
WYONG SHIRE COUNCIL
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBER
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON WEDNESDAY, 28 NOVEMBER 2007,
COMMENCING AT 5.16 PM

PRESENT

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

IN ATTENDANCE

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

THE MAYOR REPORTED THAT:

- * A FRIDGE HAS BEEN INSTALLED IN THE CHAMBERS CONTAINING COLD DRINKS FOR COUNCILLORS AND STAFF CONVENIENCE. COUNCILLORS ARE ALSO ASKED TO NO LONGER ENTER THE KITCHEN DURING THE MEETING AS IT IS A STAFF WORK AREA OR USE THE COUNCILLORS LOUNGE AND DINING AREA DURING THE MEETING.
- * AT THE LAST MEETING A RANGE OF ISSUES AROSE REGARDING THE CODE OF MEETING PRACTICE, COUNCILLORS HAVE BEEN ISSUED WITH A COPY OF THE CODE OF MEETING PRACTICE DATED 12 SEPTEMBER 2007 (GREEN COVER). REGARDING THE QUESTION ASKED AT THE LAST MEETING REGARDING SPEAKERS AND TIME ALLOCATIONS FOR SPEAKERS, THE MAYOR REFERED TO SECTIONS 26(8) AND 38(8) OF THE CODE OF MEETING PRACTICE.
- * THE GENERAL MANAGER ISSUED AN EMAIL REGARDING QUESTIONS WITHOUT NOTICE AND IT WAS BROUGHT TO THE COUNCILLORS ATTENTION THAT UNDER THE LOCAL GOVERNMENT ACT REGULATIONS AND COUNCIL'S CODE OF MEETING PRACTICE THAT QUESTIONS WITHOUT NOTICE ARE NOT TO BE AVAILABLE FOR DEBATE. QUESTIONS WITHOUT NOTICE WILL BE REPLIED TO BY STAFF OR OTHER COUNCILLORS AS REPLIES AND NOT AS INFORMATION REPORTS. COUNCILLORS HAVE THE OPPORTUNITY TO HAVE ACTIONS (SUCH AS WORKS, MAKING REPRESENTATIONS ON BEHALF OF PEOPLE AND WRITING LETTERS) RAISED AS A NOTICE OF MOTION OR MATTERS OF URGENCY.
- * LAST WEDNESDAY I MET THE US CONSUL GENERAL MRS JUDITH VERGIN AND DISCUSSED THE LOCAL AREA AND WHAT SHE COULD OFFER COUNCIL IN TERMS OF HER ROLE AS THE US CONSUL GENERAL AND OPPORTUNITIES FOR THE WYONG EMPLOYMENT ZONE.
- * THERE IS A MEETING SCHEDULED FOR THURSDAY 6 DECEMBER 2007 WITH THE MAYOR AND GENERAL MANAGER OF GOSFORD CITY COUNCIL, GENERAL MANAGER OF WYONG SHIRE COUNCIL, THE HONOURABLE NATHAN REES - MINISTER FOR EMERGENCY SERVICE AND WATER UTILITIES AND MYSELF TO PROGRESS THE WATER AUTHORITY ISSUE.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

THE MAYOR, COUNCILLOR W J WELHAM, DECLARED THE MEETING OPEN AT 5.16 PM, ADVISED THAT THE MEETING IS BEING RECORDED AND PASTOR JOHN BETTS DELIVERED THE OPENING PRAYER.

APOLOGY

AN APOLOGY FOR THE INABILITY TO ATTEND THE MEETING WAS RECEIVED ON BEHALF OF COUNCILLOR FORSTER DUE TO FAMILY REASONS.

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

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

AT THE COMMENCEMENT OF THE ORDINARY MEETING REPORT NOS 492, 493, 494, 495 AND 501 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.

492 Disclosures of Interest

F2006/02282 ED:MR

497 – NOTICE OF MOTION – AIR QUALITY

COUNCILLOR EATON DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A COMMITTEE MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR EATON STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY BECAUSE THERE IS NO CONFLICT BETWEEN COUNCIL AND SKCM INTERESTS."

