



Wyong
Shire
Council
CENTRAL COAST



The finishing touches are being put on Berkeley Road, Berkeley Vale – making it a smoother and safer ride for users.

Wyong Shire Council

Business Paper

ORDINARY COUNCIL MEETING

24 September 2014

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MEETING NOTICE

The **ORDINARY COUNCIL MEETING**
of **Wyong Shire Council**
will be held in the **Council Chamber,**
Wyong Civic Centre, Hely Street, Wyong on
WEDNESDAY 24 SEPTEMBER 2014 at 5.00pm,
for the transaction of the business listed below:

OPENING PRAYER

ACKNOWLEDGEMENT OF COUNTRY

RECEIPT OF APOLOGIES

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At the conclusion of the meeting and at the discretion of the Mayor, Council may meet with staff in an informal, non-decision making mode for a period of no more than 30 minutes.

Michael Whittaker
GENERAL MANAGER

1.1 Disclosures of Interest

TRIM REFERENCE: F2013/02042-02 - D11696920

MANAGER: Lesley Crawley, Manager

AUTHOR: Jade Maskiewicz; Councillor Services Officer

The provisions of Chapter 14 of the *Local Government Act, 1993* regulate the way in which Councillors and nominated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public trust.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons for declaring such interest.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussions, voting on that matter, and require that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code also provides for a number of ways in which a member may manage non pecuniary conflicts of interest.

RECOMMENDATION

That Councillors now disclose any conflicts of interest in matters under consideration by Council at this meeting.

1.2 Proposed Inspections and Briefings

TRIM REFERENCE: F2013/02042-02 - D11696924

MANAGER: Lesley Crawley, Manager

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

Briefings proposed for this meeting and future meetings to be held in the Wilfred Barrett and Tim Farrell Committee Rooms:

Date	Briefing	Directorate
24/09/2014	Art House	Community and Recreation Services
24/09/2014	Customer Service	Community and Recreation Services
24/09/2014	NBNCo Briefing for the Fibre to the Node trial in Northern Sector	GM Unit
24/09/2014	Brand Update (Confidential)	Community and Recreation Services
24/09/2014	Precinct 7A s. 94 Contributions	Property and Economic Development
24/09/2014	'Fit for the Future' DLG response to LGIRP Submissions	GM Unit

RECOMMENDATION

That Council receive the report on Proposed Inspections and Briefings.

ATTACHMENTS

- 1 Councillor Proposed Briefings - Ordinary Meeting 24 September 2014 D11711949

Proposed Briefings List to date

Briefing Title:	Directorate:	Proposed Month:	Proposed Date:
Art House	Community and Recreation Services		24/09/2014
Customer Service	Community and Recreation Services		24/09/2014
NBNCo Briefing for the Fibre to the Node trial in Northern Sector	GM Unit		24/09/2014
Brand Update (Confidential)	Community and Recreation Services		24/09/2014
Precinct 7A s. 94 Contributions	Property and Economic Development		24/09/2014
'Fit for the Future' DLG response to LGIRP Submissions	GM Unit		24/09/2014
INSPECTION - Norah Head Boat Ramp	Community and Recreation Services		01/10/2014
2013/14 End of Financial Year accounts (pre-exhibition)	GM Unit		08/10/2014
CONFIDENTIAL: Building Certification Business	Development and Building		08/10/2014
Facts of and Strategy for Tidy Towns & LandCare	Community and Recreation Services		22/10/2014
Regional Playgrounds	Community and Recreation Services		22/10/2014
CCRDC Update - Grame Inchley & Greg South	GM Unit		26/11/2014
Community Facilities Strategy Update	Community and Recreation Services		26/11/2014
2014/15 Q1	GM Unit		26/11/2014
Ward Forums Annual Review	Community and Recreation Services		11/03/2015
Wyong Employment Zone - results of DCP and S94 contributions Plan/Biocertification update, DCP amendment update	Property and Economic Development	November	

1.3 Address By Invited Speakers

TRIM REFERENCE: F2013/02042-02 - D11696927
MANAGER: Lesley Crawley, Manager
AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

There have been no requests to address the Ordinary Meeting at the time of printing the Business Paper.

RECOMMENDATION

That Council receive the report on Invited Speakers.

ATTACHMENTS

Nil.

1.4 Confirmation of Minutes of Previous Meeting

TRIM REFERENCE: F2013/02042-02 - D11696936

MANAGER: Lesley Crawley, Manager

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

Confirmation of minutes of the previous Extraordinary Meeting of Council and the Ordinary Meeting of Council held on Wednesday 10 September 2014.

RECOMMENDATION

That Council confirm the minutes of the previous Extraordinary Meeting of Council and the Ordinary Meeting of Council held on Wednesday 10 September 2013.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | Extraordinary Meeting 10 September 2014 | D11707550 |
| 2 | Ordinary Meeting 10 September 2014 - Minutes | D11707551 |

WYONG SHIRE COUNCIL

**MINUTES OF THE
EXTRAORDINARY COUNCIL MEETING OF COUNCIL**

**HELD IN THE COUNCIL CHAMBER
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON 10 September 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, Acting Director Infrastructure and Operations, Acting Director Property and Economic Development, Director Community and Recreation Services, General Counsel, Manager Communications and two administration staff.

The Mayor, Councillor Eaton, declared the meeting open at 5.02pm 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.

APOLOGY

There were no apologies.

1.1 Disclosure of Interest

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

980/14 That Council receive the report on Disclosure of Interest and the fact that no disclosure was made be noted.

2.1 Mayoral Minute-Mayoral Report 2013-2014

Councillor Matthews left the meeting at 5.02pm and returned to the meeting at 5.03pm.

Councillor Matthews left the meeting at 5.04pm and returned to the meeting at 5.05pm.

RESOLVED on the motion of Councillor EATON:

981/14 That Council adopt the Mayoral report for the past 12 month term, 2013-2014.

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

AGAINST: COUNCILLORS GREENWALD, MATTHEWS AND VINCENT

3.1 Election of Mayor and Voting Procedure

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

982/14 That Council hold an election for the Office of Mayor by all councillors in accordance with the provisions of Section 290(a) of the Local Government Act 2003.

983/14 That Council proceed to elect the Office of Mayor by open voting.

984/14 That Council note the election of Mayor will be for the term September 2014 to September 2015.

The General Manager advised that nominations for the position of Mayor had been received for Councillors Eaton and Matthews. Councillors Eaton and Matthews accepted their respective nominations.

The General Manager requested those Councillors supporting the nomination of Councillor Eaton to raise their right hand. Councillors voting in support of Councillor Eaton were Councillors Best, Eaton, Nayna, Taylor, Troy and Webster.

