WYONG SHIRE COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING OF COUNCIL

HELD IN THE COUNCIL CHAMBER WYONG CIVIC CENTRE, HELY STREET, WYONG ON 11 MAY 2016 COMMENCING AT 5.00PM

PRESENT

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

IN ATTENDANCE

Acting Chief Executive Officer, Acting Director Development and Building, Director Infrastructure and Operations, Director Property and Economic Development, Director Community and Recreation Services, General Counsel, Manager Human Resources, Communications Coordinator, IT and Operations Manager and two administration staff.

The Mayor, Councillor Eaton OAM, declared the meeting open at 5.01 pm 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 Councillor Matthews read an acknowledgment of country statement.

APOLOGY

At its 27 April 2016 Ordinary meeting, Council resolved to grant Councillor Graham leave of absence from the current meeting as follows:

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

377/16 That Council grant Councillor Graham leave of absence from Ordinary Meeting 11 May 2016."

At the commencement of the ordinary meeting report numbers 1.5, 4.5, 2.1, 2.2, 3.1, 4.1, 4.2, 4.3, 4.4, 5.2, 6.1, 6.2, 7.1, 7.2 and 7.3 were dealt with first then the remaining reports were resolved via the exception method. However for the sake of clarity the reports are recorded in their correct agenda sequence.

1.1 Disclosure of Interest

2.3 Mayoral Minute - Re-appointment of Acting General Manager (Chief Executive Officer) from 15 June 2016, and related matters

Mr Rob Noble, Acting Chief Executive Officer, declared a pecuniary significant conflict of interest in the matter for the reason that this item is considering his employment at Council as Acting Chief Executive Officer. This item was dealt with via the exception method.

6.1 Notice of Motion - Innovative Art House Recognition

Councillor Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that he is the Council delegate and Chairman of the Arthouse Board. Councillor Eaton left the chamber at 7.32 pm, took no part in discussion, did not vote and returned to the chamber at 7.48 pm.

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

426/16 That Council <u>receive</u> the report on Disclosure of Interest and <u>note</u> advice of disclosures.

PROCEDURAL MOTION

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

- 426/16 That Council <u>allow</u> meeting practice to be varied.
- 427/16 That Council <u>use</u> the exception method to deal with the balance of the Agenda.

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

428/16 That with the exception of report numbers 1.5, 2.1, 2.2, 3.1, 4.1, 4.2, 4.3, 4.4, 4.5, 5.2, 6.1, 6.2, 7.1, 7.2 and 7.3 Council <u>resolve</u> the remaining items not listed using the exception method.

1.2 Proposed Briefings and Inspections

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

429/16 That Council <u>receive</u> the report on Proposed Briefings and Inspections.

1.3 Address By Invited Speakers

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

430/16 That Council <u>receive</u> the amended report on Invited Speakers.

1.4 Confirmation of Minutes of Previous Meeting

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

431/16 That Council <u>confirm</u> the minutes of the previous Ordinary Meeting of Council held on Wednesday 27 April 2016.

Business Arising

There was no business arising.

1.5 Notice of Intention to Deal with Matters in Confidential Session

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

- 432/16 That Council <u>consider</u> the following matters in Confidential Session, pursuant to Sections 10A(2)(a) and 10A(2)(c) if the Local Government Act 1993:
 - 7.2 Agreement for Lease Warnervale Airport
 - 2.3 Mayoral Minute Re-appointment of Acting General Manager (Chief Executive Officer) from 15 June 2016, and related matters
- 433/16 That Council <u>note</u> its reason for considering Report No 7.2 Agreement for Lease Warnervale Airport as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
- 434/16 That Council <u>note</u> its reason for considering Report No 2.3 Mayoral Minute Re-appointment of Acting General Manager (Chief Executive Officer) from 15 June 2016, and related matters as it contains personnel matters concerning particular individuals (other than Councillors).
- 435/16 That Council <u>request</u> the Acting Chief Executive Officer to report on these matters in open session of Council.