498 – NOTICE OF MOTION – FRASER ISLAND SANDMING CASE

COUNCILLOR EATON DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A COMMITTEE MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR EATON STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY BECAUSE THERE IS NO CONFLICT BETWEEN COUNCIL AND SKCM INTERESTS."

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

512 – PROPOSED COUNCILLORS' COMMUNITY IMPROVEMENT GRANTS

COUNCILLOR BEST DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PATRON OF A NUMBER OF ORGANISATIONS AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR BEST STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY."

512 – PROPOSED COUNCILLORS' COMMUNITY IMPROVEMENT GRANTS

COUNCILLOR EATON DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A COMMITTEE MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR EATON STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY BECAUSE THERE IS NO CONFLICT BETWEEN COUNCIL AND SKCM INTERESTS."

518 – MINUTES OF COMMUNITY BENEFIT GRANTS PANEL – 31 OCTOBER 2007

COUNCILLOR WELHAM DECLARED A NON-PECUNIARY SIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT YOUTH CONNECTIONS IS AN APPLICANT THAT WORKED DIRECTLY WITH HIS STUDENTS AT NORTHLAKES HIGH SCHOOL, LEFT THE CHAMBER AT 7.03 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 7.05 PM.

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

That the report be received and advice of disclosures noted.

493 Proposed Inspections

F2006/02282 ED:MR

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

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

494 Proposed Briefings

F2006/02282 ED:MR

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

That the report be received and the information noted.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

495 Address by Invited Speakers

F2006/02282 ED:MR

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

- 1 ***That the amended 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.***

496 Confirmation of Minutes of Previous Meeting

F2006/02282 ED:MR

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

That the minutes of the previous Ordinary Meeting of Council held on 14 November 2007 be received and confirmed.

BUSINESS ARISING FROM THE MINUTES

THERE WAS NO BUSINESS ARISING FROM THE MINUTES.

497 Notice of Motion - Air Quality

F2004/00152, F2004/06956 MR

COUNCILLOR EATON DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A COMMITTEE MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR EATON STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY BECAUSE THERE IS NO CONFLICT BETWEEN COUNCIL AND SKCM INTERESTS."

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

That this matter be deferred pending a briefing.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

498 Notice of Motion - Fraser Island Sandmining Case

F2007/00729

COUNCILLOR EATON DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A COMMITTEE MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR EATON STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY BECAUSE THERE IS NO CONFLICT BETWEEN COUNCIL AND SKCM INTERESTS."

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

- 1 That Council obtain legal advice on the application of the Principles in the Fraser Island Sandmining case to the proposed Korean Coal Mine.***
- 2 That Council write to newly elected Federal Members seeking their endorsement of their public positions in opposition to the proposed coal mine and what their intentions are in relation to acting on this opposition.***

499 Notice of Motion - The Entrance Peninsula Strategy

CPA/105639

COUNCILLOR VEUGEN LEFT THE CHAMBER AT 6.07 PM AND RETURNED TO THE CHAMBER AT 6.08 PM DURING CONSIDERATION OF THIS ITEM.

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

That during the period of the public exhibition and as part of the economic viability study, a review be undertaken of the viability of the 3(d) Tourist Business zoning within The Entrance Town Centre in relation to the zone objectives requiring predominantly tourism development and also what zoning would best improve the site development viability.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

500 Notice of Motion - Poll

F2007/01531 MR

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

- 1 *That Council at the upcoming September 2008 Local Government elections conduct a Shire wide poll that will allow our residents and ratepayers to voice their views on key community issues such as, but not limited to, the current Korean coal mining proposal, various strategic planning issues, sustainability, population growth, water supply and election of Mayor.*
- 2 *That 1 above be subject to a thorough Council briefing and report by staff to Council on issues such as process, scheduling, suggested items for inclusion and costs.*

The MOTION was put to the vote and declared LOST

FOR: COUNCILLORS BEST, EATON, STEWART AND VEUGEN.

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

501 Proposed Utility Installation at Lake Munmorah

DA/1155/2007 ARO:JD

MS DIVINI TSOI, REPRESENTING CONNELL WAGNER PTY LTD WAS AVAILABLE FOR QUESTIONS.

