accommodate the scale of plantings that such a scheme would require.

2.1 Adoption of Development Control Plan 2005, Chapter 14 - Tree Management (contd)

Further, that Council would not support the removal of all trees from private vacant lands due to the likely detrimental impacts on the environment, the amenity of those localities and downstream environments.

The NSW Department of Planning and Infrastructure conducted its own consultation strategy when introducing the amendments to the Codes SEPP.

GOVERNANCE

Having exhibited a draft Development Control Plan, Council may proceed to adopt it in accordance with the Environmental planning and Assessment Regulation 2000. In relation to these amendments, the Regulation provides that:

“Council:

- a. May approve the plan in the form in which it was publicly exhibited, or*
- b. May approve the plan with such alterations as the council thinks fit, or*
- c. May decide not to proceed with the plan.”*

Accordingly, Draft Chapter 14 has been revised to address this policy position and is now recommended for adoption (Enclosure 1).

It is also proposed that the amended Chapter 14 be adopted as a Council Policy, with the intent that the Policy will apply to all other tree removal or modification activities which fall outside the development assessment process (i.e., for activities where no Development Application is required – Part V of the EP&A Act, 1979).

CORPORATE RISKS

Nil Impact

CONCLUSION

DCP 2005: Chapter 14 – Tree Management has been prepared and publicly exhibited in accordance with legislative and regulatory requirements. The DCP, incorporating the revised Chapter 14 - Tree Management is now recommended for formal adoption, effective 3 August, 2011. The recommended changes to the DCP will ensure that Council’s Policy aligns with the State Government SEPP and the policy of Gosford City Council.

ATTACHMENTS

- 1 Draft DCP 2005: Chapter 14 - Tree Management Enclosure D02593531

2.2 Wyong Shire-wide Heritage Review

TRIM REFERENCE: CPA/158185 - D02522450
AUTHOR: Rianan Helies; Strategic Planner
MANAGER: Paul Bowditch; Manager Place Management

SUMMARY

Part of the comprehensive review of the Shire's local planning framework is a necessary review of local heritage provisions. The following report provides details of the progress to date on the Wyong Shire-wide Heritage Review project and subsequent heritage management recommendations. The purpose of this report is to seek Council adoption of the final report and recommendations of the Wyong Shire-wide Heritage Review.

RECOMMENDATION

- 1 That Council adopt the Wyong Shire-wide Heritage Review final report and final recommendations;**
- 2 That Council incorporate the final recommendations into Wyong Local Environmental Plan, 2012 and Wyong Development Control Plan, 2012;**
- 3 That Council consider the funding of the works on Council assets proposed in the Wyong Shire-wide Heritage Review in conjunction with future budgets.**
- 4 That Council accept the NSW Heritage Branch grant offer for the Heritage Advisor Service subject to funding being identified in the 2011/2012 first quarter review of the Strategic Plan.**

BACKGROUND

As part of the comprehensive review of the Shire's local planning framework Council has commenced a Shire-wide review of local heritage provisions. The Wyong Shire-wide Heritage Review (WSHR) commenced in June 2009 and builds upon the Shire-wide heritage studies undertaken in 1994 and 1996 and proposes to revise Council's current heritage information and controls, including thematic history, Wyong Local Environmental Plan (WLEP) listings, conservation management recommendations, and incentive policies for heritage items in Wyong Shire.

Council has received grant funding from the NSW Heritage Branch to undertake the WSHR. Dollar for dollar funding was provided to the amount of \$12,300 for the review project. Heritage consultant, David Scobie Architects was subsequently engaged to undertake a Shire-wide review of heritage items within the Wyong Local Government Area.

THE PROPOSAL

The WSHR project involved the following key stages:

- Stage 1 Update of the Local Thematic History for Wyong Shire (including stakeholder/community consultation).
- Stage 2 Invitation to the public to nominate items for listing/delisting.
- Stage 3 Update of Council's Heritage Inventory (including stakeholder/community consultation).
- Stage 4 Review of existing planning controls and recommendations for policy implementation and conservation management.
- Stage 5 Briefing to the Councillors.
- Stage 6 Report to Council.
- Stage 7 Public exhibition of the Shire-wide Heritage Review.
- Stage 8 Finalisation and submission to Council of the Shire-wide Heritage Review.
- Stage 9 Adoption of the Shire-wide Heritage Review.
- Stage 10 Inclusion of the Heritage Inventory, identified Conservation Areas, and heritage provisions and incentives into the Wyong Local Environmental Plan (WLEP) 2012.

The project is now up to stage 9, which seeks Council endorsement to adopt the WSHR.

The initial stages of the review sought to update Council's existing Local Thematic History and review Council's heritage items listed in the WLEP. Following this, stakeholder and community consultation was undertaken to consider the listing of new items or the de-listing of existing items. Local Aboriginal Groups were approached during the study process, and the consultant was provided with some historical documentation to inform the thematic history update.

Following consideration of the draft WSHR by Council in November last year, the WSHR was exhibited from 15 December 2010 to 16 February 2011. The final report has been prepared by the consultant, taking into consideration the issues raised during public exhibition. The report outlines a number of recommendations, these are discussed below.

OPTIONS

Council may amend the recommendations of the Wyong Shire-wide Heritage Review, noting that the recommendations which are adopted must be incorporated into WLEP 2012 and DCP 2012 as per the requirements of Standard Instrument (Local Environmental Plans) Order 2006.

KEY RECOMMENDATIONS

The WSHR recommendations are threefold and comprise recommendations for listing/delisting of items, conservation management policies and guidelines, and recommended heritage controls.

RECOMMENDATIONS FOR LISTING/DE-LISTING

Individual Heritage Items

Individual items are heritage listed for a number of reasons. The State Heritage Register Criteria provide a number of criteria which items should be assessed against to determine heritage significance, these include:

- Historic
- Aesthetic
- Social
- Scientific
- Rare
- Representative

A total of 402 items were identified in the review as a result of research, site investigations, public nominations and submissions. Of this, a total of 176 properties (including the existing WLEP items) are recommended for heritage listing; a list of all items considered under the review and items recommended for listing on the WLEP 2012 is provided in the consultant report in Attachment 1.

Local Heritage Listings

A total of 176 items are identified for listing on the WLEP 2012. In addition to those 97 items currently listed (of which 5 will be removed), 83 items are new items proposed for inclusion in the WLEP 2012. The range of local listings has been expanded to include natural heritage, aboriginal heritage and cultural landscapes.

Substantial Local Listings

Some of the more substantial local listings proposed by Council's heritage consultant, which includes those items that cover large areas of land and may be difficult to manage, as well as contentious listings include:

- Budgewoi Lake
- Tuggerah Lake
- Lake Munmorah
- Vales Point Power Station
- Munmorah State Recreation Area
- Wyrabalong National Park (Bateau Bay to Norah Head)

The consultant's recommendation to list the above items within WLEP 2012 is not supported. It is considered that the lakes are afforded substantial protection through legislation such as the Environment Protection and Biodiversity Conservation Act 1999, Coastal Protection Act 1979, National Parks and Wildlife Act 1974, Environmental Planning and Assessment Act 1979, and State Environmental Planning Policy No 71 – Coastal Protection among others.

The protection and conservation of the lakes through a heritage listing is redundant and would only serve as a defunct administrative layer.

Similarly, Munmorah State Recreation Area and Wyrabalong National Park are protected by legislation such as the National Parks and Wildlife Act 1974 and the Threatened Species Conservation Act 1995. In addition, Council is not involved in any approvals process relating to development within National Parks or State Recreation Areas and any development in these areas would undergo a rigorous environmental assessment process.

The proposed listing of the Vales Point Power Station is not supported by Council due to the contentious nature of the listing and objections received from the community. In addition, the Vales Point Power Station is owned by a State Government authority and as such Council would have no legislative authority concerning the care and conservation of the buildings and site.

State Heritage Listings

In addition to individual WLEP listings, the review has identified seven items that are recommended for listing on the State Heritage Register. This total includes the existing four items within Wyong Shire that are already listed on the State Heritage Register and are shown below:

Proposed

- Ourimbah Railway Station and Station Master's House
- Strathavon Country Club – Guest House (Wyong)
- Carnival including Carousel and Alfred Bruder Organ (The Entrance)

Existing

- The Entrance Ocean Pools
- Norah Head Lightstation Group
- Noraville House and Garden
- St Barnabas Church

Heritage Conservation Areas

The review has made recommendations for the establishment of Heritage Conservation Areas within the Wyong Town Centre, South Tacoma, and Oakland Avenue, The Entrance. A Conservation Area is a geographic area containing many different elements which collectively have heritage significance. Characters and elements that contribute to the significance include:

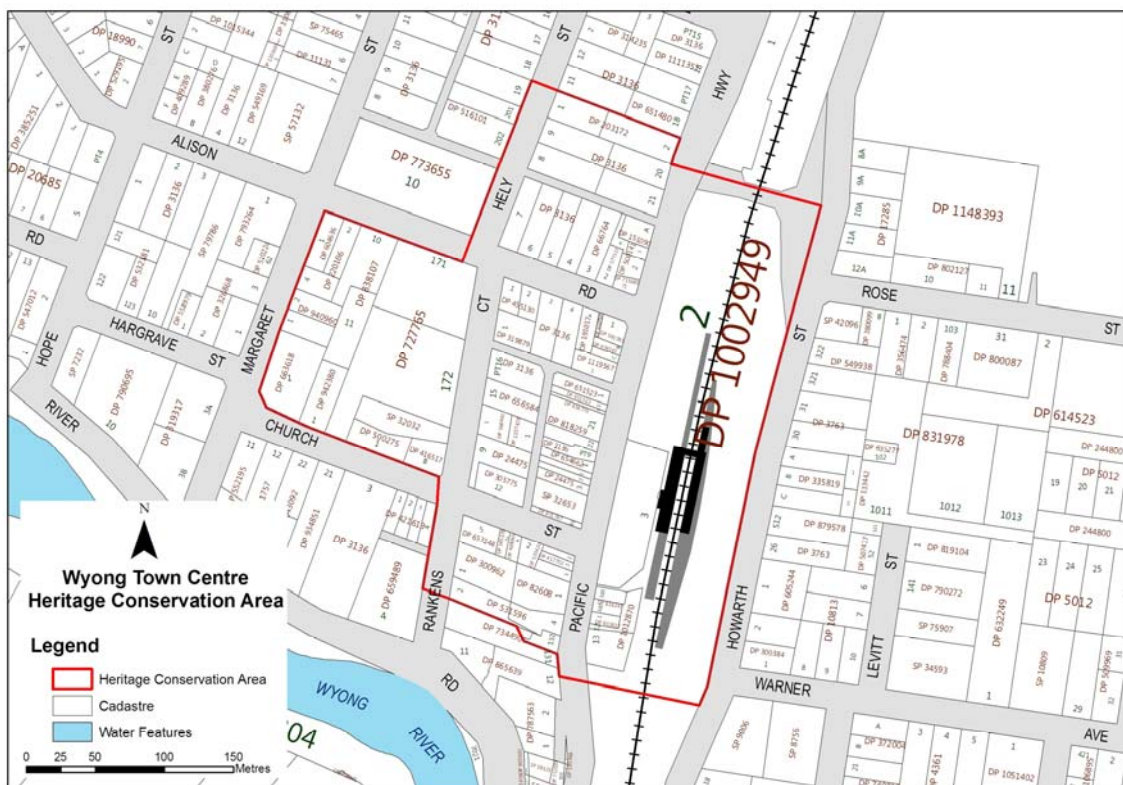
- Subdivision patterns.
- Consistency of building material.
- Consistency of building styles.
- Common building stock.
- Planting elements.
- Common uses and/or a layering of historical elements that provide evidence of the development through various periods.

2.2 Wyong Shire-wide Heritage Review (contd)

Implementation of a Heritage Conservation Area is through the WLEP with the controls for development contained within the DCP. All development within a Heritage Conservation Area is subject to review by Council in relation to the impact of the development on the significance of the Heritage Conservation Area.

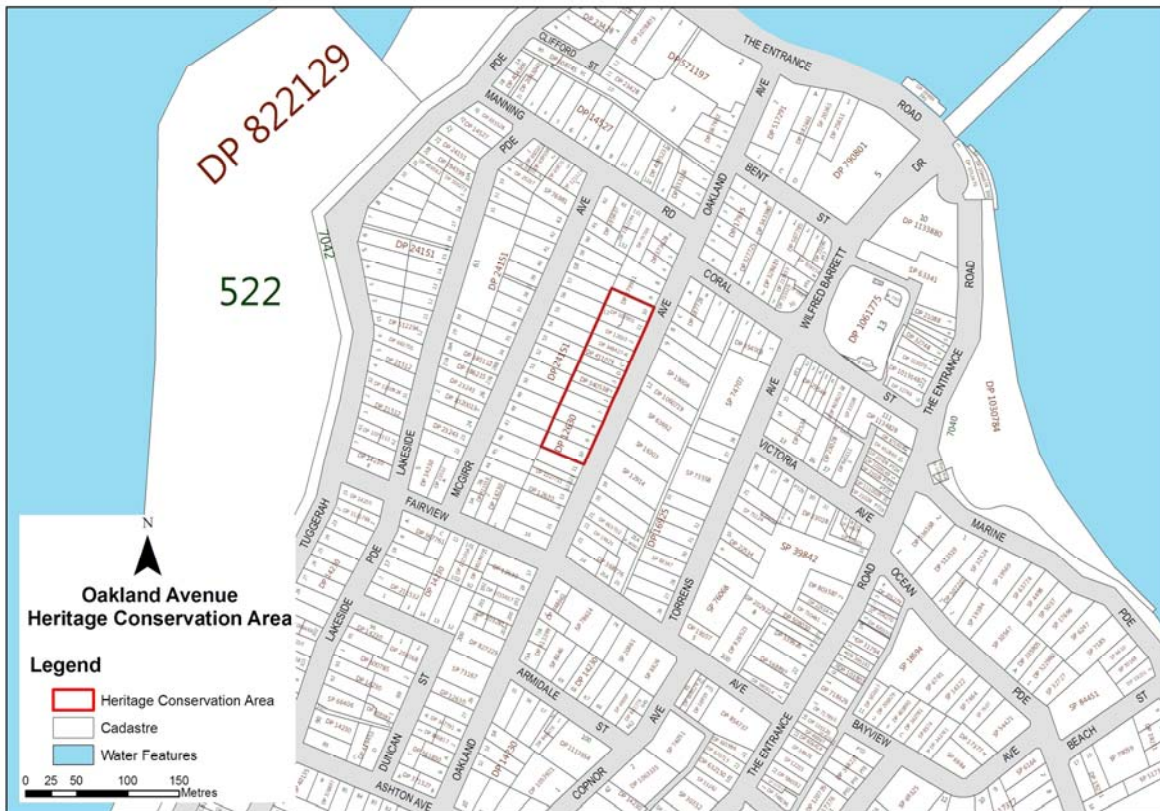
This includes exempt and complying development and Council works, however, where Council is of the opinion that the proposed development or works would not adversely affect the heritage significance of a heritage item, further assessment is not required. Development controls would apply to changes to heritage listed buildings, buildings in the visual vicinity of listed buildings and generally to infill buildings in relation to their scale and character. Controls for Heritage Conservation Areas aim to promote good design, the reuse or adaptive reuse of buildings of heritage significance and contemporary interpretations for new work; the controls do not encourage replica or 'pseudo' heritage works.

Wyong Town Centre Heritage Conservation Area



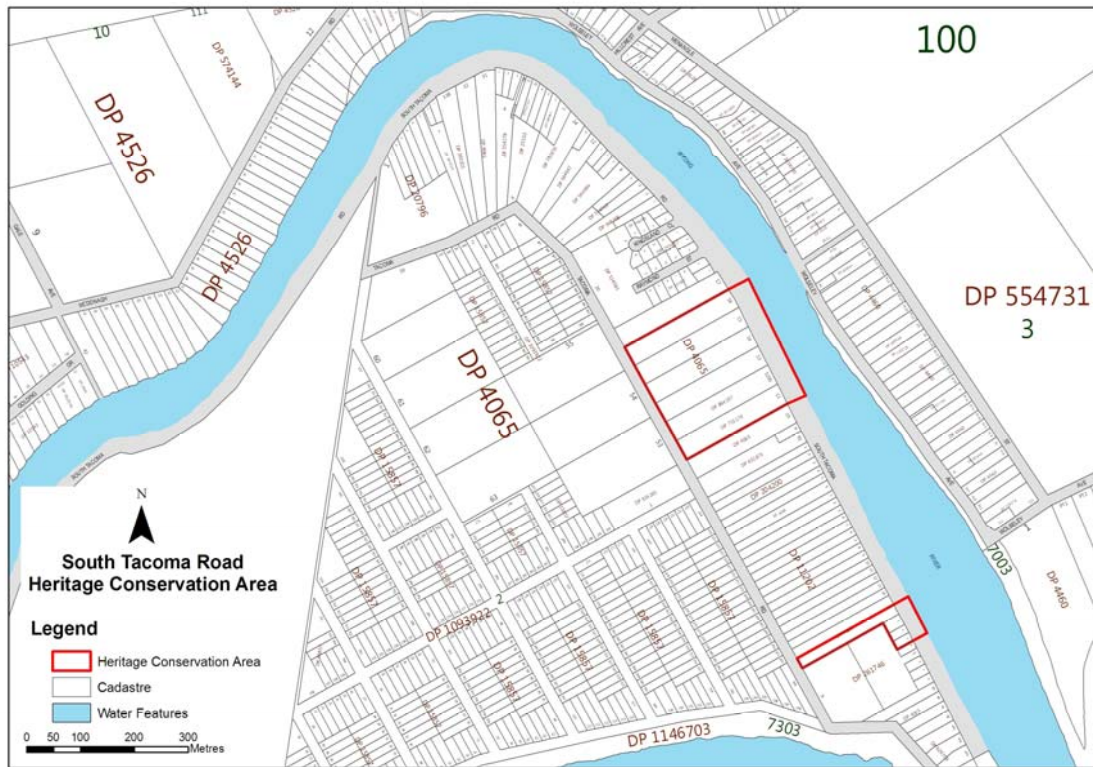
This Heritage Conservation Area has been proposed in Wyong Town Centre as the centre retains good examples of civic, commercial and residential development of high integrity, constructed up until 1945. Wyong Town Centre also remains largely intact in terms of retaining its historical subdivision pattern, natural prominence located above the Wyong River, built fabric, avenue tree planting and the prominence of the Railway and Station Buildings. The proposed Heritage Conservation Area for Wyong Town Centre is reflective of those areas of the Town Centre which, collectively, have a high level of local heritage significance.

Oakland Avenue Heritage Conservation Area (The Entrance)



The boundary of the proposed Oakland Avenue Heritage Conservation Area has been revised as a result of submissions and further consideration of heritage planning controls that would achieve a similarly effective conservation outcome. The Heritage Conservation Area boundary recognises those items which are of significance as a representative example of a coastal residential precinct. Those items which were considered to be of heritage significance that are no longer contained within the boundary have been recommended for individual heritage listing to ensure their protection and conservation. These properties include No. 48, 52, 65 and 67 Oakland Avenue and No. 1 and 2 Armadale Street, The Entrance. The amended boundary conserves those items of significance whilst reducing the impact of the Oakland Avenue Heritage Conservation Area on neighbouring properties; especially in relation to development requirements for buildings in the vicinity of a Heritage Conservation Area.

South Tacoma Road Heritage Conservation Area (South Tacoma)



The proposed South Tacoma Road Heritage Conservation Area has been revised as a result of submissions to include 11 South Tacoma Road, Tacoma South. The Conservation Area includes items which are representative of a residential riverside precinct that retains good examples of housing constructed up until c.1939 which are of high integrity and remain intact.

Heritage Items for De-listing

The review has identified five items that require delisting from the WLEP 1991. Some of these items have been recommended for delisting due to fire, demolition or dilapidation, while other items were recommended for delisting as a result of significant unsympathetic modifications, or a reduced significance. These items include:

- Item 49 Dwelling – 21 Hargraves Street, The Entrance North (Demolished)
- Item 51 All Saints Anglican Church – 21 Anzac Road, Tuggerah
- Item 66 Dwelling – 34 Hope Street, Wyong
- Item 71 Former Methodist Church – 19 Rankens Court, Wyong
- Item 83 Dwelling ‘Marabilla’ – 710 Yarramalong Road, Wyong Creek

Council Owned Heritage Items

Council owned heritage items which are currently listed - State and local:

All Council owned items currently listed on the WLEP Schedule of Heritage Items are recommended to remain, these include:

- The Entrance Ocean Pools
- Old Maitland Road
- Wyong Public School – former (located rear Wyong Town Park)
- Council Civic Building (original façade fronting Anzac Avenue)
- St Barnabas Church and Cemetery
- Brownlee Sawmill
- The Entrance Surf Club
- Alison Homestead
- World War 1 and 2 Monument, Wyong
- The Long Jetty, Long Jetty
- Collies Lane Bridge, Mardi
- Kidman's Lane Bridge, Wyong Creek

Council owned items recommended for listing which are not currently listed:

These items are not currently listed, but are identified as having heritage significance and are recommended for local listing on the WLEP Schedule of Heritage Items:

- Dwelling - 12 Church Street, Wyong
- Water Reservoir - Gilbert Street, Long Jetty
- Woodbury's Inn Park - Yarramalong Road, Wyong Creek
- Yarramalong Cemetery - 1474 Yarramalong Road, Yarramalong
- Yorkies Road Bridge - Brush Creek Road, Cedar Brush Creek

Council owned items identified as having heritage significance with no recommendation for listing:

These items were identified as having some heritage significance, but are not significant enough to warrant statutory protection via local listing:

- 8 Norfolk Island Pines - Waterfront Plaza, The Entrance
- Arthur Mollet Reserve - 6 Rankens Court, Wyong
- Day Care Centre - Battley Avenue, The Entrance
- Wyong Memorial Hall - 19 Margaret Street, Wyong

For items such as these which are important but not at a level to warrant listing, recommendations are made for Provision of a Statement of Heritage Impact and Preparation of an Archival Record. In general, a Statement of Heritage Impact would be prepared and an Archival Record made before any demolition and/or redevelopment were to occur to ensure an appropriate record can be made for posterity.

Management Recommendations for Items of Heritage Significance

For items of heritage significance, the WSHR recommends certain management options or actions to be undertaken as part of any future dealings with each site.

The table below provides a summary of the scope of management recommendations which may be attributed to a heritage item as well as the resource and cost implications associated with that recommendation. This information may assist Council in determining a potential timeline for the management works recommended under the WSHR to be undertaken.

The following are recommendations which would *not* have significant resource and cost implications:

| Recommendation | Implication |
|--------------------------------------|--|
| List on Local Environmental Plan | Local Listing would form part of the Comprehensive LEP process - cost/resource implications have already been accounted for. |
| Nominate for State Heritage Register | <p>Justification for State listing is to be provided as part of the Heritage Review, nomination would only require completing the relevant nomination form provided by the NSW Heritage Branch.</p> <p>Note: The NSW Heritage Branch currently considers those items which have Aboriginal Heritage, Convict, Governor Macquarie or World War I and II themes. Consideration of heritage items which are situated outside the scope of these themes will be assessed once a relevant theme emerges, and will remain 'catalogued' until this occurs.</p> |

The following are recommendations which *would* have resource and cost implications:

| Recommendation | Implication |
|---------------------------|--|
| Archaeological Assessment | <p>Council would need to engage a consultant to undertake an archaeological assessment.</p> <p><i>Typical archaeological assessments cost between \$5,000 – \$10,000 excluding excavations but vary according to the scope.</i></p> <p><i>Archaeological assessments may and are also more likely to be required related to aboriginal cultural significance which is not covered in this Study.</i></p> |

| Recommendation | Implication |
|--|--|
| Develop a Statement of Heritage Impact | <p>Council would need to engage a heritage advisor or heritage consultant to prepare any Heritage Impact Statement for items of heritage significance which are owned by Council.</p> <p><i>Typical Heritage Impact Statement assessments cost between \$5,000 – \$10,000 for places where work is proposed. Similarly a Conservation Management Plan or Strategy should be prepared for Council owned listed heritage sites to allow future asset planning and maintenance. Typically these cost between \$7,500- \$15,000</i></p> |
| Document and prepare an archival record | <p>Council may prepare its own archival records in accordance with the NSW Heritage Branch guidelines or may choose to engage a consultant to prepare archival records. This may depend on the significance of the item and the level of assessment and research required. Records are usually prepared:</p> <ul style="list-style-type: none"> - when establishing heritage significance; - when preparing a conservation plan; - when developing or carrying out a maintenance and monitoring program; - before and during work to the item; - before full or partial demolition or relocation; - before and during archaeological investigations. <p><i>Photographic archival records cost between \$3,500 - \$7,500 for as typical building or site.</i></p> |
| Carry out interpretation, promotion and/or education | <p>This would form part of the role of Council's Heritage Advisor. If Council does not establish a heritage advisor service Council will need to engage a heritage consultant to undertake interpretation and promotion of heritage items.</p> <p><i>Allow for \$10-15,000 per annum for a consultant or combination of Consultant and staff time.</i></p> |
| Prepare a maintenance schedule or guidelines | <p>Council would need to develop maintenance schedules using the NSW Heritage Branch Maintenance Series templates and any other relevant guidelines set out by the Heritage Branch.</p> <p><i>These would be included with the</i></p> |

| Recommendation | Implication |
|----------------|---|
| | <i>Conservation Management Strategy or Conservation Management Plan note above.</i> |

The Wyong Shire-wide Heritage Review recommends that Council develop asset management plans for items of heritage significance which are owned by Council (where these do not currently exist). In this regard, Council would aim to lead by example in relation to appropriate management of heritage items and administration of public policy.