2.1 Mayoral Minute - Light Rail Proposal and the Smart Cities Plan

RESOLVED on the motion of Councillor EATON:

- 436/16 That Council <u>welcomes</u> the Federal Governments Smart Cities Plan and acknowledge the opportunities it provides to the City of the Central Coast.
- 437/16 That Council <u>lodge</u> a detailed submission to the Smart Cities Plan supporting the development of a light rail transport solution as detailed in Councils submission to the draft Central Coast Plan.
- 438/16 That Council <u>request</u> that Gosford City Council collaborate on the preparation of this submission and subject to Gosford's acquiescence that the submission be a joint submission from both councils.

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

AGAINST: CRS KG GREENWALD, LM MATTHEWS AND DV VINCENT

2.2 Mayoral Minute - Ordinary Meeting Schedule for May and June 2016

RESOLVED unanimously on the motion of Councillor EATON:

- 439/16 That Council <u>amend</u> its Ordinary Meeting Schedule for May and June 2016 as follows:
 - a 1 June 2016 commencing at 5pm (by deferral of 25 May 2016 meeting)
 - b 15 June 2016 commencing at 5pm (by deferral of 8 June 2016 meeting)
 - c 29 June 2016 commencing at 5pm (by deferral of 22 June 2016 meeting)
- 440/16 That Council <u>give</u> appropriate public notice of the amended Ordinary Meeting schedule.

5.2 Mayoral Minute - Road Capital Works Program

Councillor Greenwald left the meeting at 7.23 pm and returned to the meeting at 7.24 pm during consideration of this item.

RESOLVED unanimously on the motion of Councillor EATON:

441/16 That Council <u>receive</u> the report on the status of the Council's Road Capital Rolling Works Program.

2.4 Mayoral Minute - East Wyong Train Station Precinct

RESOLVED unanimously on the motion of Councillor EATON:

- 442/16 That Council <u>consider</u> when assessing development applications for the East Wyong/Train Station Precinct, the desired future character for this area, particularly in terms of the following:
 - A Create a complementary mix of uses and types of buildings and spaces, which are compatible with the high activity locality,
 - B Create additional residential opportunities by providing high density residential development along Howarth Street ranging between 6-12 storeys in height with ground floor retail uses,
 - C Ensure that all new development defines the street edge,
 - D Activate the street with uses which stimulate activity and promote a sense of vitality,
 - E Promote the growth of East Wyong as a self-contained vibrant Commercial centre,
 - F Parking and service areas are located within basement parking, or located towards the rear or middle of a lot, and accessed from Levitt Street,
 - G Development is to provide for a landscaped pedestrian/cycleway linkage between the railway car park and footbridge on the western side of Howarth Street, through opposite properties eastward toward the recreational facilities in Ithome Street.

- H The encouragement of Transit Oriented Development that will increase access to public transport.
- 3.1 Planning Proposal to revise Floor Space Ratio Provisions- 66 Oakland Avenue and 6,8,15A,17,19 and 21 Ashton Avenue, The Entrance

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

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

- 443/16 That Council <u>prepare</u> a planning proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP&A) Act 1979 to amend the Wyong LEP 2013 Floor Space Ratio (FSR) Map for 66 Oakland Avenue, 6, 8, 15A, 17, 19 and 21 Ashton Avenue The Entrance revising the maximum permissible FSR from 0.9:1 to 1.85:1.
- That Council <u>forward</u> the planning proposal to the Department of Planning and Environment accompanied by a request for a gateway determination, pursuant to Section 56 of the EP&A Act 1979.
- 445/16 That Council <u>request</u> the Acting Chief Executive Officer to apply to accept plan making delegations for the planning proposal.
- 446/16 That Council <u>undertake</u> community and government agency consultation in accordance with the requirements of the gateway determination.
- 447/16 That Council <u>consider</u> a further report on results of the community consultation.
- 448/16 That Council <u>request</u> that staff to review the floor space ratio provisions for land identified as Area 1 on the Wyong LEP 2013 Height of Building Map and that Council be informed of the outcome of this review.