The General Manager requested those Councillors supporting the nomination of Councillor Matthews to raise their right hand. Councillors voting in support of Councillor Matthews were Councillors Graham, Greenwald, Matthews and Vincent.

Councillor Eaton was declared duly elected to the office of Mayor for the term 2014/2015.

3.2 Election of Deputy Mayor

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

985/14 That Council appoint the position of a Deputy Mayor.

986/14 That Council conduct the election of Deputy Mayor in the same manner as the election of Mayor for the term September 2014 to September 2015.

The General Manager advised that nominations for the position of Deputy Mayor had been received for Councillors Webster and Vincent. Councillors Webster and Vincent accepted their respective nominations.

The General Manager requested those Councillors supporting the nomination of Councillor Webster to raise their right hand. Councillors voting in support of Councillor Webster were Councillors Best, Eaton, Nayna, Taylor, Troy and Webster.

The General Manager requested those Councillors supporting the nomination of Councillor Vincent to raise their right hand. Councillors voting in support of Councillor Vincent were Councillors Graham, Greenwald, Matthews and Vincent.

Councillor Webster was declared duly elected to the office of Deputy Mayor for the term 2014/2015.

THE MEETING closed at 5.16pm.

WYONG SHIRE COUNCIL

MINUTES OF THE
ORDINARY COUNCIL MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBER
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON 10 SEPTEMBER 2014
COMMENCING AT 5.30PM

PRESENT

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

IN ATTENDANCE

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

The Mayor, Councillor Eaton, declared the meeting open at 5.30 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.

Councillor Greg Best and Councillor Adam Troy presented the Mayor with the Parks And Leisure Australia National Award for Play Space Category B that Council had received at the Parks and Leisure Conference held in Cairns in August 2014.

APOLOGY

An apology for the inability to attend the meeting was received on behalf of Councillor Taylor due to work commitments.

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

987/14 That Council accept the apology and grant leave of absence from the meeting.

All reports were dealt with in sequential order.

1.1 Disclosures of Interest

Item 1.2 - Proposed Inspections and Briefings

Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason that Metro Cinemas is an item on the inspection list and has engaged CCGT that he is General Manager of, to assist in providing an apprentice. Councillor Best participated in consideration of this matter.

Councillor Best stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Item 2.1 - Amendment to Planning Proposal in Respect of 414 Old Maitland Road (Old Farm), Mardi

Mr Glendenning declared a non-pecuniary significant conflict of interest in the matter for the reason that he has, prior to commencing employment at Council, advised a director of the proponent in respect to this development. He considers he has a professional conflict of interest.

Item 2.2 - Amendment to DCP 2013 - Site Specific Development Provisions for Land at Mardi and Chittaway Point

Mr Glendenning declared a non-pecuniary significant conflict of interest in the matter for the reason that he has, prior to commencing employment at Council, advised a director of the proponent in respect to this development.

Item 2.4 - Wyong Local Environmental Plan 2013 - Major Amendment 1 - Further Amendments

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that he has relatives that live near the Buff Point oval and Delta Electricity are the current owners of the Camp Breakaway site. Councillor Vincent left the chamber at 6.11pm, took no part in discussion, did not vote and returned to the chamber at 6.36pm

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

988/14 That Council receive the report on Disclosure of Interest and note advice of disclosures.

1.2 Proposed Inspections and Briefings

Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason that Metro Cinemas is an item on the inspection list and has engaged CCGT that he is General Manager of, to assist in providing an apprentice. Councillor Best participated in consideration of this matter.

Councillor Best stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

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

- 989/14 ***That Council receive the report on Proposed Inspections and Briefings.***
- 990/14 ***That Council note that on 3 September 2014 Councillors inspected Old Farm Mardi, University site Warnervale, Lake Haven Cinemas and Gwandalan Community Garden.***
- 991/14 ***That Council note the request by Metro cinemas to remove the tree in the cinema forecourt that Council grant landowners consent to an application to remove the tree and that staff report to the next council meeting a recommendation as to the removal of the tree for council's consideration.***

PROCEDURAL MOTION

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

- 992/14 ***That Council allow meeting practice to be varied.***
- 993/14 ***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 TROY:

- 994/14 ***That with the exception of report numbers 2.1, 2.3, 2.4, 2.5, 4.3, 4.5 and 4.6 Council adopt the recommendations contained in the remaining reports.***

1.3 Address By Invited Speakers

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

995/14 That Council receive the amended report on Invited Speakers.

996/14 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 NAYNA and seconded by Councillor BEST:

997/14 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 27 August 2014.

Business Arising

There was no business arising.

2.1 Amendment to Planning Proposal in Respect of 414 Old Maitland Road (Old Farm), Mardi

Mr Glendenning declared a non-pecuniary significant conflict of interest in the matter for the reason that he has, prior to commencing employment at Council, advised a director of the proponent in respect to this development. He considers he has a professional conflict of interest.

Mr Laurie Denton, applicant, addressed the meeting at 5.36 pm and spoke against the recommendation, answered questions and retired at 6.03pm.

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

998/14 That Council defer consideration of this item until 8 October 2014.

999/14 That Council provide Councillors with a business update outlining the applicants amended position.

2.2 Amendment to DCP 2013 - Site Specific Development Provisions for Land at Mardi and Chittaway Point

Mr Glendenning declared a non-pecuniary significant conflict of interest in the matter for the reason that he has, prior to commencing employment at Council, advised a director of the proponent in respect to this development.

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

1000/14 That Council endorse the preparation and exhibition of amendments to DCP 2013 to incorporate development provisions for land at Mardi and Chittaway Point, which are currently subject to rezoning proposals RZ/14/2012 and RZ/7/2009.

1001/14 That Council receive a further report on the results of the exhibition.

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

AGAINST: NIL

2.3 Proposed Seniors Living Developments for Glengara Retirement Village at Tumbi Umbi
Development Application No 887/2013 – 44 Seniors Living Dwellings
Development Application No 939/2013 – 44 Seniors Living Dwellings

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

1002/14 That Council, grant consent to Development Applications No 887/2013 and 939/2013 subject to the conditions detailed in the schedule attached to the report.

1003/14 That Council advise those who made written submissions of its decision.

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

AGAINST: NIL

2.4 Wyong Local Environmental Plan 2013 - Major Amendment 1 - Further Amendments

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that he has relatives that live near the Buff Point oval and Delta Electricity are the current owners of the Camp Breakaway site. Councillor Vincent left the chamber at 6.11pm, took no part in discussion, did not vote and returned to the chamber at 6.36pm

Councillor Troy left the meeting at 6.19PM and returned to the meeting at 6.20pm during consideration of this item.