Cost Breakdown for Council Owned Heritage Items

A cost breakdown of the recommendations for Council Owned items is summarised in the table below. Costs ranges are provided to indicate the likely minimum and maximum cost in implementing each recommendation, and an aggregate amount is provided for the following three categories; those items currently listed on WLEP 1991, those items recommended for listing on the Comprehensive LEP, and those items not recommended for listing but which are identified as having some heritage significance. A combined total of all three item categories is also provided. It should be noted that the recommendations can be implemented at Council's discretion, and are not required to be implemented immediately following adoption of the Wyong Shire-wide Heritage Review.

There are no funds proposed in our 4 year delivery plan to allow the undertaking of these studies. However, Council staff have sought grant funding from the NSW Heritage Branch to retain a Heritage Advisor to assist with some of these tasks and provide advice on heritage matters to Council and the community. The grant has been offered as a \$1 for \$2 grant of up to \$7,500 per year for three years. This would mean that Council would contribute a maximum of \$15,000 for the establishment of the heritage advisor service. However, given there is no budget allocation for this amount in the 2011/2012 Strategic Plan, it is recommended that Council accept the grant subject to the Council's share being identified in the first quarterly review of the Strategic Plan.

| Council Owned Properties Currently Listed on Wyong Local Environmental Plan, 1991 | | | |
|--|---|------------------------|----------------------------|
| Item | Recommended Management | Cost (Range) | Item Total (Range) |
| The Entrance Ocean Pools | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| | Statutory Instrument : Nominate for State Heritage Register (SHR) | \$0 | |
| Old Maitland Road | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$5,000 - \$10,000 |
| | Recommended Management : Notify Relevant organisations or agencies | \$0 | |
| | Recommended Management : Carry out an Archaeological Assessment | \$5,000 - \$10,000 | |
| Long Jetty | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$13,500 - \$27,500 |
| | Recommended Management : Notify Relevant organisations or agencies | \$0 | |
| | Recommended Management : Develop a Statement of Heritage Impact | \$5,000 - \$10,000 | |
| | Recommended Management : Carry out an Archaeological Assessment | \$5,000 - \$10,000 | |
| | Recommended Management : Document and prepare an archival record | \$3,500 - \$7,500 | |
| Wyong Public School (former) | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| | Recommended Management : Consult with owner and/or community | \$0 | |
| Council Building (Civic Centre) | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| | Recommended Management : Carry out interpretation, promotion and/or education | \$10,000 - \$15,000 pa | |
| St Barnabas Church and Cemetery | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$8,500 - \$17,500 |
| | Statutory Instrument : Nominate for State Heritage Register (SHR) | \$0 | |
| | Recommended Management : Develop a Statement of Heritage Impact | \$5,000 - \$10,000 | |
| | Recommended Management : Document and prepare an archival record | 3,500 - \$7,500 | |
| Brownlee Saw Mill | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$18,500 - \$32,500 |
| | Recommended Management : Carry out an Archaeological Assessment | \$5,000 - \$10,000 | |
| | Recommended Management : Document and prepare an archival record | \$3,500 - \$7,500 | |
| | Recommended Management : Carry out interpretation, promotion and/or education | \$10,000 - \$15,000 pa | |

| Item | Recommended Management | Cost (Range) | Item Total (Range) |
|--|---|--------------------|-----------------------------|
| The Entrance Surf Club | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| | Recommended Management : Consult with owner and/or community | \$0 | |
| | Recommended Management : Prepare a maintenance schedule or guidelines | \$0 | |
| Alison Homestead | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| World War 1 & 2 Monument, Wyong | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| Collies Lane Road Bridge, Mardi | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$11,000 - \$22,500 |
| | Recommended Management : Notify Relevant organisations or agencies | \$0 | |
| | Recommended Management : Review a Conservation Management Plan | \$7,500 - \$15,000 | |
| | Recommended Management : Prepare a maintenance schedule or guidelines | \$0 | |
| | Recommended Management : Document and prepare an archival record | \$3,500 - \$7,500 | |
| Kidmans Lane Bridge, Wyong Creek | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$12,500 - \$25,000 |
| | Recommended Management : Review a Conservation Management Plan | \$7,500 - \$15,000 | |
| | Recommended Management : Carry out an Archaeological Assessment | \$5,000 - \$10,000 | |
| | | | Total |
| | | | \$69,000 - \$135,000 |

Council Owned Properties Recommended for Listing on Council's Local Environmental Plan

| Item | Recommended Management | Cost (Range) | Item Total (Range) |
|-----------------------------|--|--------------------|----------------------------|
| Water Reservoir | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$5,000 - \$10,000 |
| | Recommended Management : Consult with owner and/or community | \$0 | |
| | Recommended Management : Develop a Statement of Heritage Impact | \$5,000 - \$10,000 | |
| Woodbury's Inn Park | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| | Recommended Management : Notify Relevant organisations or agencies | \$0 | |
| Yarramalong Cemetery | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$12,500 - \$25,000 |
| | Recommended Management : Notify Relevant organisations or agencies | \$0 | |
| | Recommended Management : Produce a Conservation Management Plan | \$7,500 - \$15,000 | |

2.2

Wyong Shire-wide Heritage Review (contd)

| | | | |
|--------------------------------|--|--------------------|-----------------------------|
| | Recommended Management : Carry out an Archaeological Assessment | \$5,000 - \$10,000 | |
| 12 Church Street, Wyong | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$0 |
| | Recommended Management : Consult with owner and/or community | \$0 | |
| Yorkies Road Bridge | Statutory Instrument : List on a Local Environmental Plan (LEP) | \$0 | \$7,500 - \$15,000 |
| | Recommended Management : Notify Relevant organisations or agencies | \$0 | |
| | Recommended Management : Review a Conservation Management Plan | \$7,500 - \$15,000 | |
| | | | Total |
| | | | \$70,500 - \$137,500 |

Council Owned Properties Not Recommended for Listing that have some Heritage Significance

| Item | Recommended Management | Cost (Range) | Item Total (Range) |
|---|---|--------------------|---------------------------|
| 8 Norfolk Island Pines | Recommended Management : Consult with owner and/or community | \$0 | \$0 |
| Arthur Mollet Reserve | Recommended Management : No Action, follow existing management controls | \$0 | \$0 |
| | Recommended Management : Consult with owner and/or community | \$0 | |
| Day-care Centre (The Entrance Community Centre) | Recommended Management : Develop a Statement of Heritage Impact | \$5,000 - \$10,000 | \$8,500 - \$17,500 |
| | Recommended Management : Document and prepare an archival record | \$3,500 - \$7,500 | |
| Wyong Memorial Hall | Recommended Management : Consult with owner and/or community | \$0 | \$0 |
| | Recommended Management : Prepare a maintenance schedule or guidelines | \$0 | |
| | | | Total |
| | | | \$8,500 - \$17,500 |

Combined Total

\$148,000 - \$290,000

Conservation Management Policies and Guidelines

The Conservation Management Policies and Guidelines make recommendations for the provision of incentive policies that support and promote items of heritage significance within Wyong Shire. These recommendations are not mandatory, but if implemented would assist with the preservation, management and promotion of heritage within the Shire. The incentive policies include:

- The establishment of a Local Heritage Advisory Service. (Grant funding has been offered to assist with this).

- The establishment of a Local Heritage Assistance Fund.
- The installation of interpretation devices in the vicinity of heritage places.
- The provision of a cast bronze plaque at individual heritage properties with the consent of the owner, to assist in conserving the significance and assist in heritage walks and trails.
- Development of Asset Management Plans for Council owned properties that are of heritage significance.
- Implementation of Heritage Conservation Areas within the localities of Wyong Town Centre, South Tacoma, and Oakland Avenue, The Entrance.

Heritage Controls

The planning controls recommended as part of the review focus on the use of Council's existing DCP Chapter 76 – Conservation of the Built Environment, and the ways this document can be improved. Key recommended changes to this document are:

- Renaming of the DCP Chapter heading to 'Heritage Conservation'.
- Removal of the term regional significance (this category no longer exists – items are either of local or State significance).
- The inclusion of Conservation Areas in the Shire.
- Changes to the existing objectives outlined in the DCP Chapter.
- New definition for 'places of heritage significance', and inclusion of additional definitions.
- The inclusion of a new clause describing Aboriginal Heritage and how this is protected in the Shire.
- Inclusion of development and performance criteria for commercial buildings, shop fronts, signs and heritage items within the Wyong Town Centre.
- Update of the DCP Chapter to include current legislation requirements and references (e.g. 'standard clauses') and any relevant guidelines released by the NSW Heritage Office.

General Recommendations

It should be noted that whilst the recommendations of Council's Heritage Consultant have been documented throughout the report, these are for Council's consideration and can be adopted in total or in part.

2.2 Wyong Shire-wide Heritage Review (contd)

The review has identified a number of recommendations that need to be undertaken prior to the adoption of a Comprehensive LEP under the Standard Instrument Order 2006 No. 155. These include:

- A review of current heritage clauses within the WLEP including clauses 32-36 which would allow for:
 - Changes to the Heritage Schedule to include additional items, and remove the term regional significance.
 - A definition and standard clauses in relation to proposed Conservation Areas.
 - Update the WLEP to provide correct references i.e. Department of Planning and Infrastructure, NSW Heritage Branch, and NSW Heritage Council as relevant.

The following additional recommendations are put forward by Council's Heritage Consultant under the review to enhance the protection, management and promotion of heritage within the Shire:

- Council identify an Officer from staff responsible for heritage related issues, who would receive training through the Heritage Office. (This has already occurred with the relevant Officer receiving training in April 2011).
- Council contract a Heritage Advisor to visit on a regular basis and administer standard duties relating to heritage. (the NSW Heritage Branch has approved the grant funding with Council needing to accept the offer by 30 June 2011).
- Council instigate a heritage committee to operate under the Local Government s355 guidelines and with the responsibilities established by the NSW Heritage Branch. (If Councillors wish to pursue this recommendation, this could be included in the review of Council's committees which is currently occurring).
- Council, through appropriate staff and committees support the production of heritage publications, newspaper articles and walks brochures based on the heritage study information.

STRATEGIC LINKS

Annual Plan

| <i>Principal Activity</i> | <i>Strategy or Program</i> | <i>Financial Line Item No and Description</i> |
|--------------------------------|---|---|
| A More Sustainable Community | Facilitate events and activities that create a sense of community and increase local awareness and knowledge of the Shire | N/A |
| A More Sustainable Economy | None. | N/A |
| A More Sustainable Environment | None. | N/A |
| Infrastructure | None. | N/A |
| Organisation | None. | N/A |

Contribution of Proposal to the Principal Activity

The Wyong Shire-wide Heritage Review will increase the community's knowledge of heritage within Wyong Shire and encourages community participation in conserving heritage.

Link to Shire Strategic Vision

| Priority Objective | How the proposal contributes or links to the Priority Objectives in Shire Strategic Vision and Annual Plan |
|---|---|
| Communities - Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood. | 'Continue work on Council's Comprehensive LEP to meet the timeframes of the Department of Planning.' The Wyong Shire-wide Heritage Review meets some of the priority objectives within the Shire Strategic Vision as it will inform Council's Comprehensive LEP. |
| Education - The community will be well educated, innovative and creative. People will attain full knowledge potential at all stages of life. | The Wyong Shire-wide Heritage Review will increase the community awareness and knowledge of heritage within Wyong Shire. |

Financial Implications

Immediate Costs

There are no immediate costs associated with the WSHR.

Future Costs

The Council Owned Properties section of the report provides a cost breakdown of the recommendations for Council owned properties. These works could be undertaken in the future as resources are available.

Council may agree to contribute to the establishment of a heritage advisor service which would be partly assisted by the NSW Heritage Branch on a \$1 (Heritage Branch) for \$2 (Council) grant basis.

Council may also seek funding from the NSW Heritage Branch for other Local Government heritage grants such as the establishment of a local heritage fund or regional heritage network. These are provided on a \$1 (Heritage Branch) for \$1 (Council) or 1\$ (Heritage Branch) for \$2 (Council) grant basis, depending on duration.

Principles of Sustainability

The WSHR encourages a more sustainable Shire by conserving items of heritage significance into the future. The heritage review project will have a positive impact on the community and environment in terms of promoting conservation and fostering community identity and engagement. The review project will benefit the Shire's economy through heritage tourism, and is adaptable and responsive to local business needs.

CONSULTATION

Council has undertaken extensive community consultation throughout the review process, this includes:

- Public nomination period – the community was given the opportunity to nominate items for listing or de-listing from the heritage schedule within the LEP; the community had a period of six weeks in which to nominate items;
- Public Exhibition – Council exhibited the draft WSHR for a period of eight weeks. The community was able to make comment and provide submissions during this period and a further 2 week extension was given for late submissions;
- Community Briefing Sessions – Two community briefing sessions were held at Council during the public exhibition period. The briefing sessions were facilitated by Council's Heritage Consultant and provided an overview of the heritage review process and an opportunity for members of the community to ask questions and seek advice from the heritage consultant, including one on one discussion.

During the public exhibition period owners of proposed heritage items and those who made nominations during the nomination period were individually advised of the opportunity to make submissions during public exhibition and to attend the community briefing sessions held at Council.

In addition, Council's asset owners/planners have been consulted on the implications of listing or proposed listing of Council assets.

Community Briefing Sessions

As part of the Heritage Review process, Council's heritage consultant engaged for the project conducted two community briefing sessions held on Friday 28 January 2011. The community briefing sessions provided members of the community with an overview of the heritage review process and an opportunity to ask questions and seek advice from the heritage consultant. Each briefing session ran for approximately 2.5 hours with time made available for general questions. Residents also spoke directly with the heritage consultant regarding their particular property after the community briefing; photographs and a copy of the heritage inventory listing for each property were provided by some owners.

The key issues raised by property owners during the community briefing sessions were as follows:

- The impact the heritage listing will have on the redevelopment potential of a property;

There are many examples where new development has been successfully incorporated into existing heritage listed developments. The protection of these buildings via listing to retain their unique historical character and positive contribution to the streetscape should override any interest to redevelop without regard to identified heritage values. The incentive clauses within the WLEP encourage and support the retention of heritage places and allow concessions for combined developments that incorporate sensitively designed modern buildings with heritage buildings. In addition to the above, mechanisms exist for when all other avenues of retaining the building have been exhausted. Such mechanisms include recording the details of the building prior to demolition.

- The unnecessary restrictions imposed on properties that are heritage listed;

The requirements within the WLEP and DCP are provided to ensure that heritage items are conserved and that proposed development or changes to the existing building are appropriate and sensitive to the heritage significance identified. Several appropriate solutions may be identified for a proposed development and not all of the requirements within the DCP apply to all heritage listed developments.

- The financial impacts, including land devaluation;

Heritage listing a building does not necessarily imply a decrease in the land price. In some areas, heritage buildings, streetscapes, and conservation areas are appreciated for their ability to provide certainty in the types of development that will occur in the area in addition to the unique historical character of the building itself. In addition, the NSW Heritage Branch offers grant funding to local Councils to assist owners and occupiers of heritage buildings in maintaining and improving heritage listed buildings.

- The basis and/or justification for heritage listing;

The basis for heritage listing has been justified through the application of the State Heritage Criteria produced by the NSW Heritage Branch.

- The difficulties in selling a property that is heritage listed;

While there *may* be some difficulty in selling a property that is heritage listed to buyers wishing to redevelop, the protection of these buildings via listing to retain their unique historical character and positive contribution to the streetscape will not detract other buyers. Again, in some areas heritage buildings, streetscapes, and conservation areas are appreciated for their ability to provide certainty in the types of development that will occur in the area in addition to the unique historical character of the building itself. The incentive clauses in the WLEP may be appealing to potential buyers as development which would not ordinarily be permitted on the site may now be permitted where the development would ensure the retention of the heritage item.

- The lack of community consultation undertaken at the early stage of the project.

As discussed in this report, extensive community consultation has been undertaken throughout the heritage review. This includes a public nomination and exhibition period, regular written correspondence and the community briefing sessions.

From a local government perspective, there are many benefits to heritage listing a property:

- Listing conserves important buildings and imbues a sense of civic pride;
- Listing encourages quality design and sensitive development;
- Listing provides opportunities for local government to seek grant funding to assist owners and the community;
- Listing fosters cultural capital.

Following general discussion at the community briefing sessions, including discussion of the key issues, the heritage consultant provided some explanation as to the reasoning behind heritage listings, the benefits that listing offers, the development approvals process and the common misconception that heritage listing implies a 'no development' policy on private property. The consultant then met with property owners on an individual basis to discuss any concerns they had in relation to their property.

Submissions

A total of 60 submissions were received during public exhibition for 47 items. The key concerns raised in the submissions are largely similar to those raised during the community briefing sessions.

Some owners raised concerns over the validity and accuracy of the assessment undertaken, and these comments have been taken into consideration by the heritage consultant when reviewing the recommendations, and an additional site visit was conducted where necessary. The necessary changes as a result of public nominations and submissions have now been made, and the documentation finalised. A list of submissions and revised recommendations is provided in the table in Attachment 2.

REMAINING STAGES OF THE PROJECT

Subject to Council adoption of the final report and recommendations, the recommended statutory listings, heritage clauses and conservation area maps will be included in the schedule of heritage items contained within WLEP 2012. Where appropriate, the conservation management guidelines and heritage controls will be incorporated into the relevant chapters of DCP 2012.

GOVERNANCE

The recommendations are subject to the requirements of the Heritage Act 1977 and should generally be in accordance with the principles set out in the International Council on Monuments and Sites (ICOMOS) Burra Charter 1999.

The WSHR provides recommendations for implementation via the WLEP 2012 and DCP 2012.

CORPORATE RISKS

There are no identified corporate risks.

CONCLUSION

It is recommended that Council adopt the WSHR final report and final recommendations and that Council consider the funding of the works on Council assets proposed in the WSHR in conjunction with the 2011-12 and future budgets. It is also recommended that the Heritage Review be incorporated into the WLEP 2012 and DCP 2012.

ATTACHMENTS

- | | | | |
|---|--------------------------------|-----------|-----------|
| 1 | Table of Submissions | Enclosure | D02636567 |
| 2 | Consultants Report (D02636859) | Enclosure | |
| 3 | WLEP Items | | D02661858 |
| 4 | New Listings (June 2011) | | D02661857 |

WLEP ITEMS (1994 STUDY)

| Item | List | De-list | No Listing | Heritage Inventory Database Description |
|--|-------------------------------------|---------|------------|--|
| Item 1: Barn - Brush Creek Road Lot 8 DP 543157 611 Brush Creek Road, Cedar Brush Creek | <input checked="" type="checkbox"/> | | | Stone House, Timber Slab Barn and Fencing 595 Brush Creek Road, Cedar Brush Creek |
| Item 2: Former St Anne's Church - Dooralong Road Lot 13 DP 6635 1052 Dooralong Road, Dooralong | <input checked="" type="checkbox"/> | | | St Anne's Church (former) 1052 Dooralong Road, Dooralong |
| Item 3: Community Hall - Former Dooralong Public Hall, Dooralong Road, Dooralong Lot 275 DP 875029 1020 Dooralong Road, Dooralong | <input checked="" type="checkbox"/> | | | Dooralong Community Hall 1020 Dooralong Road, Dooralong |
| Item 4: Dwelling - RMB 859 Jilliby Road Lot 1 DP 166426 1021 Dooralong Road, Dooralong | <input checked="" type="checkbox"/> | | | Dwelling 1021 Jilliby Road, Dooralong |
| Item 5: Primary School, Dooralong Road Lot 218 & Lot 219 DP 755271 1046 Dooralong Road, Dooralong | <input checked="" type="checkbox"/> | | | Dooralong Public School 1046 Jilliby Road, Dooralong |
| Item 6: Dwelling, No 90 Glenning Road Lot B DP 355956 90 Glenning Road, Glenning Valley | <input checked="" type="checkbox"/> | | | Dwelling 90 Glenning Road, Glenning Valley |
| Item 7: Dwelling - No 12 - 14 Palm springs Avenue Lot 8 DP 401042 12-14 Palm Springs Avenue, Glenning Valley | <input checked="" type="checkbox"/> | | | The Palms* - Dwelling 12-14 Palm Springs Avenue, Berkeley Vale |
| Item 8: Dwelling - No 19 Nichols Avenue Lot 12 DP 17056 19 Nichols Avenue, Gorokan | <input checked="" type="checkbox"/> | | | Dwelling 19 Nichols Avenue, Gorokan |
| Item 9: Dwelling - No 1 The Corso Lot 1 DP 781786 1 The Corso, Gorokan | <input checked="" type="checkbox"/> | | | Dwelling 1 The Corso, Gorokan |
| Item 10: Jilliby Public School, Little Jilliby Road, Jilliby RE570127 Lot 179 DP 755271 Lot 1 DP 578580 352 Jilliby Road, Jilliby | <input checked="" type="checkbox"/> | | | Jilliby Public School Jilliby Road, Jilliby |
| Item 11: Jilliby Cemetery - Jilliby Road Lot 7005 DP 1030922 15 Jilliby Road, Jilliby | <input checked="" type="checkbox"/> | | | Jilliby Cemetery 15 Jilliby Road, Jilliby |
| Item 12: Silo - Jilliby Road Lot 43 DP 755271 & Lot RP LI 30/12 2 Watagan Forest Drive, Jilliby | <input checked="" type="checkbox"/> | | | Silo and Dairy Shed 2 Watagan Forest Drive, Alison |
| Item 13: Old Maitland Road Old Maitland Road, Kangy Angy | <input checked="" type="checkbox"/> | | | Old Maitland Road Old Maitland Road, Kangy Angy Mountain, Wyong |
| Item 14: Dwelling - No 6 Gordon Street Lot 3A DP 397515 | <input checked="" type="checkbox"/> | | | 6 Gordon Road, Long Jetty |
| Item 15: Dwelling - No 25 - 27 Surf St Lot 140 & Lot 141 DP 17030 | <input checked="" type="checkbox"/> | | | 25-27 Surf Street, Long Jetty |
| Item 16: Long Jetty Hotel, Corner The Entrance Road and Pacific Street Lot 27, Lot 22, Lot 26 Section 1 DP 13225 407 The Entrance Road, Long Jetty | <input checked="" type="checkbox"/> | | | Long Jetty Hotel 405 The Entrance Road, Long Jetty |
| Item 17: Shop - No 264 - 266 The Entrance Road Lot 11 DP 9304 | <input checked="" type="checkbox"/> | | | 264-266 The Entrance Road, Long Jetty |