FOR: CRS GB BEST, DE EATON, B G GRAHAM, KG GREENWALD, LM MATTHEWS, LT

TAYLOR, AT TROY, DV VINCENT AND LW WEBSTER

AGAINST: NIL

3.2 Planning proposal for 11A Brisbane Street, Noraville (surplus Ausgrid Depot land) - RZ/3/2016

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

- 449/16 That Council <u>prepare</u> a planning proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP&A) Act 1979 to rezone part of Lot 2 DP 605536, (11A Brisbane Street, Noraville) to R2 Low Density Residential.
- 450/16 That Council <u>forward</u> the planning proposal to the Department of Planning and Environment accompanied by a request for a gateway determination, pursuant to Section 56 of the EP&A Act 1979.

451/16 That Council <u>request</u> the Acting CEO to apply to accept plan making delegations for the amendment.

452/16 That Council <u>undertake</u> community and government agency consultation in accordance with the requirements of the gateway determination.

453/16 That Council <u>prepare</u> appropriate Development Control Plan provisions, (if required), to support the development of the land subject to this Planning Proposal.

454/16 That Council consider a further report on results of the consultation.

FOR: CRS GB BEST, DE EATON, KG GREENWALD, LM MATTHEWS, LT TAYLOR, AT TROY,

DV VINCENT AND LW WEBSTER

AGAINST: NIL

4.1 Activation of Key Sport and Recreation Infrastructure

Councillor Vincent left the meeting at 6.52 pm and returned to the meeting at 6.17 pm and as a result took no part in voting on this item.

Councillor Greenwald left the meeting at 6.52 pm and returned to the meeting at 6.17 pm and as a result took no part in voting on this item.

Councillor Matthews left the meeting at 6.52 pm and returned to the meeting at 6.17 pm and as a result took no part in voting on this item.

PROCEDURAL MOTION

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

455/16 That the motion be put.

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

AGAINST: CRS KG GREENWALD, LM MATTHEWS AND DV VINCENT

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

456/16 That Council <u>note</u> the need to ensure activation of key new sport and recreation infrastructure.

457/16 That Council <u>defer</u> any increase in staffing to the pending merged Central Coast Council

458/16 That Council's communications section <u>actively promote</u> these key new recreational facilities.

4.2 Protecting Neighbourhood Properties - Public Tree Risk Management

Councillor Vincent left the meeting at 6.52 pm and returned to the meeting at 6.17 pm during consideration of this item.

Councillor Greenwald left the meeting at 6.52 pm and returned to the meeting at 6.17 pm during consideration of this item.

Councillor Matthews left the meeting at 6.52 pm and returned to the meeting at 6.17 pm during consideration of this item.

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

- 459/16 That Council <u>support</u> the adopted processes for public tree risk management.
- 460/16 That Council <u>approve</u> the continuation of the allocated budget for tree risk management.
- 461/16 That Council <u>adopts</u> a policy in inserting into conditions of consent that where a development proposes the removal of public trees that these trees be replaced with appropriate replacement trees species in appropriate public spaces.
- That Council <u>develop</u> a policy that allows for residents to remove public trees at their own expense where the tree(s) interfere with the residents enjoyment of their own property.

A DIVISION was called by Councillor VINCENT and Councillor GREENWALD.

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

AGAINST: CRS KG GREENWALD AND DV VINCENT

4.3 General Roadside Amenity Improvements

Councillor Troy left the meeting at 6.59 pm and returned to the meeting at 7.00 pm during consideration of this item.

Councillor Best left the meeting at 7.10 pm and returned to the meeting at 7.11 pm during consideration of this item.

PROCEDURAL MOTION

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

463/16 That the motion be <u>put</u>.

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

464/16 That Council in light of the pending amalgamation <u>deliver</u> improved roadside litter collection and road verge management through existing resources.

- 465/16 That Council through its rangers <u>conduct</u> a litter blitz in all areas across the shire and that outcomes be reported to Council.
- 466/16 That Council <u>engage</u> the fast food business community around better management of litter in and around their respective outlets.
- 467/16 That Council <u>call</u> on the State and Federal Governments to consider reactivating the highly successful community education campaign around litter reduction known as the "Do the Right Thing" campaign.
- 468/16 That Council continue to <u>lobby</u> the Roads and Maritime Services for an appropriate level of funding to maintain State Roads.