Councillor Best left the meeting at 6.29PM and returned to the meeting at 6.30pm during consideration of this item.

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

1004/14 That Council endorse further amendments to Wyong Local Environmental Plan 2013, as set out within this report.

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

AGAINST: COUNCILLORS GREENWALD, MATTHEWS

2.5 Proposed Amendments to Tree Management Controls

Councillor Greenwald left the meeting at 6.55pm and returned to the meeting at 6.57pm during consideration of this item .

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

1005/14 That further to the recent state government legislative 10/50 bushfire protection rules Council now amend its DCP chapter 36 in accordance with the following objectives

- a That Council has no objection to the planting or removal of any vegetation on any residentially zoned lot less than 1500 square metres.**
- b Existing controls for non-residential and residential over 1500 square metres remains unchanged from existing controls in the current DCP.**

1006/14 That staff submit a revised DCP in accordance with the 1 above for Councils consideration.

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

AGAINST: NIL

3.1 Evaluation and Selection of Tenders for Contract CPA/243182 - Warnervale Trunk Main Line 7 Site Rehabilitation

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

1007/14 That Council accept the tender from the company nominated as Tenderer No '1,' Kleinfelder Australia Pty Ltd, in the attached Tender Evaluation Report, for the lump sum amount of \$206,770.00 (excl GST) and the unit rate of \$2.20 each (excl GST) for the replacement of failed plants for Contract CPA/243182 – Warnervale Trunk Main Line 7 Site Rehabilitation.

1008/14 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, which may be disclosed after Council has resolved to accept that tender.

1009/14 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.

3.2 CPA/241801 - Manufacture, Supply and Delivery of Bulk Liquid Carbon Dioxide to Council's Mardi Water Treatment Plant

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

1010/14 That Council accept the tender from the company nominated as Tenderer No 1, BOC Limited, in the attached Tender Evaluation Report, for a period of up to 2 years for Contract CPA/241801 - Manufacture, Supply and Delivery of Bulk Liquid Carbon Dioxide to Mardi Water Treatment Plant. The estimated annual expenditure against this contract is \$59,400.00 per annum (excl GST), however actual expenditure may vary significantly with fluctuations in demand.

1011/14 That Council delegate the acceptance of optional two year by one extension to the General Manager based on satisfactory performance.

1012/14 That Council determine 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, which may be disclosed after Council has resolved to accept that tender.

1013/14 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.

3.3 CPA/240716 Design for Retrofitting the South Tacoma Vacuum Sewerage System with a Low Pressure Sewerage System

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

- 1014/14 That Council accept the tender from the company nominated as Tenderer No 4, PS Solutions Pty Ltd, in the attached Tender Evaluation Report, for the lump sum amount of \$ 241,532 (excl GST) for Contract CPA/240716 Design for Retrofitting the South Tacoma Vacuum Sewerage System with a Low Pressure Sewerage System.
- 1015/14 That Council determine 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, which may be disclosed after Council has resolved to accept that tender.
- 1016/14 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.

4.1 Local Preference Policy Results and Initiatives

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

- 1017/14 That Council note the Report on the Application of the Local Preference Policy for the Financial Year 2013/14, which is incorporated in this business paper.
- 1018/14 That Council note the results of other initiatives of staff to strengthening local supplier engagement.

4.2 Draft Water Craft Storage Policy

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

- 1019/14 That Council adopt the draft Water Craft Storage Policy.
- 1020/14 That Council communicate compliance requirements of the Policy by placing signage at identified key sites.
- 1021/14 That Council advertise the draft Water Craft Storage Policy on Council's website and in local newspapers.

4.3 Aquatic Infrastructure Strategy

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

- 1022/14 That Council receive and note the draft Aquatic Infrastructure Strategy.
- 1023/14 That Council exhibit the draft Aquatic Infrastructure Strategy for 28 days.
- 1024/14 That Council adopt the draft Aquatic Infrastructure Strategy after exhibition conditional that no material challenges are made to the strategy during exhibition.

4.4 Policy for Investment of Council Funds

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

- 1025/14 That Council adopt the Policy for Investment of Council Funds and the Investment guidelines for Asset Allocation and Performance Measurement and Risk Management.

4.5 Waste Disposal Voucher

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

- 1026/14 That Council approve a one-off free waste disposal voucher to be made available to each household. The voucher can be utilised between 1 November 2014 and 31 January 2015 for the disposal at Buttonderry of household inert waste equal to one bulk kerbside collection, with the following conditions:
- a only one load per voucher with a maximum weight of 200kg.
 - b usable only for household waste, as per the bulk kerbside collection guidelines , excluding unacceptable materials such as hazardous wastes, problem wastes, food wastes, medicine, batteries, tyres, and construction materials.
- 1027/14 That Council approve the additional expenditure for this project which, based on an estimated 25 % participation rate, is estimated at \$390,000.

4.6 Election of Council Representative for Wyong Chamber of Commerce

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

1028/14 That Council note that it has elected Councillor Eaton and Councillor Greenwald as alternate as its representative on the external body, Wyong Chamber of Commerce for the current term of Council.

1029/14 That Council note that Councillor Eaton has resigned as Council's representative on Wyong Chamber of Commerce.

1030/14 That Council elect a representative of Council for the Wyong Chamber of Commerce for the remainder of the current term of Council.

PROCEDURAL MOTION

The Mayor advised that nominations for the position of Council's representative on Wyong Chamber of Commerce had been received for Councillors Taylor and Matthews. Councillors Taylor and Matthews accepted their respective nominations.

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

1031/14 That Council appoint Councillor Taylor as its representative to the Wyong Chamber of Commerce for the remainder of the current term of Council.

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

AGAINST: COUNCILLORS GREENWALD, MATTHEWS AND VINCENT

5.1 Road Capital Works Program

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

1032/14 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.

5.2 Your Future NSW to 2031: Newcastle, Lower Hunter and Central Coast Projected Growth

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

1033/14 That Council receive the report on Your Future NSW to 2031: Newcastle, Lower Hunter and Central Coast Projected Growth.