| Item | List | De-list | No Listing | Heritage Inventory Database Description |
|--|--|---------|------------|--|
| Item 18: The Jetty, Tuggerah Parade Tuggerah Parade, Long Jetty | <input checked="" type="checkbox"/> | | | Long Jetty Tuggerah Parade, Long Jetty (opp Archbold Rd) |
| Item 19: Road Bridge over Deep Creek, Colliers Road Adjacent 10 Colliers Lane, Mardi | <input checked="" type="checkbox"/> | | | Road Bridge Over Deep Creek Colliers Lane, Mardi |
| Item 20: Dwelling - No 30 Mardi Road Lot 188 DP 755263 30 Mardi Road, Mardi | <input checked="" type="checkbox"/> | | | Dwelling 30 Mardi Road, Mardi |
| Item 21: Lighthouse, Bush Street Lots 1-4 DP 847750 40 Bush Street, Norah Head | <input checked="" type="checkbox"/> | | | Norah Head Lightstation Group Bush Street, Norah Head |
| Item 22: Dwelling, Nos 3 - 7 Elizabeth Drive Lot 72 DP 27889 3-7 Elizabeth Drive, Noraville (Noraville Homestead) | <input checked="" type="checkbox"/> | | | Noraville, House and Garden (Hargraves House) 3-7 Elizabeth Drive, Noraville |
| Item 23: Noraville Cemetery and Hargraves' Grave - Wilfred Barrett Drive Lot 7304 DP 1146150 Wilfred Barrett Drive, Noraville | <input checked="" type="checkbox"/> | | | Noraville Cemetery and Edward Hargraves' Grave Wilfred Barrett Drive, Noraville (Cnr Oleander Street) |
| Item 24: Sawmill, Brownlee Street Lot 3 DP 612071 2 Brownlee Street, Ourimbah | <input checked="" type="checkbox"/> | | | Brownlee's Sawmill Brownlee Street, Ourimbah |
| Item 25: Utility Structure, No 1A Jaques Street Lot 7 DP 20285 1A Jaques Street, Ourimbah | <input checked="" type="checkbox"/> | | | Utility Structure Jacques Road, (Cnr. Glen Road), Ourimbah |
| Item 26: Dwelling, No 23 Chittaway Road Lot 15 DP 658434 35 Chittaway Road, Ourimbah | <input checked="" type="checkbox"/> | | | 'Nellie Ville' - Dwelling 35 Chittaway Road, Ourimbah |
| Item 27: Dwelling (Former Post Office) - Ourimbah Creek Road Pt Lot 49 DP 2244 700 Ourimbah Creek Road, Palm Grove | <input checked="" type="checkbox"/> | | | Ourimbah Post Office (former) 700 Ourimbah Creek Road, Palm Springs |
| Item 28: Primary School - No 121 Pacific Highway Lot 13 DP 1097319 Lot 100 DP 1129450 121 Pacific Highway, Ourimbah | <input checked="" type="checkbox"/> | | | Ourimbah Public School 121 Pacific Highway, Ourimbah |
| Item 29: Railway Station - Pacific Highway Lot 100 DP 1119697 1 Mill Street, Ourimbah | <input checked="" type="checkbox"/> SHR | | | Ourimbah Railway Station & Station Master's House Pacific Highway, Ourimbah |
| Item 30: Shop - No 21 Pacific Highway Lot 5 DP 20283 | <input checked="" type="checkbox"/> | | | Shop 21 Pacific Highway, Ourimbah |
| Item 31: World War 1 Monument - Pacific Highway Lot 100 DP 1119697 1 Mill Street, Ourimbah | <input checked="" type="checkbox"/> | | | World War 1 Monument Pacific Highway, Ourimbah |
| Item 32: Post Office and Residence, Station Street Lot 1 DP 431282 1 Station Street, Ourimbah | <input checked="" type="checkbox"/> | | | Post Office and Residence 1 Station Street, Ourimbah |
| Item 33: Dwelling - RMB 4580 Palmdale Road Lot 64 DP 739592 148 Palmdale Road, Palmdale | <input checked="" type="checkbox"/> | | | 'Palmdale House' Including Grounds 148 Palmdale Road, Palmdale |
| Item 34: Dwelling - RMB 1445 Ravensdale Road Lot 47 DP 665330 Lot 13 DP 251953 25 Ravensdale Road, Ravensdale | <input checked="" type="checkbox"/> | | | Old Ravensdale Road 25 Ravensdale Road, Ravensdale |

| Item | List | De-list | No Listing | Heritage Inventory Database Description |
|---|-------------------------------------|---------|------------|---|
| Item 35: Former Public School - Ravensdale Road 227 Ravensdale Road, Ravensdale Lot 273 DP 755271 | <input checked="" type="checkbox"/> | | | Ravensdale Public School (former) Ravensdale Road, Ravensdale |
| Item 36: Silo - RMB 1477 Ravensdale Road Lot 1012 DP 876511 457 Ravensdale Road, Ravensdale | <input checked="" type="checkbox"/> | | | Silos RMB 1477 Ravensdale Road, 4.2 km North of Junction |
| Item 37 & 39: Dwelling, No 14 South Tacoma Road (and Boatshed) Lot 3 DP 4065 Lot 14 DP 11202 Lot PO LI 60/90 14 South Tacoma Road, Tacoma South | <input checked="" type="checkbox"/> | | | Tarella' Dwelling 14 South Tacoma Road, South Tacoma Boatshed and Landing |
| Item 38: Dwellings, No 11 & 13 South Tacoma Road Lot 3 DP 261746 | <input checked="" type="checkbox"/> | | | Dwelling 11 South Tacoma Road, South Tacoma Dwellings 13 South Tacoma Road, South Tacoma |
| Item 40: Former Primary School, No 40 South Tacoma Road Lot 14 DP 4065 40 South Tacoma Road, Tacoma South | <input checked="" type="checkbox"/> | | | South Tacoma Public School (former) Rear 40 South Tacoma Road, South Tacoma |
| Item 41: Shop, No 1 Coral Street Lot A DP 387728 1 Coral Street, The Entrance | <input checked="" type="checkbox"/> | | | Shop and Residence 1 Coral Street, The Entrance |
| Item 42: Police Station/Formal Ambulance Station, Corner Denning and Short Streets Lot 17 DP 17377 12 Denning Street, The Entrance | <input checked="" type="checkbox"/> | | | Police Station Denning Street, Cnr Short Street, The Entrance |
| Item 43: Surf Club Building, Marine Parade Lot 1 DP 348428 44 Marine Parade, The Entrance | <input checked="" type="checkbox"/> | | | The Entrance Surf Club Marine Parade, The Entrance |
| Item 44: World War 1 Monument, Marine Parade Lot 7039 DP 1030098 Lot 7038 DP 1030098 1 Marine Parade, The Entrance | <input checked="" type="checkbox"/> | | | World War 1 Monument Cnr. Marine Parade, The Entrance |
| Item 45: Our Lady of the Rosary Catholic Church, The Entrance Road Lot 100 DP 1020271 239-243 The Entrance Road, The Entrance | <input checked="" type="checkbox"/> | | | Our Lady of the Rosary Catholic Church The Entrance Road, The Entrance |
| Item 46: Shop/Residence - Nos 11 - 29, The Entrance Road (Corner of Oakland Avenue) Lot 1 DP 571197 Lot 2 DP 571197 Lot 3 DP 571197 11-29 The Entrance Road, The Entrance | <input checked="" type="checkbox"/> | | | Restaurant/Residence 1 Oakland Avenue, The Entrance |
| Item 47: The Entrance Hotel, The Entrance Road Lot 1 DP 717275 71-87 The Entrance Road, The Entrance | <input checked="" type="checkbox"/> | | | The Entrance Hotel The Entrance Road, The Entrance |
| Item 48: The Lakes Hotel, Corner Fairview Avenue and The Entrance Road Lot 1 DP 854737 199-209 The Entrance Road, The Entrance | | | | The Lakes Hotel 205 The Entrance Road, The Entrance |
| Item 49: Dwelling (former kiosk), No 21 Hargraves Street Lot 1122 DP 1146434 21 Hargraves Street, The Entrance North | | | Demolished | Dwelling 21 Hargraves Street, The Entrance North |

| Item | List | De-list | No Listing | Heritage Inventory Database Description |
|---|---|------------|------------|--|
| Item 50: Dwelling, No 33 Hutton Road Lot 101 DP 1018917 33 Hutton Road, The Entrance North | <input checked="" type="checkbox"/> | | | Dwellings 33 & 37 Hutton Road, The Entrance North |
| Item 51: All Saints Anglican Church, Anzac Road Lot 4 DP 4608 21 Anzac Road, Tuggerah | | Demolished | | All Saints Anglican Church Anzac Road, Tuggerah |
| Item 52: Pioneer Dairy Lot 1 DP 206598 Lot 31 DP 1096069 Pt Lot 25 DP 755263 2-70 Lake Road, Tuggerah | <input checked="" type="checkbox"/> | | | Tuggerah Pioneer Dairy 2 Lake Road (Enter off Bryant Drive) Tuggerah |
| Item 53: Dwelling, Corner Tumbi Umbi Road and Eric Malouf Close Lot 1 DP 748413 212 Tumbi Road, Tumbi Umbi | <input checked="" type="checkbox"/> | | | Dwelling 212 Tumbi Road, Tumbi Umbi |
| Item 54: Former Methodist Church, Nos 271 - 273 Warnervale Road Lot 1 DP 304957 271-273 Warnervale Road, Hamlyn Terrace | <input checked="" type="checkbox"/> | | | Warnervale Regional Uniting Church 271-273 Warnervale Road, Warnervale |
| Item 55: Shop/Residence 1 - 13 Warnervale Road Lot 1 DP 958084 1-13 Warnervale Road, Warnervale | <input checked="" type="checkbox"/> | | | Warnies Railway Café and General Store 1-13 Warnervale Road, Warnervale |
| Item 56: Dwelling, No 46 Alison Road Lot 4 Sec 9 DP 3136 46 Alison Road, Wyong | <input checked="" type="checkbox"/> | | | Dwelling 46 Alison Road, Wyong |
| Item 57: Former Court House, No 17 Alison Road Lot 10 DP 838107 17 Alison Road, Wyong | <input checked="" type="checkbox"/> | | | Court House (former) 17 Alison Road, Wyong |
| Item 58: Police Station and Quarters, 10 - 12 Alison Road Lot 4 Section 2 DP 3136 Lot 5 Section 2 DP 3136 10-12 Alison Road, Wyong | <input checked="" type="checkbox"/> | | | Police Station and Quarters 10-12 Alison Road, Wyong |
| Item 59: Retail Stores, Nos 14 - 16 Alison Road (corner Hely St) Lot 6 Section 2 DP 3136 Lot 7 Section 2 DP 3136 14-16 Alison Road, Wyong | <input checked="" type="checkbox"/> | | | Chapman's Store, including ancillary building |
| Item 60: Guest House (formerly 'Hakone') - 31 Boyce Avenue Lot 42 DP 551571 31 Boyce Avenue, Wyong | <input checked="" type="checkbox"/> SHR LEP | | | 'Strathavon Country Club' - Guest House |
| Item 61: St Cecelia's Catholic Church Group - Byron Street Lot 37 Section 1 DP 4361 23 Byron Street, Wyong | <input checked="" type="checkbox"/> | | | St Cecelia's Catholic Church Group 21-23 Byron Street, Wyong |
| Item 62: Dwelling 'Alison Homestead', Lot 512 Cape road Lot 51 DP 788246 1 Cape Road, Wyong | <input checked="" type="checkbox"/> | | | Alison Homestead 1 Cape Road, Wyong |
| Item 63: Former Public School (New Adult Education Centre), Church Street Lot 1 DP 940960 Lot 11 DP 838107 Lot 172 DP 727765 8 Rankens Court, Wyong | <input checked="" type="checkbox"/> | | | Wyong Public School (former) 5 Church Street, Wyong |

| Item | List | De-list | No Listing | Heritage Inventory Database Description |
|--|-------------------------------------|-------------------------------------|------------|---|
| Item 64: World War 1 and 2 Monument, Wyong Park Lot 1 DP 940960 Lot 11 DP 838107 Lot 172 DP 727765 8 Rankens Court, Wyong | <input checked="" type="checkbox"/> | | | World War 1 and 2 Monument Wyong Town Park, Rankens Court, Wyong |
| Item 65: Shops, Corner Church St and Pacific Highway Lot 1 DP 654662 74 Pacific Highway, Wyong | <input checked="" type="checkbox"/> | | | Turton Building 54 Pacific Highway, Wyong Shops 64-78 Pacific Highway, Wyong |
| Item 66: Dwellings - Nos 6, 28 & 34 Hope St Lot 2 DP 1015354 6 Hope Street, Wyong Lot 1 DP 1015344 8 Hope Street, Wyong | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | | Dwelling 6, 8, 28, 34 Hope Street, Wyong |
| Item 67: Brisbane Water Ambulance Station (and Signs), Pacific Highway Lot 2 DP 203172 128 Pacific Highway, Wyong | <input checked="" type="checkbox"/> | | | Brisbane Water Ambulance Station Pacific Highway, Wyong |
| Item 68: Former Rural Bank - No 98 Pacific Highway Lot 1 DP 1119567 98 Pacific Highway, Wyong | <input checked="" type="checkbox"/> | | | Rural Bank (former) 98 Pacific Highway, Cnr Bakers Lane, Wyong |
| Item 69: Shopping Complex - Railway Square Lot 103 DP 816247 1-4 Railway Square, Wyong | <input checked="" type="checkbox"/> | | | Shopping Complex Railway Square, Pacific Highway, Wyong |
| Item 70: Wyong Railway Station and Station Masters Cottage, Pacific Highway Lot 2 DP 1002949 7 Railway Square, Wyong | <input checked="" type="checkbox"/> | | | Wyong Railway Station and Station Master's Cottage Pacific Highway, Wyong |
| Item 71: Former Methodist church, No 19 Rankens Court Part Lot 16 Section 3 DP 3136 19 Rankens Court, Wyong | | | Demolished | Methodist Church (former) 19 Rankens Court, Wyong |
| Item 72: Commercial Office Building, No 21 Rankens Court Lot 1 DP 319879 21 Rankens Court, Wyong | <input checked="" type="checkbox"/> | | | Commercial Office Building 21 Rankens Court, Cnr Bakers Lane, Wyong |
| Item 73: Council Building, corner Hely and Anzac Avenue Lot 15 Section 6 DP 3136 Lot 16 Section 6 DP 3136 2 Hely Street, Wyong | <input checked="" type="checkbox"/> | | | Wyong Shire Council Building Hely Street, Cnr Anzac Avenue, Wyong |
| Item 74: Dwelling - No 88 Tuggerawong Road Lot 20 DP 18766 88 Tuggerawong Road, Wyongah | <input checked="" type="checkbox"/> | | | Dwelling 88 Tuggerawong Road, Wyongah |
| Item 75: Dwelling 'Bangalow', No 1187 Boyds Lane Lot 85 DP 755271 Lot 170 DP 755271 Lot 213 DP 755271 Lot 4 DP 251953 Lot 5 DP 251953 Lot 103 DP 1133862 64 Boyds Lane, Wyong Creek | <input checked="" type="checkbox"/> | | | 'Bangalow' - Dwelling RMB 1187 Yarramalong Road, (down Boyds Lane), Wyong Creek |
| Item 76: Road Bridge Kidmans Lane (Off Yarramalong Road) Road Adjacent 20 Kidmans Lane, Wyong Creek | <input checked="" type="checkbox"/> | | | Road Bridge Kidman's Lane (off Yarramalong Road), Wyong Creek |

| Item | List | De-list | No Listing | Heritage Inventory Database Description |
|---|-------------------------------------|---------|------------|---|
| Item 77: Dwelling 'Gracemere', No 1135 Kidmans Lane Lot 91 DP 755271 Lot 1 DP 198963 LI 32492 40 Kidman's Lane, Wyong Creek | <input checked="" type="checkbox"/> | | | 'Gracemere' - Dwelling 40 Kidmans Lane, Wyong Creek |
| Item 78: Community Hall, Yarramalong Road Lot 1 DP 945671 791 Yarramalong Road, Wyong Creek | <input checked="" type="checkbox"/> | | | Wyong Creek Community Hall Yarramalong Road, Wyong Creek |
| Item 79: Dwelling, former 'Ebenezer Cottage' Yarramalong Lot 401 DP 838393 Lot 402 DP 838393 1036 Yarramalong Road, Wyong Creek | <input checked="" type="checkbox"/> | | | 'Ebenezer's Cottage' (former) Dwelling and Sawmill 608 Yarramalong Road, Wyong Creek |
| Item 80: Dwelling, No 1160 Yarramalong Road Lot 1 DP 562175 Fernbank Farm 756 Yarramalong Road, Wyong Creek | <input checked="" type="checkbox"/> | | | 'Fernbank' 756 Yarramalong Road, Wyong Creek |
| Item 81: Dwelling, former 'Salmon House' No 1250 Yarramalong Road Lot 310 DP 854680 1208 Yarramalong Road, Wyong Creek | <input checked="" type="checkbox"/> | | | 'Salmon House (former) - Dwelling 1208 Yarramalong Road, Yarramalong |
| Item 82: Dwelling 'Hillview' Yarramalong Road Lot 622 DP 1115049 1376 Yarramalong Road, Wyong Creek | <input checked="" type="checkbox"/> | | | 'Hillview' - Dwelling 1376 Yarramalong Road, Yarramalong |
| Item 83: Dwelling 'Marabilla' No 1156 Yarramalong Road Lot 6011 DP 832171 710 Yarramalong Road, Wyong Creek | Demolished | | | 'Marabilla' - Dwelling 710 Yarramalong Road, Wyong Creek |
| Item 84: Silos and farm shed, No 1172 Yarramalong Road Lot 2321 DP 1035727 798 Yarramalong Road, Wyong Creek | <input checked="" type="checkbox"/> | | | Farm House, Silos and Farm Shed 798 Yarramalong Road, Wyong Creek |
| Item 85: Wyong Creek Public school, Yarramalong Road Lot 1 DP 795369 Lot 2 DP 795369 583 Yarramalong Road, Wyong Creek | <input checked="" type="checkbox"/> | | | Wyong Creek Public School 583 Yarramalong Road, Wyong Creek |
| Item 86: Community Hall, Yarramalong Road Part Lot 12 DP 755261 1640 Yarramalong Road, Yarramalong | <input checked="" type="checkbox"/> | | | Yarramalong School of Arts Yarramalong Road, Cnr Leewood Close, Yarramalong |
| Item 87: Dwelling 'Homeleigh', Yarramalong Road Lot 111 DP 1050930 1650 Yarramalong Road, Yarramalong | <input checked="" type="checkbox"/> | | | 'Homeleigh' - Dwelling 1650 Yarramalong Road, Yarramalong |
| Item 88: Dwelling, former school residence, Yarramalong Road Lot 15 DP 755224 Lot 16 DP 755224 Lot 60 DP 755224 Part Lot 91 DP 755224 Lot 1 DP 782407 1560 Yarramalong Road, Yarramalong | <input checked="" type="checkbox"/> | | | Yarramalong Public School 1560 Yarramalong Road, Yarramalong |
| Item 89: Dwelling, former 'Linga Longa' Guest House, Yarramalong Road Lot 3 DP 1020527 1614 Yarramalong Road, Yarramalong | <input checked="" type="checkbox"/> | | | 'Linga Longa' Guest House (former) - Dwelling 1614 Yarramalong Road, Yarramalong |

| Item | List | De-list | No Listing | Heritage Inventory Database Description |
|--|---|---------|------------|--|
| Item 90: Yarramalong Public School, Yarramalong Road Lot 15 DP 755224 Lot 16 DP 755224 Lot 60 DP 755224 Part Lot 91 DP 755224 Lot 1 DP 782407 1560 Yarramalong Road, Yarramalong | <input checked="" type="checkbox"/> | | | Yarramalong Public School 1560 Yarramalong Road, Yarramalong |
| Item 91: Retail Store and Residence, No 1377 Yarramalong Road Lot 4 DP 870128 1629A Yarramalong Road, Yarramalong | | | | Retail Store and Residence 1377 Yarramalong Road, Opposite Bumble Hill Road, Yarramalong |
| Item 92: St Barnabas Cemetery, Yarramalong Road Lot 12 DP 613900 1669 Yarramalong Road, Yarramalong | <input checked="" type="checkbox"/> SHR LEP | | | St Barnabas' Church and Cemetery RMB 1359 Yarramalong Road, Yarramalong |
| Item 93: Dwelling – No 100 Shirley Street, Ourimbah. Lot 1 DP 823716 Lot 101 DP 871404 100 Shirley Street, Ourimbah | <input checked="" type="checkbox"/> | | | Dwelling 100 Coachwood Drive (Shirley Street), Ourimbah |
| Item 94: Bulk Store Building, Ruttleys Road Mannering Park Lot 11 DP 1091396 | <input checked="" type="checkbox"/> | | | 464 Ruttleys Road, Mannering Park |
| Item 95: The Entrance Ocean Baths Lot 366 DP 755263 | <input checked="" type="checkbox"/> | | | 92 Ocean Parade, The Entrance |
| Item 96: Wyong Dairy Cooperative (former), Alison Road Lot 12-16 DP 255532 Lot 31-32 DP 5019 Lot 7 DP 21462 | <input checked="" type="checkbox"/> | | | 141-155 Alison Road, Wyong |
| Item 97: St Barnabas Church, Yarramalong Road Lot 12 DP 613900 1669 Yarramalong Road, Yarramalong | <input checked="" type="checkbox"/> | | | St Barnabas' Church and Cemetery RMB 1359 Yarramalong Road, Yarramalong |

Note: Demolished items will be delisted.

