
WYONG SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER WYONG CIVIC CENTRE, HELY STREET, WYONG ON WEDNESDAY, 14 MARCH 2007, COMMENCING AT 5.10 PM

PRESENT

COUNCILLORS R L GRAHAM (CHAIRPERSON), G P BEST, D J EATON, B J PAVIER, N T ROSE, R C STEVENS, C W VEUGEN AND W J WELHAM.

IN ATTENDANCE

GENERAL MANAGER, DIRECTOR CORPORATE SERVICES, DIRECTOR SHIRE PLANNING, ACTING DIRECTOR SHIRE SERVICES, MANAGER DEVELOPMENT ASSESSMENT, MANAGER FUTURE PLANNING AND AN ADMINISTRATION OFFICER.

OPENING

THE MAYOR, COUNCILLOR R L GRAHAM, DECLARED THE MEETING OPEN AT 5.10 PM AND PASTOR DIANE ALCHIN READ THE OPENING PRAYER.

APOLOGY

AN APOLOGY FOR INABILITY TO ATTEND THE 14 MARCH 2007 MEETING WAS RECEIVED ON BEHALF OF COUNCILLOR STEWART WHO WAS UNABLE TO ATTEND BECAUSE OF A DEATH IN THE FAMILY.

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

That the apology be accepted and leave of absence from the meeting be granted.

COUNCILLOR FORSTER HAS BEEN GRANTED LEAVE OF ABSENCE UNTIL 11 APRIL 2007.

AT THE COMMENCEMENT OF THE ORDINARY MEETING REPORT NOS 104, 105, 106, 107, 109, 113 AND 115 WERE DEALT WITH FIRST THEN THE REMAINING REPORTS IN ORDER.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

104 Disclosure of Interests

F2006/02282 ED:MR

109 NOTICE OF MOTION - INCLUSION OF REPRESENTATIVES OF NON-CHRISTIAN RELIGIONS AT COUNCIL OPENING PRAYER

COUNCILLOR EATON DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT THE SPEAKER, PASTOR CHRIS RUBIE, PERFORMED HIS WEDDING AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

109 NOTICE OF MOTION - INCLUSION OF REPRESENTATIVES OF NON-CHRISTIAN RELIGIONS AT COUNCIL OPENING PRAYER

COUNCILLOR BEST DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER, FOR THE REASONS THAT THE SPEAKER, PASTOR CHRIS RUBIE, IS A PERSONAL FRIEND AND HE BLESSED HIS THIRD CHILD AFTER BIRTH; ALSO THAT HIS CHILDREN ATTEND CHRISTIAN SCHOOLS AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

113 NOTICE OF MOTION - SENIOR CITIZENS ADVISORY COUNCIL

COUNCILLOR WELHAM DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT THE SPEAKER, MRS NAN WENDON A FORMER COUNCILLOR, RAN WITH HIM ON THE SAME TICKET FOR THE 1995 LOCAL GOVERNMENT ELECTION AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

113 NOTICE OF MOTION - SENIOR CITIZENS ADVISORY COUNCIL

COUNCILLOR ROSE DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A BOARD MEMBER OF CENTRAL COAST COMMUNITY CARE AND AGED CARE WAS WHICH MENTIONED BY THE SPEAKER AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

115 PROPOSED CHILD CARE CENTRE AT GOROKAN

COUNCILLOR VEUGEN DECLARED A PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS INVOLVED WITH POSSIBLE LEGAL ACTION AGAINST THE SALE OF AN ADJOINING PROPERTY, LEFT THE CHAMBER AT 6.10 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 6.30 PM.

117 WATER AND SEWER CONTRIBUTIONS FOR INDUSTRIAL DEVELOPMENTS

COUNCILLOR EATON DECLARED A PECUNIARY INTEREST IN THE MATTER FOR THE REASON THAT HE IS A RECENT DEVELOPER OF INDUSTRIAL LAND, LEFT THE CHAMBER AT 5.07 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 5.11 PM.

120 PROPOSED COUNCILLORS' COMMUNITY IMPROVEMENT GRANTS

COUNCILLOR BEST DECLARED A SIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS GENERAL MANAGER OF CENTRAL COAST GROUP TRAINING AND ADVISED THAT HE WOULD NOT PARTICIPATE IN CONSIDERATION OF THIS MATTER. THE MEETING WAS ADJOURNED BEFORE THIS ITEM WAS DISCUSSED AND COUNCILLOR BEST DID NOT RETURN TO THE CHAMBER WHEN THE MEETING RESUMED.

