
WYONG SHIRE COUNCIL
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBER
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON WEDNESDAY, 5 SEPTEMBER 2008,
COMMENCING AT 5.05 PM

PRESENT

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

IN ATTENDANCE

GENERAL MANAGER, DIRECTOR SHIRE PLANNING, ACTING DIRECTOR SHIRE SERVICES, MANAGER DEVELOPMENT ASSESSMENT, ACTING MANAGER FUTURE PLANNING, AND TWO ADMINISTRATION STAFF.

SENIOR TRANSPORTATION ENGINEER.

THE MAYOR ACKNOWLEDGED LISA MCDERMOTT, COUNCIL'S COMMUNICATION MANAGER WHO WAS PRESENT IN THE PUBLIC GALLERY, AND NOTED THAT IT WAS HER LAST ATTENDANCE AT A COUNCIL MEETING BEFORE LEAVING COUNCIL. THE MAYOR THANKED LISA FOR ALL HER WORK AT COUNCIL AND WISHED HER WELL IN HER NEW VENTURE.

THE MAYOR, COUNCILLOR W J WELHAM, DECLARED THE MEETING OPEN AT 5.05 PM, ADVISED THAT THE MEETING IS BEING RECORDED AND DELIVERED THE OPENING PRAYER.

APOLOGY

AN APOLOGY FOR HIS INABILITY TO ATTEND THE MEETING, DUE TO WORK COMMITMENTS, WAS RECEIVED ON BEHALF OF COUNCILLOR B J PAVIER.

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

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

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421 Disclosures of Interest

F2006/02282 ED:MR

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

That the report and the fact that no disclosure was made be noted.

*PLEASE NOTE: A LATE DISCLOSURE WAS SUBMITTED BY COUNCILLOR ROSE UNDER ITEM 422.

421A Address by Invited Speakers

F2008/00003 ED:MR

THE MAYOR ADVISED THAT MR JOHN MILLARD HAD SUBMITTED HIS APOLOGIES AND WOULD NOT BE AVAILABLE TO SPEAK AT THIS MEETING.

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

That the amended report on Invited Speakers be received and the information noted.

422 Notice of Motion – Opposition to RTA Preferred Route for Pacific Highway through Wyong

F2004/07589 DJE/GPB

MR KEVIN GREGORY, REPRESENTING WYONG CHAMBER OF COMMERCE, ADDRESSED THE MEETING AT 5.07 PM, ANSWERED QUESTIONS AND RETIRED AT 5.25 PM.

COUNCILLOR ROSE DECLARED A NON-PECUNIARY INSIGNIFICANT CONFLICT OF INTEREST IN THE MATTER, FOR THE REASON THAT HE IS A MEMBER OF WYONG CHAMBER OF COMMERCE AND THEY HAVE TAKEN A POSITION REGARDING THE PACIFIC HIGHWAY ROUTE THROUGH WYONG, AND PARTICIPATED IN CONSIDERATION OF THIS MATTER.

COUNCILLOR ROSE 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 Extraordinary Meeting of Council held on 5 September 2008 (contd)

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

That Council make a detailed submission to the RTA generally opposing the preferred RTA route for the Pacific Highway through Wyong township and supporting the tunnel option and in particular highlighting Council's opposition to the following elements of the current RTA proposal:

- a U-turn bay on the Pacific Highway for northbound traffic to access the station,*
- b Restriction of Rose Street to only left in - left out, further cutting off East Wyong from the main township,*
- c Effective restriction of access to the station indicating a future downgrading or closure of the station which is at odds with Council and State Government policies to encourage development around rail stations.*

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

- 1 Council at its meeting of 13 August 2008 resolved the following:*

"That Council make a request to the RTA for an extension of time to 31 October 2008 as a closing date for submission in respect to the proposed Pacific Highway upgrade."

We now note that the RTA has already agreed to extend the exhibition until 28 November 2008 following this Council request.