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

- 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 1979 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.***
- 2 ***That those who made written submissions be advised of Council's decision.***

502 Proposed Subdivision of the Old Farm Site, Mardi

DA/781/2006 EB

THIS ITEM WAS WITHDRAWN BY DIRECTOR SHIRE PLANNING AS THE APPLICANTS HAD WITHDRAWN THEIR APPLICATION.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

503 Shire Strategic Vision Project "Our Shire – Our Future"

F2004/11115 DSS

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

- 1 That Council commence a Shire Strategic Vision process generally in accordance with that outlined in this report.**
- 2 That the Shire Strategic Vision process be designated a "Key Focus Area" under Wyong Shire's 2007/2008 Management Plan.**
- 3 That an initial budget of \$50,000 be allocated to this project in 2007/2008, with subsequent allocations subject to normal budget processes.**

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

That report numbers 504, 505, 506, 507, 508, 509, 510 and 511 of the Ordinary Meeting of Council be dealt with by the exception method.

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

That report numbers 504, 505, 506, 507, 508, 509, 510 of the Ordinary Meeting of Council, with the exception of report number 511 be received and the recommendations adopted.

504 Contract CPA 128126 – Supply and Delivery of Road Sealing Aggregates

CPA/128126 JM

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

- 1 That Council accept Tender No 2 from Hanson Construction Materials Pty Ltd as the preferred supplier of road sealing aggregates for a period of 36 months commencing on 1 December 2007. The estimated annual expenditure against this contract is \$187,360 including GST (\$170,328, excluding GST) however, actual expenditure may vary with fluctuations in demand.**
- 2 That Council accept Tender No 3 from Metromix Pty Ltd as the second ranked supplier of road sealing aggregates for the period of 36 months commencing on 1 December 2007.**

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

505 Contract CPA 128127 – Manufacture, Supply and Delivery of Bituminous Coldmix

CPA/128127

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

That Council accept Tender No 3 from Pioneer Road Services Pty Ltd as the preferred supplier of bituminous coldmix for a period of 36 months commencing on 1 December 2007. The estimated annual expenditure against this contract is \$52,888 including GST (\$48,080 excluding GST) however, actual expenditure may vary with fluctuations in demand.

506 Contract CPA 128143 – Supply and Delivery of Heavily Bound Pavement Material

CPA/128143 JM

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

That Council accept all tenders at the tendered schedule of rates for the supply and delivery of heavily bound pavement materials for a period of 36 months commencing on 1 December 2007 and that the Director, Shire Services be authorised to use the most economical, compliant and suitable material as each situation demands. The estimated annual expenditure against all contracts is \$358,000 including GST (\$325,454 excluding GST) however, actual expenditure may vary with fluctuations in demand.

507 Contract CPA 128145 – Supply and Delivery of Type S Filter Sand

CPA/128145 JM

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

That Council accept tender No 3 from Norgrath Pty Ltd T/As Roy Lamb The Sand Man as the preferred supplier of Type S Filter Sand for a period of 36 months commencing on 1 December 2007. The estimated annual expenditure against this contract is \$263,981 including GST (\$239,982, excluding GST) however, actual expenditure may vary with fluctuations in demand.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

508 Contract CPA 128146 – Supply and Delivery of Unbound and Modified Bases and Sub Base Materials for Surfaced Road Pavements

CPA/128146 JM

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

- 1 That Council accept all tenders at the tendered schedule of rates for the supply and delivery of unbound and modified base and sub base materials for a period of 36 months commencing from 1 December 2007 and that the Director, Shire Services be authorised to use the most economical, compliant and suitable material as each situation demands. The estimated annual expenditure against all contracts is \$1,200,000 including GST (\$1,090,909 excluding GST) however, actual expenditure may vary with fluctuations in demand.**
- 2 That Council notes prices are subject to annual adjustments based on Consumer Price Index (CPI) movements.**