120 PROPOSED COUNCILLORS' COMMUNITY IMPROVEMENT GRANTS

COUNCILLOR EATON DECLARED A SIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS CHAIR OF CENTRAL COAST GROUP TRAINING LEFT THE CHAMBER AT 5.13 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 5.14 PM.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

RESOLVED unanimously on the motion of Councillor WELHAM and seconded by Councillor PAVIER:

That the report be received and advice of disclosures noted.

105 Proposed Inspections

F2006/02282 ED:MR

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

That the report on inspections to be conducted on Wednesday, 28 March 2007 be received and the information noted.

106 Proposed Briefings

F2006/02282 ED:MR

RESOLVED unanimously on the motion of Councillor VEUGEN and seconded by Councillor STEVENS:

That the report be received and the information noted.

107 Address by Invited Speakers

F2006/02282 ED:MR

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

- 1** *That the report on Invited Speakers be received and the information noted.*
- 2** *That standing orders be varied to allow each item to be dealt with following the speaker's address.*

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

108 Confirmation of Minutes of Previous Meeting

F2006/02282 ED:MR

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

That the minutes of the previous Ordinary Meeting of Council held on 28 February 2007 be received and confirmed.

BUSINESS ARISING FROM THE MINUTES

COUNCILLOR BEST REQUESTED AN AMENDMENT TO THE MINUTES OF THE ORDINARY MEETING OF 14 FEBRUARY 2007 WHICH HE SAID WERE NOT A TRUE REFLECTION OF HIS DISCLOSURE OF INTEREST.

THE MAYOR RULED THAT THIS AMENDMENT WAS INADMISSIBLE AS ANY ANOMALIES SHOULD HAVE BEEN PRESENTED AT THE ORDINARY MEETING ON 28 FEBRUARY 2007 WHEN THE MINUTES OF THE ORDINARY MEETING OF 14 FEBRUARY 2007 WERE BEING ADOPTED.

THE GENERAL MANAGER UNDERTOOK TO CHECK THE TAPES AND SUBSEQUENTLY FOUND THERE WAS NO DECLARATION.

109 Notice of Motion - Inclusion of Representatives of Non-Christian

F2004/06496

PASTOR CHRIS RUBIE OF OURIMBAH COMMUNITY CHURCH, ADDRESSED THE MEETING AT 5.15 PM, ANSWERED QUESTIONS AND RETIRED AT 5.22 PM.

COUNCILLOR EATON DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT THE SPEAKER, PASTOR CHRIS RUBIE, PERFORMED HIS WEDDING AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR BEST DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER, FOR THE REASONS THAT THE SPEAKER, PASTOR CHRIS RUBIE, IS A PERSONAL FRIEND AND HE BLESSED HIS THIRD CHILD AFTER BIRTH; ALSO THAT HIS CHILDREN ATTEND CHRISTIAN SCHOOLS, AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR PAVIER LEFT THE CHAMBER AT 5.25 PM AND RETURNED TO THE CHAMBER AT 5.27 PM.

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

That Council acknowledge cultural diversity by widening its prayer givers at Council Meetings to include non – Christian religions at the discretion of the Mayor of the day.

FOR: COUNCILLORS EATON, GRAHAM, PAVIER, ROSE, STEVENS, AND WELHAM.

AGAINST: COUNCILLORS BEST AND VEUGEN.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

110 Notice of Motion – Proposed Lodgement of Section 96 Application to Amend Development Applications Approved for Temporary Desalination Plants

DA/1665/2006 DA/1667/2006 DA/1668/2006

COUNCILLOR WELHAM LEFT THE CHAMBER AT 6.38 PM AND RETURNED TO THE CHAMBER AT 6.40 PM.

COUNCILLOR ROSE LEFT THE CHAMBER AT 6.43 PM AND RETURNED TO THE CHAMBER AT 6.45 PM.

It was MOVED by Councillor EATON and seconded by Councillor VEUGEN:

That Council lodge Section 96 applications in respect of the approval of temporary desalination plants to remove unworkable conditions.

The MOTION was put to the vote and declared LOST.

FOR: COUNCILLORS EATON.