- 2 That further, we note that a briefing of Councillors and the RTA was held on 27 August 2008 where a number of concerns were raised, including:*

- * Intersection treatments.*
- * "U" turn facility on the Pacific Highway.*
- * Possible closure of Alison Road.*
- * Railway station access.*
- * Commuter car parking – access and connectivity.*
- * Adequacy of future development yields used by RTA.*
- * Possible pedestrian bridge over the Highway.*
- * Relocation of Railcorp work yard.*
- * Adequacy of preferred option as the ultimate solution – can it be embellished in the future?*
- * Timing of works.*
- * Heritage buildings.*
- * Access from Alison Road to F3 Freeway.*

- 3 That given the above, consideration of this matter be deferred for a detailed report from staff to enable the new Council to make an informed submission.*

Minutes of the Extraordinary Meeting of Council held on 5 September 2008 (contd)

The AMENDMENT was put to the vote and declared CARRIED.

FOR: COUNCILLORS FORSTER, GRAHAM, ROSE, STEVENS, STEWART, VEUGEN AND WELHAM.

AGAINST: COUNCILLORS BEST AND EATON.

The AMENDMENT became the MOTION.

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

1 Council at its meeting of 13 August 2008 resolved the following:

“That Council make a request to the RTA for an extension of time to 31 October 2008 as a closing date for submission in respect to the proposed Pacific Highway upgrade.”

We now note that the RTA has already agreed to extend the exhibition until 28 November 2008 following this Council request.

2 That further, we note that a briefing of Councillors and the RTA was held on 27 August 2008 where a number of concerns were raised, including:

- * Intersection treatments.***
- * “U” turn facility on the Pacific Highway.***
- * Possible closure of Alison Road.***
- * Railway station access.***
- * Commuter car parking – access and connectivity.***
- * Adequacy of future development yields used by RTA.***
- * Possible pedestrian bridge over the Highway.***
- * Relocation of Railcorp work yard.***
- * Adequacy of preferred option as the ultimate solution – can it be embellished in the future?***
- * Timing of works.***
- * Heritage buildings.***
- * Access from Alison Road to F3 Freeway.***

3 That given the above, consideration of this matter be deferred for a detailed report from staff to enable the new Council to make an informed submission.

FOR: COUNCILLORS FORSTER, GRAHAM, ROSE, STEVENS, STEWART, VEUGEN AND WELHAM.

AGAINST: COUNCILLORS BEST AND EATON.

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423 Notice of Motion – Opposition to Additional Housing Units in Bateau Bay

F2004/09609 DJE/GPB

COUNCILLOR VEUGEN LEFT THE CHAMBER AT 6.26 PM AND RETURNED TO THE CHAMBER AT 6.27 PM DURING DISCUSSION OF THIS ITEM.

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

That Council note with concern the plans for Housing NSW to build an additional 500 units in Bateau Bay within six storey high rise tower blocks and place the plans on public exhibition at all Council libraries and offices and on Council's website and invite the public to comment both to Council, Housing NSW and the Local State Member.

An amendment was MOVED by Councillor GRAHAM and seconded by Councillor FORSTER:

That in confirmation of the agreed outcome at the Councillor Briefing held with the Department of Housing representatives on 13 August 2008, staff proceed to work collaboratively with the Department of Housing to achieve an appropriate long term vision for the Department's land holdings at Bateau Bay, Killarney Vale and Tumbi Umbi taking into account the aspirations of both residents and the wider community.

The AMENDMENT was put to the vote and declared CARRIED.

FOR: COUNCILLORS FORSTER, GRAHAM, ROSE, STEVENS, STEWART, VEUGEN AND WELHAM.

AGAINST: COUNCILLORS BEST AND EATON.

The AMENDMENT then became the MOTION.

Minutes of the Extraordinary Meeting of Council held on 5 September 2008 (contd)

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

That in confirmation of the agreed outcome at the Councillor Briefing held with the Department of Housing representatives on 13 August 2008, staff proceed to work collaboratively with the Department of Housing to achieve an appropriate long term vision for the Department's land holdings at Bateau Bay, Killarney Vale and Tumbi Umbi taking into account the aspirations of both residents and the wider community.

FOR: COUNCILLORS FORSTER, GRAHAM, ROSE, STEVENS, STEWART, VEUGEN AND WELHAM.

AGAINST: COUNCILLORS BEST AND EATON.

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 7.01 PM.

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CHAIRPERSON