509 Contract CPA 128158 – Manufacture, Supply and Delivery of Ready Mix Concrete

CPA/128158 JM

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

- 1 That Council accept tender No 1 from Boral Resources (Country) P/L as the preferred supplier of ready mix concrete for a period of 36 months commencing on 1 December 2007. The estimated annual expenditure against this contract is \$680,000 including GST (\$618,181 excluding GST) however, actual expenditure may vary with fluctuations in demand.**
- 2 That Council accept Tender No 2 from Hanson Construction Materials P/L as the second ranked supplier of ready mix concrete for the period of 36 months commencing on 1 December 2007**
- 3 That Council accept tender No 4 from Ritemix P/L trading as Coastwide Readymix Concrete P/L as the third ranked supplier of ready mix concrete for the period of 36 months commencing on 1 December 2007.**
- 4 That Council accept tender No 3 from Readymix Concrete P/L as the fourth ranked supplier of ready mix concrete for the period of 36 months commencing on 1 December 2007.**

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

510 Contract CPA 128566 – Hunter Councils Inc. Period Contract for the Manufacture, Supply and Delivery of Bulk Cationic Rapid Setting (CRS) Grade Bitumen Emulsion

CPA/128566 JM

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

- 1 That subject to all participating Councils of Hunter Councils Inc agreeing to participate, Council agree to the contract between Hunter Councils Inc. and Downer EDI Works for the manufacture, supply and delivery of Bulk Cationic Rapid Setting (CRS) Grade Bitumen Emulsion for the two year period commencing from the date of acceptance until 31 December 2009.**
- 2 That Council authorises the General Manager to agree to an option to extend the contract for a further 12 month period based on satisfactory performance and price.**
- 3 That Council notes the annual estimated expenditure against this contract is \$279,675 including GST (\$254,250 excluding GST).**

511 Contract CPA 132383 – Provision of Local Area Newspaper Advertising

CPA/132383 LM

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

That Council accepts Tender No 1 from the Nationwide News Pty Ltd (trading as the Central Coast Express Advocate) for an initial period of 36 months commencing on 2 January 2008. The estimated annual expenditure against this contract is \$177,085 including GST (\$160,986 excluding GST) however actual expenditure may vary significantly with fluctuations in demand.

512 Proposed Councillors' Community Improvement Grants

F2007/00729 SG

COUNCILLOR BEST DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PATRON OF A NUMBER OF ORGANISATIONS AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR BEST STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY."

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

COUNCILLOR EATON DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT HE IS A COMMITTEE MEMBER OF STOP KOREAN COAL MINING (SKCM) AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR EATON STATED:

"I CHOOSE TO REMAIN IN THE CHAMBER AND PARTICIPATE IN DISCUSSION AND VOTING AS THE CONFLICT HAS NOT INFLUENCED ME IN CARRYING OUT MY PUBLIC DUTY BECAUSE THERE IS NO CONFLICT BETWEEN COUNCIL AND SKCM INTERESTS."

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

That an amount of \$4,825 be allocated from the 2007/2008 Councillors' Community Improvement Grants as outlined in Attachment 1.

513 Wyong Shire Senior Citizens Council

F2004/05291 AE

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

- 1 That Council adopt the proposed terms of reference and model charter for the Wyong Shire Senior Citizens Council for commencement in February 2008, and that Council indicate that Wednesdays are the preferred meeting day.***
- 2 That Councillor Stewart be appointed as an alternate delegate.***

514 WiFi Hot Spot in The Entrance Mall Area

F2004/07982 IC/SG

COUNCILLOR PAVIER LEFT THE CHAMBER AT 6.42 PM AND RETURNED TO THE CHAMBER AT 6.44 PM DURING CONSIDERATION OF THIS ITEM.

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

That this matter be referred to the local Chambers of Commerce and The Entrance Town Centre Management for their consideration.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

The MOTION was put to the vote and declared LOST.

FOR: COUNCILLORS BEST, EATON AND VEUGEN.

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

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

That Council take no further action on this matter.

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

AGAINST: COUNCILLORS BEST, EATON AND VEUGEN.

515 2007/2008 Management Plan – September 2007 Quarter Review

F2004/07006

COUNCILLOR BEST LEFT THE CHAMBER AT 6.47 PM AND RETURNED TO THE CHAMBER AT 6.49 PM DURING CONSIDERATION OF THIS ITEM.

COUNCILLOR STEWART LEFT THE CHAMBER AT 6.55 PM AND RETURNED TO THE CHAMBER AT 6.57 PM DURING CONSIDERATION OF THIS ITEM.

