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# WYONG SHIRE COUNCIL

## MINUTES OF THE ORDINARY COUNCIL MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER WYONG CIVIC CENTRE, HELY STREET, WYONG ON 14 OCTOBER 2015 COMMENCING AT 5.00PM

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### PRESENT

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

### IN ATTENDANCE

Acting Chief Executive Officer, Director Development and Building, Director Infrastructure and Operations, Director Property and Economic Development, Director Community and Recreation Services, General Counsel, Communications Coordinator, IT and Operations Manager, Team Leader Governance and Councillor Services and Councillor Services Officer.

The Mayor, Councillor Eaton OAM, declared the meeting open at 5.03pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor, Councillor Eaton OAM, delivered the opening prayer and read an acknowledgment of country statement.

### APOLOGIES

There were no apologies.

At the commencement of the ordinary meeting report numbers 1.1,1.2, 1.3, 1.4 and 8.2, 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

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#### **Item 2.2 - DA/705/2015 - Proposed Light Industrial Building comprising 10 units, Associated Parking, Landscaping and Signage**

Councillor Best declared a pecuniary conflict of interest in the matter for the reason that he is the representative for the applicant. This item was resolved by the exception method.

Councillor Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that his family owns the property immediately next door to the proposed development. This item was resolved by the exception method.

**Item 9.1 - Mayoral Minute - Former Wyong Grove Public School Site**

Councillor Matthews declared a non-pecuniary insignificant interest in the matter for the reason that she is an employee of Wyoming Public School and participated in consideration of this matter.

Councillor Matthews stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am merely and employee, who makes no decisions regarding land holdings etc."*

Mr Greg McDonald, Director of Infrastructure and Operations, declared a non-pecuniary insignificant interest in the matter for the reason that the decision is likely to mention potential purchasers, one being the Salvation Army. I am involved in the Salvation Army's work in Maitland (as a Volunteer) however will leave the meeting for the purpose of transparency. Mr Greg McDonald left the meeting at 7.01pm and did not return.

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

**1049/15 That Council receive the report on Disclosure of Interest and note advice of disclosures.**

**1.2 Proposed Inspections and Briefings**

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

**1050/15 That Council receive the report on Proposed Inspections and Briefings.**

**1.3 Address By Invited Speakers**

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

**1051/15 That Council receive the amended report on Invited Speakers.**

**1.4 Confirmation of Minutes of Previous Meeting**

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

**1052/15 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 23 September 2015.**

**Business Arising**

There was no business arising.

PROCEDURAL MOTION

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

1053/15 That Council allow meeting practice to be varied.

1054/15 That Council use the exception method to deal with the balance of the Agenda.

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

1055/15 That with the exception of report numbers 4.2, 5.2, 5.4, 5.5, 6.1, 8.1, 8.2 and 9.1 Council adopt the recommendations contained in the remaining reports.

**1.5 Mayoral Minute - CEO Performance Plan 2015 - 2016**

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

1056/15 That Council receive and endorse the Acting Chief Executive Officer's (CEO) Performance Plan for 2015-16 as attached. Following the Councillor Briefing on 23 September 2015, the Acting CEO has provided his input, which has been discussed and a final version is now attached.

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

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

1057/15 That Council consider the following matters in Confidential Session, pursuant to Sections 10A (2)(d)(ii) of the Local Government Act 1993:

**9.1 Mayoral Minute – Former Wyong Grove Public School Site**

1058/15 That Council note its reason for considering Report No 9.1 – Mayoral Minute – Former Wyong Grove Public School Site, as it contains commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council.

1059/15 That Council request the Chief Executive Officer to report on these matters in open session of Council.