5.3 Outstanding Questions on Notice and Notices of Motion

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

1034/14 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

THE MEETING closed at 7.30pm.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the Local Government Act 1993. You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: Councillor Greg Best
in the matter of Wyang Local Environmental Plan 2013 – Major Amendment 1
which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	6 Roslyn Place NORAVILLE (Lot 2 DP 229263)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning	Wyang LEP 2013 R2 Low Density Residential

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

<i>control applying to the subject land</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	2 London Drive WYONG NSW 2259 (Lot 38 DP 1100416)
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 B6 Enterprise Corridor Zone
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 B6 Enterprise Corridor Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

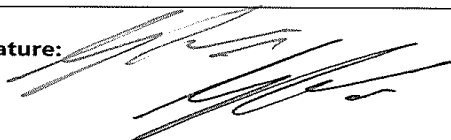
3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	12 Reliance Drive TUGGERAH NSW 2259 (Lot 307 DP 1007368)
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 B7 Business Park Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 B7 Business Park Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

4. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	3 Bounty Close, Tuggerah NSW 2259 (Lot 2073 DP 1052715)
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 B7 Business Park Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 B7 Business Park Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

Councillor's signature:



Date:

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the Local Government Act 1993. You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: Councillor Doug Eaton
in the matter of Wyong Local Environmental Plan 2013 – Major Amendment 1
which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	23 Jennings Road WYONG NSW 2259 (Lot 1 DP 24783)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning]	Wyong LEP 2013 R2 Low Density Residential Zone

**Schedule 3A Form of special disclosure of pecuniary interest
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control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	1 - 10 Naples Place, WYONG NSW 2259 (Lots 41 – 50 DP 1100416)
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input checked="" type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 B6 Enterprise Corridor
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 B6 Enterprise Corridor
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	464 Ruttleys Road MANNERING PARK NSW 2259 (Lot 11 DP 1091396)
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input checked="" type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 SP2 Infrastructure Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 SP2 Infrastructure Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.
4. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	Amsterdam Circuit, WYONG NSW 2259 (Lots 1-37 DP 1100416)
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input checked="" type="checkbox"/> Associated company or body of councillor has interest in the land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 B6 Enterprise Corridor
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 B6 Enterprise Corridor
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

5. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	500 Pacific Highway, WYONG NSW 2259 (Lot A DP 403153)
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input checked="" type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 B6 Enterprise Corridor
Proposed change of zone/planning control	Wyong LEP 2013 – Major Amendment 1

Schedule 3A Form of special disclosure of pecuniary interest

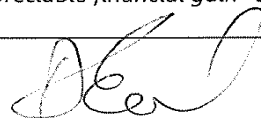
Section 451 of the Local Government Act 1993

[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	B6 Enterprise Corridor
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.
6. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	1507 Mandalong Road, DOORALONG NSW 2259 (Lot 7 DP 826268)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 RU1 Primary Production
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 RU1 Primary Production
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

7. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	2 Burns Road OURIMBAH
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input checked="" type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 E3 – Environmental Management
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 E3 – Environmental Management
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

Councillor's signature:



 Date: 10/9/14

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.

Schedule 3A Form of special disclosure of pecuniary interest**Section 451 of the Local Government Act 1993**

- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the Local Government Act 1993. You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: Councillor Bob Graham
in the matter of Wyang Local Environmental Plan 2013 – Major Amendment 1
which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	38 Gregory Street, BERKELEY VALE NSW 2261 (Lot 39 DP 202428)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning]	Wyang LEP 2013 R2 Low Density Residential Zone

Schedule 3A Form of special disclosure of pecuniary interest
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<i>control applying to the subject land]</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

Councillor's signature:



Date:

10-9-14

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the *Local Government Act 1993*. You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: Councillor Ken Greenwald
 in the matter of *Wyong Local Environmental Plan 2013 - Major Amendment 1*
 which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	57 Dunrossil Avenue, WATANOBBI NSW 2259 (Lot 1212 DP 262111)
Relationship of identified land to Councillor [Tick or cross one box]	Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). Associated person of Councillor has interest in the land. Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest ²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the <i>subject land</i>) ³ [Tick or cross one box]	The identified land. Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 - Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

Councillor's signature:

Date:

Ken Greenwald
10/9/2014

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the *Local Government Act 1993* provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the *Local Government Act 1993* provides that a *pecuniary interest* is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the *Local Government Act 1993* has a proprietary interest—see section 448 (g) (ii) of the *Local Government Act 1993*.
- 4 *Relative* is defined by the *Local Government Act 1993* as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the Local Government Act 1993. You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: Councillor Lisa Matthews
in the matter of Wyong Local Environmental Plan 2013 – Major Amendment 1
which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	77 Kalua Drive, CHITTAWAY BAY NSW 2261 (Lot 168 DP 27390)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning	Wyong LEP 2013 R2 Low Density Residential Zone

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<i>control applying to the subject land</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	360 Lakedge Avenue, CHITTAWAY BAY NSW 2261
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

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3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	8 St James Avenue, BERKELEY VALE NSW 2261
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

Councillor's signature:



Date:

10/9/14

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- ¹ Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.

Schedule 3A Form of special disclosure of pecuniary interest**Section 451 of the Local Government Act 1993**

- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

(Clause 195A)

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Special disclosure of pecuniary interests by: Councillor Luke Nayna
 in the matter of Wyang Local Environmental Plan 2013 – Major Amendment 1
 which **was** considered at a *Council meeting* held on the 10th day of *September 2014*.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	133 Dudley Street, LAKE HAVEN NSW 2259
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyang LEP 2013 R2 Low Density Residential Zone

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Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	130 Ocean Parade, BLUE BAY NSW 2261 (Lot 5 DP 18266)
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R1 General Residential Zone
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R1 General Residential Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

Councillor's signature: 

Date:

10-09-14

Schedule 3A Form of special disclosure of pecuniary interest**Section 451 of the Local Government Act 1993**

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

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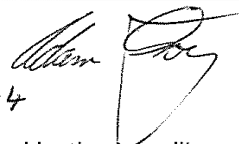
Special disclosure of pecuniary interests by: Councillor Adam Troy
in the matter of Wyong Local Environmental Plan 2013 – Major Amendment 1
which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	31 Warner Avenue, Tuggerawong NSW 2259 (Lot 155 DP 13019)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

Councillor's signature:



Date: 10/9/2014

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Section 451 of the Local Government Act 1993**

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Special disclosure of pecuniary interests by: Councillor Doug Vincent
in the matter of Wyong Local Environmental Plan 2013 – Major Amendment 1
which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	62 Narambi Road, BUFF POINT NSW 2262 (Lot 86 DP 13209)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning]	Wyong LEP 2013 R2 Low Density Residential Zone

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<i>control applying to the subject land</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	No change.