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

- 1 That Council receive and note the report and endorse budget amendments proposed in this report.***
- 2 That Council note the advice from Council's Responsible Accounting Officer that in accordance with the Local Government (General) Regulation 2005 (Part 9 Division 3; Clause 203) that Council's financial position is satisfactory.***

516 Minutes of Gosford/Wyong Councils' Water Authority Board Meeting – 21 November 2007

F2004/06808

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

That the minutes of the Gosford/Wyong Councils Water Authority Board meeting held on 21 November 2007 be received and the recommendations contained therein, adopted.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

**517 Minutes of Wyong Shire Governance Committee Meeting –
14 November 2007**

F2004/07245 SW

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

That the minutes of the Wyong Shire Governance Committee meeting held on 14 November 2007 be received and the recommendations contained therein, adopted.

518 Minutes of Community Benefit Grants Panel - 31 October 2007

F2004/06570 JV

COUNCILLOR WELHAM DECLARED A NON-PECUNIARY SIGNIFICANT CONFLICT OF INTEREST IN THE MATTER FOR THE REASON THAT YOUTH CONNECTIONS IS AN APPLICANT THAT WORKED DIRECTLY WITH HIS STUDENTS AT NORTHLAKES HIGH SCHOOL, LEFT THE CHAMBER AT 7.03 PM, TOOK NO PART IN DISCUSSION, DID NOT VOTE AND RETURNED TO THE CHAMBER AT 7.05 PM.

COUNCILLOR WELHAM VACATED THE CHAIR AND COUNCILLOR STEVENS ASSUMED THE CHAIR FOR CONSIDERATION OF THIS ITEM.

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

That the reports and recommendations of the Community Benefit Grants Panel be received and the recommendations contained therein be adopted.

COUNCILLOR WELHAM RESUMED THE CHAIR.

**519 Minutes of Central Coast Regional Organisation of Councils
Meeting – 7 November 2007**

F2004/06390 JV

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

That the minutes of the Central Coast Regional Organisation of Councils meeting held on 7 November 2007 be received and the information noted.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

520 Australian Sister Cities Association Conference

F2004/06466 ED

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

That the report be received and the information noted.

Information Reports

The information reports were dealt with by the exception method. No reports were called for debate.

521 Activities of the Development Assessment Unit

F2004/07830 NL:NL

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

That the report be received and the information noted.

522 Results of Water Quality Testing for Bathing Beaches

F2004/06822 DR:DR

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

That the report be received and the information noted.

523 Finalisation of Contracts

GJP/ DBT:DBT

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

That the report be received and the information noted.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

524 Wyong Shire Library Statistics

F2004/11651 JM

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

That the report be received and the information noted.

525 Works in Progress Report – Water and Sewerage

F2004/07830 KRG:DP

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

That the report be received and the information noted.

526 General Works in Progress Report

F2004/07830 JEM

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

That the report be received and the information noted.

527 Outstanding Questions Without Notice and Notices of Motion

F2006/02282 ED:MR

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

That the report be received and the information noted.

Minutes of the Ordinary Meeting of Council held on 28 November 2007 (contd)

QUESTIONS WITHOUT NOTICE ASKED

**Q118 – San Remo Extreme Events Park
Councillor Eaton**

“Can staff advise on the status, history, expenditure and future plans for the San Remo Extreme Events Park?”

**Q119 – The North Entrance Carnival / Circus Ground
Councillor Eaton**

“Can Council advise on the status, expenditure and future plans for the North Entrance Carnival / Circus Ground?”

**Q120 – McAlister Faulkner Scrap Metal Development Application
Councillor Graham**

“Could staff advise why the McAlister Faulkner Scrap Metal development application has taken more than two years to process given that it is an existing development on the estate where it is currently operating?”

**Q121 – Eradication of European Carp
Councillor Veugen**

“Could staff please provide a reply on what is being done to eradicate the European Carp within our water catchment dams and rivers? Could the report please give a projected possible numbers/tonnage, and a brief description of the damage these pests do to our waterways and storage dams?”

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 7.10 PM.

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CHAIRPERSON