**2.1 Wyong DCP 2013 - Minor Amendments Package**

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

- 1060/15 That Council request that a draft amendment to Wyong Development Control Plan (DCP) 2013 as set out in Attachment 1 be publically exhibited for a period of 28 days.
- 1061/15 That Council note that a further report outlining submissions received during the exhibition period will be provided.
- 1062/15 That, should no submissions be received during the exhibition period, Council adopt the proposed amendments to Wyong DCP 2013 and appropriate public notice be given.
- 1063/15 That Council forward a copy of Wyong DCP 2013 containing the amended Chapters to the Secretary of the NSW Department of Planning and Environment within 28 days of the DCP becoming effective.

FOR: CRS GB BEST, DE EATON, B G GRAHAM, KG GREENWALD, LM MATTHEWS, LT TAYLOR, AT TROY, DV VINCENT AND LW WEBSTER

AGAINST: NIL

**2.2 DA/705/2015 - Proposed Light Industrial Building comprising 10 units, Associated Parking, Landscaping and Signage**

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Councillor Best declared a pecuniary conflict of interest in the matter for the reason that he is the representative for the applicant. This item was resolved by the exception method.

Councillor Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that his family owns the property immediately next door to the proposed development. This item was resolved by the exception method.

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

- 1064/15 That Council grant consent to DA/705/2015 at 2 London Drive, North Wyong for construction of a light industrial building including 10 units, associated parking, landscaping and signage subject to the conditions provided in Attachment 3.

FOR: CRS GB BEST, DE EATON, B G GRAHAM, KG GREENWALD, LM MATTHEWS, LT TAYLOR, AT TROY, DV VINCENT AND LW WEBSTER

AGAINST: NIL

3.1 Proposed Grant of Easement for Right of Access at 466 The Entrance Road, Bateau Bay

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

- 1065/15 That Council grant a Right of Carriageway over Lot 1 DP 614688, 466 The Entrance Road, Bateau Bay to provide access to Lot 16 DP 22151 at 468 The Entrance Road, Bateau Bay for an amount of compensation agreed at \$2,000.
- 1066/15 The Council authorise the Common Seal of Wyong Shire Council to be affixed to related documents as required.
- 1067/15 That Council authorise the General Manager to execute all documents relating to the grant of easement between Wyong Shire Council and the owner of Lot 16 DP 22151.

4.1 CPA/224527 - Design, Documentation and Construction of Charmhaven and Toukley STW Waste Receiving Stations

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

- 1068/15 That Council accept the tender from the company nominated as Tenderer No 2, Gongues Constructions P/L, in the attached Tender Evaluation Report, for the lump sum amount of \$498,000 (excl GST) for Contract CPA/224527 – Design, Documentation and Construction of Charmhaven and Toukley STW Waste Receiving Stations.
- 1069/15 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.

4.2 CPA/261063 - Upgrade of Sewage Pump Station WS11

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

- 1070/15 That Council defer this matter for consideration at the next Council meeting, scheduled for 11 November 2015, pending further information.

**5.1 Community Subsidy Program and Sport and Cultural Sponsorship Program**

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

**1071/15 That Council allocate \$1,055.00 from the 2015-16 Community Subsidy Program as follows:**

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Staff Funding Recommended</b>
<b>Autism Central Coast Inc</b>	<b>Venue hire of The Entrance Community Centre and Printing</b>	<b>\$1,055.00</b>
<b>Total</b>		<b>\$1,055.00</b>

