
WYONG SHIRE COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER WYONG CIVIC CENTRE, HELY STREET, WYONG ON 11 JUNE 2014 COMMENCING AT 5.00PM

PRESENT

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

IN ATTENDANCE

General Manager, Director Development and Building, Director Infrastructure and Operations, Director Property and Economic Development, Acting Director Community and Recreation Services, General Counsel, Manager Communications, IT and Operations Manager and two administration staff.

The Mayor, Councillor Eaton, declared the meeting open at 5.00 pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

John Hardwick delivered the opening prayer and Councillor Matthews read an acknowledgment of country statement.

APOLOGIES

There were no apologies.

At the commencement of the ordinary meeting report nos 1.1, 2.1, 3.1, 3.2, 4.1, 5.2 and 5.5 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

4.1 CPA/242672 - Operation of Wyong Shire Council Animal Care Facility

Councillor Best declared a non-pecuniary significant conflict of interest in the matter for the reason that he has worked closely with groups that are seeking a tender, left the chamber at 5.46 pm, took no part in discussion, did not vote and returned to the chamber at 5.54 pm.

5.2 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 member of the 1st Budgewoi Scouts, NSW Scout Association, left the chamber at 5.54 pm, took no part in discussion, did not vote and returned to the chamber at 5.56 pm.

Councillor Nayna declared a non-pecuniary insignificant conflict of interest in the matter for the reason that he is a member of the NSW Justices Association – Tuggerah Lakes Branch and stated that:

"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 Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that my wife is on the executive of the China Australia Friendship Association Inc. who are being allocated grant funding, left the chamber at 5.54 pm, took no part in discussion, did not vote and returned to the chamber at 5.56 pm.

6.2 DA 713/2013 - Alterations & additions to existing education establishment at Warnervale

Councillor Best declared a non-pecuniary significant conflict of interest in the matter for the reason that he is a member of the Joint Regional Planning Panel. Councillor Best did not leave the chamber as this item was dealt with via the exception method.

Councillor Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that he is the Council delegate to the Joint Regional Planning Panel which will determine this matter. Councillor Eaton did not leave the chamber as this item was dealt with via the exception method.

U5/14 Motion of Urgency - Halekulani Oval Swap

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that he works for Delta Electricity who own land at Colongra in relation to this matter, left the chamber at 6.02 pm, took no part in discussion, did not vote and returned to the chamber at 6.12 pm.

RESOLVED unanimously on the motion of Councillor TROY and seconded by Councillor GREENWALD

619/14 That Council receive the report on Disclosure of Interest and note advice of disclosures.

PROCEDURAL MOTION

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

620/14 That Council allow meeting practice to be varied.

621/14 That Council use the exception method to deal with the balance of the Agenda.

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

622/14 That with the exception of report numbers 2.1, 3.1, 3.2, 4.1, 5.2 and 5.5 Council adopt the recommendations contained in the remaining reports.

1.2 Proposed Inspections and Briefings

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

623/14 That Council receive the report on Proposed Inspections and Briefings.

1.3 Address By Invited Speakers

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

624/14 That Council receive the report on Invited Speakers.

625/14 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.

1.4 Confirmation of Minutes of Previous Meeting

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

626/14 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 28 May 2014.

Business Arising

There was no business arising.

2.1 Planning Proposal and Draft DCP 2013 in Respect of Lot 195 DP 1006789 (1 Figtree Boulevard) Wadalba - Outcomes of Consultation

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

627/14 That Council request the General Manager to exercise the Written Authorisation to Exercise Delegation for RZ/10/2012 issued by the Director-General (Planning and Infrastructure) and proceed with the steps for drafting and making the LEP for the rezoning of Lot 195 DP 1006789.

628/14 That Council adopt draft Wyong DCP 2013 Chapter 6.17 – Warnervale East/Wadalba North West and give appropriate public notice within 28 days that the draft DCP will come into effect on the date the LEP amendment comes into effect.