AGAINST: COUNCILLORS BEST, GRAHAM, PAVIER, ROSE, STEVENS, VEUGEN AND WELHAM.

111 Notice of Motion – Proposed Amendment to Council's Code of Meeting Practice

F2004/06502

COUNCILLOR PAVIER LEFT THE CHAMBER AT 6.57 PM AND RETURNED TO THE CHAMBER AT 6.59 PM.

It was MOVED on the motion of Councillor ROSE and seconded by Councillor GRAHAM :

- 1 *That, while staff are under a high workload due to the drought and climate change, clause 26(4) of the Code of Meeting Practice be varied to permit a maximum of 1 notice of motion from each Councillor to any particular meeting of Council.*
- 2 *That Clause 32 of the Code of Meeting Practice, regarding questions to Councillors and staff, be rigidly enforced, particularly in regard to Clause 32 (6).*
- 3 *That the number of Notices of Motion permitted per Councillor per meeting be reviewed at the Ordinary Meeting of Council on 13 February 2008.*

An AMENDMENT was MOVED by Councillor EATON and SECONDED by Councillor BEST:

That Council invite the Minister for Local Government to dismiss the Council and appoint an administrator.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

The AMENDMENT was put to the VOTE and declared LOST.

FOR: COUNCILLORS BEST AND EATON.

AGAINST: COUNCILLORS GRAHAM, PAVIER, ROSE, STEVENS, VEUGEN AND WELHAM.

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

- 1 That, while staff are under a high workload due to the drought and climate change, clause 26(4) of the Code of Meeting Practice be varied to permit a maximum of 1 notice of motion (excluding Rescission Motions) from each Councillor to any particular meeting of Council.***
- 2 That Clause 32 of the Code of Meeting Practice, regarding questions to Councillors and staff, be rigidly enforced, particularly in regard to Clause 32 (6).***
- 3 That the number of Notices of Motion permitted per Councillor per meeting be reviewed at the Ordinary Meeting of Council on February 13 2008.***

FOR: COUNCILLORS GRAHAM, PAVIER, ROSE, STEVENS AND WELHAM.

AGAINST: COUNCILLORS BEST, EATON AND VEUGEN.

112 Notice of Motion – Warnervale Rail Station

F2004/06713

COUNCILLOR ROSE LEFT THE CHAMBER AT 7.33 PM AND RETURNED TO THE CHAMBER AT 7.35 PM.

It was MOVED by Councillor BEST and SECONDED by Councillor EATON:

That Council on behalf of the greater Warnervale community as a matter of urgency demand the State Government honour its March 2004 “core promise” to build and establish by 2007, the desperately needed Warnervale rail station and associated commuter car parking areas.

An AMENDMENT was MOVED by Councillor WELHAM and SECONDED by Councillor BEST:

That Warnervale Town Centre, North Warnervale Railway Station and the Wyong Employment Zone (WEZ) projects be the subject of a Councillor Briefing following the election of a State Government and the appointment of Cabinet Ministers.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

The MOTION was WITHDRAWN

The AMENDMENT then became the MOTION, was put to the vote and declared CARRIED.

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

That Warnervale Town Centre, North Warnervale Railway Station and the Wyong Employment Zone (WEZ) projects be the subject of a Councillor Briefings following the election of a State Government and the appointment of Cabinet Ministers.

113 Notice of Motion - Senior Citizens Advisory Council

F2004/05291

MRS NAN WENDON, PRESIDENT OF TOUKLEY AND DISTRICT SENIOR CITIZENS, ADDRESSED THE MEETING AT 5.40 PM, ANSWERED QUESTIONS AND RETIRED AT 5.50 PM.

COUNCILLOR WELHAM DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT THE SPEAKER, MRS NAN WENDON A FORMER COUNCILLOR, RAN WITH HIM ON THE SAME TICKET FOR THE 1995 LOCAL GOVERNMENT ELECTION AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR ROSE DECLARED AN INSIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A BOARD MEMBER OF CENTRAL COAST COMMUNITY CARE AND AGED CARE WAS MENTIONED BY THE SPEAKER AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR BEST LEFT THE CHAMBER AT 5.39 PM AND RETURNED TO THE CHAMBER AT 5.41 PM.

COUNCILLOR PAVIER LEFT THE CHAMBER AT 6.01 PM AND RETURNED TO THE CHAMBER AT 6.03 PM.