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	222 Buff Point Avenue, BUFF POINT NSW 2262 (Lot 86 DP 13209) 11 Travis Place BUFF POINT NSW 2262 (Lot 25 DP 863084) 9 Sabrina Ave BATEAU BAY NSW 2261 (Lot 146 DP 29860)
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone R2 Low Density Residential Zone R2 Low Density Residential Zone
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	Wyong LEP 2013 – Major Amendment 1 R2 Low Density Residential Zone R2 Low Density Residential Zone R2 Low Density Residential Zone

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Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.
3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	265 Scenic Drive, COLONGRA NSW 2259 (Lot 420 DP 755266 & Lot 425 DP 755266) 301 Scenic Drive, COLONGRA NSW 2259 (Various allotments) 200 Vales Road, MANNERING PARK NSW 2259 (Lot 102 DP 1065718) 220 Vales Road, MANNERING PARK NSW 2259 (Various allotments) 240 Tall Timbers Road, MANNERING PARK NSW 2259 (Lot D DP 349733) 2 Highview Avenue, SAN REMO NSW 2262 (Lot 2 DP 1068216) 80 Highview Avenue, SAN REMO NSW 2262 (Lot 4 DP 734739) 100 Highview Avenue, SAN REMO NSW 2262 (Lot 1 DP 1068216)
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input checked="" type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 E1 National Parks & Nature Reserves Zone E2 Environmental Conservation Zone E3 Environmental Management Zone RU6 Transition Zone RE1 Public Recreation Zone RE2 Private Recreation Zone SP2 Infrastructure Zone
Proposed change of zone/planning control	Wyong LEP 2013 – Major Amendment 1

Schedule 3A Form of special disclosure of pecuniary interest

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[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	E1 National Parks & Nature Reserves Zone E2 Environmental Conservation Zone E3 Environmental Management Zone RU6 Transition Zone RE1 Public Recreation Zone RE2 Private Recreation Zone SP2 Infrastructure Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.
4. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	See Attached Schedule
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input checked="" type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 See attached schedule
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 See attached schedule
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

Schedule 3A Form of special disclosure of pecuniary interest
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[financial loss"]

Councillor's signature: DVW

Date: 10/9/14.

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**Schedule 3A Form of special disclosure of pecuniary interest
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Schedule Referred to In Item 4 above

PUBLIC SCHOOLS (Primary)

#	SCHOOL	ADDRESS	LOT & DP	CURRENT ZONE	PROPOSED
1	Bateau Bay PS	Waratah Ave, Bateau Bay	Lot 382 DP 755263	R2 Low Density Residential	No change
2	Berkeley Vale PS	Pindarri St, Berkeley Vale	Lot 1 DP 731542	R2 Low Density Residential	No change
3	Blue Haven PS	Colorado Dr, Blue Haven	Lot 1 DP 1089656	R1 General Residential & Conservation Zoning*	No change
4	Brooke Ave PS	Brooke Ave, Killarney Vale	Lot 466 DP 44382	R1 General Residential	No change
5	Budgewoi PS	Woolana Ave, Budgewoi	Lot 10 DP 1101984, Lots 1049-1057, Lots 1116-1124 DP 24050 and Lot 2 DP 233616	R2 Low Density Residential	No change
6	Chittaway PS	Chittaway Rd, Chittaway South	Lot 2 DP 829719	R2 Low Density Residential & Open Space Zoning*	No change
7	Dooralong PS	Dooralong Rd, Dooralong	Lots 218-219 DP 755271	SP2 Infrastructure (Educational Establishments)	No change
8	Gorokan PS	Dudley St, Gorokan	Lot 101 DP 838668	R1 General Residential	No change
9	Gwandalan PS	Kanangra Dr, Gorokan	Lot 63-65 Sec 9 DP 27782, Lot 1 DP 220889	R2 Low Density Residential	No change
10	Jilliby PS	Jilliby Rd, Jilliby	Lot 1 DP 578580, Lot 1 DP 755271	SP2 Infrastructure (Educational Establishments)	No change
11	Kanwal PS	Craigie Ave, Kanwal	Lot 1 DP 383337, Lot 1 DP 392224, Lot 1 DP 850212, Lots 12-17 DP 26179, Lot 213 DP 810491, Lot 215 DP 806475, Lot A DP 354699	R1 General Residential	No change
12	Killarney Vale PS	Hendricks Rd, Killarney Vale	Lots 1-2 DP 845889, Lot 24 DP 839496	R2 Low Density Residential	No change
13	Lake Munmorah PS	Pacific Hwy, Lake Munmorah	Lot 22 DP 117984	SP2 Infrastructure (Educational Establishments)	No change
14	Mannering Park PS	Vales Rd, Mannering Park	Lot 1 DP 214857	R2 Low Density Residential	No change
15	North Lakes PS	Goorama Ave, San Remo	Lot 173 DP 728997	R2 Low Density Residential	No change
16	Ourimbah PS	Pacific Hwy, Ourimbah	Lot 13 DP 1097319, Lot 110 DP 1129450	R2 Low Density Residential	No change

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Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

17	Tacoma PS	Hillcrest Ave, Tacoma	Lot 1 DP 227276, Lot 1 DP 523708, Lots 1 DP 771679, Lots 1-10 DP 29364, Lots 144-151 DP 205160	R2 Low Density Residential	No change
18	The Entrance PS	Oakland Ave, The Entrance	Lot 1 DP 715415	R3 Med. Density Residential	No change
19	Toukley PS	Main Rd, Toukley	Lot 1 DP 782524, Lot 1DP 613072, Lots 71-83 DP 27833, Pt Lot 70 DP 27883	R2 Low Density Residential	No change
20	Tuggerah PS	Pacific Hwy, Tuggerah	Lot 517 DP 821088, Pt Lot 62 DP 755263, Pt Lot 66 DP 755263	SP2 Infrastructure (Educational Establishments)	No change
21	Tuggerawong PS	Tuggerawong Rd, Tuggerawong	Lot 23-34 Sec 2 DP 11710, Pt Lot 29-33 Sec 2 DP 11710	R2 Low Density Residential	No change
22	Warnervale PS	Warnervale Road, Warnervale	Lot 6 DP 1071965	R1 General Residential	No change
23	Woongarra PS	Mataram Rd, Woongarra	Lot 1 DP 1104475	R1 General Residential	No change
24	Wyong Creek PS	Yarramalong Rd, Wyong Creek	Lots 1-2 DP 795369	SP2 Infrastructure (Educational Establishments)	No change
25	Wyong Grove PS	North Rd, Wyong	Lot 1 DP 123075, Lot 18 DP 219825	R2 Low Density Residential	No change
26	Wyong Public PS	Cutler Dr, Wyong	Lot 1 DP 576538, Lot 3 DP 242538	R2 Low Density Residential	No change
27	Yarramalong PS	Yarramalong Rd, Yarramalong	Lot 1 DP 782407, Lots 15-16 DP 755224, Lot 60 DP 755224, Pt Lot 91 DP 755244	RUS Village	No change

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

PUBLIC SCHOOLS (Secondary)