**1072/15 That Council allocate \$6,000.00 from the 2015-16 Sport and Cultural Sponsorship Program as follows:**

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Staff Funding Recommended</b>
<b>Mark Atmore</b>	<b>Duathlon World Championships, Adelaide, representing NSW</b>	<b>\$500.00</b>
<b>Fletcher Cunningham</b>	<b>Junior Olympic Hopes Regatta, Poland, representing Australia</b>	<b>\$1,000.00</b>
<b>James Dezius</b>	<b>Australian Country Open Men's Water Polo, Hawaii, representing Australia</b>	<b>\$1,000.00</b>
<b>Rosie Stimson</b>	<b>Born 99 NSW Waratah Women's Water Polo, Brisbane, representing NSW</b>	<b>\$500.00</b>
<b>Hannah Batten</b>	<b>2015 Junior National Oztog Championships, Coffs Harbour, representing NSW</b>	<b>\$500.00</b>
<b>Michael Taylor</b>	<b>National U13 Hockey Championships, Darwin, representing NSW</b>	<b>\$500.00</b>
<b>Kallan Strong</b>	<b>Australian National Tenpin Bowling Championships, Melbourne, representing NSW</b>	<b>\$500.00</b>
<b>Stephen Jack</b>	<b>Ironman Triathlon World Championship, Hawaii, representing Australia</b>	<b>\$1000</b>
<b>Holly Gibbons</b>	<b>TAG World Cup, Sunshine Coast, representing Australia</b>	<b>\$500.00</b>
<b>Total</b>		<b>\$6,000.00</b>

**1073/15 That Council decline applications for the reasons indicated in the table below, the applicants be advised and where relevant, directed to alternate funding programs:**

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Staff Recommendation</b>
<b>Ellie Stimson</b>	<b>East Coast Water Polo Challenge, Brisbane, representing NSW</b>	<b>Application not received 30 days in advance</b>

**5.2 2014-15 Annual Financial Statements**

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

- 1074/15 That Council adopt the draft Wyong Shire Council Financial Statements for 2014-15 as presented.
- 1075/15 That Council refer the draft Wyong Shire Council Financial Statements for 2014-15 (as presented) to external audit.
- 1076/15 That Council authorise the Mayor, Deputy Mayor, Acting Chief Executive Officer and Responsible Accounting Officer to execute all documents related to the draft 2014-15 Financial Statements as required by legislation.
- 1077/15 That Council fix 28 October 2015 as the date for the presentation of the audited 2014-15 Financial Statements and external audit reports in accordance with section 419(1) of the Local Government Act 1993.

**5.3 Proposed Councillors' Community Improvement Grants**

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

- 1078/15 That Council allocate an amount of \$10,738 from the 2015-16 Councillors' Community Improvement Grants as follows:

Berkeley Vale Neighbourhood Centre Ass Inc. (\$910)	The purchase of 17.5 cubic metres of quality organic garden soil to fill newly created garden beds for the Berkeley Vale Community Garden.	910
Central Coast CC Australian Italian Friendship Inc. (\$2500)	Facilitating social contact for a group of elderly Italian Nationals for integration within the general community.	2,500
Charmhaven Tennis Centre Inc. (\$4000)	Provide security lighting for night time when locking up and the purchase of additional seating for parents/players.	2,200
Chittaway Bay Public School P&C Association Inc. (\$754)	Repair storm and severe weather damage to the Anzac Memorial Garden that the students of the school proudly created.	520
Good Grief Limited (\$158)	To cover the cost of books for children participating in the program who are experiencing grief and loss through the loss of a loved one either through divorce or death.	158
Norah Head Ratepayers and Coast Care Association Inc. (\$1000)	Administration Costs.	600
San Remo Community Environment Project Inc. (\$4000)	To build new raised garden beds at the Community garden in San Remo for members and non-members to grow their own fresh vegies and flowers.	1,600

<i>Toukley Neighbourhood Centre (\$3840)</i>	<i>To provide subsidies art classes after school for children aged 7-14 years.</i>	<i>1,250</i>
<i>Wyong Dog Training Club Inc. (\$3699)</i>	<i>To purchase a laptop computer to run and manage the club on a daily basis.</i>	<i>1,000</i>