New Items Recommended for Listing (Excluding Existing LEP)

| Item No | Item | List | De-list | No Listing | Location |
|---------|---|--|---------|------------|---|
| 2720350 | Aboriginal Scar Tree | <input checked="" type="checkbox"/> NPWS LEP | | | Opp Chittaway Bay Motel, Burragah Road, Chittaway Bay (nomination received) |
| 2720301 | All Saints Anglican Church | <input checked="" type="checkbox"/> | | | Lot 3 DP 18372 Lot 4 DP 18372 289-291 The Entrance Road, The Entrance |
| 2720217 | 'Amaroo' - Dwellings | <input checked="" type="checkbox"/> | | | Lot 1 DP 528165 156 Tuggerah Parade, Long Jetty |
| 2720274 | 'Banagalow Creek' Farm House | <input checked="" type="checkbox"/> | | | Lot 118 DP 705847 119 Cutrock Road, Ourimbah (nomination received) |
| 2720280 | Boat shed and Norfolk Island Pines (between the channel and The Entrance Road, The Entrance) | <input checked="" type="checkbox"/> | | | Lot 395 DP 39469 LI 313600 LI 308396 10 The Entrance Road, The Entrance |
| 2720102 | Carnival (old Entrance Road West) | <input checked="" type="checkbox"/> SHR LEP | | | Lot 7040 DP 1030784 46 Marine Parade, The Entrance (Memorial Park) (nomination received) |
| 2720353 | 'Castle Rose' | <input checked="" type="checkbox"/> | | | Lot 2 DP 13209 Lot 3 DP 13209 54-56 Buff Point Avenue, Buff Point |
| 2720345 | Catholic School House | <input checked="" type="checkbox"/> | | | Lot G DP 103807 Lot H DP 103807 Lot J DP 103807 Lot 1 DP 31794 Lot K DP 395161 40-48 The Entrance Road, The Entrance |
| 2720360 | 'Cheppy Wood' - Dwelling | <input checked="" type="checkbox"/> | | | Lot 30 DP 21467 2 Lett Street, Gorokan |
| 2720272 | Church | <input checked="" type="checkbox"/> | | | Lot 43 DP 17615 74A Hutton Road, The Entrance North |
| 2720362 | Church (former) - Dwelling | <input checked="" type="checkbox"/> | | | Lot 1 DP 307558 685 Pacific Highway, Kanwal |
| 2720277 | Church (former) - Dwelling | <input checked="" type="checkbox"/> | | | Lot 2 DP 866378 44 Tumbi Road, Tumbi Umbi |
| 2720251 | Cloud Valley Farm | <input checked="" type="checkbox"/> | | | Lot 10 DP 834052 231 Ravensdale Road, Ravensdale |
| 2720282 | Concrete Groyne | <input checked="" type="checkbox"/> | | | Off Marine Parade, The Entrance |
| 2720346 | Drinking Fountain | <input checked="" type="checkbox"/> | | | Adj. Surf Club, Marine Parade, The Entrance |
| 2720168 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 792 DP 1071051 208 Buff Point Avenue, Buff Point |
| 2720062 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 8 DP 346046 33 Margaret Street, Wyong |
| 2720135 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 122 DP 532181 Lot 123 DP 532181 10-12 Hargrave Street, Wyong |
| 2720137 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 16 DP 10316 29 Howarth Street, Wyong |
| 2720166 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 10 Section 16 DP 758063 6 Moronga Street, Bateau Bay |
| 2720219 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 61 Section 1 DP 13225 Lot 62 Section 1 DP 13225 142 Tuggerah Parade, Long Jetty |
| 2720224 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 2 518226 20 Elsiemer Street, Long Jetty |
| 2720370 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 7 DP 1056384 127 Pollock Avenue, Wyong |
| 2720336 | Dwelling | <input checked="" type="checkbox"/> | | | Lot A DP 372004 37 Byron Street, Wyong |

| Item No | Item | List | De-list | No Listing | Location |
|---------|---|-------------------------------------|---------|------------|--|
| 2720369 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 1 DP 1033687 133 Pacific Highway, Ourimbah |
| 2720339 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 37 Section 2 DP 11710 229 Tuggerawong Road, Tuggerawong |
| 2720269 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 110 DP 18958 30 Florida Street, The Entrance North |
| 2720326 | Dwelling | <input checked="" type="checkbox"/> | | | 12 Church Street, Wyong |
| 2720139 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 33 DP 21032 204-214 Pacific Highway, Watanobbi (The Acropolis) |
| 2720191 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 13 DP 1112458 27 Pacific Highway, Ourimbah |
| 2720169 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 107 DP 27887 24 Moloki Avenue, Chittaway Bay |
| 2720201 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 1 DP 507785 5 Bent Street, The Entrance |
| 2720179 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 29 Section 6 DP 10984 24 Pacific Street, Long Jetty |
| 2720183 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 18 DP 663083 2 Burns Road, Ourimbah |
| 2720138 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 15 Section 8 DP 3136 34 Margaret Street, Wyong |
| 2720190 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 14 DP 1112458 25 Pacific Highway, Ourimbah |
| 2720189 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 4 DP 20283 23 Pacific Highway, Ourimbah |
| 2720198 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 8 DP 33532 70 Jensen Road, Wadalba |
| 2720180 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 107 DP 17030 58 Swadling Street, Long Jetty |
| 2720192 | Dwelling | <input checked="" type="checkbox"/> | | | Lot 12 DP 1112458 29 Pacific Highway, Ourimbah |
| 2720140 | Dwellings | <input checked="" type="checkbox"/> | | | Lot 35 DP 522480 8 Panonia Road, Wyong |
| 2720333 | Dwellings | <input checked="" type="checkbox"/> | | | 5 and 7 Byron Street, Wyong |
| 2720238 | Dwellings | <input checked="" type="checkbox"/> | | | Lot 13 Section 1 DP 13225 129 Tuggerah Parade, Long Jetty |
| 2720330 | Eleanor Duncan Aboriginal Health | <input checked="" type="checkbox"/> | | | Lot 13 DP 1012870 1 Pacific Highway, Wyong |
| 2720361 | Factory | <input checked="" type="checkbox"/> | | | Lot 1 DP 17867 682 Pacific Highway, Kanwal Possibly 680A Pacific Highway, Hamlyn Terrace |
| 2720149 | Farm Homestead Complex | <input checked="" type="checkbox"/> | | | Lot 42 DP 801076 89 Carters Road, Lake Munmorah |
| 2720095 | Felton Mathew's Tree | <input checked="" type="checkbox"/> | | | Old Maitland Road, Kangy Angy Mountain |
| 2720209 | Fire Station | <input checked="" type="checkbox"/> | | | Lot 1 DP 203172 5 Hely Street, Wyong |
| 2720335 | General Store | <input checked="" type="checkbox"/> | | | Lot 10 DP 10813 6 Warner Avenue, Wyong |
| 2720259 | Group of Araucaria Trees | <input checked="" type="checkbox"/> | | | Lot 15 DP 658434 35 Chittaway Road, Ourimbah |
| 2720255 | Group of Trees | <input checked="" type="checkbox"/> | | | (Adjacent Lot 1 DP 353007) Karagi Point Reserve, Hutton Road, The Entrance North |
| 2720264 | Group of Trees (Araucaria Heterophylla) | <input checked="" type="checkbox"/> | | | Lot 197 DP 755263 Swadling Reserve, 160 Bay Road, Toowoan Bay |
| 2720194 | 'Hillside' - Dwelling | <input checked="" type="checkbox"/> | | | Lot 2 DP 553513 7 Peach Orchard Road, Ourimbah (RMB 5035) |
| 2720186 | 'Hillview' - Dwelling | <input checked="" type="checkbox"/> | | | Lot 352 DP 774145 RMB 1500 Ourimbah Creek Road, Ourimbah 356 Ourimbah Creek Road, Ourimbah |

| Item No | Item | List | De-list | No Listing | Location |
|---------|---|--|---------|------------|---|
| 2720154 | Homestead Complex | <input checked="" type="checkbox"/> | | | Lot 22 DP 2244 37 Howes Road, Ourimbah |
| 2720261 | Hoop Pines | <input checked="" type="checkbox"/> | | | 1860 Ourimbah Creek Road, Ourimbah |
| 2720363 | Kanwal General Store, Fuel and Attached Residence | <input checked="" type="checkbox"/> | | | Lot 6 DP 21768 68 Craigie Avenue, Kanwal |
| 2720349 | Livestock Farm Buildings | <input checked="" type="checkbox"/> | | | Opposite 922 Jiliby Road, Jiliby |
| 2720278 | Majestic Cinema | <input checked="" type="checkbox"/> | | | Lot 16 DP 135526 Lot B DP 401415 54 The Entrance Road, The Entrance |
| 2720211 | McKinnon Hall | <input checked="" type="checkbox"/> | | | Pt Lot 16 Section 3 DP 3136 19 Rankens Court, Wyong (Bakers Lane) |
| 2720328 | Milepost | <input checked="" type="checkbox"/> | | | (Opposite Railway Station) Pacific Highway, Wyong |
| 2720233 | Mr Parry's Jetty | <input checked="" type="checkbox"/> | | | Tuggerah Parade (Opposite Gladstan Avenue), Long Jetty |
| 2720094 | Norah Head | <input checked="" type="checkbox"/> NPWS LEP | | | Bush Street, Norah Head Note: Consisting of the coastline to the north and east, with the western boundary consisting of the rear property line to Bald Street, Young Street, Victoria Street, Bungary Road, and Soldiers Point Drive. |
| 2720354 | Noraville General Store | <input checked="" type="checkbox"/> | | | Lot 1 DP 533976 446 Main Road, Noraville |
| 2720147 | Old Ravensdale Road | <input checked="" type="checkbox"/> | | | 25 Ravensdale Road, Ravensdale (public road reserve) |
| 2720275 | Ourimbah Methodist Church | <input checked="" type="checkbox"/> | | | Lot 10 DP 1102355 111 Pacific Highway, Ourimbah |
| 2720276 | Palmdale Road Bunya Pines | <input checked="" type="checkbox"/> | | | Palmdale Road, Palmdale |
| 2720223 | Physiotherapy Centre | <input checked="" type="checkbox"/> | | | Lot B DP 348943 364 The Entrance Road, Long Jetty |
| 2720004 | Post Office and Attached Residence | <input checked="" type="checkbox"/> | | | Lot 1 DP 550080 1053 Dorralong Road, Dorralong |
| 2720100 | Road Bridge | <input checked="" type="checkbox"/> | | | Cedar Brush Creek (200m east of Priest's Ridge) |
| 2720322 | Robley House - Eye Surgery | <input checked="" type="checkbox"/> | | | Lot 1 DP 133369 Lot 2 DP 133369 Lot 15 Section 7 DP 3136 24-26 Hely Street, Wyong |
| 2720267 | Savoy Theatre (former) | <input checked="" type="checkbox"/> | | | Lot 8 Section 1 DP 13225 391 The Entrance Road, Long Jetty |
| 2720283 | St Andrews Presbyterian Church | <input checked="" type="checkbox"/> | | | Lot 22 DP 10294 Lot 23 DP 10294 134-136 The Entrance Road, The Entrance |
| 2720327 | Streetscape | <input checked="" type="checkbox"/> | | | Lots 1,2,3 DP 24475 66-68 Pacific Highway, Wyong Lot 1 DP 654662 74 Pacific Highway, Wyong Part Lot 9 Section 3 DP 3136 76-78 Pacific Highway, Wyong Note: Extent of Streetscape includes external building facades to ground and first floor for properties 64,66,68,70,72,74,76,78. |
| 2720184 | 'Sunnybank' - Dwelling | <input checked="" type="checkbox"/> | | | Lot 422 DP 731394 16 Chittaway Road, Ourimbah |
| 2720146 | Toukley Bridge | <input checked="" type="checkbox"/> | | | Toukley, Wyong |
| 2720153 | Utility Structure | <input checked="" type="checkbox"/> | | | Lot 18 DP 456065 Lot 19 DP 456065 4-6 Ourimbah Street, Ourimbah |
| 2720287 | Water Reservoir | <input checked="" type="checkbox"/> | | | Lot 69 DP 20749 Lot 70 DP 20749 Lot 71 DP 20749 61-65 Gilbert Street, Long Jetty |
| 2720253 | Woodbury's Inn Park | <input checked="" type="checkbox"/> | | | Lot 1 DP 587932 Lot B DP 363291 62 Yarramalong Road, Wyong Creek |

| Item No | Item | List | De-list | No Listing | Location |
|---------|---|-------------------------------------|---------|------------|--|
| 2720118 | Wyong Underbridge (Representative Ballast Top Conversion) | <input checked="" type="checkbox"/> | | | Concrete bridge at 98.779 km, Wyong |
| 2720160 | Yarramalong Cemetery | <input checked="" type="checkbox"/> | | | Lot 16 DP 4222 1474 Yarramalong Road, Yarramalong |

3.1 **Deferred Notice of Motion - Council Calls to Support Public Sector Workers**

TRIM REFERENCE: F2004/07706 - D02669074
AUTHOR: Sonia Witt; TL Governance and Councillor Services
MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

Withdrawal of a deferred Notice of Motion previously an agenda item placed before Council.

RECOMMENDATION

That Council notes Councillor Vincent has withdrawn Notice of Motion 8.3, deferred from 22 June 2011 Ordinary Meeting, on the basis that he has a conflict of interest that cannot be resolved.

BACKGROUND

A Notice of Motion, filed by Councillor Vincent for the 22 June 2011 Ordinary Meeting was deferred for consideration at the 13 July Ordinary Meeting by the Mayor in accordance with the WSC Code of Meeting Practice.

The Notice read as follows:-

- “1 *That Council on behalf of the Central Coast community, in our capacity as their advocates, support the Central Coast: public sector workers including, police, nurses, allied health, fire fighters, teachers, transport, child protection, community and aged care workers to achieve pay rises in line with increases in the cost of living without slashing jobs and services. The Council is concerned that the impact of the legislation because, the Industrial Relations Amendment (Public Sector Conditions of Employment Bill 2011) has serious consequences and will severely impact on the services to Central Coast residents, particularly in the services where it is difficult to recruit skilled workers. The long term impact of this legislation will see the quality of services to the Central Coast residents decline and the costs to the community increase.*

- 2 *That Council formally seeks to make representation on behalf of the Central Coast public sector workers ,including , police, nurses, allied health, fire fighters, teachers, transport, child protection community and aged care workers to the Premier, Minister for the Central Coast and all Local Members.*

- 3 *That Council establish a prominent web site link to public sector workers campaigns including, police, nurses, allied health, fire fighters, teachers, transport, child protection community and aged care workers on Council's website homepage.*

3.1 Deferred Notice of Motion - Council Calls to Support Public Sector Workers (contd)

- 4 That Council recognise the outstanding contributions made by our public sector workers including, local police, nurses, allied health, fire fighters, teachers, transport, child protection, community and aged care workers.”

Five Councillors declared a pecuniary interest in the matter and indicated that they would leave the chamber as a result of this interest.

In accordance with item 5.4.5 (1) (b) of the Code of Meeting Practice (Absence of mover - notice of motion), the Mayor declared that this item be deferred to the next meeting of Council.

Cr Vincent has since withdrawn his Notice of Motion.

CONCLUSION

The WSC Code of Meeting Practice is silent in respect of how this situation should be managed. It does not contemplate withdrawal of motions.

Past practice at Wyong Shire Council is that Councillors may withdraw motions.

This paper formally records the withdrawal notice filed by Cr Vincent.

ATTACHMENTS

- 1 Notice of Motion - Council calls to Support Public Sector Workers Enclosure D02644256

3.2 Works on Private Land as Part of the Tuggerah lakes Estuary Management Plan

TRIM REFERENCE: F2010/01252 - D02646885
AUTHOR/MANAGER: David Ryan; Manager Estuary Management

SUMMARY

Section 67 of the Local Government Act (LGA) requires Council approval for works to be undertaken on private property. The works detailed in this report are in relation to the delivery of the Tuggerah Lakes Estuary Management Plan (TLEMP) and are funded through the Federal Government's "Caring for our Country" grant (CFoC).

RECOMMENDATION

That Council approve the works detailed in Table A to be carried out on the following properties under the Tuggerah Lakes Estuary Management Plan at no cost to the property owner:

- ***Lots 110 -112 DP 567333, 986 Ourimbah Creek Road, Palm Grove***
- ***Lot 27, 38, 65, 80 DP 755261, 227 Brush Creek Road, Cedar Brush Creek***

BACKGROUND

The TLEMP has been developed to improve water quality, ecology, general amenity and the foreshore areas of Tuggerah Lake, Budgewoi Lake and Lake Munmorah. The plan provides for a range of projects to be carried out over a five year period. A number of these projects relate to reducing the amount of sediment entering the Lakes as a result of bank erosion in the various streams, creeks and rivers that discharge into the lakes. The works under this plan are being fully funded through the CFoC Federal Government grant. In 2008, Consultant Engineers, Cardno Lawson Treloar undertook an assessment of Wyong River and Ourimbah Creek to identify areas of streambank degradation and prioritise areas for rehabilitation. That assessment is documented in the Streambank Management Plans for Wyong River and Ourimbah Creek. A significant number of the sites identified within these plans are on private property. The prioritisation of sites within these plans forms the basis for funding under the Federal grant.

This report identifies two private properties that have been prioritised for improvement works under the TLEMP implementation. Council's approval is required for the expenditure of the CFoC funds on private property.

PROPOSAL**Works on Private Property**

Section 67 of the LGA relates to Council undertaking works on private property. This section outlines procedures for circumstances where Council expends public money to undertake works on private lands, and those works improve the land/provide the private landowner with a benefit (as compared to where Council expends public moneys on public infrastructure/public benefit). Examples of such work referenced under this Section, which are relevant to works being undertaken under the TLEMP, include fencing, tree planting, tree maintenance, excavation, land clearing and tree felling.

Where Council is undertaking these types of works on private property and does not have an approved fee, or is charging less than an approved fee, Council must, by resolution, approve the works before they are carried out. Funding for these works may be from various sources and are not necessarily revenue funds.

Where it is proposed to undertake works on private property, an agreement is entered into with the property owner relating to the sharing of costs. Agreements are based on the following principles:

- Council, through CFoC funding, will provide all rehabilitation works.
- Council, through CFoC funding, will provide initial maintenance (up to 12 months) to establish tube stock planted as part of the works.
- If, as a result of the rehabilitation works, off-stream stock watering is required, this is to be provided by the land owner at his/her cost.
- The property owner will provide for the ongoing maintenance of any fencing and maintenance of revegetated areas after the initial maintenance period including removal of reoccurring Weeds of National Significance (WoNS) and other environmental weeds for a minimum of five (5) years unless the property is sold.
- On properties where Aquatic Weed removal occurs follow up maintenance programs will be provided by the property owner for a minimum of five (5) years.

Should a major flood event occur that results in damage to rehabilitated areas, beyond that which could be carried out as part of normal maintenance, any resulting remedial works would be subject to a separate round of assessment under the TLEMP.

Causes of Erosion and Rehabilitation Methods

The 2008 report prepared by Cardno Lawson Treloar, Consultant Engineers identified areas of significant erosion within Wyong River and Ourimbah Creek. The large amounts of sediment that erode from these stream banks are a result of excessive clearing of trees close to the streambank, uncontrolled stock access to the stream, intrusion of weeds such as privet and lantana (that do not have root systems capable of holding the soil in flood events) and gradual erosion resulting in over-steepening of the bank, which has the potential for significant slippage when saturated.

3.2 Works on Private Land as Part of the Tuggerah lakes Estuary Management Plan (contd)

The typical rehabilitation methods detailed within the report, and which form the basis for works to be carried out at individual sites, include:

- Excavation of the streambank to provide a batter that will support revegetation.
- Revegetation of the riparian zone to further stabilise the bank.
- Fencing to prevent stock access to the stream and revegetated areas.
- Clearing of weeds/undesirable vegetation.
- The provision of toe protection to eroding streambanks by either hard engineering works such as the placement of sandstone rock work/construction of retaining walls or softer works such as the placement of local materials for example, tree trunks to protect the eroding bank until such time as native vegetation is re established.

The Streambank Management Plans independently prepared for Council, investigate every section of all waterways that eventually end up in the Tuggerah Lakes system. These plans prioritise all 'hotspots' for potential sediment and nutrient input into each creek or river, irrespective of the ownership of the adjacent land. These works are designed to achieve important environmental outcomes by greatly reducing the amount of sediment/nutrient entering the waterways, eventually clogging river/creek mouths and the Tuggerah Lakes. That is, the works are designed to treat the long term cause rather than simply treating the resultant effect by using methods such as the continual dredging of river mouths and the lakes, which is a highly unsustainable practice.

OPTIONS

Not all property owners consider that these works will benefit them directly. Concerns raised include fencing off stock from the river resulting in owners having to install off-stream watering. In addition, revegetation of streambanks which are fenced to prevent stock access to new plants may be viewed as a loss of pasture. Similarly, battering of the streambank to be revegetated and fenced is also seen as a loss of pasture.

While it may be considered that the works outlined above provide long term assets such as fences and riparian vegetation for the properties concerned, many owners have indicated that they will not consent to the works being undertaken if they are required to make any significant monetary contribution. Therefore there are no viable alternative options if Council is to pursue the desired environmental and water quality outcomes for the Tuggerah Lakes.

PROPOSED WORKS

As part of the initial phase of 2011/12 works program for the TLEMP it is proposed to undertake construction work on two (2) properties as detailed in Table A. These works will provide significant environmental benefits by stabilising and controlling areas identified as having high erosion risk, and providing appropriate revegetation and fencing to assist in the long term sustainability of these works.

**Table A Proposed Work on Private Property as Part of the Tuggerah Lakes Estuary
Management Plan**

| Property Description | Extent of Proposed Work | Approximate Cost of Work (excl GST) |
|---|--|--|
| Lot 110 – 112 DP567333 (Hidden Valley) 986 Ourimbah Creek Road, Palm Grove Reach Our 5.1 & Our 3 & Our 4 | <ul style="list-style-type: none"> • Removal of Weeds of National Significance (WoNS) (Blackberry and lantana) and other environmental weeds from 1000sqm, 530sqm of supplementary planting, • Stabilisation using soft engineering approaches including ecologs or woody debris to toe secured by piling to stabilise 100m of streambank, • Removal and treatment of aquatic weed (Salvina). . | \$89,389 |
| Lot 27, 38, 65, 80 DP 755261 227 Brush Creek Road, Cedar Brush Creek Reach Wy111.4 & Wy111.7 | <ul style="list-style-type: none"> • Reprofile 82m of bank for top 1 to 2m, • jute mesh, mulch and plant out 7920sqm of bank and riparian zone, • 880m of fencing | \$260,962 |

STRATEGIC LINKS**Annual Plan**

| Principal Activity | Strategy or Program | Financial Line Item No and Description |
|--------------------------------|--|---|
| A More Sustainable Community | The community will be well educated, innovative and creative. People will attain full knowledge potential at all stages of life. | |
| A More Sustainable Economy | Not applicable | |
| A More Sustainable Environment | Implementation of Tuggerah Lakes Estuary Management Plan. | 3.2.8 |
| Infrastructure | Not applicable | |
| Organisation | Not applicable | |

Contribution of Proposal to the Principal Activity

The proposed works are one of the identified projects under the TLEMP and will provide ongoing improvements to water quality in the affected streams and for water entering Tuggerah Lake.

3.2 Works on Private Land as Part of the Tuggerah lakes Estuary Management Plan (contd)

Link to Shire Strategic Vision

| Priority Objective | How the proposal contributes or links to the Priority Objectives in Shire Strategic Vision and Annual Plan |
|--|--|
| Communities - Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood. | Community awareness of these types of initiatives should foster a sense of belonging and pride and enable the community to recognise it's contribution to protection of the environment. |
| Facilities and Services - Communities will have access to a diverse range of affordable and coordinated facilities, programs and services. | The landholders within the Shire's water catchment areas will see this environmental project as an example of land use best practice. |
| Education - The community will be well educated, innovative and creative. People will attain full knowledge potential at all stages of life. | In accordance with the TLEMP works, the community education programs will describe the benefits these works will have for the environment. |
| Employment - There will be a strong and sustainable business sector and increased local employment built on the Central Coast's business strengths. | Temporary bush regeneration employees will be working on these projects. |
| Natural Areas - Areas of natural value in public and private ownership will be enhanced and retained to a high level in the context of ongoing development. | The health of the Shire's waterways will be enhanced by the restoration of degenerated streams and the education of land holders. |
| Environmental Programs - There will be a sense of community ownership of the natural environment through direct public involvement with environmental programs. | As part of the TLEMP, implementation of these projects will contribute to the community's ownership and understanding of the importance of the Shire's waterways. |

Financial Implications

The works are fully funded through the TLEMP using Federal Government grant funding.

3.2 Works on Private Land as Part of the Tuggerah lakes Estuary Management Plan (contd)

Principles of Sustainability

The works, when established, will provide a natural long term solution to stream degradation and erosion issues.

CONSULTATION

Where rehabilitation works are proposed to be undertaken on private land, extensive discussions are held with owners to obtain their permission to undertake the works. This is a requirement under Section 67 of the LGA, together with consideration of possible cost sharing arrangements. Extensive consultation has occurred with landholders, relevant Council authorities, the Hunters-Central CMA, the Office of Environment and Heritage, and the local community - particularly through the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee.

GOVERNANCE

The works have been approved by the Federal Government under its CFoC initiative.

CORPORATE RISKS

| Risk | Possible Outcome | Mitigation Method |
|---|--|--|
| Risk of non-compliance with Section 67 of Local Government Act | Loss of Council reputation. Penalties from non-compliance | Obtain Council approval prior to expenditure of funds |
| Fraud and corruption allegations from favouring certain land-owners | Loss of Council reputation. Investigations into Council practices and possible penalties | Works identified in independently prepared Streambank Management Plan on behalf of Council for determining priority sites. Obtain Council approval prior to expenditure of funds |

CONCLUSION

It is proposed to undertake the described rehabilitation works on private property to achieve the objectives of the TLEMP utilising funding through the Federal Government's CFoC grant. The works listed in Table A (above) are scheduled for completion early in the 2011/12 financial year as part of the TLEMP. Council approval is therefore recommended for the undertaking of these works on private property at no cost to the property owner.

ATTACHMENTS

Nil.

3.3 Wyong Shire Council Graffiti Management Strategy

TRIM REFERENCE: F2011/00401 - D02632525

AUTHOR/ MANAGER: Julie Vaughan; Manager Community Development

SUMMARY

A Council adopted Graffiti Management Strategy is required to address growing concerns in Wyong Shire about increased amounts of graffiti in our neighbourhoods. This strategy is built around a partnership between Police, Council, Business and Community to address graffiti. Representatives of these four groups have met to work together in developing this strategy.

RECOMMENDATION

- 1 That Council receive the report on a Wyong Shire Council's Graffiti Management Strategy.**
- 2 That Council adopt the Graffiti Management Strategy.**
- 3 That consideration is given to ongoing funding for Graffiti Management in future budget planning.**

BACKGROUND

The term 'Graffiti' generally refers to illegally defacing private and public property with markings and/or graphics without the owners consent. Graffiti is a crime, it is illegal and there are consequences and penalties to those who deface property without the consented permission of the owner.

Council Background

At the Ordinary Meeting held on 10th October 2011 Council resolved as follows:

"RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor WYNN:

- 1 That Council investigate the cost of employing a graffiti hit squad of two, one north and one south, and come back with a report on the costings and also investigate the costs of providing this service via a range of means.*
- 2 That in implementing the above, Council staff explore best practice employed in other Council areas.*
- 3 That staff investigate the option of "public art murals" at locations hit regularly with graffiti.*
- 4 That a review of the graffiti walls at Bateau Bay and Lake Haven occurs.*

At the Ordinary Meeting held on 13th February 2008 staff provided a report (052 Vandalism Across our Shire) on the costs and alternatives to address graffiti vandalism across the Shire, including the employment of an additional “hit squad”, best practice measures employed by other Councils and the feasibility of public art murals to combat graffiti at regularly hit locations was discussed (052 Vandalism Across our Shire).