629/14 That Council forward a copy of amended Wyong Development Control Plan 2013 to the Director General of the NSW Department of Planning & Infrastructure within 28 days of the draft DCP coming into effect.

630/14 That Council advise those who made submissions of the decision.

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, NAYNA,
TAYLOR, TROY, VINCENT AND WEBSTER

AGAINST: NIL

3.1 Property Portfolio Review Project - Stage 1

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

631/14 That Council authorise the sale of the following properties for not less than market value:

- a** Lot 220 DP 222242 - 379W Lakedge Avenue, Berkeley Vale
- b** Lot 2 DP 878874217 - Scenic Drive, Budgewoi
- c** Lot 1 DP 46773 - 6W Brennon Road, Gorokan
- d** Lot 1 DP 218979 - 1 Cornwall Avenue, Gorokan
- e** Lot 52 DP 215427 - Dalnott Road, Gorokan
- f** Lot 2 DP 600238 & Lot 166 DP 83103 - 0 Phyllis Avenue & 8 Sara Jane Close, Kanwal
- g** Lot 154 DP 218427 - 18W Dunvegan Street, Mannering Park
- h** Lot 56 DP 830706 - 56 Coachwood Drive, Ourimbah
- i** Lot 59 DP 830706 - 6W Ironbark Close, Ourimbah
- j** Lot 147 DP 28798 - 6 Wyndora Avenue, San Remo
- k** Lot 331 DP 214998 - 32W Murrumbong Road, Summerland Point
- l** Lot 52 DP 1100416 - 1 Devon Lane, Wyong
- m** Lot 5 DP 749065 - 4W Walter Close, Wyong
- n** Lot 2 DP 165001656 - Yarramalong Road, Wyong Creek
- o** Lot 7 DP 258490 - 41W Moola Road, Buff Point
- p** Lot 33 DP 74043820A - Holloway Drive, Jilliby
- q** Lot 13 DP 826966 - 89 Baileys Road, Ourimbah
- r** Lot 14 DP 251953 - 21W Ravensdale Road, Ravensdale
- s** Lot 23 DP 251953 - 19W Ravensdale Road, Ravensdale
- t** Lot 112 DP 574144 - 18W McDonagh Road, Wyong

632/14 That Council authorise the General Manager and the Mayor to execute all necessary documentation relevant to the sale of these properties.

633/14 That Council authorise the Common Seal of Wyong Shire Council to be affixed to the formal documents as required between Wyong Shire Council and the purchaser associated with the sale of land.

3.2 Proposed Sale of Council Land at Bateau Bay

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

634/14 That Council approve the disposal of a 2,000m² portion of Council land at Lot 282 DP 875780 and Lot 26 DP 776263, 7W Sir Joseph Banks Drive, Bateau Bay for a value of \$500,000 subject to the following terms:

- a** The purchase of the land is subject to the proponent securing a rezoning of the land through a Planning Proposal which is to be prepared and submitted at the cost of the proponent.

- b** *The Planning Proposal is to be accompanied by a Voluntary Planning Agreement which includes a monetary contribution of \$52,000 to cover the cost of the relocation of the playground (currently located on the subject land) and in lieu of any future Section 94A contributions for development on the land.*
- c** *The proponent is to submit a "Put and Call" option which is subject to the land being rezoned with a 5% (\$25,000) deposit bond (which is refundable if rezoning is unsuccessful).*
- d** *Following the above a Development Application is to be prepared and submitted at the cost of the proponent to adjust the boundaries between Lot 282 DP 875780 and Lot 26 DP 776263 to create a parcel of land (approximately 2,000m²) to be transferred to the proponent.*

635/14 *That Council resolve to deal directly with Mr Michael Shipp, the owner of the adjoining land, in regards to the sale of the subject land.*

636/14 *That Council authorise the General Manager and the Mayor to execute all necessary documentation relevant to the sale of this site.*

637/14 *That Council authorise the Common Seal of Wyong Shire Council to be affixed to the formal documents as required between Wyong Shire Council and the purchaser.*

FOR: COUNCILLORS BEST, EATON, GRAHAM, NAYNA, TAYLOR, TROY AND WEBSTER

AGAINST: COUNCILLORS GREENWALD, MATTHEWS AND VINCENT

4.1 CPA/242672 - Operation of Wyong Shire Council Animal Care Facility

Councillor Best declared a non-pecuniary significant conflict of interest in the matter for the reason that he has worked closely with groups that are seeking a tender, left the chamber at 5.46 pm, took no part in discussion, did not vote and returned to the chamber at 5.54 pm.