#	SCHOOL	ADDRESS	LOT & DP	CURRENT PRIMARY ZONE	PROPOSED
1	Gorokan HS	Goorabarabah Ave, Gorokan	Lots 11-12 DP 881994	R2 Low Density Residential Zone & Recreation Zone	No change
2	Lake Munmorah HS	Carters Road, Lake Munmorah	Lot 21 DP 117984	SP2 Infrastructure (Educational Establishments) and Conservation Zoning	No change
3	North Lakes HS	Brava Ave, San Remo	Lot 170 DP 727766	R2 Low Density Residential	No change
4	Berkeley Vale	Berkeley Vale Rd, Berkeley Vale	Lot 10 DP 720913, Lots 1-2 DP 774172	SP2 Infrastructure (Educational Establishments)	
5	The Entrance	The Entrance Rd, Long Jetty	Lot 385 DP 755263, Lot 334 DP 755263	R1 General Residential and Recreation Zoning	No change
6	Tumbi Umbi	Bellevue Rd, Tumbi Umbi	Lot 2 DP 567984	TBA	No change
7	Wyong HS	Alison Road, Wyong	Lot 101 DP 878443	R1 General Residential	No change

PUBLIC SCHOOLS (Kindergarten – Year 12)

#	SCHOOL	ADDRESS	LOT & DP	CURRENT ZONE	PROPOSED
1	Wadalba CS	Van Stappen Rd, Wadalba	Lot 821 DP 113752	R2 Low Density Residential & Recreation Zoning	No change

PUBLIC SCHOOLS (Special)

#	SCHOOL	ADDRESS	LOT & DP	CURRENT ZONE	PROPOSED
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Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

1	Hopetown School	Pollock Ave, Wyong	Lot 2 DP 562445	RU2 Rural Landscapes	No change
2	Nth Entrance Campus of Glenvale	Hutton Road, Nth Entrance		R1 General Residential	No change

TAFE INSTITUTES

#	ESTABLISHMENT	ADDRESS	LOT & DP	CURRENT ZONE	PROPOSED
1	Wyong Campus	Alison Road, Wyong	Lot 5 DP 877558	R1 General Residential	No Change

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

UNIVERSITIES

#	UNIVERSITY	ADDRESS	LOT & DP	CURRENT ZONE	PROPOSED
1	University of Newcastle, Ourimbah Campus	Chittaway Road, Ourimbah	Lot 1 DP 837937	SP2 Infrastructure (Educational Establishments)	No Change

SURPLUS LAND

#	UNIVERSITY	ADDRESS	LOT & DP	CURRENT ZONE	PROPOSED
1	Warnervale Public School	Warnervale Road, Warnervale	Lot 71 DP 7091	SP2 Infrastructure (Educational Establishments)	No change
2	Summerland Pt School Site	Cams Boulevarde, Summerland Pt	Lot 1 DP 555602	R2 Low Density Residential and E2 Environmental Conservation	No change
3	The Entrants Infant Site	Oakland Avenue, The Entrance		R3 Medium Density Residential and E2 Environmental Conservation	No change

STRATEGIC SITES

#	UNIVERSITY	ADDRESS	LOT & DP	CURRENT ZONE	PROPOSED
1	Warnervale Education Precinct	Jack Grant Avenue, Warnervale	Lot 2 DP 1047484	SP2 Infrastructure	No Change

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the Local Government Act 1993. You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

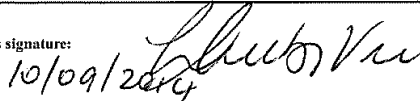
Special disclosure of pecuniary interests by: Councillor Lynne Webster
in the matter of Wyong Local Environmental Plan 2013 - Major Amendment 1
which was considered at a Council meeting held on the 10th day of September 2014.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	616/89-95 The Entrance Road, THE ENTRANCE NSW 2261 (Lot 0 DP 63341)
Relationship of identified land to Councillor [Tick or cross one box.]	Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). Associated person of Councillor has interest in the land. Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the <i>subject land</i>) ³ [Tick or cross one box.]	The identified land. Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 B2 Local Centre Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 B2 Local Centre Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	7 Reliance Drive, TUGGERAH NSW 2259 (Lot 105 DP 866815)
Relationship of identified land to Councillor [Tick or cross one box.]	Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). Associated person of Councillor has interest in the land. Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the <i>subject land</i>) ³ [Tick or cross one box.]	The identified land. Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 B7 Business Park Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 – Major Amendment 1 B7 Business Park Zone
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	No change.

Councillor's signature:

Date:



[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the Local Government Act 1993 provides that a *pecuniary interest* is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 *Relative* is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

1.5 Notice of Intention to Deal with Matters in Confidential Session

TRIM REFERENCE: F2013/02042-02 - D11696944
MANAGER: Lesley Crawley, Manager
AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

It is necessary for the Council to adopt a resolution to formalise its intention to deal with certain matters in Confidential Session. The reports are incorporated in the "Confidential" business paper which has been circulated to Councillors.

The Local Government Act, 1993 requires the General Manager to identify those matters listed on the business paper which may be categorised as confidential in terms of Section 10A of the Local Government Act, 1993.

RECOMMENDATION

1 That Council consider the following matter in Confidential Session, pursuant to Section 10 A (2)(c) and (2)(d)(i) of the Local Government Act 1993:

8.1 Land Acquisition - Land Valuation and Due Diligence Report

2 That Council note its reason for considering Report No 8.1 - Land Acquisition - Land Valuation and Due Diligence Report 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 and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

3 That Council request the General Manager to report on this matter in open session of Council.

Note: Explanation - Section 10A of the Local Government Act 1993 states:

"2(a) personnel matters concerning particular individuals (other than Councillors),

2(b) the personal hardship of any resident or ratepayer,

2(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business,

2(d) commercial information of a confidential nature that would, if disclosed:

(i) prejudice the commercial position of the person who supplied it, or

(ii) confer a commercial advantage on a competitor of the Council, or

(iii) reveal a trade secret,

1.5 Notice of Intention to Deal with Matters in Confidential Session (contd)

- 2(e) information that would, if disclosed, prejudice the maintenance of law,*
- 2(f) matters affecting the security of the Council, Councillors, Council staff or Council property,*
- 2(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,*
- 2(h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.”*

ATTACHMENTS

Nil.

2.1 Proposed Transfer of Land at Berkeley Vale to Roads & Maritime Services

TRIM REFERENCE: F2014/00922 - D11685768

MANAGER: Paul Forster, Services Coordinator

AUTHOR: Julie Tattersall; Property Officer

SUMMARY

Approval is sought to transfer Council land, Lot 17 DP 255990, Lot 7 DP 259648, Lot 60 DP 818089 and part Lot 503 DP 627895 at the intersection of Enterprise Drive and Wyong Road, Berkeley Vale to Roads & Maritime Services.