Council resolved unanimously;

- 1 *That Council further contacts public utilities to promote and expedite graffiti removal from their properties.*
- 2 *That a publicity campaign be undertaken to encourage community members to increase their reporting of graffiti vandalism to Council, public utilities and the NSW Police and to educate the community on the benefits of the speedy removal of graffiti from their own property.*
- 3 *That owners of private property be encouraged to remove graffiti from their properties.*
- 4 *That a location impacted by high levels of graffiti be selected for the installation of a public art mural as a pilot scheme with community members being involved in the design and execution of the work.*
- 5 *That Council continue to work cooperatively with the NSW Police including expanding on intelligence gathering, notifications, joint publicity and sharing information to combat graffiti attacks.*

Community Background

In late August 2008, Toukley Senior Citizens Centre representatives approached Wyong Shire Council regarding vandalism issues. Graffiti had occurred at their Centre and the adjacent Community Health Centre and various shops in the town centre. Following a “Safety Audit” carried out by Police, along with Council, Greater Toukley Vision, Toukley Chamber of Commerce (now known as Northlakes Regional Business Chamber), Senior Citizens and residents, Members have recognised the need to consider a range of strategies developed in line with the concept of “Safety by Design”. This group has come to be known as ‘Together for Toukley’.

In March 2009 the San Remo Neighbourhood Centre invited various Precinct representatives, Northlakes Regional Business Chamber representatives and Links Youth Service to form The Northern Wyong Graffiti Forum. These meetings were also attended by a representative of The Entrance Precinct Committee, Police, Wyong Shire Council Councillors and Council staff. The purpose of the forum was to present current strategies and programs that aim to minimise graffiti and to discuss future initiatives. The message that graffiti is everyone’s responsibility came through strongly. It was agreed that graffiti was a whole of community problem that should be tackled as a partnership: Council, Police, Business and Community.

Council’s current procedure is the removal of graffiti using offensive language within 48 hours. Council removes general graffiti on Council premises within 2 weeks. Council graffiti maintenance teams are responsible for recording these instances of graffiti, which includes

photographs of before and after and location details. This information is stored in Council's database and provided to NSW Police.

Council is currently piloting the distribution of Graffiti Removal Kits to residents (one per household annually). The agreed products are provided by SoSafe and were used and promoted by Clean Up Australia in its 2010 Graffiti Action Day.

The Northlakes Regional Business Chamber received funding to purchase and establish Wyong Shire's first community run and led Graffiti Removal Trailer. This is being made available to businesses and community groups to remove graffiti in their areas.

The Graffiti Strategy document is intended to be utilised to develop annual work plans and programs by each of the partners - Police, Council, business and community. It is imperative that regular reviews and evaluations occur to review the impact of current initiatives in the reduction and prevention of graffiti.

THE PROPOSAL

The report seeks Council's approval for the adoption of the Graffiti Management Strategy. The strategy sets out Wyong Shire Council's key priorities for graffiti removal and prevention in regards to rapid removal and CPTED (Crime Prevention Through Environmental Design) principles. By developing this strategy, Council, in collaboration with business and community groups, hopes to create and maintain neighbourhoods that are effective in preventing and managing graffiti for residents, businesses and visitors.

The strategy covers the main aspects of a multi faceted approach and includes;

- Reporting
- Recording and Monitoring Graffiti
- Rapid Removal
- Rewards
- Community Education.

OPTIONS

1 Endorse the Graffiti Management Strategy

The Graffiti Management Strategy is essential in addressing the need for approaches that consider a broad range of community interests including removal of graffiti from private property whilst also dealing with resident concerns about graffiti vandalism in their built and natural environment.

This option has been identified as the preferred option.

2 Decline the Graffiti Management Strategy

Without a clear partnership and strategy for direction between Police, Council, Business and Community to address graffiti the problem will continue to increase.

STRATEGIC LINKS**Annual Plan**

| <i>Principal Activity</i> | <i>Strategy or Program</i> | <i>Financial Line Item No and Description</i> |
|--------------------------------|--|--|
| A More Sustainable Community | Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood. | 1.1.8 supply equipment and training to implement volunteer graffiti removal programs 1.1.11 – Community Financial Support |
| A More Sustainable Economy | There will be a strong and sustainable business sector and increased local employment built on the Central Coast's business strengths. | |
| A More Sustainable Environment | Areas of natural value in public and private ownership will be enhanced and retained to a high level in the context of ongoing development. | |
| Organisation | To be an effective and efficient organisation delivering a quality service. To provide the framework to facilitate transparent and sound decision making. | |

Contribution of Proposal to the Principal Activity**A more sustainable community**

Community programs and involvement promote a sense of community spirit and bring people and families of all age groups to gather together in a common purpose.

A more sustainable environment

The strategy aims to reduce or remove graffiti from public and private land enhancing areas of natural value and reducing damage to natural areas.

A more sustainable economy

Graffiti removal increases the appeal and image of Wyong Shire in turn increasing amount of tourists attracted to the area, allowing for economic contributions to the local economy and greater business presence in problem areas.

Organisation

The strategy provides the strategic framework to guide Wyong Shire Council's efforts and decisions for Graffiti Management programs.

Link to Shire Strategic Vision

| Priority Objective | How the proposal contributes or links to the Priority Objectives in Shire Strategic Vision and Annual Plan |
|--|--|
| Communities - Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood. | - Communities are safe and will have a clear perception of security – this will reduce signs of vandalism and graffiti. |
| Travel - There will be ease of travel within the Shire, and to other regional centres and cities. Travel will be available at all hours and will be safe, clean and affordable. | - Responding to the need for clean public transport. |
| Facilities and Services - Communities will have access to a diverse range of affordable and coordinated facilities, programs and services. | - Providing and maintaining a range of community programs focused on community development, recreation, culture, environment, education and other issues. - Providing recurrent funding for community support and development services. |
| Education - The community will be well educated, innovative and creative. People will attain full knowledge potential at all stages of life. | - Generating community awareness and behavioural change. - Establishing and maintaining a committed network of education, community, business and government representatives. |
| Employment - There will be a strong and sustainable business sector and increased local employment built on the Central Coasts business strengths. | - Identifying and leveraging the competitive advantages of Wyong Shire. |
| Natural Areas - Areas of natural value in public and private ownership will be enhanced and retained to a high level in the context of ongoing development. | - Developing and implementing strategies to reduce the Shires Environmental Footprint. |
| Environmental Programs - There will be a sense of community ownership of the natural environment through direct public involvement with environmental programs. | - Expanding and continuing programs focused on restoring degraded natural areas in our community. |

Financial Implications

An initial amount of \$50,000.00 was allocated towards Graffiti Management in the Annual Plan. This amount was increased to \$100,000.00 following a councillor briefing on Graffiti Management to increase key activities including graffiti removal kits, CCTV cameras and community programs. The allocation is part of the current Annual Plan and requires no additional funding. However ongoing funding will be required to be considered in future planning in order to reduce the reoccurrence of illegal graffiti.

Principles of Sustainability

Good processes. Improved outcomes – The Graffiti Management Strategy demonstrates leadership, accountability, transparency and financial responsibility in its Graffiti Management decisions.

Smart, local, adaptable – The Graffiti Management Strategy responds to future and current challenges of Wyong shire by embracing innovation and acting timely and effectively.

Work together – The Graffiti Management Strategy builds partnerships by engaging with and listening to all facets of society, working together for the benefit of the whole.

Lead by example – The Graffiti Management Strategy shows how Council is leading by example with actions for positive change and supports visionary policies and practices within the community.

CONSULTATION

Extensive consultation was carried out between Council, Police, business and community via a Graffiti Management advisory committee. The committee reported back its findings and recommendations to the Northern Wyong Graffiti Forum.

GOVERNANCE

The Graffiti Management Strategy incorporates the following Acts/legislation in relation to graffiti;

- *Crimes Act 1900 and Summary Offences Act 1988 Graffiti Control Act 2008, Graffiti Control Regulation 2009 and The Graffiti Control Amendment Act 2009.*
- *Graffiti Control Regulation 2009 and The Graffiti Control Amendment Act 2009.*
- New access-to-information laws known as the Government Information (Public Access) Act 2009 (GIPA) - Graffiti Removal Register to be on Council's website.
- Sale and confiscation of spray paint cans.
- Local Government Act 1993 - Graffiti removal work by Councils - Summary Offences Act 1988.
- The Children (Community Services Orders) Act 1987.

CORPORATE RISKS

Nil Impact

CONCLUSION

The partnership between the Wyong Shire Council, Police, businesses and community seeks to enhance the overall appearance of the built and natural environments by minimising the incidents of graffiti on both public and private property by prompt removal. Through addressing graffiti vandalism we hope to increase the communities' participation, pride and perception of community safety within the Wyong Shire Local Government Area.

ATTACHMENTS

- 1 Graffiti Management Strategy 2011 Enclosure D02632532

3.4 Draft Minutes - Gosford-Wyong Councils' Water Authority Board Meeting held on 16 June 2011

TRIM REFERENCE: F2008/00407 - D02647646

AUTHOR: Jacquie Elvidge; Administration Assistant Sonia Witt, Team Leader Governance & Councillor Services
MANAGER: Lesley Crawley; Manager Governance & Administration

SUMMARY

Minutes of the Gosford-Wyong Councils' Water Authority Board meeting held on 16 June 2011.

RECOMMENDATION

- 1 That Council receive the draft minutes of the Gosford-Wyong Councils' Water Authority Board Meeting conducted on 16 June 2011.**
- 2 That Council adopt the recommendations included in the draft minutes of the Gosford-Wyong Councils' Water Authority Board Meeting conducted on 16 June 2011.**
- 3 That Council recommend to the Central Coast Regional Organisation of Councils (CCROC):**
 - a The dissolution of the Joint Water Authority on the 14 July 2011 followed by the Central Coast Water Corporation's (CCWC) inaugural Board meeting subject to the Director's appointment;**
 - b The adoption of the Strategic Project Management Plan as the framework for the implementation of the CCWC; and**
 - c That the Plan evolve over the life of the project as issues emerge and decisions are made under a 'best value' approach.**
- 4 That Council endorse the preparation of an induction/information package for the CCWC Board of Directors.**
- 5 That Council recommend to the CCROC:**
 - a Remuneration for the external Director be \$30,000 per annum**
 - b Remuneration for the external Chairperson be \$45,000 per annum**
- 6 That Council endorse the following:**
 - a That a \$10,000 (plus GST) sponsorship contribution be made towards the provision of the Central Coast Waterwatch Program for the 2011-12 financial year**
 - b That the sponsorship be provided with a requirement that the recipient submit to the Board an annual report on expenditure and results.**
 - c That the Recipient enter into a sponsorship agreement.**
- 10 That Council request the Technical Advisory Group (TAG) provide a report on water restrictions given the recent rains and increase in water storages.**

A meeting of the Gosford-Wyong Councils' Water Authority Board Meeting was held on 16 June 2011 and the minutes of this meeting are supplied below:

WYONG SHIRE COUNCIL
MINUTES OF THE
**EXTRAORDINARY GOSFORD / WYONG COUNCILS' WATER
AUTHORITY BOARD MEETING OF COUNCIL**
HELD IN THE COUNCIL CHAMBER
GOSFORD CITY COUNCIL, 49 MANN STREET, GOSFORD
ON 16 June 2011
COMMENCING AT 8.02 AM

PRESENT:
CR MAHER *

CHAIRPERSON

GOSFORD
CR MACFADYEN*

WYONG
CR EATON*
CR GRAHAM*
CR SYMINGTON

MR P WILSON*
MR M REDRUP*

MR M WHITTAKER*
MR G MCDONALD*

GOSFORD CITY COUNCIL STAFF
MR B KOIZUMI-SMITH

WYONG SHIRE COUNCIL STAFF
MR D MANN
MS J ELVIDGE

* BOARD MEMBERS WITH VOTING RIGHTS AT THIS MEETING.

AUTHORITY STAFF
MR G CASEMENT

APOLOGIES
MR R WILLIAMS

APOLOGY

An apology for the inability to attend the meeting was received on behalf of Mr Rod Williams.

RESOLVED unanimously on the motion of Cr GRAHAM and seconded by Mr REDRUP:

That the Board accept the apology and grant Mr Rod Williams leave of absence from the meeting.

3.4 Draft Minutes - Gosford-Wyong Councils' Water Authority Board Meeting held on 16 June 2011 (contd)

FOR: CR EATON, CR GRAHAM, CR MAHER, CR MACFADYEN, MR MCDONALD, MR REDRUP, MR WHITTAKER AND MR WILSON.

AGAINST: NIL

1.1 Disclosure of Interest

RESOLVED unanimously on the motion of Cr GRAHAM and seconded by Mr REDRUP:

That the Board receive the report on Disclosures of Interest and the fact that no disclosure was made be noted.

FOR: CR EATON, CR GRAHAM, CR MAHER, CR MACFADYEN, MR MCDONALD, MR REDRUP, MR WHITTAKER AND MR WILSON.

AGAINST: NIL

1.2 Confirmation of Minutes of Previous Meeting

RESOLVED unanimously on the motion of Cr MACFADYEN and seconded by Cr EATON:

That the Board confirm the minutes of the previous Gosford/Wyong Councils' Water Authority Board meeting held on 18 May 2011.

FOR: CR EATON, CR GRAHAM, CR MAHER, CR MACFADYEN, MR MCDONALD, MR REDRUP, MR WHITTAKER AND MR WILSON.

AGAINST: NIL

BUSINESS ARISING FROM THE MINUTES

Councillor Eaton queried water restrictions and asked for clarification on whether Gosford and Wyong Councils are in a position where they could move out of the current level 3 restrictions.

Mr Whittaker suggested that given the recent rain and increase in water storages that TAG provide both Councils with a report on water restrictions, to be considered at the next Central Coast Regional Organisation of Councils (CCROC) meeting on 30 June 2011.

This item has been recorded as a resolution under General Business in accordance with the Code of Meeting Practice.

2.1 Central Coast Water Corporation

RESOLVED unanimously on the motion of Cr MACFADYEN and seconded by Cr EATON:

- 1 ***That the Board note this report and recommends to the Central Coast Regional Organisation of Councils (CCROC):***
 - a ***The dissolution of the Joint Water Authority on the 14 July 2011 followed by the Central Coast Water Corporation's (CCWC) inaugural Board meeting subject to the Director's appointment;***
 - b ***The adoption of the Strategic Project Management Plan as the framework for the implementation of the CCWC; and***
 - c ***That the Plan evolve over the life of the project as issues emerge and decisions are made under a 'best value' approach.***

- 2 ***That the Board endorse the preparation of an induction/information package for the CCWC Board of Directors.***

FOR: CR EATON, CR GRAHAM, CR MAHER, CR MACFADYEN, MR MCDONALD, MR REDRUP, MR WHITTAKER AND MR WILSON.

AGAINST: NIL

2.2 Central Coast Water Corporation - Company Directors

RESOLVED unanimously on the motion of Mr WILSON and seconded by Cr EATON:

That the Board note this report and recommends to the Central Coast Regional Organisation of Councils:

- a ***Remuneration for the external Director be \$30,000 per annum***
- b ***Remuneration for the external Chairperson be \$45,000 per annum***

FOR: CR EATON, CR GRAHAM, CR MAHER, CR MACFADYEN, MR MCDONALD, MR REDRUP, MR WHITTAKER AND MR WILSON.

AGAINST: NIL

2.3 Sponsorship Towards the Central Coast WaterWatch Program

RESOLVED unanimously on the motion of Cr EATON and seconded by Mr WHITTAKER:

- 1 ***That the Board receive and note the report Sponsorship Towards the Central Coast WaterWatch Program***
- 2 ***That a \$10,000 (plus GST) sponsorship contribution be made towards the provision of the Central Coast Waterwatch Program for the 2011-12 financial year.***
- 3 ***That the sponsorship be provided with a requirement that the recipient submit to the Board an annual report on expenditure and results.***
- 4 ***That the Recipient enter into a sponsorship agreement.***

FOR: CR EATON, CR GRAHAM, CR MAHER, CR MACFADYEN, MR MCDONALD, MR REDRUP, MR WHITTAKER AND MR WILSON.

AGAINST: NIL

GB3/11 Report of Current Water Restrictions

F2004/06808

RESOLVED unanimously on the motion of Cr EATON and seconded by Cr MACFADYEN:

That the Board request the Technical Advisory Group (TAG) provide a report on water restrictions given the recent rains and increase in water storages.

FOR: CR EATON, CR GRAHAM, CR MAHER, CR MACFADYEN, MR MCDONALD, MR REDRUP, MR WHITTAKER AND MR WILSON.

AGAINST: NIL

THE MEETING terminated at 8.35 am.

ATTACHMENTS

Nil

3.5 Proposed Councillors' Community Improvement Grants

TRIM REFERENCE: C2011/01723 - D02647846

AUTHOR: Evelyn Duncan; TL Governance and Councillor Services

MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

Councillors propose the following allocation of funds for expenditure from Councillors' Community Improvement Grants (CCIG).

RECOMMENDATION

That Council allocate an amount of \$3,757 from the 2011-12 Councillors' Community Improvement Grants as follows:

| | | |
|---|---|---------------------|
| <i>1st Tumbi Scout Group (\$1,000) (\$500 already allocated)</i> | <i>To assist with purchase of two new tents</i> | <i>200</i> |
| <i>Bateau Bay Men's Shed Inc (\$1,700) (\$700 already allocated)</i> | <i>Contribution to materials / plants / tools for landscaping / improvements around gardens and carpark of Tuggerah Lakes Community Centre Inc including replacement of rusted fencing and repainting of lines for carparking spaces</i> | <i>200</i> |
| <i>Berkeley Vale Soccer Club (\$1,500) (\$1,000 already allocated)</i> | <i>To assist with costs of sporting equipment for juniors club members</i> | <i>200</i> |
| <i>GATS Committee, Northlakes High School (\$500)</i> | <i>Subsidise students for attendance at a Regional High Achievers Camp</i> | <i>200</i> |
| <i>Greek (Hellenic) Community of Central Coast Inc (\$2,750) (\$650 already allocated)</i> | <i>To assist with funding of works and upgrade of property grounds</i> | <i>250</i> |
| <i>Gwandalan and Summerland Point Active and Healthy Society (\$1,105)</i> | <i>Purchase of exercise equipment</i> | <i>1,007</i> |
| <i>Marine Rescue NSW - The Entrance (\$2,400)</i> | <i>To assist with purchase of radar for installation on CP007</i> | <i>250</i> |
| <i>North Lakes United Junior Rugby Union (\$2,500)</i> | <i>To assist with payment of affiliation fees and insurance for junior teams</i> | <i>250</i> |
| <i>The Entrance Cricket Club (\$2,000) (\$600 already allocated)</i> | <i>To assist with costs of training equipment and preparation of turf pitch</i> | <i>200</i> |
| <i>Wyong Drama Group</i> | <i>Assistance with costs associated with hosting Theatrefest - 24 - 26 June 2011</i> | <i>1,000</i> |

BACKGROUND

Provision has been made in Council's Annual Plan for each Councillor to recommend to Council the donation of funds to individuals, local service, charitable or community organisations that operate in the Shire or provide a benefit specifically to the residents of the Shire.

Donations may also be made to individuals or groups in pursuit of excellence, including sporting and cultural excellence, subject to CCIG Policy. Funds may also be allocated for emergency assistance in the event of natural disasters such as bushfires, flood or drought anywhere in Australia, subject to CCIG Policy. The funds are granted subject to approval of the Council as a whole.

In accordance with Clause 2.2 of the Councillor's Community Improvement Grants Policy available funding for the 2011/2012 financial year is \$112,500. Clause 2.2 states:

"In the financial year preceding a Local Government election, the allocation to the individual Councillors will be 75% of the allocation identified in Clause 1.1 and will be available to Councillors from 1 July to 31 May of that year."

THE PROPOSAL

Under Council's Policy, all proposed allocations are subject to the approval of the Council as a whole.

OPTIONS

- 1 Approval of applications as submitted will provide a community benefit residents of the Shire.
- 2 Non approval could result in assistance not being provided to the community.

STRATEGIC LINKS

Annual Plan

| Principal Activity | Strategy or Program | Financial Line Item No and Description |
|------------------------------|--|---|
| A More Sustainable Community | Enhance the quality of life of the Shire's residents | 1.1.11 – Community Financial Support |

Contribution of Proposal to the Principal Activity

The Councillors' Community Improvement Grants were developed to help charitable community groups and in doing so helping the broader community.

Link to Shire Strategic Vision

| Priority Objective | How the proposal contributes or links to the Priority Objectives in Shire Strategic Vision and Annual Plan |
|---|---|
| Communities - Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood. | Funding is available to projects not specifically nominated in Council's Annual Plan that contribute to the priority objective. |
| Facilities and Services - Communities will have access to a diverse range of affordable and coordinated facilities, programs and services. | Funding is available to projects not specifically nominated in Council's Annual Plan that contribute to the priority objective. |

Financial Implications

Expenditure is approved until the end of the 2011-12 financial year. Unspent approvals lapse 31 May 2012.

Principles of Sustainability

The CCIG program is aligned with the principles of sustainability in that it would:

- Improve and maintain safety, wellbeing and sense of community
- Use locally available resources to increase our self-reliance
- Support local and regional economic prosperity
- Build and strengthen partnerships and alliances

CONSULTATION

Applications that met the criteria were distributed to Councillors for their consideration.

GOVERNANCE

All expenditure recommended is permissible under Section 24 and 356(1) of the Local Government Act 1993.

CORPORATE RISKS

Nil impact.

CONCLUSION

The proposed allocations contained in this report are permissible under the Council's policy on Councillors' Community Improvement Grants. The process has been correct and Council may confirm the grants at its option.

3.5

Proposed Councillors' Community Improvement Grants (contd)

Councillors' Community Improvement Grants 2011-12

| COUNCILLORS' COMMUNITY IMPROVEMENT GRANTS ALLOCATION | | Best | Eaton | Graham | Mathews | McBride | McNamara | Symington | Vincent | Webster | Wynn | SUB TOTAL |
|---|---|--------|--------|--------|---------|---------|----------|-----------|---------|---------|--------|-----------|
| Allocation 01/07/2011 - 31/05/2012 | | 11,250 | 11,250 | 11,250 | 11,250 | 11,250 | 11,250 | 11,250 | 11,250 | 11,250 | 11,250 | 112,500 |
| Proposed Allocations for 13 July 2011 | | | | | | | | | | | | |
| 1st Tumby Scout Group (\$1,000) (\$500 already allocated) | To assist with purchase of two new tents | | 200 | | | | | | | | | 200 |
| Bateau Bay Men's Shed Inc (\$1,700) (\$700 already allocated) | Contribution to materials / plants / tools for landscaping / improvements around gardens and carpark of Tuggerah Lakes Community Centre Inc including replacement of rusted fencing and repainting of lines for carparking spaces | | 200 | | | | | | | | | 200 |
| Berkeley Vale Soccer Club (\$1,500) (\$1,000 already allocated) | To assist with costs of sporting equipment for juniors club members | | 200 | | | | | | | | | 200 |
| GATS Committee, Northlakes High School (\$500) | Subsidise students for attendance at a Regional High Achievers Camp | | | | | 200 | | | | | | 200 |
| Greek (Hellenic) Community of Central Coast Inc (\$2,750) (\$650 already allocated) | To assist with funding of works and upgrade of property grounds | | 250 | | | | | | | | | 250 |
| Gwandalan and Summerland Point Active and Healthy Society (\$1,105) | Purchase of exercise equipment | | | | | 200 | | 807 | | | | 1,007 |
| Marine Rescue NSW - The Entrance (\$2,400) | To assist with purchase of radar for installation on CP007 | | | | | 250 | | | | | | 250 |
| North Lakes United Junior Rugby Union (\$2,500) | To assist with payment of affiliation fees and insurance for junior teams | | | | | | 250 | | | | | 250 |
| The Entrance Cricket Club (\$2,000) (\$600 already allocated) | To assist with costs of training equipment and preparation of turf pitch | | 200 | | | | | | | | | 200 |
| Wyong Drama Group | Assistance with costs associated with hosting Theatrefest - 24 - 26 June 2011 | | 1,000 | | | | | | | | | 1,000 |
| Total Proposed Allocations for 13/07/20... | | 0 | 2,050 | 0 | 0 | 650 | 250 | 807 | 0 | 0 | 0 | 3,757 |
| Balance Uncommitted as at 13/07/20... | | 11,250 | 9,200 | 11,250 | 11,250 | 10,600 | 11,000 | 10,443 | 11,250 | 11,250 | 11,250 | 108,743 |

ATTACHMENTS

Nil.