Councillor Nayna left the meeting at 5:46 pm, returned to the meeting at 5:48 pm during consideration of this item.

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

638/14 *That Council accepts the tender from the organisation nominated as SoCares Inc in the attached Tender Evaluation Report, for a period of up to three (3) years with three (3) options for a further one (1) year term for Contract CPA/242672 – Operation of Wyong Shire Council Animal Care Facility. The estimated annual expenditure against this contract is \$234,815.50 (excl GST); however actual expenditure may vary significantly with fluctuations in demand.*

- 639/14 That Council **determines** the Tender Evaluation Report in Attachment A remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer, SoCares Inc, which may be disclosed after Council has resolved to accept that tender.
- 640/14 That Council **approve** the contingency sum as detailed in the Tender Evaluation Report in Attachment A.
- 641/14 That Council **delegate** to the General Manager the power to approve the option(s) for further terms.
- 642/14 That Council **request** the General Manager to thank staff for their dedication over many years.
- 5.1 CPA/212700 - Collection and Purchase of Scrap Metal / Batteries from Charmhaven Depot, Long Jetty Depot, Bateau Bay Treatment Plant & Buttonderry Waste Management Facility
-

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

- 643/14 That Council **approve** an increase to the revenue level of contract CPA/212700 to exceed \$150,000.
- 644/14 That Council **approve** an extension of the current contract CPA/212700 on a month by month basis up to a total value of \$400,000 in revenue.
- 645/14 That Council **note** the intention to undertake a new procurement process for a three year term contract containing a formula to mirror the global price for scrap metal.

5.2 Proposed Councillors' Community Improvement Grants

Councillor Eaton vacated the chair and Councillor Webster assumed the chair for consideration of this item.

Councillor Vincent declared a non-pecuniary insignificant conflict of interest in the matter for the reason that he is a member of the 1st Budgewoi Scouts, NSW Scout Association, left the chamber at 5.54 pm, took no part in discussion, did not vote and returned to the chamber at 5.56 pm.

Councillor Nayna declared a non-pecuniary insignificant conflict of interest in the matter for the reason that he is a member of the NSW Justices Association – Tuggerah Lakes Branch and stated that:

"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 Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that my wife is on the executive of the China Australia Friendship Association Inc. who are being allocated grant funding, left the chamber at 5.54 pm, took no part in discussion, did not vote and returned to the chamber at 5.56 pm.

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

646/14 That Council allocate an amount of \$53,826.50 from the 2013-14 Councillors' Community Improvement Grants as follows:

11 June 2014		
1st Berkeley Vale Scout Group (\$2758) (\$2200 already allocated)	Provide sunhat and polo shirt to all members.	558.00
1st Ourimbah Scout Group (\$1800) (\$100 already allocated)	Provide each member with a branded jacket	1,550.00
1st Tumbi Scout Group (\$3200) (\$1300 already allocated)	Clean out dam	1,900.00
Adam Gowen (\$1128.58) (\$100 already allocated)	Australian Men's Oztag Team	200.00
Alison Homestead Men's Shed Association (\$2000) (\$1050 already allocated)	Purchase tools and equipment	950.00
All Saints Anglican Church - The Entrance (\$4000) (\$1500 already allocated)	Purchase and installation of an air conditioner	1,150.00
Australian Filipino Association of the Central Coast Inc. (\$1000)	Function costs.	1,000.00
Bateau Bay Police and Citizens Youth Club (\$4000) (\$500 already allocated)	The Girls Choice Program targeting 16 young females aged between 12 - 15 years	950.00
Benevolent Society Gorokan (\$567) (\$300 already allocated)	4 x Card Tables 1 set of 36 Bridge Boards 36 packs of cards	267.00
Benjamin Butler (\$2000) (\$100 already allocated)	Assistance towards costs of travelling on representative rugby tour to UK and France.	200.00
Berkeley Vale Neighbourhood Centre Assoc Inc. (\$600) (\$460 already allocated)	To purchase a petrol generated irrigation pump for the Berkeley Vale Community Garden to assist in the distribution of water from the tank across the site.	140.00
Camp Breakaway (\$3950) (\$700 already allocated)	5 Permanent Benches in and around the playground area	2,600.00
Central Coast CC Australian Italian Friendship Society (\$2500) (\$950 already allocated)	Fortnightly gatherings, entertainment and organisation costs.	800.00
Central Coast Bombers (\$1400) (\$740 already allocated)	Provide playing uniforms for women and girls only teams in first year of women's and girls only competition in AFL.	660.00
Central Coast Lakes District Scouts (\$1350) (\$250 already allocated)	Maintenance to Scouts Saltwater Creek Boatshed at Long Jetty	1,100.00
Central Coast Outreach Services (\$4000) (\$2250 already allocated)	"Back to Basics" training program	1,750.00
China Australia Friendship Association (\$4000) (\$3600 already allocated)	Event	400.00

MINUTES OF THE Ordinary Council Meeting OF COUNCIL 11 June 2014 contd

Coast Alive Foodcare (\$900) (\$90 already allocated)	Provide morning tea and lunch to underprivileged families in the Wyong Shrie.	650.00
Coastal a Cappella (\$2800) (\$880 already allocated)	Purchase of Choral Riser Steps	1,300.00
Darkinjung Local Aboriginal Land Council (\$2000)	Build and repair an indigenous Communal Learning and Meeting space for parents and children of Wyong Shire.	1,775.00
Drug Awareness and Relief Movement (\$4000) (\$200 already allocated)	Distribute Drug Awareness manuals into local schools	1,350.00
Gwandalan Outside of School Hours Care Inc. (\$2000) (\$400 already allocated)	Purchase and laying on new lino, to paint the staff office, new flyscreens for windows and storage shelves for equipment in garage.	300.00
Halekulani Library (\$500) (\$300 already allocated)	Purchase new books.	200.00
Homeless No More (\$3500) (\$650 already allocated)	Facilitate recruitment workshops.	2,300.00
Homeless No More (\$3500) (\$1150 already allocated)	Annual Charity Walkathon	800.00
Kamira Alcohol and Other Drug Treatment Services (\$4000) (\$1700 already allocated)	Governance training and skills development	200.00
Lake Macquarie FM Inc (\$4000) (\$2600 already allocated)	To connect electricity	900.00
Lions Club of Gwandalan Inc (\$2000) (\$500 already allocated)	Spring Festival	600.00
Lions Club of Toukley Inc (\$4000)	Build a garage to house the Mobile Food Catering Van	2,500.00
Long Jetty and District Senior Citizens Club (\$1000) (\$550 already allocated)	Seniors Week Program	450.00
Mannering Park Precinct Committee (\$1300)	Insurance and administration costs.	1,300.00
Mingara Athletics Club (\$1000) (\$100 already allocated)	Staging 2013 State Road Relays	900.00
NSW Active Retirees and Mentors Inc. (\$4000) (\$200 already allocated)	Volunteers to attend an accredited Training Course	850.00
NSW Justices Association Inc. (\$2000) (\$100 already allocated)	To purchase a laptop computer for training of desk volunteers	1,100.00
P&C Association Canteen Berkeley Vale School (\$500)	Supplying breakfast and/or lunch to disadvantaged children who come to school with no food.	500.00
Rodney Dillon (\$2000) (\$100 already allocated)	Represent Australia in New Zealand in Otag in the 2013 Trans Tasman Tour	200.00
San Remo Neighbourhood Centre (\$1000) (\$900 already allocated)	Security costs for the annual San Remo/Blue Haven Community Christmas celebration	100.00
San Remo Community Environment Project Inc (\$3445.56) (\$1400 already allocated)	Install a dry creek bed at San Remo Community Garden	100.00