4.4 Policy for Natural Asset Management

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

- 469/16 That Council <u>adopt</u> the Policy for Natural Asset Management in order to address the requirements of the Local Government Act 1993 and the NSW Government Integrated Planning and Reporting Guidelines.
- 470/16 That Council <u>request</u> the Acting Chief Executive Officer to instruct staff to amend Council's Asset Management Strategy to reference the management of Natural Assets in accordance with the Policy for Natural Asset Management.
- 471/16 That Council <u>request</u> the Acting Chief Executive Officer to instruct staff commence the implementation of the Policy for Natural Asset Management in order to address the requirements of the Local Government Act 1993 and the NSW Government Integrated Planning and Reporting Guidelines.
- 472/16 That Council <u>exhibit</u> the policy to the public for 28 days and be adopted subject to no significant negative objections being received during the exhibition period.

4.5 Town Centres Advisory Group

Mr Stephen Cutler, of Cutlers The Law Firm, addressed the meeting at 5.12 pm, answered questions and retired at 5.34 pm.

Councillor Troy left the meeting at 5.59 pm and returned to the meeting at 6.00 pm during consideration of this item.

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

473/16 That Council <u>resolve</u> to appoint an Advisory Group of 7 members, being one of each from Wyong, The Entrance and Toukley, three community members and the Town Centre Manager, to meet at least quarterly to provide input to strategic issues related to Town Centres and the chair to be elected by the Advisory Group.

- 474/16 That Council <u>direct</u> the Acting Chief Executive Officer to seek interest from persons for inclusion in the Town Centres Advisory Group, in accordance with the process outlined in this report.
- 475/16 That Council <u>authorise</u> the Acting Chief Executive Officer, following the closure of the Expression of Interest period, to appoint Advisory Group members.
- 476/16 That Council <u>resolve</u> that the Advisory Group will be governed by the existing Terms of Reference for Advisory Groups and will not have any decision-making authority.

4.6 Remote Piloted Vehicles (RPVs)/Drone Ports

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

- 477/16 That Council <u>note</u> that the Civil Aviation Safety Authority are the policing body for Remote Piloted Vehicles and is responsible for the policing.
- 478/16 That Council <u>note</u> the current regulations and promote them to the community.
- 479/16 That Council <u>permit</u> the use of Remote Piloted Vehicles on all public reserves or sports fields providing all regulations regarding their use are followed.
- 4.7 Determination of Water Supply, Sewerage and Drainage Fees and Charges 2016- 2017

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

- 480/16 That Council <u>approve</u> the water, sewerage and drainage Fees and Charges set out in Attachment 1.
- 481/16 That Council <u>note</u> the amount of revenue to be raised by way of Service Charges is estimated at \$51,491,000.
- 482/16 That Council <u>classify</u> all land for the purpose of levying Services Charges according to the following factors:
 - a whether the land is residential or non-residential:
 - b where the land is residential, by the intensity of the use of the land; and
 - c the nature and extent of the water or sewerage services connected to each individual allotment.
- 483/16 That Council <u>determine</u> the Service Charges shall be levied in accordance with the Water Management Act 2000.

5.1 Outstanding Questions on Notice and Notices of Motion

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

484/16 That Council <u>receive</u> the report on Outstanding Questions on Notice and Notices of Motion.

6.1 Notice of Motion - Innovative Art House Recognition

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

Councillor Eaton declared a non-pecuniary significant conflict of interest in the matter for the reason that he is the Council delegate and Chairman of the Arthouse Board. Councillor Eaton left the chamber at 7.32 pm, took no part in discussion, did not vote and returned to the chamber at 7.48 pm.

POINT OF ORDER

Councillor Greenwald raised a point of order regarding Councillor Taylor casting aspersions onto other members of Council throughout his speech regarding the establishment of the Arthouse.

The point of order was upheld by the Acting Mayor and Councillor Taylor was asked to withdraw his comments.

Councillor Matthews left the meeting at 7.47 pm and returned to the meeting at 7.48 pm during consideration of this item.