**5.4 Delegate to Committees - Vacancy in Civic Office**

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

- 1079/15 That Council nominate an alternate delegate, Councillor Troy, to the Joint Regional Planning Panel for the remainder of the term of Council.
- 1080/15 That Council elect a delegate, Councillor Eaton, to the Local Traffic Committee for the remainder of the term of Council.
- 1081/15 That Council elect a delegate, Councillor Taylor, to the Audit and Risk Committee for the remainder of the term of Council.
- 1082/15 That Council elect a delegate, Councillor Taylor, to the Employment and Economic Development Committee for the remainder of the term of Council.
- 1083/15 That Council elect a delegate, Councillor Matthews, to the Grants Advisory Group for the remainder of the term of Council.
- 1084/15 That Council elect a delegate, Councillor Matthews, to the Sports Advisory Group for the remainder of the term of Council.
- 1085/15 That Council elect a delegate, Councillor Troy, to Greater Toukley Vision for the remainder of the term of Council.
- 1086/15 That Council elect a delegate, Councillor Taylor, to the Executive - Central Coast Regional Organisation of Councils for the remainder of the term of Council.

**5.5 Tetratheca juncea Investigation Study**

Councillor Matthews left the meeting at 6.44 pm returned to the meeting at 6.46 pm during consideration of this item.

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

- 1087/15 That Council note the report prepared by Dr. John Hunter "Preliminary Feasibility Report on Proposed Delisting of Tetratheca juncea".
- 1088/15 That Council not pursue the delisting of Tetratheca juncea any further.



**5.6 Councillor Attendance - Australian Local Government Association (ALGA)  
National Local Roads and Transport Congress**

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

**1089/15 That Council authorise those interested Councillors to attend the Australian Local Government Association (ALGA) National Local Roads and Transport Congress in accordance with the Council's Facilities and Expenses Policy for Councillors.**

**1090/15 That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.**

**5.7 Councillor Attendance - Central Coast Tourism - Sizzling Summer Product Showcase 2015**

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

**1091/15 That Council authorise the attendance of interested Councillors at the Central Coast Tourism Sizzling Summer Product Showcase 2015 in accordance with the Council's Facilities and Expenses Policy for Councillors.**

**1092/15 That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.**

**6.1 End of Financial Year Update on EP & A and LGA Developer contributions**

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

**1093/15 That Council receive the report on End of Financial Year Update on EP & A and LGA Developer contributions.**

**1094/15 That Council refer any long outstanding issues around section 94 credits to the Employment and Economic Development Committee for discussions.**

**6.2 Road Capital Works Program**

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

**1095/15 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.**

**6.3 Annual Disclosure of Interest Returns 2014-15**

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

1096/15 That Council receive the report on Annual Disclosure of Interest Returns 2014-15.

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

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

1097/15 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

**6.5 Response from Minister for Local Government Regarding By-Election**

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

1098/15 That Council receive the letter from the NSW Office of Local Government dated 12 October 2015.

1099/15 That Council note that an order has been made pursuant to s. 294(2)(a) of the Local Government Act 1993 that the casual vacancy created by the resignation of Cr Nayna is not to be filled by way of a by-election.

**8.1 Notice of Motion - Wyongah to Tuggerawong Pathway**

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

1100/15 That Council note its cycleway program for the next 2 years is fully committed to the Magenta pathway that will deliver 33 km of road cycleway around our lakes.

1101/15 That Council include this project in the Pathway Strategy.

1102/15 That Council consult with the community before any decision on the pathway.

1103/15 That Council advise the proponents that due to existing Council commitments the proponents need to find external funding in order to prioritise this matter.

**8.2 Notice of Motion - Amalgamation / Questionable Financial Stability?**

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Councillor Matthews left the meeting at 5.26 pm returned to the meeting at 5.28 pm during consideration of this item.

Councillor Vincent left the meeting at 5.33 pm returned to the meeting at 5.35 pm during consideration of this item.

Councillor Taylor left the meeting at 5.45 pm returned to the meeting at 5.48 pm during consideration of this item.

Councillor Best left the meeting at 6.02 pm returned to the meeting at 6.04 pm during consideration of this item.

Councillor Troy left the meeting at 6.20 pm returned to the meeting at 6.21 pm during consideration of this item.

Mr Phil Aiken, Local Resident, addressed the meeting at 5.24 pm, answered questions and retired at 5.45 pm.