It was MOVED by Councillor BEST and SECONDED by Councillor EATON:

That further to Council's support for the formation of a Shire Youth Council, Council afford a similar opportunity to our senior citizens through formation of the Wyong Shire Senior Citizens Council with a view to facilitating and strengthening the important information flows on key issues affecting our senior citizens.

An AMENDMENT was MOVED by Councillor STEVENS and SECONDED by Councillor ROSE:

- 1 *That further to Council's support for the formation of a Shire Youth Council, Council afford a similar opportunity to our senior citizens through formation of the Wyong Shire Senior Citizens Council with a view to facilitating and strengthening the important information flows on key issues affecting our senior citizens.*

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

- 2 *That staff prepare a charter of committee for the Senior Citizens Council that includes:*
- a *Meetings held fortnightly on the 2nd and 4th Fridays of each month at 1.00pm.*
 - b *That the Mayor as per Council policy be the Chair with Councillor Best appointed as Deputy Chair with any other interested Councillors invited to attend.*
 - c *That the minutes of the Senior Citizens Council be reported to Council.*
 - d *The Charter to include a process of selecting a membership of the Seniors Council that represents the diversity of Seniors in Wyong Shire.*

The MOTION was WITHDRAWN.

The AMENDMENT then became the MOTION was put to the vote and declared CARRIED.

RESOLVED unanimously on the motion of Councillor STEVENS and seconded by Councillor ROSE:

- 1 ***That further to Council's support for the formation of a Shire Youth Council, Council afford a similar opportunity to our senior citizens through formation of the Wyong Shire Senior Citizens Council with a view to facilitating and strengthening the important information flows on key issues affecting our senior citizens.***
- 2 ***That staff prepare a charter of committee for the Senior Citizens Council that includes:***
- a ***Meetings held fortnightly on the 2nd and 4th Fridays of each month at 1.00pm***
 - b ***That the Mayor as per Council policy be the Chair with Councillor Best appointed as Deputy Chair with any other interested Councillors invited to attend.***
 - c ***That the minutes of the Senior Citizens Council be reported to Council.***
 - d ***The Charter to include a process of selecting a membership of the Seniors Council that represents the diversity of Seniors in Wyong Shire***

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

115 Proposed Child Care Centre at Gorokan

DA/1238/2006 MLG:MLG

COUNCILLOR VEUGEN DECLARED A PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS INVOLVED WITH POSSIBLE LEGAL ACTION AGAINST THE SALE OF AN ADJOINING PROPERTY, LEFT THE CHAMBER AT 6.10 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 6.30 PM.

MRS LISA CAPOLINO, OWNER/APPLICANT, ADDRESSED THE MEETING AT 6.10 PM, ANSWERED QUESTIONS AND RETIRED AT 6.20 PM.

COUNCILLOR BEST LEFT THE CHAMBER AT 6.12 PM AND RETURNED TO THE CHAMBER AT 6.16 PM.

RESOLVED unanimously on the motion of Councillor WELHAM and seconded by Councillor ROSE :

- 1 That the application be referred to the General Manager for determination having regard to the matters for consideration detailed in Section 79C of the Environmental Planning and Assessment Act and other relevant issues with an indication that based on the information available to it, Council favours approval of the application subject to appropriate conditions of consent.***
- 2 That the General Manager be authorised to determine any application for minor modifications to the approved development plans or consent conditions.***
- 3 That those who made submissions be advised of Council's decision.***
- 4 That the ongoing issue of traffic movement from Arlington/Skyline and Wallarah Road be raised with the RTA looking to prevent motorists doing a u-turn in Skyline and circumventing the no right turn provision from Arlington onto Wallarah.***

114 Notice of Rescission – Minutes of Gosford and Wyong Councils' Water Authority Board Meeting 21 February 2007

F2004/06808

It was MOVED on the motion of Councillor BEST and seconded by Councillor EATON:

That the following resolution carried at the Ordinary Meeting of Council held on 28 February 2007 be rescinded:

“That the Minutes of the Gosford and Wyong Councils' Water Authority Board meeting held on 21 February 2007 be received and the recommendations contained therein adopted.”

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

MOTION OF DISSENT

It was MOVED by Councillor EATON:

I move dissent from the Mayor's ruling that I am unable to refer to items in the Water Authority Board Minutes in discussing this Rescission Motion.