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

- 485/16 That Council <u>congratulate</u> all those involved in the outstanding delivery of the new Wyong Art House, fully funded by Council.
- 486/16 That Council <u>formally thank</u> all key staff, contractors and the arts community for their excellent efforts in assisting in the delivery of this innovative and progressive arts facility.
- 487/16 That Council <u>give</u> special thanks to the Wyong Musical Society for recently staging the outstanding inaugural Art House performance that of the timeless play 'Oliver Twist'.
- 488/16 That Council <u>recommend</u> to The Arthouse board that the meeting room be named 'The Eaton Room' in recognition of the current Mayor's outstanding contribution to delivering this facility.

6.2 Notice of Motion - Transparent Water Supply Charges

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

- 489/16 That Council <u>recognises</u> that most fees and charges around water supply are independently set by IPART, the independent pricing regulatory authority including pensioner water rebates.
- 490/16 That Council <u>seeks</u> to provide a transparent comparative analysis around water and network charges, with a view to establishing cost trend benchmarks against neighbouring Hunter and Sydney Water supplies.
- 491/16 That Council <u>request</u> the Acting Chief Executive Officer to urgently report to Council the full details around the above as well as the current financial status of Wyong Water, including projected revenues.
- 492/16 That Council <u>request</u> that the report include comparison analysis against current 'typical residences' and current 'typical residences' of 2013.

6.3 Motion - Property Portfolio Review Update - 10a Cynthia Street Bateau Bay

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

- 493/16 That the Council <u>authorise</u> the sale of the land known as Lot 900 DP786123, which has a street address of 10a Cynthia Street, Bateau Bay, for not less than market value.
- 494/16 That the Council <u>authorise</u> the engagement of consultants (including valuers, surveyor and estate agents) to facilitate the sale of that land.
- 495/16 That the Council <u>authorise</u> the Acting Chief Executive Officer to execute all necessary documents to effect the sale of the land.
- 496/16 That the Council <u>authorise</u> the affixing of the Common Seal of the Council to such documents, if required.

7.1 Labour Hire Contracts

Councillor Matthews left the meeting at 7.50 pm and returned to the meeting at 7.51 pm during consideration of this item.

Councillor Troy left the meeting at 7.50 pm and returned to the meeting at 7.51 pm during consideration of this item.

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

497/16 That Council <u>receive</u> and <u>note</u> the report on Labour Hire Contracts.

7.3 Interim Salary Arrangement Framework for the Amalgamated Council

It was MOVED Councillor EATON and seconded by Councillor WEBSTER:

- 1 That Council <u>receive</u> and notes this report.
- That Council <u>resolve</u> to engage a consultancy firm to advise on the harmonisation of the salary systems to support the merger of Wyong Shire Council and Gosford City Council and delegate to the Mayor and the Acting Chief Executive Officer the engagement.
- 3 That Council <u>note</u> that Gosford City Council has agreed to contribute to one half of the contract costs.

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

- 1 That Council <u>receive</u> and notes this report.
- That Council <u>resolve</u> to engage a consultancy firm, subject to the State Government announcing the merger of Gosford and Wyong Councils to advise on the harmonisation of the salary systems to support the merger of Wyong Shire Council and Gosford City Council and delegate to the Mayor and the Acting Chief Executive Officer the engagement.
- 3 That Council <u>note</u> that Gosford City Council has agreed to contribute to one half of the contract costs.
- 4 That Council <u>consult</u> with the United Services Unions, USU and other related Council unions as part of the harmonisation process to ensure staff members are not disadvantaged by the harmonisation process.

CHAIRPERSON RULING

The Chairperson, Councillor Eaton OAM, ruled that the above amendment was out of order as it was providing direction from the current Wyong Council to the possible future Central Coast Council, where the current Council does not have the capacity to do so.

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

- 498/16 That Council <u>receive</u> and notes this report.
- 499/16 That Council <u>resolve</u> to engage a consultancy firm to advise on the harmonisation of the salary systems to support the merger of Wyong Shire Council and Gosford City Council and delegate to the Mayor and the Acting Chief Executive Officer the engagement.
- 500/16 That Council <u>note</u> that Gosford City Council has agreed to contribute to one half of the contract costs.