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

1 *That Council note that further to Chief Financial Officer's Councillor Briefing presented on the 9 September 2015 around Wyong's year-end financial results that outline Council's excellent economic turnaround over the past 5 years. The key drivers to this achievement were:*

- *“Right-sizing” the organisation – aligning inputs to priority outputs*
- *Service Delivery Review removing \$8m from the cost base*
- *Using our own resource, not consultants*
- *Benchmarking and testing alternate service delivery models*
- *Better budgeting – focusing on community priorities*
- *Better discipline in meeting budgets*
- *More effective measurement. Closer monitoring of spend*
- *Better procurement practices and outcomes.*

*This has now resulted in a \$10.6million surplus and thereby providing Council the opportunity to not levy the scheduled 2016/17 approved extra ordinary rate rise.*

2 *That further Council note with concern investment report item 6.1 from 23 September 2015 that provides some commentary/financial comparisons between Gosford and Wyong Councils. Of significant note is Gosford's decline in cash Table 9, Graph 1 declining investment portfolio returns, Table 10 and Graph 2 declining portfolio returns. (Tables and Graphs attached below).*

3 *That as Wyong and Gosford Councils are partners in the billion dollar water supply and that there is a real prospect of amalgamation, it is responsible and incumbent upon Council to establish a thorough and accurate economic analysis heading into any further partnerships. Consequently Council respectfully request Gosford City Council provide full and unfettered access to its 2014/15 accounts, Including all supporting documentation for a proper analysis.*

4 *That Council recognise the importance of working cooperatively and transparently with our sister Central Coast Council. It is with this understanding, that Wyong reciprocates access to all necessary statements that will assist Gosford in any similar financial analysis.*

An AMENDMENT was moved by Councillor GREENWALD and seconded by Councillor GRAHAM:

That Council defer this matter until a decision is made on amalgamation by the State Government.

FOR: CRS B G GRAHAM, KG GREENWALD, LM MATTHEWS AND DV VINCENT

AGAINST: CRS GB BEST, DE EATON, LT TAYLOR, AT TROY AND LW WEBSTER

**The AMENDMENT was put to the vote and declared LOST.**

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

**1104/15 That Council note that further to Chief Financial Officer's Councillor Briefing presented on the 9 September 2015 around Wyong's year-end financial results that outline Council's excellent economic turnaround over the past 5 years. The key drivers to this achievement were:**

- **"Right-sizing" the organisation – aligning inputs to priority outputs**
- **Service Delivery Review removing \$8m from the cost base**
- **Using our own resource, not consultants**
- **Benchmarking and testing alternate service delivery models**
- **Better budgeting – focusing on community priorities**
- **Better discipline in meeting budgets**
- **More effective measurement. Closer monitoring of spend**
- **Better procurement practices and outcomes.**

**1105/15 This has now resulted in a \$10.6million surplus and thereby providing Council the opportunity to not levy the scheduled 2016/17 approved extra ordinary rate rise.**

**1106/15 That further Council note with concern investment report item 6.1 from 23 September 2015 that provides some commentary/financial comparisons between Gosford and Wyong Councils. Of significant note is Gosford's decline in cash Table 9, Graph 1 declining investment portfolio returns, Table 10 and Graph 2 declining portfolio returns. (Tables and Graphs attached below).**

**1107/15 That as Wyong and Gosford Councils are partners in the billion dollar water supply and that there is a real prospect of amalgamation, it is responsible and incumbent upon Council to establish a thorough and accurate economic analysis heading into any further partnerships. Consequently Council respectfully request Gosford City Council provide full and unfettered access to its 2014/15 accounts, Including all supporting documentation for a proper analysis.**

**1108/15 That Council recognise the importance of working cooperatively and transparently with our sister Central Coast Council. It is with this understanding, that Wyong reciprocates access to all necessary statements that will assist Gosford in any similar financial analysis.**

FOR: CRS GB BEST, DE EATON, LT TAYLOR, AT TROY AND LW WEBSTER

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

## CONFIDENTIAL SESSION

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

**1109/15 That Council move into Confidential Session.**

At this stage of the meeting being 7.00 pm council moved into Confidential Session with the members of the press and public excluded from the meeting of the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10a of The Local Government Act, 1993.