The MOTION OF DISSENT was put to the vote and declared LOST.

FOR: COUNCILLORS BEST, EATON AND VEUGEN.

AGAINST: COUNCILLORS GRAHAM, PAVIER, ROSE, STEVENS AND WELHAM.

COUNCILLORS G P BEST, D J EATON AND C W VEUGEN LEFT THE CHAMBER AT 7.55 PM.

As a QUORUM WAS NO LONGER PRESENT, the MAYOR declared a 10 minute ADJOURNMENT at 7.55pm.

The meeting RESUMED at 8.05pm and the following Councillors were in attendance:

COUNCILLORS R L GRAHAM (CHAIRPERSON), D J EATON, B J PAVIER, N T ROSE, R C STEVENS, C W VEUGEN AND W J WELHAM.

It was MOVED by Councillor WELHAM:

That the MOTION be put.

COUNCILLOR EATON LEFT THE CHAMBER AT 8.06 PM AND DID NOT RETURN.

COUNCILLOR VEUGEN LEFT THE CHAMBER AT 8.06 PM AND DID NOT RETURN.

As a QUORUM WAS NO LONGER PRESENT, the MAYOR ADJOURNED the meeting until 5.00pm on 28 March 2007.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

The meeting RESUMED ON WEDNESDAY, 28 MARCH 2007 AT 5.00PM with the following Councillors and Staff in attendance:

COUNCILLORS R L GRAHAM (CHAIRPERSON), D J EATON, B J PAVIER, N T ROSE, R C STEVENS, R E STEWART, C W VEUGEN AND W J WELHAM.

GENERAL MANAGER, DIRECTOR CORPORATE SERVICES, DIRECTOR SHIRE PLANNING, DIRECTOR SHIRE SERVICES, MANAGER DEVELOPMENT ASSESSMENT, ACTING MANAGER FUTURE PLANNING AND AN ADMINISTRATION OFFICER.

THE MAYOR CONGRATULATED THE NEWLY ELECTED MEMBER FOR WYONG, MR DAVID HARRIS.

The MOTION was put to the vote and declared CARRIED.

RESOLVED that the MOTION be put.

FOR: COUNCILLORS GRAHAM, PAVIER, ROSE, STEVENS, STEWART AND WELHAM.

AGAINST: COUNCILLORS EATON AND VEUGEN.

The MAYOR noted that Councillor BEST was not present

It was MOVED on the motion of Councillor BEST and seconded by Councillor EATON:

That the following resolution carried at the Ordinary Meeting of Council held on 28 February 2007 be rescinded:

“That the Minutes of the Gosford and Wyong Councils’ Water Authority Board meeting held on 21 February 2007 be received and the recommendations contained therein adopted.”

The MOTION was put to the vote and declared LOST.

FOR: COUNCILLORS EATON AND VEUGEN.

AGAINST: COUNCILLORS GRAHAM, PAVIER, ROSE, STEVENS, STEWART AND WELHAM.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

116 Shire Wide Contributions Plan

F2004/00552 PAB

This item was WITHDRAWN by the General Manager.

117 Water and Sewer Contributions for Industrial Developments

F2006/02264 PAB:PAB

COUNCILLOR EATON DECLARED A PECUNIARY INTEREST IN THE MATTER FOR THE REASON THAT HE IS A RECENT DEVELOPER OF INDUSTRIAL LAND, LEFT THE CHAMBER AT 5.07 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 5.11 PM.

RESOLVED unanimously on the motion of Councillor STEWART and seconded by Councillor PAVIER:

- 1 That from 1 April 2007, water and sewer contributions associated with subdividing industrial land be levied at a rate of 1ET per allotment created.***
- 2 That industry representatives be notified of the proposed changes.***
- 3 That the change to the methodology of assessing water and sewer contributions for industrial subdivisions be incorporated into the future amendment of the Contributions Manual.***

118 Fees and Relief for Water Minimisation Installations

F2004/06948 MCJ:NL

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

- 1 That in times of water restrictions at Level 4 or greater Council waive development fees for grey water reuse systems.***
- 2 That Gosford City Council be advised of this initiative and be requested to adopt the same joint policy.***
- 3 That the fees for the previous grey water reuse application be refunded.***