RECOMMENDATION

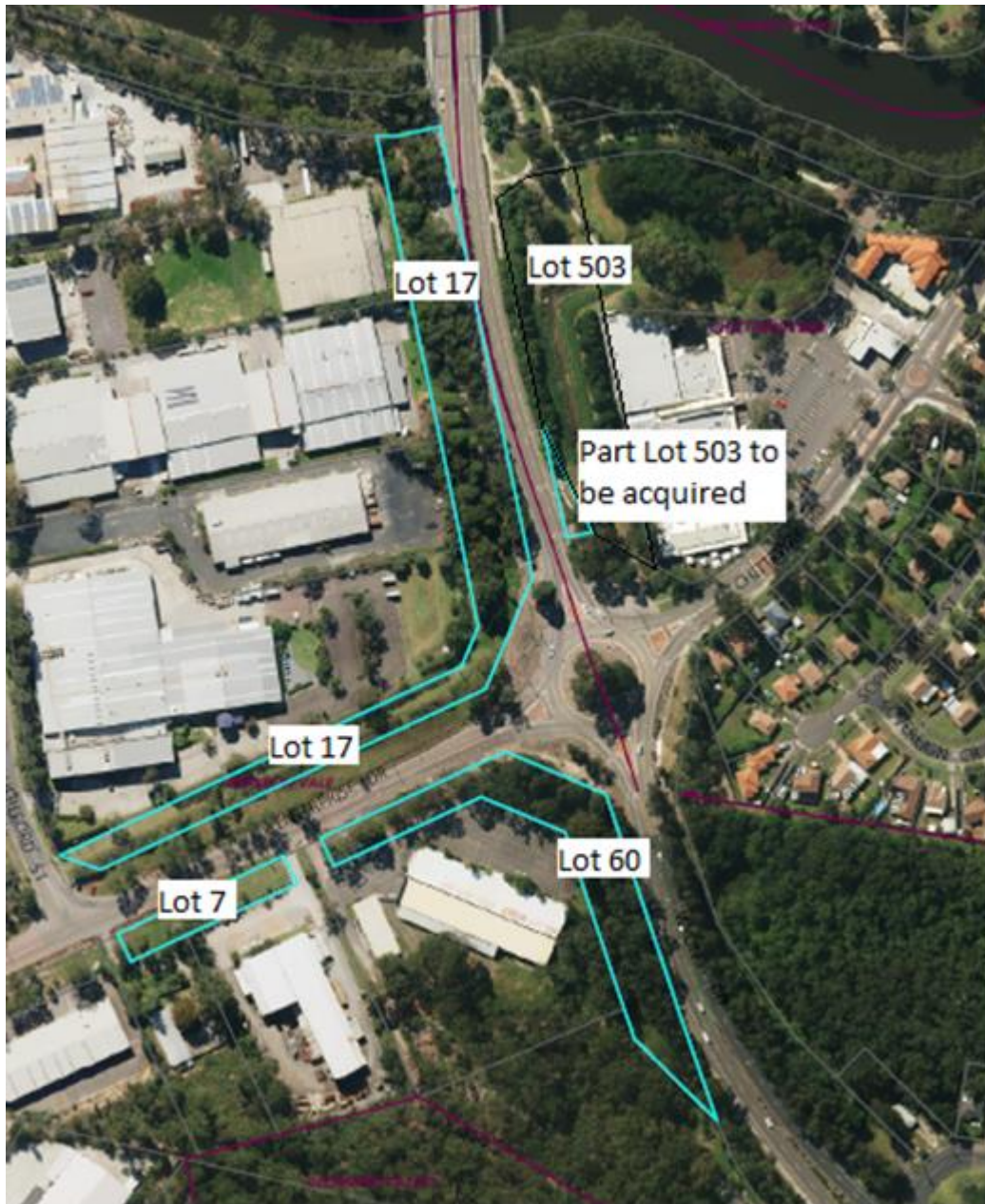
- 1 ***That Council authorise the transfer of Lot 17 DP 255990, Lot 7 DP 259648, Lot 60 DP 818089 and part Lot 503 DP 627895 at the intersection of Enterprise Drive and Wyong Road, Berkeley Vale to Roads & Maritime Services for an amount not less than market value as determined by a licensed valuer.***
- 2 ***That Council authorise the Common Seal of Wyong Shire Council to be affixed to the formal documents for the transfer of the land.***
- 3 ***That Council authorise the Mayor and the General Manager to execute all documents.***

BACKGROUND

Council has received a request from Roads & Maritime Services (RMS) to acquire Lot 17 DP 255990, Lot 7 DP 259648, Lot 60 DP 818089 and part Lot 503 DP 627895 at the intersection of Enterprise Drive and Wyong Road, Berkeley Vale (the Road Widening Land).

The Road Widening Land is required by RMS for the upgrading of the Wyong Road intersection at Enterprise Drive, Berkeley Vale. The upgrade of this intersection is part of the RMS proposal to replace existing roundabouts with traffic signals to improve traffic flow and safety along Wyong Road at Enterprise Drive, Mingara Drive and Tumby Road.

Wyong Road is the main road linking the M1 Pacific Motorway with Wyong, Tuggerah, The Entrance and surrounding coastal suburbs. The roundabout intersection at Enterprise Drive is heavily congested during peak hours and RMS considers the proposed upgrade of the intersection to be the sustainable, long term solution to the congestion experienced by motorists and the lack of pedestrian facilities.



CURRENT STATUS

The Road Widening Land comprises the following land:

Lot 17 DP 255990 is zoned SPS Infrastructure – Road and Traffic Facility, has an area of approximately 10,892 square metres and is classified as Operational Land.

Lot 7 DP 259648 is zoned RE1 Public Recreation, has an area of approximately 1,350 square metres and is classified as Operational Land.

Lot 60 DP 818089 is zoned RE1 Public Recreation, has an area of approximately 6,011 square metres and is classified as Operational Land.

2.1 Proposed Transfer of Land at Berkeley Vale to Roads & Maritime Services (contd)

Part Lot 503 DP 627895 is zoned SP2 Infrastructure - Road and Traffic Facility, has an area of approximately 8,403 square metres and is classified as Operational Land. The part of the land proposed to be transferred has an approximate area of 560 square metres.

The Road Widening Land contains Water & Sewer and Roads & Drainage infrastructure.

THE PROPOSAL

RMS has requested that Council transfer the Road Widening Land and has offered to pay compensation to Council for the land as assessed by a licensed valuer.

RMS has agreed to pay, in addition to compensation, all costs including valuation fees and survey fees including plan preparation and registration.

RMS will adjust the services and public utilities in the Road Widening Land as necessary to suit the new alignment at no cost to Council.