3.6 Delegates Report - 2011 National General Assembly of Local Government - Canberra

TRIM REFERENCE: F2004/06517 - D02665380
AUTHOR/: Doug Eaton; Councillor

SUMMARY

Delegates Report presented by Mayor Eaton on the National General Assembly of Local Government Canberra – June 2011.

RECOMMENDATION

That Council receive the Delegates Report – 2011 National General Assembly of Local Government Canberra.

BACKGROUND

The National General Assembly of Local Government for 2011 opened on Sunday 19 June with a welcome reception for all attending delegates. The theme for the Assembly was “Growing with our Community: Place, Position and Partnership” and was aimed at stimulating delegates to develop new ways of doing business to better meet the needs of local communities.

The official opening ceremony was held on Monday 20 June and the Prime Minister, the Hon Julia Gillard MP gave the first address speaking about the challenges ahead. She also spoke on constitutional recognition of Local Government, National Broadband, the Carbon Tax and other national items of interest.

A question was raised with the Prime Minister on the deferral of \$150m funding for planning on undergrounding Pennant Hills Road however there was no real answer given.

Cr Gina McCaffery, President of the Australian Local Government Association spoke about the conference program and in particular about constitutional recognition in the financial sense. She also commented that this was the largest National General Assembly Conference with over 850 delegates representing Councils from across Australia in attendance to develop local government policy ideas, meet with key federal politicians and hear from renowned experts on the key issues affecting local government in Australia.

A panel session discussed selling the constitutional referendum recognising local government. It was noted that referendums usually fail and it will be hard to sell this reform.

Mr Len Brown, Mayor of Auckland New Zealand addressed the Assembly. Len was elected in October 2010 as Mayor of the newly amalgamated Auckland, which is the largest Council in Australasia following the merger of 4 Councils. He spoke on the merger advising that the biggest advantage was the ability to plan as a region for the whole of the city and developing regional priorities that were embraced by the Government.

The Hon Simon Crean, Minister for Regional Australia, Regional Development and Local Government spoke of his belief in localism and how the recent budget, the framework that was developed, reflects this. He spoke about local solutions are often more efficient. He also spoke about tailoring more effectively the demand for skills with the supply available.

He spoke of the advantage of more local government input into Regional Development Australia advising that \$1b funding was available to fund projects in accordance with regional plan priorities. Advising that other funds were also available for health, education and for the National Broadband Network.

Robert Gottliebsen one of Australia's leading business commentators with a 40 year history in business journalism in Australia also addressed the Assembly.

Mr Gottliebsen spoke about the world economy and the Australian economy. He commented about the Australian mineral boom and its repercussions where retail will be "soft" for some time and the middle class being squeezed by electricity costs, interest rates, increasing food prices. He forecast that this will continue for some time and may get worse depending on interest rate increases, carbon tax and electricity costs.

The Hon Greg Combet MP, Minister for Climate Change and Energy Efficiency also addressed the Assembly on the key points of the Government's climate change agenda.

He announced funding of up to \$4.5 million under the Government's "Coastal Adaptation Decisions Pathways" projects. Advising that the funding was being provided to help develop robust decision and investment pathways to adapt to a changing climate in the coastal zone. Thirteen projects were selected by Mr Combet's department and were each offered funding of up to \$500,000.

A Regional Development Australia workshop session emphasised a new priority the Federal Government has given to regional development. RDA to put a regional plan in place and these regional plans will be the key source documents for all federal agencies.

Aside from the conference, in conjunction with the Mayor and General Manger of Gosford City Council, we secured an appointment with staff in Minister's Albanese's office to discuss funding of the F3 to M2 link (Pennant Hills Road).

Minister Albanese briefly attended this meeting and commended both Councils for exploring consolidation. He said words to the effect that regional councils are far easier to deal with compared to a number of councils and that his department had recently funded very large rail projects with Queensland regional councils North and South of Brisbane.

ATTACHMENTS

Nil

3.7 Ourimbah Enhanced Community, Education and Sporting Hub

TRIM REFERENCE: F2011/01348 - D02664004
AUTHOR/ MANAGER: Maxine Kenyon; Director

SUMMARY

Council recently submitted a funding application to the Regional Development Australia Fund (RDAF) for the Ourimbah Enhanced Community, Education and Sporting Hub on Enterprise Drive, Ourimbah. This project includes sub soil drainage works on two fields, replacement of existing buildings, construction of a car park and provision of a shared pathway to link the site with the train station and the University campus which will provide vast community benefit.

This project was prioritised by the Regional Development Australia Central Coast as 'strongly aligned' to the criteria. This is a complex project and if successful a number of external studies will need to be undertaken and tender documentation prepared. In order to be in a position to deliver on the grant funding, if successful, staff have commenced project planning for the project.

This report is to provide an overview of the project, indicative time lines, budget, key risks and preparatory work that has commenced to achieve the funding requirements if successful.

RECOMMENDATION

That Council receive and note the report on the Ourimbah Enhanced Community, Education and Sporting Hub.

BACKGROUND

The Federal Government's Regional Development Australia Fund (RDAF) is a \$1 billion national program to support Australia's regions and enhance economic development and liveability of their communities. Wyong Shire Council (WSC) recently submitted a number of projects in the first round of funding in May 2011, one of which was the Ourimbah enhanced community, education and sporting hub.

Council requested \$2.9 million from the RDAF with a Council contribution of \$1.16 from section 94 funding to replace existing dilapidated sporting and community facilities, improve drainage to two sporting fields, construct a car park and a shared pathway linking the train station to the University campus.

The Central Coast Regional Development Australia (CCRDA) were required to identify priority projects for the Central Coast and staff have been advised that the Ourimbah project was the top priority for the Wyong Council projects. The funding is due to be announced in

August 2011. If unsuccessful, Council can apply in future rounds with the second round most likely occurring at the end of 2011.

The site, located at Enterprise Drive, Ourimbah, consists of soccer and rugby union playing fields, associated amenities and club houses and a former neighbourhood centre that is now derelict. Currently the amenities and club house associated with the soccer fields are in a poor state of repair and upkeep. This funding will provide more appropriate facilities for any users of these facilities into the future and improved connections to the University.

To date Council has contributed \$218,000 to floodlighting and \$176,000 to resurfacing and irrigation of the fields on the site. Council had previously prepared tender documentation for sub soil drainage to be undertaken, however this was deferred due to funding not being available.

The sportsgrounds are primarily used by the Ourimbah United Football Club. Local primary schools also use the facilities occasionally. Discussions with the University have indicated that they may use these fields in the future as they increase their health and exercise science program.

The site identified in the submission is subject to a lease agreement with the Minister for Education and Training which is due to expire in 2016. Termination of the current lease in 2016 does not provide security for Council's capital investments in the facility already undertaken and those planned if the RDAF grant is successful.

Council has been in negotiations with University of Newcastle since 2004 to secure an extension of the current lease for playing fields. The University Administration has previously agreed to grant WSC a new lease for a term of 50 years at nominal rent. The Department of Education and Training has provided an 'in-principle' approval as the owner of the land. This lease is subject to a further Council report planned for an upcoming Council meeting.

THE PROPOSAL

The attached project management plan provides the detail on the proposal. This project plan will be further developed once further investigations occur, however it provides an overview of the project for Councillors information. Below is a summary.

Council has sought \$2.9 million in funding from the RDAF to assist with the provision of an enhanced Community, Education and Sporting Hub to replace existing dilapidated sporting / community facilities, improve drainage to two sporting fields, formalise a car park and construct a shared pathway. Council will contribute section 94 funds of \$1.16 million.

The site is centrally located adjacent to the University of Newcastle, Ourimbah Campus and the pathway will provide a vital link between the railway station and local sporting and community facilities and the University.

This facility will assist in providing upgraded facilities for the users of the fields, surrounding community and meet the demands of the university student population.

Since developing the submission, further work has been undertaken on the timing and project phasing, the project phases are outlined below:

| Major Project Delivery Phases | Start Date | Finish Date |
|---|------------|---------------|
| Stage 1: Tender and construction process: sub soil drainage | July 2011 | March 2012 |
| Stage 2: Design process: building, car park and shared path | July 2011 | June 2012 |
| Stage 3: Tender and construction process: building, car park and shared path. | July 2012 | December 2013 |

The funding must be expended by June 2014, these dates therefore provide a six month period if the program does not run to schedule.

This project was prioritised by the Regional Development Australia Central Coast as 'strongly aligned' to the criteria and the highest priority for Council submissions. It is a complex project requiring a number of external studies to be undertaken and tender documentation prepared to deliver on the grant conditions. In order to be able to meet the time frames established by the RDAF and ensure capacity to deliver on the final project staff will need to commence this work now, which will include:

- Development of the engagement plan and initiate engagement with key stakeholders
- Commence detailed design for the replacement buildings
- Finalisation of the previously prepared tender documentation for the sub soil drainage works
- Development of documentation for recruitment of an external provider to undertake the external studies.

Due to the complexity of the site, it is recommended that Council seek external support to undertake the design and external studies as well as an independent consultant to assess the development application.

If funding is not successful, the above documentation can be utilised for future RDAF funding rounds to support resubmitting this project or submissions to an alternative funding source.

OPTIONS

Council could decide not to undertake further planning on this project until the funding is announced. This is not the preferred option as in order to be in a position to deliver on the grant funding this project planning needs to be undertaken. If we are not successful, the work undertaken can be used to enhance the project for subsequent rounds of alternative funding opportunities.

STRATEGIC LINKS

Annual Plan

| <i>Principal Activity</i> | <i>Strategy or Program</i> | <i>Financial Line Item No and Description</i> |
|------------------------------|---|---|
| A More Sustainable Community | <ul style="list-style-type: none"> - Expand and support programs that increase participation among all ages - Expand and support programs and activities that encourage and enhance neighbourhood connections - Improve and link the bicycle / shared pathway network and related facilities to encourage more cycling opportunities - Provide and maintain local and regional community facilities for recreation, culture, health and education - Promote community facilities to help maximise their benefits and use | |

Link to Shire Strategic Vision

| <i>Priority Objective</i> | <i>How the proposal contributes or links to the Priority Objectives in Shire Strategic Vision and Annual Plan</i> |
|--|---|
| Communities - Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood. | This initiative will create an accessible space for the community to use and connect the Ourimbah community through the shared pathway. |
| Travel - There will be ease of travel within the Shire, and to other regional centres and cities. Travel will be available at all hours and will be safe, clean and affordable. | This project will enhance the accessibility and connection between the University, train station and Council community and recreation facilities. |
| Facilities and Services - Communities will have access to a diverse range of affordable and coordinated facilities, programs and services. | This project will provide improved services through the sub soil drainage and replacement of more appropriate community amenities and buildings. |
| Education - The community will be well educated, innovative and creative. People will attain full knowledge potential at all stages of life. | This project will provide improved access from the Ourimbah train station through to the University campus. |

Financial Implications

The total cost of the project as identified within the RDAF submission amounted to \$4,060,000, with Council requesting \$2,900,000 from the RDAF and the remaining \$1,160,000 being funded through Council's S94 fund.

It is acknowledged that the cost estimates identified in the funding submission have been estimated based on previous experience, with some of the major items being determined by a quantity surveyor. It is intended that once key studies and detailed design have been undertaken a more comprehensive budget will be developed which will identify any unforeseen requirements.

If this occurs staff will review the budget and identify possible alternate savings, with the intent being to work within the funded budget. However, if this is not possible without impacting on the scope of the funded project, alternative funding sources will be identified and / or a request for funding will be made through Council.

As the project progresses there may be other alternative sources of funding or in kind works through partnerships identified to support enhancements to the works.

At present there are no cash projections pending the development of detailed design of the facilities and the finalisation of occupation. However, revenue from fees and charges and lease / licence arrangements for use of the facilities as well as maintenance requirements will be identified and factored into the operational costs required.

The expected completion date of these facilities is in the 13/14 financial year, in preparation for this time Council staff will undertake a more thorough analysis of operational costs, as outlined above in the earlier stages of the project. This will also likely be informed by the Community Facilities Review which is currently being undertaken this year.

If funding is not received through this first round of the RDAF the work undertaken will provide Council with a more detailed submission for future rounds of the RDAF or other funding opportunities that may arise.

Principles of Sustainability

This initiative will support many users of the open space, provide access to improved community buildings and create linkages between the many sites in Ourimbah. The improvements to the field will increase the capacity to hold sporting events at the site and improve maintenance efforts.

The project has many stakeholders, both internal and external and through leadership from Council this project has the potential to provide a positive outcome for many in the community.

The project will use best practice water re-use and energy efficient design to be environmentally sustainable. Selection of materials will represent cost effective whole of life asset management.

This project replaces old and not fit for purpose community buildings that will provide an appropriate space for the broader community to come together as well as supporting local sporting and recreation groups and the university.

Utilising Council's adopted project evaluation criteria the project obtained an overall score of 41.30, which indicates it is well aligned to Council's strategic direction and the quadruple bottom line approach.

CONSULTATION

Various teams across Council have provided advice through the development of the submission. Councillors were also consulted on projects and this project was identified as the priority project for Council projects to be submitted to the RDAF.

Due to the timing of the RDAF program, limited consultation occurred with external stakeholders, however support letters were received from the following:

- Central Coast Sports Federation Incorporated
- Central Coast Academy of Sport
- Wyong Shire Council Sports Committee
- Ourimbah United Football Club.

In addition, since the submission Council staff have met with the University of Newcastle Ourimbah Campus representatives who are excited about the project and wanting to work with us to deliver the community benefit.

An engagement plan will be developed which will incorporate both existing stakeholders such as the University and users of the fields, as well as the local residents. Further consultation will be undertaken at the time of detailed design with potential users of the buildings, focused on delivering an achievable outcome within the budget, time frame and suitable for a multi-purpose space.

GOVERNANCE

This project will be managed by a Project Steering Group consisting of the following positions and reported through to the General Manager:

- Director Community and Recreation Services
- Manager Sport, Leisure and Recreation
- Manager Major Projects
- Project Manager from the Contracts and Special Projects unit.

The enhancement of this site is linked to previously agreed processes for sub soil drainage which supports the Sports Field Management Strategy. The replacement of the community buildings is also supported through previous representation from the Ourimbah United Football Club and the University of Newcastle Ourimbah campus.

Due to the nature of the project, the tenure of the site and the complexity of the site, it is recommended that Council use an external independent to assist in developing the development application and to assess the development application for recommendation to Council.

The procurement strategies are outlined within the draft project management plan.

CORPORATE RISKS

High level risks for the project include the following (further detail is provided in the project management plan):

- Allocation of funding is insufficient, the funding submission was quickly developed, based on indicative numbers and limited design with key items identified by a quantity surveyor. After further detailed design a review of the budget will occur to identify any unforeseen requirements or excesses. If this can not be met within the budget, alternative funding sources will be identified and / or a request for funding will be made through Council.
- Tight timelines to meet the funding requirements, particularly to commence construction 6 months after signing the funding agreement. This can be met through the staging of the project commencing with the construction of the sub soil drainage works.
- The complexity of the site, which will need to be addressed through detailed design and the development of the DA. An external consultant will be used for both detailed design, preparation of the development application and assessment of the development application considering the tenure of the land and the complexity of the project.

There are many standard risks associated with any project, examples include: ability to attract and retain the right consultants / staff; scope creep; unforeseen conditions; budget management; and meeting client and community expectations and engagement. A number of these can be controlled through appropriately skilled staff; project management processes such as project steering committee, reporting; effective communication and consultation; regular budget review and management.

Further detail around these and other risks will be identified in the coming months as the project evolves and is confirmed.

CONCLUSION

If the Ourimbah Enhanced Community, Education and Sporting Hub is a successful project with the RDAF there will be great community benefit for a range of stakeholders. This project will reinforce Ourimbah town centre as an important village, as nominated in the NSW Government Central Coast Regional Strategy.

Due to the complexity of the project, the site and tenure of the site, utilising independent consultants to prepare and assess the development application is recommended. The procurement process will be through the Local Government Procurement tender exempt list.

If successful, the challenges faced in relation to design, time frames and budget require Council staff to commence documentation on this project without knowledge that the funding is secured. If in the case, the submission is not successful in this round, the documentation prepared will place this project in a much better position for future rounds of RDAF or alternative funding sources.

The upgrading of the playing fields and the community buildings, the improved accessibility will provide more appropriate facilities for the community which would be unlikely without this grant.

ATTACHMENTS

- 1 Draft Project Management Plan (D02640289) (Confidential - Distributed under separate cover)

3.8 Council's New Automated Parking Fine System

TRIM REFERENCE: F2004/00468 - D02665784

AUTHOR/ MANAGER: Rob Van Hese; Manager Regulation and Compliance

SUMMARY

This report provides an update to the progress of the installation of the new highly efficient in road electronic parking fine system.

RECOMMENDATION

- 1 That Council receive the report on Council's New Automated Parking Fine System .**
- 2 Council adopt a "grace period" of 5 minutes for all parking spaces that are fitted with in-ground sensors.**

BACKGROUND

The original concept for in-ground parking sensors proposed at the Councillors workshop in February 2011 suggested there was potential for some 500 sensors to be installed in the main commercial areas of the Shire including Wyong, Toukley and The Entrance. Further analysis identified the annual maintenance costs to be about \$150K annually over a three (3) year Agreement. This does not take into account the \$25K outlay associated with the initial marking/numbering of each sensor parking bay. Given current staff resources are already responsible for enforcing parking laws to the value of approximately \$450K annually, any further parking enforcement activity of that scale would require Council appointing additional parking officers. This is not an option under Council's current financial constraints.

PROGRESS TO DATE

Council recently accepted the tender from Duncan Solutions to supply and maintain 13 hand-held infringement devices and 115 in-ground parking sensors. Tenders from Database Consultants Australia (DCA) and Wilson Technology were also considered.

The hand-held infringement devices are commonly used throughout NSW by local government enforcement officers and particularly in relation to parking. The devices will improve administrative efficiency, enable management to access a larger variety of report profiles and reduce the processing fees charged by the State Debt Recovery Office for each infringement issued. The devices are expected to be fully integrated into the Rangers' operations by mid July 2011.

The in-ground parking sensor program was therefore scaled back to 115 time-limited parking bays already in existence within The Entrance Town Centre (see map attached). Although the question of adequate staff resources continues to be an issue, The Entrance area will be used to trial the viability of in-ground parking sensors before considering expanding the program to other commercial areas of the Shire.

Duncan Solutions has committed to a 'go-live' date of 1 October 2011 for the in-ground sensors at The Entrance. In the lead up to the go-live date, local residents and the broader Wyong Shire community will be notified of the new parking enforcement system through the usual channels such as media releases. Local businesses will be advised through The Entrance Chamber of Commerce, The Entrance Town Centre Management and business publications. This will include promoting the benefits to local businesses that comes with regular turnover of available parking spaces.

The sensors will be installed within existing time-limited parking spaces which have been in existence and subject to enforcement for many years. Street signage will continue to be displayed in its current form in accordance with the Australian Road Rules. The parking bays will be monitored in conjunction with the current Shire-wide parking enforcement strategy.

It is envisaged the benefits or otherwise of in-ground parking sensors will become evident within the 12 month trial period, therefore the communication campaign will be focused on information specific to The Entrance area. At the expiry of the trial period, residents and businesses will be consulted for their view and experiences as a prelude to considering the expansion of the system to Wyong and Toukley business areas. It will be more relevant and appropriate to engage the broader community at that time.

The current methodology for monitoring and enforcing time-limited parking spaces is tyre chalking. Tyre chalking is easy to cheat, provides 'poor' judicial evidence, and is inefficient as it requires officers to return to cars some time after they have been marked and assess them again. There is no agreed grace period currently in place and as such, parking officers exercise their judgement and discretion when issuing penalty notices. A Council endorsed 'grace period' will be welcomed by parking officers as it removes the personal responsibility and weight of emotion associated with exercising discretionary powers, particularly parking enforcement. Examples of grace periods adopted by other local government areas include Port Macquarie/Hastings Council which provides a 5 minute grace period for time limits of an hour or less and 10 minutes for time limits greater than 1 hour.

Although in-ground sensors increase the likelihood of detection, drivers retain complete control over the time their vehicle remains parked in any one spot. A grace period provides clemency for unintentional overstays. However, the ultimate responsibility has to remain with drivers to move their vehicles in accordance with the sign posted time limit. A grace period in the order of 5 minutes will serve as a reasonable buffer for minor transgressions whilst protecting the integrity and upholding the purpose of time limitations.

Wyong Council currently issues about 3,000 penalty notices annually with approximately one third related to parking offences. The current Service Level Agreement for Premium Processing Service provides that the Office of State Debt Recovery (SDRO) processes, reviews and prosecutes all parking related penalty notices on behalf of Council. The SDRO has well established adjudication guidelines which are published on the SDRO website. The guideline defines the type of mitigating circumstances an appellant may provide which will then be determined by the SDRO or referred to Council for its recommended action. The review and appeals process that sits with the SDRO provides Council with the very important benefit of an 'arms length' approach to the enforcement process, transparency and improved control over consistency of decisions. Establishing an in-house 'Parking Review Panel' will duplicate an already cost effective and efficient service provided by the SDRO and likely result in increased appeals and a substantial increased administrative workload for Council staff.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | Map - Entrance Town Centre Parking Sensors | D02667770 |
| 2 | Parking Sensor Engagement Plan | D02667516 |



ENGAGEMENT PLAN – Parking Sensors

What is changing?

In-ground sensors are coming to parking spots – Where? i.e. suburbs or town centres – whereabouts i.e. on-street time restricted bays, loading zones, disabled bays and off-street car parks.

Using technology that records when a car moves in and out of the bay

Why is it changing? What are the benefits?

Is there a policy or plan?

Reasons: parking demand,

What are the issues?

Will there be a grace period?

What happens when a vehicle overstays ?

What will this cost?

How will I know where they are going to be?

Why these places – how do you make a decision about it?

What are the impacts?

As a resident do I get a parking permit?

Will there be parking meters?

Are you just testing or are they going in permanently? What is the trial period? – will I be booked during this trial period?

Who will be interested or impacted by this change?

- Residents
- Businesses
- MPs
- Staff – including customer contact (with information to give to customers or who to speak to)
- Precinct Committees and Council Committees - letter sent to all with flyer and survey form or direct them online to website
- Councillors
- Community networks / existing users of our services – Julie's team can help you

Engagement Plan suggestion – see attached form to fill in with the above.

I don't know your budget but if you look at the attached spectrum you need to choose

INFORM: Fact sheets, media releases, website, letters to shop owners and local business, notification to community groups, travel groups, precinct committees, etc. Facebook, Twitter

CONSULT: Online survey and written survey – as above

asking about how they park now and why? – see

<http://www.mysurveyportal.com/moreland/qedml/login.php?SURVEY=PARKING>
G.

4.1 Information Reports

TRIM REFERENCE: F2011/00027 - D02660416
AUTHOR: Jacquie Elvidge; Administration Assistant
MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

In accordance with Council's Code of Meeting Practice reports for the Information of Council are provided for adoption either by nominated exception or in total.

RECOMMENDATION

That Council deal with the following Information Reports by the Exception Method.

ATTACHMENTS

Nil.

4.2 Investments For May 2011

TRIM REFERENCE: F2004/06604 - D02633065
AUTHOR: Devini Susindran; Financial Accountant
MANAGER: Cate Trivers; Chief Financial Officer

SUMMARY

This report details Council's investments as at 31 May 2011.

RECOMMENDATION

That Council receive the report on Investments For May 2011.

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.

Council's portfolio includes investments in managed funds which were permitted under the previous Minister's order, however are now held under the "grandfather" provisions of the current Ministers Order. The investment held in the Blackrock Care and Maintenance Fund continues to be wound up progressively by 2015

CURRENT STATUS

Managed Funds

WSC has \$13.11m invested in managed funds which are "grandfathered" investments under the Ministers Order. These investments in May made a capital gain of \$0.11m.

The creditworthiness of these investments remains satisfactory.