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

**119 Renewal of Lease to Wyong Musical Theatre Company Inc
for Garage at No 6 Rankens Court, Wyong**

F2004/12260 JMT

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

- 1 That Council lease part of Lot 1 DP 663618, being the garage located at 6 Rankens Court, Wyong, to Wyong Musical Theatre Company Incorporated until 30 November 2010 with provision to hold over on a month to month basis, for nominal rent.***
- 2 That Council authorise the Common Seal of the Wyong Shire Council to be affixed to the Lease between the Wyong Shire Council and Wyong Musical Theatre Company Incorporated.***
- 3 That Council authorise the Mayor and the General Manager to execute all documents relating to the Lease between the Wyong Shire Council and Wyong Musical Theatre Company Incorporated.***

120 Proposed Councillors' Community Improvement Grants

F2006/00788 JL

COUNCILLOR EATON DECLARED A SIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS CHAIR OF CENTRAL COAST GROUP TRAINING LEFT THE CHAMBER AT 5.13 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 5.14 PM.

COUNCILLOR BEST DECLARED A SIGNIFICANT NON PECUNIARY CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS GENERAL MANAGER OF CENTRAL COAST GROUP TRAINING AND ADVISED THAT HE WOULD NOT PARTICIPATE IN CONSIDERATION OF THIS MATTER. THE MEETING WAS ADJOURNED BEFORE THIS ITEM WAS DISCUSSED AND COUNCILLOR BEST DID NOT RETURN TO THE CHAMBER WHEN THE MEETING RESUMED.

RESOLVED unanimously on the motion of Councillor ROSE and seconded by Councillor STEVENS:

That an amount of \$5,000.00 be allocated from the 2006/2007 Councillors' Community Improvement Grants as outlined in Attachment 1.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

121 Information Reports

F2006/02282 ED:MR

RESOLVED unanimously on the motion of Councillor WELHAM and seconded by Councillor STEVENS:

That the Information Reports of the Ordinary Meeting of Council be dealt with by the exception method.

RESOLVED unanimously on the motion of Councillor ROSE and seconded by Councillor STEVENS:

That the Information Reports and recommendations of the Ordinary Meeting of Council be received and the information noted.

122 Pacific Highway, Wyong – Funding

F2004/08230 RCB

RESOLVED unanimously on the motion of Councillor ROSE and seconded by Councillor STEVENS:

That the report be received and the information noted.

123 Schedule of Bank Balances and Investments – January 2007

F2004/06604 KF

RESOLVED unanimously on the motion of Councillor ROSE and seconded by Councillor STEVENS:

That the report be received and the information noted.

124 Outstanding Questions Without Notice and Notices of Motion

F2005/00926 MW:SW

RESOLVED unanimously on the motion of Councillor ROSE and seconded by Councillor STEVENS:

That the report be received and the information noted.

Minutes of the Ordinary Meeting of Council held on 14 March 2007 (contd)

Q027 – Line Marking at Intersection of The Corso and Wallarah Road, Gorokan

Councillor Welham

F2004/07970

Could Staff review the line marking at the intersection of The Corso and Wallarah Road, Gorokan and in particular the space provided for queuing vehicles making a left turn from The Corso into Wallarah Road?

Q028 – Lease of Footpath Space in Budgewoi Area for Trolley Bay

Councillor Welham

F2004/00500

On 13 February 2002, Item 48, Council resolved that the proceeds from the lease of the footpath space in the Budgewoi area for a trolley bay be used in the immediate precinct. Council recently renewed this lease, will the proceeds from the new lease continue to be spent in the immediate area?

Q029 – Numbering of Properties in Valley Areas

Councillor Stewart

Would Council please re-visit the numbering of properties in the valley areas as few people have changed their property numbers from RMB numbers? This could have had a catastrophic result recently, when an ambulance was trying to find seriously ill patients.

Q030 – Slats Installed at North Shelly

Councillor Stewart

F2004/124

Could staff please look at the slats that have been installed at North Shelly Beach, with the view of installing a fence either side of them? It has been reported that recently a star picket had emerged up through the sand from the old garbage tip.

Q031 – Temporary Traffic Arrangements at Lake Haven Shopping Centre

Councillor Eaton

DA/2793/2003/L

Can Council review the temporary traffic arrangements at rear entry of Lake Haven Shopping Centre as it is causing confusion to many users and shoppers?

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 5.20 PM.

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CHAIRPERSON