MINUTES OF THE Ordinary Council Meeting OF COUNCIL 11 June 2014 contd

Shirley Shuttle Cancer Patient Transport Service (\$4000) (\$2700 already allocated)	To assist the running costs of Shirley Shuttle Wyong and Shirley Shuttle 3	1,300.00
Southern Cross Austereo (\$2000) (\$100 already allocated)	Give Me 5 for Kids - Hospital fundraiser for children on the Central Coast to buy needed equipment.	1,400.00
St Andrews Presbyterian Church - The Entrance (\$2000) (\$350 already allocated)	Painting of Church Building	1,650.00
The Australian Air League Toukley Squadron (\$4000) (\$1800 already allocated)	Attend the Federal Review in Canberra	250.00
The Central Coast Bridge Club (\$4000) (\$700 already allocated)	Construction of a ramp for wheelchair/ambulance access	1,750.00
The Entrance Amateur Swimming Club (\$750) (\$100 already allocated)	Purchase new seating and 2 x marquees	650.00
The Entrance and District Cricket Club Inc (\$2000) (\$1800 already allocated)	Ice Maker Machine, First Aid Kits, Portable Sunshades, Refrigerator for the use of players, teams, spectators and volunteers.	200.00
The Entrance Bateau Bay Australian Football Club (\$2000) (\$300 already allocated)	Upgrade training and playing equipment.	1,400.00
The Entrance Rugby Club Inc. (\$3000)	Sporting Equipment	3,000.00
The Rotary Club of The Entrance (\$4000) (\$1200 already allocated)	The Rotary Youth Driver Awareness Program (RYDA) is a one day out of school program delivering practical road safety information targeting attitude and awareness of young drivers and their passengers.	1,200.00
Toowoomb Bay SLSC (\$4000) (\$1300 already allocated)	60th Anniversary Celebrations	1,959.00
Toukley & District Senior Citizens Club Inc. (\$3986) (\$600 already allocated)	Replace carpet in the craft room	1,450.00
Toukley Neighbourhood Centre Inc (\$2117.50) (\$1400 already allocated)	7 Monthly Hat Making Workshops	717.50
Tuggerah Lakes Memorial Pistol Club Inc. (\$3800) (\$2150 already allocated)	Roofing over 25m Pistol Frames in Range 3	1,650.00
Yarramalong School of Arts Inc. (\$750) (\$50 already allocated)	Resurfacing of timber floor, kitchen, toilet, cleaning and stationery supplies.	700.00

5.3 Conference Attendance - 2014 Local Government, Planning & Environmental Law Conference

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

647/14 That Council authorise those interested Councillor/s to attend the 2014 Local Government, Planning & Environmental Law Conference.

648/14 That Council meet reasonable expenses incurred by Councillors and accompanying persons attending the above conference in accordance with Council's Facilities and Expenses Policy for Councillors.

5.4 Expenditure Review Committee

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

649/14 That Council resolve to dissolve the Expenditure Review Committee.

650/14 That Council direct the General Manager to prepare a report to Council seeking appropriate amendments to the Terms of Reference for Council's Audit and Risk Committee to effect the transfer of relevant functions of the Expenditure Review Committee to the Audit and Risk Committee.

5.5 Results of Invitation for Formal Offers for the Purchase of the Short Street Car park at The Entrance

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

651/14 That Council endorse the actions of staff to enter into final negotiations with Firm No 2 referred to in the attachment to this report with a view to securing the sale of the land at a price not less than market value.

652/14 That Council endorse the actions of staff to enter into final negotiations with Firm No 1 for the sale of the land at a price not less than market value in the event that sale terms cannot be agreed with Firm No 2.

653/14 That Council authorise the General Manager and the Mayor to execute all necessary documentation relevant to the sale of this site.