## OPEN SESSION

Council resumed in open session at 7.11 pm and the Acting Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting of council as follows:

### **9.1 Mayoral Minute - Former Wyong Grove Public School Site**

Mr Howard Oxley, representative from the Wyong Drama Group and Wyong Musical Society, addressed the meeting, during open session, at 5.08 pm, answered questions and retired at 5.23 pm.

Councillor Matthews declared a non-pecuniary insignificant interest in the matter for the reason that she is an employee of Wyoming Public School and participated in consideration of this matter.

Councillor Matthews stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am merely and employee, who makes no decisions regarding land holdings etc."*

Mr Greg McDonald, Director of Infrastructure and Operations, declared a non-pecuniary insignificant interest in the matter for the reason that the decision is likely to mention potential purchasers, one being the Salvation Army. I am involved in the Salvation Army's work in Maitland (as a Volunteer) however will leave the meeting for the purpose of transparency. Mr Greg McDonald left the meeting at 7.01pm and did not return.

**1110/15 That Council authorise the Acting CEO to acquire Lot 1 DP 123075 and Lot 18 DP 219825 North Road, Wyong at fair market value.**

**1111/15 That Council authorise the Acting CEO to execute all necessary documentation relevant to the acquisition of the site.**

**1112/15 That Council resolve that Lot 1 DP 123075 and Lot 18 DP 219825 be classified as "Operational" land for the purposes of the Local Government Act 1993, when that land is acquired by the Council.**

**1113/15 That the Council resolve to acquire Lot 1 DP 123075 and Lot 18 DP 219825 by agreement or compulsory process pursuant to the Land Acquisition (Just Terms Compensation) Act 1991.**

**1114/15**      ***That the Council request the Acting Chief Executive Officer seek the approval of the NSW Minister for Local Government for the Council to give an acquisition notice under the Land Acquisition (Just Terms Compensation) Act 1991 for the acquisition of Lot 1 DP 123075 and Lot 18 DP 219825 under that Act.***

**QUESTIONS ON NOTICE**

**Q44/15**      **Fenced off Beach Access**  
**Councillor Adam Troy**  
F2004/07718

*"It has been brought to my attention by a ratepayer that some residents of Gomul Street, Noraville have fenced off the beach access in their street and have locked a gate that only they have the keys to. Could staff please advise how this is possible?"*

**Q45/15**      **Transport for NSW's Depot Proposal**  
**Councillor Greg Best**  
F2004/07718

*"Mr Mayor*

*I understand you are meeting with a group of ratepayers from Kangy Angy around the TFNSW's (Transport for NSW) rail depot proposal; this is an important issue and I for one request that you formally report the initiatives and outcomes of your meeting?*

*Thank you"*

**Q46/15**      **Follow up on Proliferation of Illegal Camping**  
**Councillor Greg Best**  
F2004/07718

*"Mr Mayor*

*I recall some months ago Deputy Mayor Webster made representation on behalf of the good folk of North Entrance and Jenny Dixon / Norah Head with regard to the proliferation of illegal camping. Staff indicated they would look into the matter with a view to addressing the issue prior to the summer 2015 season, to date I have not seen nor heard of any action around this important issue, Could you urgently advise where this matter is up to?"*

**Q47/15 Renewable Energy Projects**

**Councillor Doug Vincent**

F2004/07718

*“Could staff please advise what renewable energy projects Council may have planned for the future. i.e. The methane extraction plant at Buttonderry Waste Managed Facility and Solar Cell installations?”*

**THE MEETING** closed at 7.12 pm.