- Blackrock Care and Maintenance Fund \$7.92m – Residual balance of fund now held to maturity with distributions of capital made when assets in the portfolio mature or are sold. Income for May was \$64,842.56.
- Macquarie Global Income Opportunity \$5.19m – Net income for the month of May was \$111,528.37. It is anticipated that the investment in the Macquarie Global Income Opportunity fund will be fully redeemed by 30 June 2011.

4.2 Investments For May 2011 (contd)

Cash Deposit Funds

Total net return for May 2011 was \$0.54m consisting of \$0.43m interest earnings and \$0.11m capital gain.

Table 1 Investment Portfolio by Risk Category

| | May 2011 | Year-to-date Returns | |
|--------------------------|----------------|----------------------|--------------|
| | \$ '000 | % | \$ '000 |
| Cash at Call | 36,853 | 5.52 | 905 |
| Term Deposits | 59,338 | 6.28 | 3,553 |
| Cash Plus Funds | | -11.54 | -1 |
| Cash Management Funds | 7,922 | 13.49 | 1,148 |
| Enhanced Income Funds | 5,188 | 9.43 | 1,139 |
| Total Investments | 109,301 | 7.47 | 6,744 |

Year to date returns in May of 7.47% reflects WSC's capital recovery and compares favourably with the year-to-date UBSA Bank Bill Index of 5.02%.

Investment transactions and earnings during May 2011 are shown in Table 2 - Portfolio Performance.

Table 2 Portfolio Performance

| | July - September 2010 \$m | October - December 2010 \$m | January- March 2011 \$m | April 2011 \$m | May 2011 \$m | Year to Date 2010- 11 \$m |
|------------------------------------|------------------------------------|--------------------------------------|----------------------------------|----------------------|--------------------|--|
| <i>Movement in Assets</i> | | | | | | |
| Opening Balance | 126.39 | 84.26 | 105.60 | 114.9 | 102.98 | 126.39 |
| Capital Gain/Loss – (see below) | 0.92 | 0.52 | 0.23 | 0.12 | 0.11 | 1.90 |
| Net Cash/Investments(Withdrawals) | (43.05) | 20.82 | 9.07 | (12.04) | 6.21 | (18.99) |
| Closing Balance | 84.26 | 105.60 | 114.9 | 102.98 | 109.30 | 109.30 |
| <i>Trading Position</i> | | | | | | |
| Capital Gain/(Loss) Realised | - | - | - | - | - | - |
| Capital Gain/(Loss) Unrealised | 0.92 | 0.52 | 0.23 | 0.12 | 0.11 | 1.90 |
| Interest Earnings | 1.32 | 1.17 | 1.45 | 0.47 | 0.43 | 4.84 |
| Total Return for Period | 2.24 | 1.69 | 1.68 | 0.62 | 0.54 | 6.74 |

Table 2a Draw-downs

| Month | Amount \$m | Funding Need | Placement |
|-----------|---------------|------------------------------|-------------|
| July | 2.5 | Mardi-Mangrove/Mardi Suite | Water a/c |
| August | 2.5 | Mardi-Mangrove/Mardi Suite | Water a/c |
| August | 20.0 | General operational cash | Current a/c |
| September | 2.2 | Mardi-Mangrove/Mardi Suite | Water a/c |
| September | 2.0 | Link Road Warnervale | Current a/c |
| September | 15.0 | General operational cash | Current a/c |
| October | (10.7) | Re-investment | Current a/c |
| November | (18.4) | Re-investment | Current a/c |
| December | 8.4 | Mardi-Mangrove/Mardi suite | Water a/c |
| January | (1.7) | Reinvestment | Current a/c |
| February | (1.37) | Mardi-Mangrove/Mardi suite | Water a/c |
| March | (8.66) | Re-investments | Current a/c |
| April | 6.00 | Mardi-Mangrove / Mardi Suite | Water a/c |
| April | 6.04 | General Operational Cash | Current a/c |
| May | 6.21 | Re-investment | Current a/c |

Interest and Investment Returns

Returns as at 31 May 2011 on the council investment portfolio of deposit accounts, term deposits and managed funds show a minor unfavourable variance overall compared to the original budget.

Table 3 Performance at 31 May 2011

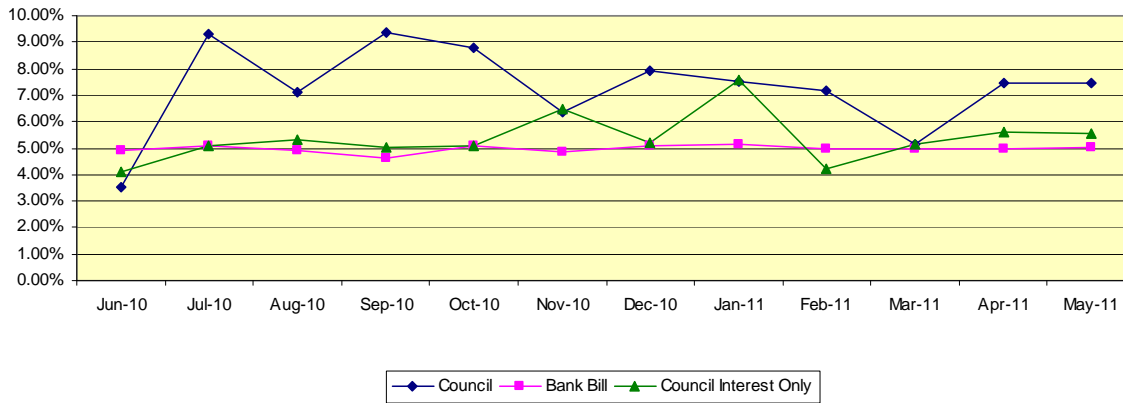
| Investment Source | YTD Budget \$ '000 | YTD Actual \$ '000 | Var. \$ '000 |
|----------------------|-----------------------|-----------------------|-----------------|
| General Fund | 3,327 | 2,856 | (470) |
| Water | 2,511 | 1,732 | (779) |
| Sewerage | 1,309 | 2,154 | 845 |
| Total | 7,148 | 6,743 | (404) |

Interest rates in the month on term deposits, other than a statutory \$10.2m deposit for WorkCover, ranged from 5.13% to 6.40% and these rates exceeded the Union of Switzerland Australia (UBSA) bank bill index for May of 5.02%.

Benchmark - Monthly Returns (Annualised)

Council's overall investment return is compared to the UBSA Bank Bill Index. This is a common benchmark used in Local Government and establishes a minimum performance level. A graph detailing the monthly return on a 12 monthly basis is as follows:

4.2 Investments For May 2011 (contd)



Council: *Council Total Return (Interest and Investments)*
Bank Bill: *UBSA Bank Bill Index*
Council Interest Only: *Council Interest Earnings*
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 31 May 2011 have been made in accordance with the Act, the Regulations and Council's Investment Policies.

CONCLUSION

Council has significantly reduced its holdings in managed funds, with the majority of investments now held in term deposits as required under the provisions of the ministerial investment order.

Investments are being carefully managed to ensure that value is added to the considerable fixed interest portfolio.

ATTACHMENTS

1 Summary of Investments by Type May 2011 D02665331

Wyong Shire Council
Summary of Investments - By Type
As at 31 May 2011

| FUND MANAGER | MATURITY | PORTFOLIO BALANCE 30.04.11 \$ | PORTFOLIO BALANCE 31.05.11 \$ | INCOME FOR MONTH \$ | INTEREST RATES % p.a. |
|---|---|--|--|---------------------------|--------------------------------|
| CASH AT CALL: | | | | | |
| Westpac Corporate Investment Account (AA) | Daily | 20,572,442 | 31,464,616 | 102,173 | |
| LGFS Overnight Call Account (A2) | Daily | 6,521 | - | | |
| UBS Cash Account (AA) | Daily | 54,370 | 5,388,795 | 10,973 | |
| Total Cash At Call | | 20,633,333 | 36,853,410 | 113,146 | |
| TERM DEPOSITS & BONDS | | | | | |
| Bendigo/Adelaide Term Deposit | 15/04/2011 | 5,000,000 | | 8,767 | 6.40 |
| IMB Term Deposit | 09/05/2011 | 5,000,000 | 5,000,000 | 17,328 | 6.23 |
| LGFS Term Deposit | 17/05/2011 | 5,000,000 | | 13,501 | 6.16 |
| SunCorp Term Deposit | 22/06/2011 | 5,000,000 | 5,000,000 | 26,966 | 6.35 |
| NAB Term Deposit | 07/07/2011 | 5,000,000 | 5,000,000 | 26,414 | 6.22 |
| IMB Term Deposit | 18/07/2011 | 5,000,000 | 5,000,000 | 26,116 | 6.15 |
| T-Corp (WorkCover NSW) | 02/09/2011 | 10,243,519 | 10,243,519 | 43,326 | 4.98 |
| Bankwest Term Deposit | 05/10/2011 | 5,000,000 | 5,000,000 | 25,479 | 6.00 |
| Westpac Term Deposit | 05/10/2011 | 5,000,000 | 5,000,000 | 24,970 | 5.88 |
| NAB Term Deposit | 19/01/2012 | 5,000,000 | 5,000,000 | 25,649 | 6.04 |
| Bankwest Term Deposit | 18/04/2012 | 5,000,000 | 5,000,000 | 25,692 | 6.05 |
| Bendigo/Adelaide Term Deposit | 18/04/2012 | 5,000,000 | 5,000,000 | 26,753 | 6.30 |
| Westpac Deposit Bond | 24/09/2012 | 4,107,456 | 4,094,940 | 24,834 | 5.13 |
| Total Term Deposit & Bonds: | | 69,350,975 | 59,338,459 | 315,795 | |
| CASH PLUS: | | | | | |
| ING Enhanced (A) | To be liquidated - Fund Termination in Process. | - | | | |
| Total Cash Plus | | - | 0 | - | |
| CASH MANAGEMENT FUNDS: | | | | | |
| BlackRock Care & Maintenance Fund | June 2015 (Estimate) | 7,857,392 | 7,922,235 | 64,843 | |
| Total Cash Management Funds | | 7,857,392 | 7,922,235 | 64,843 | |
| ENHANCED INCOME: | | | | | |
| Macquarie Global Income Opportunity | Open Ended | 5,141,392 | 5,187,934 | 46,542 | |
| Total Enhanced Income | | 5,141,392 | 5,187,934 | 46,542 | |
| TOTAL | | 102,983,093 | 109,302,038 | 540,326 | |

4.3 Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee - Control of Rabbits with the Shire

TRIM REFERENCE: F2004/07986 - D02650443
AUTHOR: Jane Doyle; Senior Administration Support Officer
MANAGER: Gina Vereker; Director of Environment and Planning Services

SUMMARY

Reporting on the recommendations from the Tuggerah Lakes Estuary Coastal and Floodplain Management Committee (TLECFMC) meeting of the 2nd June 2011 regarding the control of Rabbits within the Shire.

RECOMMENDATION

That Council note the recommendations of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee - Control of Rabbits with the Shire being:

- 1 That Council receive the report on Responsibilities Regarding the Control of Rabbits within the Shire.***

BACKGROUND

The following question was raised by Mr Phil Heaton at the TLECFMC meeting held on 7 April 2011.

GB25/11 Rabbit Problem

"Phil Heaton advised that there is an increasing rabbit problem in the Northern Coastal area of the Shire and that he has contacted Paul Marynissen regarding this issue. Paul has now been designated to another area and advised that Council are no longer taking responsibility for the eradication of rabbits and foxes. Phil suggested that Council may need to consider filling Paul's position as this rabbit problem may lead to an increase in conservation and restoration costs in the future."

A report was submitted to the TLECFMC meeting of 2nd June 2011 providing an update on the rabbit and fox problem in the Northern Coastal Area of the Shire. The report is attached for information.

ATTACHMENTS

- 1 Report to the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee Enclosure D02592584**

4.4 Mardi to Mangrove Link Project Status

TRIM REFERENCE: F2007/01120 - D02667529
AUTHOR: Daniel Kemp; Engineer
MANAGER: Daryl Mann; Acting Manager Water and Sewerage

SUMMARY

Report on status of Mardi to Mangrove Link Project.

RECOMMENDATION

That Council receive the report on Mardi to Mangrove Link Project Status.

PROJECT SCOPE

- Wyong River off-take structure and pumping station
- Wyong River to Mardi-Dam 2.1 kilometre pipeline
- Inlet works at Mardi Dam
- Mardi-Mangrove transfer pumping station
- Mardi Dam to Mangrove Creek Dam 19 kilometre pipeline
- Lower Wyong River Weir, Fishway and Gauging

CURRENT STATUS

| | | |
|--------------------------------|-----------------|----------|
| Expenditure to date | End May 2011 | \$102.9m |
| Value of works Complete | May 2011 (est.) | \$113.5m |
| Approved Budget | | \$120.6m |

| | | |
|--|---|--|
| Overall Construction Status (excluding Commissioning) | Completion Date: <u>29 July 2011</u> | % Work Complete: <u>98%</u> |
|--|---|--|

Construction Status

| | Scheduled Start | Scheduled Completion | % Work Complete |
|---|------------------|----------------------|-----------------|
| Milestone 1: | | 21 June 2011 | 98% |
| Pre-construction – Management Plans & Approvals | 4 January 2010 | | 100% |
| Work Package 1 – Wyong River Off-take | 7 April 2010 | | 99% |
| Work Package 2 – Wyong River Pump Station | 19 February 2010 | | 99% |
| Work Package 3 – Wyong Mardi Rising Main 3 | 16 February 2010 | | 100% |
| Work Package 4 – Wyong Mardi Inlet | 6 May 2010 | | 100% |

4.4 Mardi to Mangrove Link Project Status (contd)

| | | | |
|---|---------------|--|------|
| Work Package 7 – Mardi Mangrove Transfer Main | 1 March 2010 | | 98% |
| Work Package 18 – Wyong Weir, Fishway & Gauging | 5 August 2010 | | 100% |

| | | | |
|---|---------------|--------------|------|
| Milestone 2: | | 25 June 2011 | 100% |
| Work Package 6 – Mardi Mangrove Transfer Pump Station | 21 June 2010 | | 100% |
| Milestone 3: | | 16 Aug 2011* | 35% |
| Commissioning | 1 August 2011 | | |

(Dates as per JH latest program C17) * excl 2 week contractor's float

Key Dates

| | Scheduled Completion | Actual Completion | Complete |
|--|----------------------|-------------------|-------------------------------------|
| Review of Environmental Factors (REF) submitted | 30 June 2009 | 30 June 2009 | <input checked="" type="checkbox"/> |
| Call for Expressions of Interest (EOI) | 9 July 2009 | 9 July 2009 | <input checked="" type="checkbox"/> |
| EOI closes | 30 July 2009 | 30 July 2009 | <input checked="" type="checkbox"/> |
| Determination Approval | 14 October 2009 | 23 September 2009 | <input checked="" type="checkbox"/> |
| Issue Request for Tenders (RFT) | 16 October 2009 | 16 October 2009 | <input checked="" type="checkbox"/> |
| Tenders close | 12 November 2009 | 12 November 2009 | <input checked="" type="checkbox"/> |
| Council consider Award of Construction Contract | 9 December 2009 | 9 December 2009 | <input checked="" type="checkbox"/> |
| Expiry of PAN 90 day notification period | 31 December 2009 | 31 December 2009 | <input checked="" type="checkbox"/> |
| Minister/Governor determination of compulsory acquisition applications | 27 January 2010 | 27 January 2010 | <input checked="" type="checkbox"/> |
| Pipeline Construction | 27 January 2011 | | <input type="checkbox"/> |
| Transfer Pump Station Construction | 31 January 2011 | | <input type="checkbox"/> |
| Commissioning | 6 May 2011 | | <input type="checkbox"/> |
| Project Completion | June 2011 | | <input type="checkbox"/> |
| | | | |

Land Matters

- Pipe laying has been completed on 54/56 properties.
- 46/56 properties have been restored (excluding minor outstanding works).
- Works have been 100% completed by John Holland on 38/56 properties (assuming hydro testing is satisfactory and valves have been completed).
- 18 landholders have signed releases.

4.4 Mardi to Mangrove Link Project Status (contd)

- Easement Plans have been prepared for 30/53 properties.
 - Key property and landholder issues at present include:
 - Wet weather revealing defective restoration work
 - Corridor maintenance arrangements after landholders have signed releases
-

Stakeholder Liaison

Media

- A Shirewide story was featured on the completion of Horizontal Directional Drilling under Wyong River.
- A story was featured in the Central Coast Express Advocate on the completion of Horizontal Directional Drilling and another one on the opening of Bunning Creek Road Bridge.
- Traffic updates, including details of restoration works, continue to be issued weekly to the media. The updates are provided to residents, emergency services, local schools, bus companies and relevant staff.

Resident communication

- Weekly traffic emails continue to be sent to more than 30 households who have sought direct updates. The focus of these updates has changed from construction to restoration.
- Direct liaison with affected landholders is ongoing via the project's Property Team.

Other

- Planning has started for a series of project completion events.
-

Incidents

- No significant safety incidents occurred in the last period.

Major Achievements / Issues

Note:

Little constructive progress has been made over the last week due to severe inclement weather and high rainfall which resulted in local flooding along the Yarramalong Valley. This has resulted in significant damage to the Works. In particular, sections of Yarramalong Road and the approaches to Bunning Creek Road Bridge were severely damaged and required urgent repairs to make safe.

- Work Package 1: Structural work for the Wyong River off-take structure has been completed. The recent rain saw the River level rise causing localized damage to the bank stabilization works. The Contractor is repairing the damage and completing installation of the remainder of the gabion mattress.
- Work Package 2: Structural work on the Wyong River Pump Station has also been completed. The “demonstration” and “commissioning” phases are about to commence. Site restoration works are well advanced.
- Work Package 3: Work on this package has been completed
- Work Package 4: Construction of the Mardi Dam Discharge Structure has been completed.
- Work Package 6: Construction of the Mardi to Mangrove Transfer Pump Station has been completed. Commissioning of the transfer pump station cannot commence until Work Package WP07 has been completed. (See below)
- Work Package 7: The “final” connection of the HDD into the Mardi-Mangrove WP07 pipeline has commenced. Work on the rectification of the rotational joints located on the pipe bridges, has also commenced. It is anticipated that the construction and testing of the “full length” of the Mardi-Mangrove pipeline should be completed by late-July 2011. Commissioning of the pipeline cannot commence until the above work has been completed.
- Work Package 18: Work associated with the modification of the existing Wyong River weir has now been completed.



Installation of the pump station wet well lids.
(Work Package 2)

ATTACHMENTS

Nil.

4.5 Outstanding Questions without Notice and Notice of Motions

TRIM REFERENCE: F2011/00027 - D02657085
AUTHOR: Susanna Gardiner; Administration Assistant
MANAGER: Lesley Crawley; Manager Corporate Governance

SUMMARY

Report on outstanding Questions without Notice and Notices of Motion.

RECOMMENDATION

That Council receive the report on Outstanding Questions without Notice and Notice of Motions.

ATTACHMENTS

- | | | |
|---|---|-----------|
| 1 | Table of Outstanding Questions without Notice and Notices of Motion - 13 July 2011 | D02657088 |
|---|---|-----------|

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-----------------------------------|---|---|--|
| 1 | Environment and Planning Services | <p>8.2 - Notice of Motion – Possibility for the Establishment of an Environmental Committee <i>Provide a report that outlines the possibilities for establishment of an Environment Committee.</i></p> <ul style="list-style-type: none"> • <i>The Terms of Reference (charter, roles, responsibilities and function);</i> • <i>Possible membership</i> • <i>Whether it should be a committee or Council; and report on environment committees that have been established in other Council areas, their roles, functions and achievements</i> | 9 September 2009 Cr Wynn / Cr Best | A report will be submitted to Council on 10 August 2011. |
| 2 | Environment and Planning Services | <p>5.1 - Notice of Motion – Planning Disputes Mediation Process Trial</p> <ol style="list-style-type: none"> 1 <i>Recognise in principle that the establishment of a Mediation process may reduce litigation and expedite dispute resolution in cases.</i> 2 <i>Report required on the establishment of Mediation process/planning disputes.</i> | 9 February 2010 Cr Eaton / Cr Graham | Awaiting legal advice and report to be submitted to Council on 27 July 2011. |
| 3 | Environment and Planning Services | <p>9.5 - Notice of Motion – Sea Level Rise Notification</p> <ol style="list-style-type: none"> 1 <i>Write to all property owners affected by the State Governments sea level rise policies.</i> 2 <i>Text of the letter be endorsed by Council.</i> | 24 February 2010 Cr Eaton / Cr Graham | Affected properties identified. Council's Senior Counsel to submit additional information for inclusion in the report which will be submitted to 27 July 2011 Council meeting. |

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-------------------------------------|---|-------------------------------------|---|
| 4 | Community and Recreation Services | <p>7.2 - Notice of Motion – Shared Pathway (matching funds for Pathways and Various Council Facilities)</p> <ol style="list-style-type: none"> 1 <u>Bu</u>ild partnerships with community in building and extending the network of shared pathways throughout the Shire identified in the Draft On-Road Bicycle and Shared Pathway Strategy policy document. 2 <u>C</u>onsider the inclusion of this scheme in the 2011 – 2012 Management Plan or during the Quarterly Review if the opportunity arises. 3 <u>A</u>dvertise the Scheme widely multiple times throughout the year. 4 Staff <u>d</u>evelop a set of guidelines for consideration of these projects and <u>s</u>ubmit to Council for adoption. | 12 May 2010 Cr Wynn / Cr Vincent | Community consultations held on draft guidelines for Matching Funds. A councillor briefing was held on for 22 June 2011. |
| 5 | General Department - Major Projects | <p>7.6 - Notice of Motion – Warnervale Town Centre Viability</p> <p>Staff report on the viability of developing the 1,100 units proposed for Warnervale Town Centre and possible variation of proposed densities to ensure viable town centre development.</p> | 12 May 2010 Cr Eaton / Cr Best | <p>Department of Planning (DOP) agree to design amendments and road rationalisation drawing referred to as "Proposed Amended Road Layout" dated 13 May 2011. The road rationalisation plan reduces overall road lengths by approximately 700 lineal metres (a cost saving of approximately \$2.8M) and deletes roads through the contaminated tree fill tip.</p> <ul style="list-style-type: none"> * DOP has now introduced B4 zoning on council land. B4 zoning allows for greater permissible land use than the previous B2 and R1 zones. * DOP is reviewing proposed amendments to the Development Control Plan (DCP) and State Environmental Planning Policy (SEPP) submitted by various landholders. * DOP advised Council amendments to the SEPP should be completed by end of May 2011 followed by amendments to the DCP mid June 2011. <p>A feasibility report should be compiled by an external independent consultant in regards to the viability of the project.</p> |

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-----------------------------------|--|--|---|
| 6 | Environment and Planning Services | 8.1 - Notice of Motion – Clause 14 Fund Improving Conservation Outcomes <u>Investigate and report back to Council on the best use of the Clause 14 (3) (b), funds for improving conservation outcomes.</u> | 14 July 2010 Cr Wynn / Eaton | A briefing was held on 11 May 2011. A report is being prepared for the July 2011 meetings. |
| 7 | Community Recreation Services and | 10.2 – Notice of Motion – San Remo Xtreme Sports Park 1 <u>Consult with the community and potential stakeholders to develop a sustainable management mode of operation for the San Remo Disability Friendly Xtreme Sport.</u> 2 <u>Following initial community consultation conduct an on-site meeting.</u> 3 <u>Consider a report on the outcome of the above, including the financial and recourse implications to Council.</u> | 25 August 2010 Cr McBride / Wynn | A report will be submitted to Council in September 2011 to allow for comprehensive engagement and development of options. |
| 8 | Community Recreation Services and | 8.2 - Notice of Motion – Acknowledgement of the Darkinjung People <u>Defer this item to allow time to further consider this matter and receive further information.</u> | 27 October 2010 Cr Graham / Cr Eaton | A Councillor briefing has been planned for the next financial year. |