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

AGAINST: CRS KG GREENWALD, LM MATTHEWS AND DV VINCENT

CONFIDENTIAL SESSION

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

501/16 That Council move into Confidential Session.

At this stage of the meeting being 8.30 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 8.42 pm and the Acting Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting of council as follows:

7.2 Agreement for Lease - Warnervale Airport

- 502/16 That Council <u>resolve</u> to enter into an Agreement for Lease with Amphibian Aircraft International (AAI), or associated company, for the lease of land at Warnervale Airport, based on the terms outlined in this report.
- 503/16 That Council <u>authorise</u> the Acting Chief Executive Officer to execute all necessary documentation relevant to the Agreement for Lease and Lease with Amphibian Aircraft International, or associated company, at Warnervale Airport.
- 2.3 Mayoral Minute Re-appointment of Acting General Manager (Chief Executive Officer) from 15 June 2016, and related matters

Mr Rob Noble, Acting Chief Executive Officer, declared a pecuniary significant conflict of interest in the matter for the reason that this item is considering his employment at Council as Acting Chief Executive Officer. This item was dealt with via the exception method.

- 504/16 That Council note this Report.
- 505/16 That the Council <u>determine</u> that this Report and its attachments remain confidential after the closing of this meeting, for the reasons that the Report includes personnel matters concerning individuals (s. 10A(2)(a) of the Local Government Act 1993).
- 506/16 That pending further resolution, the Council <u>resolve</u> that the position of "Acting General Manager" continue to be titled "Acting Chief Executive Officer".
- 507/16 That the Council appoint Mr Robin Noble to the position of (Acting) General Manager of the Council from 15 June 2016 to 13 September 2016 (inclusive) or the day before date on which the Wyong and Gosford local government areas are amalgamated pursuant to s. 218A of the Local Government Act 1993 (whichever occurs first).

508/16 That, pursuant to the attached delegation to the governing body of the Council dated 9 May 2016, the Council resolve to vary the contract of employment between Council and Mr Robin Noble dated 2 September 2015 ("the Noble Contract") in accordance with the attached Variation Agreement.

509/16 That, pursuant to clause 400 of the Local Government (General) Regulation 2005, the Council <u>resolve</u> that the seal of the Council be affixed to the Variation Agreement referred to in resolution 5 above.

QUESTIONS ON NOTICE

Q6/16 Disabled Parking at Wyong Art Centre Councillor Doug Vincent F2011/01775

"Community members have advise there are only 2 disabled carparks available on site at the 500 seat Wyong Art Centre.

Could staff please advise if this is correct?

Q7/16 Additional Disabled Car Parking at Wyong Art Centre Councillor Doug Vincent

F2011/01775

"Could staff also advise if additional car parking spaces can be provided at the Wyong Art Centre for community members with a disability?

Q8/16 Wyong Shire Asbestos Risk Councillor Ken Greenwald F2005/01263

"A resident has asked, as Wingecaribee Shire Council's investigating 65 rural road for possible asbestos contamination, can the Acting CEO advise if any such risk may exist in Wyong Shire?"

Q9/16 Possibly Parked too Long Councillor Greg Best

F2004/07718

"Mr Mayor, I have been approached by the good folk of Coraldeen Street, Gorokan who have on a number of occasions reported what appears to be a derelict boat that is somewhat of a blight on their street amenity. The boat appears to have been parked there for some considerable time as you can see in the photo there is a tree growing out of it. Could you please have staff look into the legalities of this boat remaining in the street?"



Q10/16 The Disappearing Councillors F2004/00208

"Mr Mayor, it has been drawn to my attention by many ratepayers that whomever lays out the Shirewide Column must have 20/20 vision, as it would appear the Councillor phone numbers and associated photos are shrinking to a point of being illegible. With ratepayers now contacting Councillors more often due to our highly efficient call centre, I would really appreciate our numbers being made more visible to our ratepayers. Could you please have staff enlarge this layout?"

THE MEETING closed at 8.43 pm.