654/14 That Council authorise the Common Seal of Wyong Shire Council to be affixed to the formal documents as required between Wyong Shire Council and the purchaser.

655/14 That Council note that the proceeds from the sale will be reinvested through the Council's property reserves.

5.6 Capital Work Program Amendments

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

656/14 That Council approve the changes to the Capital Works Program for 2013/14 as stated in this report.

6.1 Audit of Best Practice Management Guidelines for Water Supply and Sewerage

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

657/14 That Council receive the report on Audit of Best Practice Management Guidelines for Water Supply and Sewerage.

6.2 DA 713/2013 - Alterations & additions to existing education establishment at Warnervale

Councillor Best declared a non-pecuniary significant conflict of interest in the matter for the reason that he is a member of the Joint Regional Planning Panel. Councillor Best did not leave the chamber as this item was dealt with via the exception method.

Councillor Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that he is the Council delegate to the Joint Regional Planning Panel which will determine this matter. Councillor Eaton did not leave the chamber as this item was dealt with via the exception method.

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

658/14 That Council receive the report on DA 713/2013 - Alterations & additions to existing education establishment at Warnervale.

6.3 Road Capital Works Program

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

659/14 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.

6.4 Outstanding Questions on Notice and Notices of Motion

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

660/14 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

U5/14 Motion of Urgency - Halekulani Oval Swap
Councillor Greg Best
RZ/8/2012

LEAVE TO INTRODUCE A MOTION OF URGENCY

Councillor Best sought leave to introduce a Motion of Urgency concerning the Halekulani Oval Swap.

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

661/14 That Council consider a motion of Urgency regarding the Halekulani Oval Swap.

The Mayor ruled that the matter was of great urgency and could be introduced as a Motion of Urgency.

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that he works for Delta Electricity who own land at Colongra in relation to this matter, left the chamber at 6.02 pm, took no part in discussion, did not vote and returned to the chamber at 6.12 pm.

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

662/14 That Council direct the General Manager, in consultation with Mayor, to issue an engagement strategy on the current status of the negotiations that are taking place with Woolworths over the possible land swap involving the Halekulani Oval.

663/14 That the engagement strategy include the following:

- a The fact that no formal decision on the land swap has occurred.**
- b A number of draft concepts are being reviewed and a report will be presented to Council once a preferred concept is identified.**
- c The land swap will facilitate the creation of 4 new sporting fields and associated amenities at Colongra.**
- d The improvements to the community and recreation facilities will be funded partly from a developer contribution from Woolworths.**

QUESTIONS ON NOTICE

Q70/14 Councils Meeting with Australian Water Holdings

Councillor Greg Best

CPA/201362

“Mr Mayor,

I understand the office of the Mayor met with representatives of Australian Water Holdings (AWH) including the former CEO Mr Nick Di Girolamo. As you are aware Mayoral meetings at this level of corporate interface it is standard Council protocol to have senior staff in attendance where notes and minutes are taken for the public record.

Mr Mayor, due to the recent ICAC inquiries centred around AWH could you please provide Council with details of the meeting, what senior staff were in attendance, a copy of all minutes taken (subject to confidentiality), who initiated the meeting, the date and location of the meeting and what outcomes were agreed to.

Also as to why such as sensitive and significant meeting was not reported to Councillors by the Mayor and further any other relevant information that may assist in the transparent understanding of this event?”

Q71/14 Hardware Store at Big Flower Complex

Councillor Lisa Matthews

DA/397/2014

“It has been drawn to my attention that a hardware store has been established at the Big Flower Complex at Ourimbah.

Can the General Manager report on the approval that took place in regards to this development?”

Q72/14 Blackspot at Louisiana Road

Councillor Ken Greenwald

F2007/01673

“Can the General Manager give to Council an update on progress with the negotiations, or other, with the RMS for works to alleviate the noted black spot at Louisiana Road and Pacific Highway, Hamlyn Terrace?”

THE MEETING closed at 6.12 pm