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-------------------------------------|---|---|--|
| 9 | General Department - Major Projects | <p>2.1 - Mayoral Minute – Local Job Creation – the Shire of the Third Age</p> <p><u>Adopt a strategic target of creating 5,000 local jobs over 10 years. The following strategies would be involved in reaching this target:</u></p> <p>a <u>Establish a register of sites appropriate for development of aged housing.</u></p> <p>b <u>Increasing flexibility in the new Local Environmental Plan to encourage aged housing for example consider allowing aged housing and associated medical facilities in the Wyong Employment Zone.</u></p> <p>c <u>Amend dual occupancy DCP to encourage the redevelopment of single cottages more than 30 years old in existing urban areas.</u></p> <p>d <u>In conjunction with the public and private sector identify and market the advantages of Wyong Shire for aged housing.</u></p> <p>e <u>Reviewing Council owned sites for possible aged housing including the Warnervale Country Music site.</u></p> <p>f <u>Work with local registered clubs to encourage their participation.</u></p> <p>g <u>Call for expressions of interest to form an expert panel to advise Council on this initiative.</u></p> | 10 November 2010 Cr Eaton | <p>Landuse Planning and Policy are working with Environmental and Planning Services/ Major Projects Section to develop a project outline. Resolutions (b) and (c) to be implemented as part of the Comprehensive LEP and DCP 2011 process. Council is preparing expressions of interest to form an expert panel.</p> <p>Council is also preparing a comprehensive business case.</p> |
| 10 | Corporate Services | <p>9.1 - Notice of Motion – Women’s Committee</p> <p>1 <u>Include consideration of a Status of Women Committee during their deliberations on the whole committee structure.</u></p> <p>2 <u>Consider participation / membership to include Councillors, staff and community reps.</u></p> | 10 November 2010 Cr Matthews / Cr Webster | <p>A report will be submitted to Council on 10 August 2011.</p> |
| 11 | Infrastructure Management | <p>11.2 - Notice of Motion – Improved Taxi Services</p> <p><u>Council invite NSW Taxi Council and Central Coast Taxis to brief Council on their service delivery model and plans for future improvement.</u></p> | 23 February 2011 Cr Best / Cr Webster | <p>A briefing on the matter is scheduled for 27 July 2011.</p> |

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-----------------------------------|--|-----------------------------|--|
| 12 | Community and Recreation Services | Q114/11 – Memorandum of Understanding with Department of Housing <i>Progress on the development of an MOU between Council and NSW Department of Housing Central Coast division regarding the affordable housing undertaking/initiative?</i> | 23 February 2011 Cr Best | MOU has been drafted and forwarded to Housing NSW further discussions are underway. |
| 13 | Infrastructure Management | Q2/11 – Odour in Water at Chain Valley Bay North <i>Residents in the Chain Valley Bay North area have reported that their town water smells "fishy". Could Council staff please advise if there is any link between the recently reported manganese levels in the water and the fishy smell. If no link exists, could staff please advise what might be causing the fishy smell?</i> | 9 March 2011 Cr Vincent | Investigation to take place after locations determined and response will be provided to a future Council meeting. |
| 14 | Community and Recreation Services | 10.1 - Notice of Motion - Storage of Dinghies on Foreshore in Wyong Shire 1 <i>That Council consult with the community and potential stakeholders to develop a policy for the storage of dinghies on foreshores in Wyong Shire.</i> 2 <i>That following community consultation a policy is developed and reported to council for adoption.</i> 3 <i>That the report includes the cost/return/savings of implementing the policy.</i> 4 <i>That, if the policy is adopted it be communicated thoroughly to the broader community prior to any implementation.</i> | 27 April 2011 Cr Wynn | A report will be submitted to Council at its meeting on 14 September 2011. |
| 15 | Corporate Services | Q6/11 - Carbon Tax <i>Mr General Manager, if the Federal Government introduces a carbon tax what will be the cost to Council?</i> | 27 April 2011 Cr Best | A response to this question will be submitted when the Federal Government releases details of the proposed Carbon Tax. |

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-----------------------------------|---|-------------------------------------|---|
| 16 | Infrastructure Management | <p>7.1 - Notice of Motion - Regional Push to Reinstate F3 Link</p> <p>1 That Council <u>form</u> a whole of Government Regional Partnership to include Gosford City Council, Wyong Shire Council and appropriate Sydney Councils (if required), Central Coast State Government Members and Federal Government Members with a view to organising a deputation to raise this issue with the Federal Government.</p> <p>2 That Council <u>urge</u> the Regional Partnership to take-up Mr Swan's offer to receive representation from the Central Coast Regional Partnership to have the F3 Link funding reinstated in the 12-13 budget.</p> | 25 May 2011 Cr Best / Cr Eaton | A letter has been issued to the Minister for Resources and Energy. A report will be submitted to Council once a response has been received. |
| 17 | Environment and Planning Services | <p>U24/11 - Motion of Urgency - Changes to State Solar Rebate Scheme</p> <p>That Council <u>receive</u> an urgent report on the ramifications of the reductions on the various solar bonus schemes.</p> | 25 May 2011 Cr Wynn / Cr Vincent | Issue has been included in the Sustainability Team Work Program to be undertaken in the beginning of 2012. |
| 18 | Community and Recreation Services | <p>Q13/11 - Disabled Mini Train Tourist Project</p> <p>Could staff please provide an update on the issues surrounding the proposed sites identified in the North of the Shire for the Disabled Mini Train Tourism Project?</p> | 25 May 2011 Cr Vincent | A response to this question will be submitted to Council's meeting on 27 July 2011. |
| 19 | Community and Recreation Services | <p>Q14/11 - Suggested sites for Disabled Mini Train Tourist Project</p> <p>Could staff also suggest any additional sites that may be suitable in the North of the Shire for the Disabled Mini Train Tourism Project?"</p> | 25 May 2011 Cr Vincent | A response to this question will be submitted to Council's meeting on 27 July 2011. |
| 20 | Community and Recreation Services | <p>Q15/11 – Apex Park at Wyong</p> <p>Can staff please advise if any plans exist to upgrade Apex Park at Wyong on the Pacific Highway?"</p> | 25 May 2011 Cr Matthews | A response to this question will be submitted to Council's meeting on 27 July 2011. |

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-----------------------------------|---|-------------------------------------|--|
| 21 | Environment and Planning Services | <p>7.1 – Notice of Motion – Closure of Coal Fired Power Station at Lake Munmorah <i>That Council reiterate its position requesting the closure of the coal fired power station at Lake Munmorah as soon as practicably possible.</i></p> | 8 June 2011 Cr Wynn / Cr Best | Letter being drafted for General Manager's approval. |
| 22 | Environment and Planning Services | <p>7.2 – Notice of Motion – Approvals at Gwandalan and Catherine Hill Bay by the Planning Assessment Commission</p> <p>1 <i>That Council write to the NSW Premier and the Minister for Planning and Infrastructure with regard to the recent approval under Part 3A of the developments at Gwandalan and Catherine Hill Bay by the Planning Assessment Commission:</i></p> <p>a <i>Condemning the decision of the previous government to approve the development.</i></p> <p>b <i>Requesting a meeting with the Member for Swansea Gary Edwards MP and the Member for Lake Macquarie Greg Piper MP to ask for their assistance in returning the development to the relevant Councils for determination of implementation of the decision.</i></p> <p>c <i>Outlining its concerns regarding the number of lots retained and the fact that the approval was issued prior to the finalisation of the relevant Development Control Plan.</i></p> <p>2 <i>That Council be advised of the current status of the proposed Coal and Allied Part 3A application and request that application be returned to Council for determination.</i></p> | 8 June 2011 Cr Wynn / Cr Vincent | Letter being drafted for General Manager's approval. |
| 23 | Community and Recreation Services | <p>Q16/11 – Status Report on Delay in Purchasing Relocatable Security Cameras <i>"Can staff provide a status report on the delay in purchasing the relocatable security cameras, previously approved by Council resolution, in the ongoing fight against graffiti?"</i></p> | 8 June 2011 Cr Symington | A Councillor Business Update to be provided. |

| No | Department | Question Asked / Councillor | Meeting Asked | Status |
|----|-----------------------------------|---|--|---|
| 24 | Infrastructure Management | Q17/11 – Warnervale Road Upgrade “Could staff please advise when Warnervale Road will be upgraded to allow traffic to traverse the road during heavy rain periods.” | 8 June 2011 Cr Vincent | A response to this question will be submitted to Council’s meeting on 27 July 2011. |
| 25 | Infrastructure Management | Q18/11 – Weight Limits for Trucks at Virginia, Minnesota and Warnervale Roads “Could staff please advise what actions can be taken to limit heavy and overweight trucks from using Virginia Road, Minnesota Road and Warnervale Road as there is a 3.6 tonne limit on these roads?” | 8 June 2011 Cr Vincent | A response to this question will be submitted to Council’s meeting on 27 July 2011 |
| 26 | Community and Recreation Services | 8.1 – Notice of Motion – Rose Street Carpark 1 That further to recent media reports regarding the former State Government’s \$5.9 million Commuter Carpark, Council as a matter of urgency embark on a communications program in partnership with the new State Member to inform the community of parking options in and around the Wyong rail head promoting the use. 2 That Council <u>conduct</u> any community communication program through current communications activities, including the mayoral column. | 22 June 2011 Cr Best / Cr McNamara | The community have been informed with articles in the Express Advocate - Mayor’s column on 29 June 2011 and a full page article on Friday 1 July 2011. Also future Shirewide articles and radio grabs are planned over the coming weeks. |

QUESTIONS ON NOTICE AND NOTICES OF MOTION REMOVED SINCE 22 JUNE 2011

| | Department | Question on Notice / Notice of Motion | Date Asked/ Councillor | Status |
|---|-----------------------------------|---|--|---|
| 1 | Environment and Planning Services | 9.5 - Notice of Motion – Sea Level Rise Notification | 24 February 2010 Cr Eaton / Cr Graham | A report is included in this business paper for 13 July 2011. |
| 2 | Environment and Planning Services | Q8/11 - Control of Rabbit Plague | 27 April 2011 Cr Wynn | A response to this question is included in this business paper for 13 July 2011. |
| 3 | Community and Recreation services | Q19/11 - Update on Community Services Building Works at Morrie Breen Oval | 22 June 2011 Cr McBride | A Councillor Business Update was issued on 7 July 2011 in response to the question. |

5.1 Answers to Question Without Notice

TRIM REFERENCE: F2004/07986 - D02650440
AUTHOR: Paul Marynissen; Noxious Weeds and Pest Species Officer
MANAGER: Rob Van Hese; Manager Compliance and Regulation

Q8/11 Q 8/11 Control of Rabbit Plague

The following question was asked by Councillor Wynn at the Ordinary Meeting on 27 April 2011:

"What is the Council's management plan for the control of the rabbit plague that is being experience by the Commonwealth funded, in partnership with WSC, rehabilitation of the coastal foreshore by Budgewoi Dune Care threatening the work by killing the immature plants?"

This question was answered in the report presented to the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee on the 2nd June 2011. (See Item 5.3, Attachment 1 of Business Paper)

ATTACHMENTS

Nil

13 July 2011

To the Ordinary Meeting

Councillor

6.1 Notice of Motion - Request to Premier to transfer responsibility for Surf Lifesaving to include it in the portfolio for the Minister for Police and Emergency Services

TRIM REFERENCE: F2004/06211 - D02653842

AUTHOR: Bob Graham; Councillor

Councillor Graham has given notice that at the Ordinary Meeting to be held on 13 July 2011 he will move the following Motion:

“That Council lobby the Premier, the Minister for Sport, the Minister for Emergency Services, the Minister for the Central Coast and Local State Members of Parliament to strongly consider moving Surf Lifesaving from Sport and Recreation to Emergency Services, to give this great organisation the due recognition that they deserve as an Emergency Service saving lives and keeping our Beaches safe for all users.”

13 July 2011

To the Ordinary Meeting

Councillor

6.2 Notice of Motion - Council's New Automated Parking Fine System

TRIM REFERENCE: F2004/00468 - D02658458

AUTHOR: Greg Best; Councillor

Councillors Best and Webster /have given notice that at the Ordinary Meeting to be held on 13 July 2011 they will move the following Motion:

- "1 That, further to Council's decision to install the new highly efficient in-road electronic parking fine system in and around The Entrance Central Business District, staff report progress to date on the tendering/ procurement, including any variations to the original concept.*

- 2 That, as this initiative was formally resolved arising from a line item in the recent 292 page Management Plan, staff also provide a comprehensive report on the intended roll-out procedure, timing, consultation, community education and signage initiatives that will assist the broader community and the business community to engage this new technology.*

- 3 That, as staff have recommended that similar such electronic infringing systems be installed in district shopping hubs such as Toukley and Wyong, the communication process be on a broad basis as opposed to Entrance centric*

- 4 That, as this is revolutionary new technology for our region, Council recognise not only the need for parking compliance but a genuine fairness in achieving compliance, not simply revenue raising, it is with this understanding that staff investigate the prospect of providing "a grace period" for motorists that may stay five or ten minutes over their time yet not receive a fine.*

- 5 That staff investigate and report on the possibility of implementing an arbitration mechanism such as "Parking Fine Panel" similar to that currently operating in other LGA's."*

13 July 2011

To the Ordinary Meeting

Councillor

6.3 Notice of Motion - Road Works on The Entrance Road Through Long Jetty and the Pacific Highway Through Wyong

TRIM REFERENCE: F2004/07706 - D02663720

AUTHOR: Bob Graham; Councillor

Councillor Bob Graham has given notice that at the Ordinary Meeting to be held on 13 July 2011 he will move the following Motion:

“That Council seek and urgent update from the Roads and Traffic Authority on the current status of the planning and/or physical works it is undertaking on The Entrance Road through Long Jetty and the Pacific Highway through Wyong.”

To the Ordinary Meeting

6.4 Notice of Motion - Council Calls to Support Local Nurses

TRIM REFERENCE: F2004/07706 - D02663745

AUTHOR: Doug Vincent; Councillor

Councillor Vincent has given notice that at the Ordinary Meeting to be held on 13 July 2011 he will move the following Motion:

- "1 That Council note with concern the Industrial Relations Amendment (Public Sector Conditions of Employment Bill 2011), which is likely to severely and negatively impact Nurses and Nursing services to Central Coast residents, with the long term impact being the decline in quality and increase of costs for Nursing services to Central Coast residents.*
- 2 That Council, in an advocacy role, support the Central Coast Nurses in their efforts to:*

 - a) Achieve pay rises in line with increases in the cost of living without slashing jobs and services.*
 - b) Have an independent arbitrator, such as the NSW Industrial Relations Commission, determine wages and working conditions.*
- 3 That Council formally expresses its concern to the Premier, Minister for the Central Coast and all Local Members at the introduction of the legislation and the likely impacts to Nurses and the long term impacts to Nursing services on the Central Coast.*
- 4 That Council establish a prominent website link to the Nurses campaign on Council's website homepage.*
- 5 That Council applaud the outstanding contributions made by our local Nurses to the healthcare of the Central Coast community."*

COUNCILLORS NOTE

The NSW Government has introduced laws that are worse than WorkChoices and will cut the wages and conditions of Nurses. These laws mean that NSW Nurses will have the worst workplace laws in the country. The NSW Government is also taking away the power of the Independent Umpire to settle disputes about Nurses wages and conditions. These laws represent the most radical change to workplace laws in more than a century. NSW Nurses are now banned from negotiating their rights at work.

The Industrial Relations Amendment (Public Sector Conditions of Employment) Bill 2011 has:

- Limited Nurses pay rises to 2.5 per cent,
- Reduced the power of the NSW Industrial Relations Commission to resolve Nurses pay and condition disputes, and
- Require Nurses to cut jobs and/or services before receiving a pay rise above 2.5 per cent and equal to the cost of living.

This removes the right of Nurses to receive a fair pay rise equal to inflation. The Bill has also limited the Industrial Relations Commission to act as an independent umpire for workplace disputes involving Nurses pay and conditions, and 'good faith bargaining'.

No other employer would have the right or power to unilaterally cut annual holidays or increase the working week, yet the NSW Government will have that power over Nurses.

Nurses deserve the same rights as any other worker in the country.

To the Ordinary Meeting

6.5 Notice of Motion - Destruction of Natural Environment and Indigenous Heritage at Norah Head

TRIM REFERENCE: F2004/11290 - D02667068

AUTHOR/ MANAGER: Greg Best; Councillor

Councillor Best has given notice that at the Ordinary Meeting to be held on 13 July 2011 he will move the following Motion:

- “1 That Council acknowledge the community groups that contribute to the highly successful phenomena of whale watching at Norah Head.
- 2 That Council request the General Manager to provide a staff report on the resultant human impact on the natural environment in and around the Norah Head precinct and include:-

 - (a) preliminary details of current and proposed initiatives and
 - (b) processes that may be available for Council’s consideration in managing the escalating damage to the natural and indigenous environment.
- 3 That Council requests the report be prepared in partnership with the appropriate agencies and indigenous community.”

To the Ordinary Meeting

6.6 Notice of Motion - Failure to Commence GP Superclinic

TRIM REFERENCE: F2004/11290 - D02667084

AUTHOR: Greg Best; Councillor

Councillor Best has given notice that at the Ordinary Meeting to be held on 13 July 2011 he will move the following Motion:

- “1 *That Council note with concern that despite the undertaking of the applicant to commence the Warnervale GP Super Clinic by “June 2011 end month” that this project has not commenced and is now some four years in the making.*

- 2 *That Council requests the General Manager to urgently report on the current status of this vital community medical facility. The report should include:*
 - (a) *a chronological history of the initiative/application up until the most recent Section 96 DA Variation request by the applicant (lodged late June).*

 - (b) *likely timelines for completion of all stages of the originally proposed Super Clinic.*

- 4 *That Council acknowledges the efforts of staff in facilitating and fast-tracking the numerous applications to assist in delivering this complex.*

- 3 *That Council acknowledges the initiatives and support of both State and Federal Governments in their endeavours to facilitate the GP Super Clinic.”*

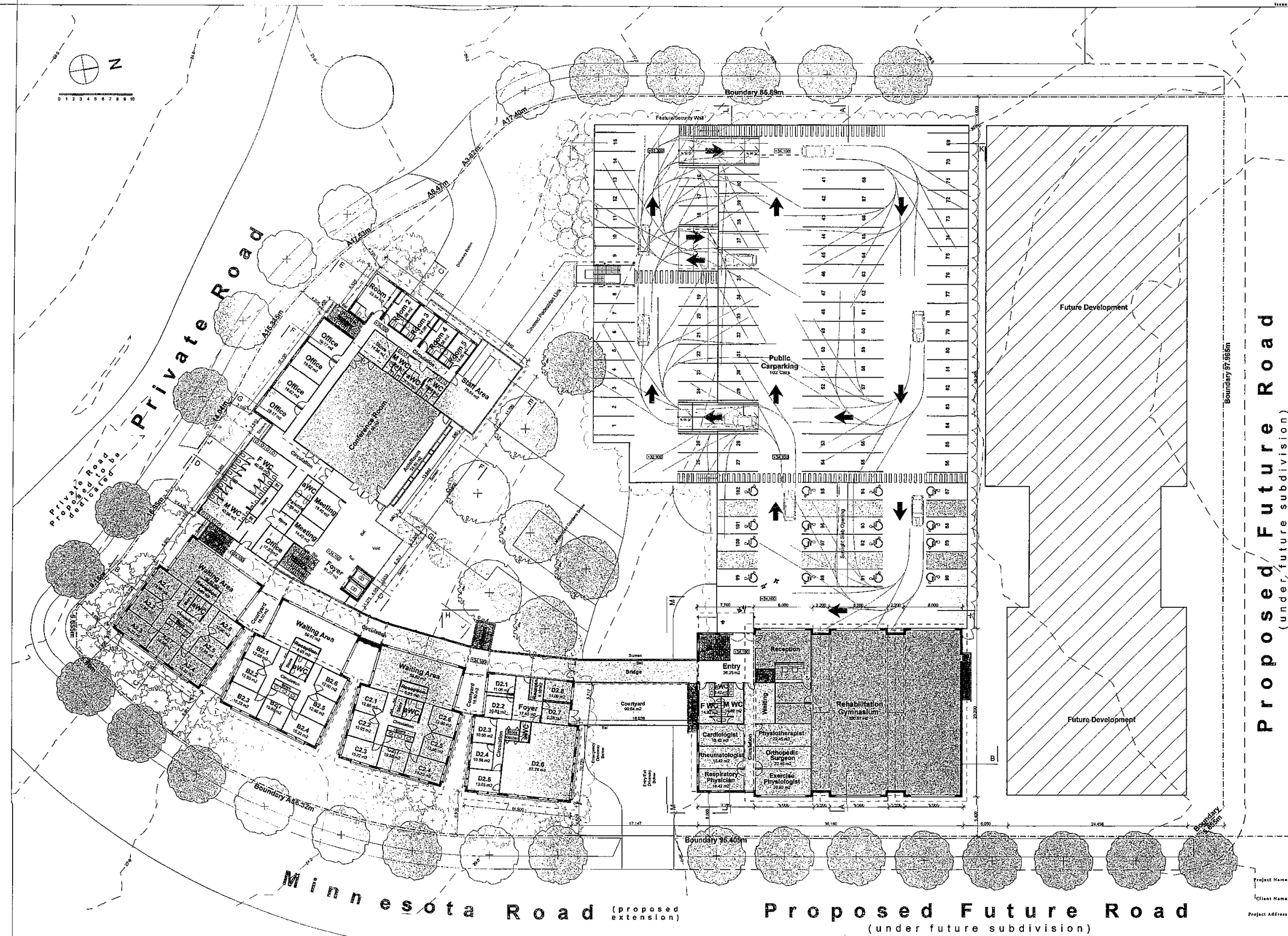
COUNCILLORS NOTE

To assist Council, please see attached to this Motion original plan of proposed GP Super Clinic.

ATTACHMENTS

- 1 GP Superclinic Plan D02667080

Issue: A Preliminary DA base for discussion 03/09/09
 B Preliminary DA base for discussion 04/10/09
 C Preliminary DA base for discussion 05/11/09
 D Development Application base 01/12/09
 E Amendment according to Council's letter dated 19/03/10 22/12/10
 F Site area increased, site vehicles may relocated, car park enlarged 22/12/10
 G Entrance and internal to Pod O on Level 1, consulting room added and patient care ward added to Pods A, B & C on Level 1 15/01/10
 H Entrance and patient care ward added, consulting rooms 17/01/10 removed, car parking removed, pedestrian entry added & wheelchair access amended, pod/ten covered link added



WYDMING SHIRE COUNCIL
 APPROVED DEVELOPMENT PLAN
 FOR DEVELOPMENT AND CONSTRUCTION OF
 A GENERAL PRACTICE CLINIC
 (UNDER FUTURE SUBDIVISION)
 DATED 19/03/2010
 SIGNED BY DEPUTY CHIEF EXECUTIVE OFFICER

Proposed Future Road
 (under future subdivision)

Warnervale GP Superclinic



Project Name: Warnervale GP Superclinic
 Client Name: GP Superclinics
 Project Address: 1133 Warnervale Rd, Werribee VIC 3046
 Drawing Name: GP Superclinic
 Drawing Number: 1133-01-01-01
 Scale: 1:500

To the Ordinary Meeting

6.7 Notice of Motion - Council Calls to be Classified as a "Regional Area" to Access new \$7,000 Grant

TRIM REFERENCE: F2004/07706 - D02667107

AUTHOR: Doug Vincent; Councillor

Councillor Vincent has given notice that at the Ordinary Meeting to be held on 13 July 2011 he will move the following Motion:

"That Council calls on the NSW Government to classify Wyong Shire as a "Regional Area" to enable access to the \$7,000 Regional Relocation Grant that will boost economic activity in the local building industry. Wyong Shire needs a strong building industry that supports jobs. The new "Regional Relocation Grant", which came into effect on the 1 July 2011, now lists Wyong Shire as a Metropolitan area. Unless Wyong Shire is classified as a "Regional Area" new residents to the Shire will not be eligible for the Regional Relocation Grant. While Wyong Shire Council are determined to progress new development such as Warnervale and the Warnervale Town Centre, the new \$7,000 grant encourages people to bypass or move out of the area to place such as Lake Macquarie and Maitland."

COUNCILLORS NOTE

Regional Relocation Grant

The new Liberal State Government brought into effect their new \$7,000 Regional Relocation Grant on the 1 July 2011. The new Grant operated for four years and is paid to people purchasing new homes outside the Wyong Shire. There will now be a four year cash incentive not to buy a new home on the Central Coast which will hurt the local construction industry as new home purchases will bypass the Central Coast and move to either Lake Macquarie or Maitland.

The grant will impact adversely on the already delicate new home building industry in the Wyong Shire as it actually rewards people for not coming to or leaving the Central Coast with a \$7,000 payment. This ultimately hurts the new home industry as it encourages our area to be economically bypassed.

Wyong Shire Council has had a concerted effort to create jobs through new construction and road works, particularly in the Warnervale area. Wyong Shire needs to be included as Regional Area to keep attracting new investment to the area.