OPTIONS

- 1 Council may resolve to transfer the Road Widening Land to RMS to enable the upgrade of the Enterprise Drive intersection to proceed.
- 2 Council can refuse to approve the transfer of the Road Widening Land, in which case RMS may elect to compulsorily acquire the Road Widening Land under the terms of the Land Acquisition (Just Terms Compensation) Act 1991.

Valuation of the land in both options will be undertaken in the same manner so there is no financial advantage to Council under either process, however Option 1 is a more expeditious process.

Budget Impact

There is no cost to Council in relation to the transfer of the Road Widening Land to RMS. Proceeds from the sale will be held in Council's Land Development Reserve for future property investments.

CONSULTATION

The Manager Roads & Drainage, Manager Water & Waste and Manager Open Space & Recreation have no objections to the proposed transfer of the Road Widening Land. RMS has conducted extensive consultation with Council in relation to the asset relocations associated with the project.

GOVERNANCE AND POLICY IMPLICATIONS

The Road Widening Land is classified as Operational Land for the purposes of the Local Government Act, 1993 and there is no impediment to transfer of the land.

MATERIAL RISKS AND ISSUES

Nil.



CONCLUSION

Council has received a request from Roads & Maritime Services to acquire Lot 17 DP 255990, Lot 7 DP 259648, Lot 60 DP 818089 and part Lot 503 DP 627895 at the intersection of Enterprise Drive and Wyong Road, Berkeley Vale for the upgrade of the Enterprise Drive intersection. If Council approves the transfer of the Road Widening Land, the upgrade by RMS will be able to proceed.

ATTACHMENTS

Nil.

3.1 CPA/241428 - Construction of Wyong Art House

TRIM REFERENCE: CPA/241428 - D11710565

MANAGER: Robert Fulcher, Manager Contracts & Project Management

AUTHOR: Michael Horan; Project Manager

SUMMARY

Evaluation of tenders for Contract CPA/241428 – Construction of Wyong Art House.

RECOMMENDATION

- 1 That Council consider the tenders submitted and decline to accept any of the tenders; and**
- 2 That Council delegate the General Manager authority to commence negotiations with the tenderers and the results of the successful negotiations be reported to Council for their endorsement; and**
- 3 That Council resolve that its reason for declining to invite fresh tenders is that the tenders received provide appropriate market responses that will allow Council to enter a best value contract; and**
- 4 That Council determine to enter into negotiations with some or all of the tenderers, for the purpose of Clause 178 of the Local Government (General) Regulations 2005, that:**
 - (a) There is potential benefit to pursue alternative proposals in some tenders; and**
 - (b) To explore potential reductions in contract costs.**

BACKGROUND

Council, at the Ordinary meeting of 12 December 2012, resolved to authorise the General Manager to develop a design option and reviewed Business Plan of the Art House based on a maximum \$12m capital cost in consultation with the Art House Working Party and report back to Council.

TZG Architects, who prepared the 2010 theatre design, had their contract extended to prepare preliminary designs to meet the new budget. The Project Steering Group comprised the General Manager and Directors from Community and Recreation Services (CRS & Infrastructure Operations (IO), who reviewed and supported the designs which included a 500 seat theatre, fly tower, Studio capable of accommodating seating for 130 patrons, kitchen / café, main foyer and general administrative & bathroom amenities.

3.1 CPA/241428 - Construction of Wyong Art House (contd)

Designs were reviewed and endorsed by Council as well the Working Party which was comprised the Memorial Hall user groups. An external Cost Planner/Quantity Surveyor provided construction estimates which, along with the developed designs, were reported to Council.

PROBITY

The tender process has been conducted in accordance with a Probity Plan approved by the General Manager, due to the contract value being in excess of \$5m and the high profile nature of the planned works.

A probity review was carried out by the Probity Officer on 15 September 2014 following the evaluation of tenders by the Evaluation Panel. The Probity Officer was satisfied that the tender process has been conducted appropriately to date and in accordance with the Probity Plan.

CONTRACT PLAN

The Contract Plan for this tender process was approved by the Directors of CRS & IO before the Request for Tender was issued.

INVITATION TO TENDER

The tender was advertised in the Sydney Morning Herald, Express Advocate and eTender on 15 July 2014 and closed on 28 August 2014.

The invitation documents called for lump sum tenders, based on detailed drawings specifications.

Two (2) compulsory pre-tender meeting were held at the Council Civic Centre on 30 July 2014 and 6 August 2014 to allow tenderers to become familiar with the project and seek clarification on matters.

Tenders closed at Council's Chambers at 2.00pm on 28 August 2014.

TENDER SUBMISSIONS

The following tenders were received and are listed in alphabetical order:

- Builtform Constructions Pty Ltd
- Kingston Building Australia Pty Ltd
- North Construction & Building Pty Ltd
- Stevens Construction (NSW) Pty Ltd

No late submissions were received

3.1 CPA/241428 - Construction of Wyong Art House (contd)

TENDER EVALUATION

All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.

The relative ranking of tenders as determined from the total weighted score is provided in the Confidential Tender Evaluation Report – Attachment A.

All submissions were assessed in accordance with the approved evaluation criteria being:

- a) Price;
- b) Methodology;
- c) Performance,
- d) Capability.

All submissions included a complying tender and alternative designs with associated savings.

FINANCIAL IMPLICATIONS

There are sufficient funds allocated for this contract within the current year's and the 2014/15 component of the four year delivery plan's capital works program.

RELEVANT LEGISLATION

The tender has been conducted in accordance with the *Local Government Act 1993*, the *Local Government (General) Regulation 2005* and Council's Procurement Policy.

Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10A (2) (d) of the *Local Government Act 1993*. A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer.

CRITICAL DATES / TIME FRAMES

It is anticipated that the contract will be awarded following conclusion of successful negotiations in October.

Construction will commence following successful negotiation with the recommended Tenderer and resolution by council to accept the negotiated tender and is expected to be completed in December 2015.

RISK

This contract has been assessed as a Medium risk contract. The key risks and mitigations measures have been addressed in the Contract Plan which is on the TRIM file D07706591.

3.1 CPA/241428 - Construction of Wyong Art House (contd)

REGULATORY APPROVALS

The following regulatory approvals have been obtained for this Contract:

- DA consent issued 5 May 2014 - DA/1066/2013.
- CC submitted 19 May 2014– CC/330/2014, but may be affected if an alternative design is involved.

PROCESS REVIEW

The Tender evaluation and this Report and recommendations have been endorsed in TRIM by the Commercial Manager, Contracts and Project Management.

PUBLIC CONSULTATION

No public consultation specific to this contract was necessary and none has occurred. As noted above, the design for the new theatre was prepared in consultation with the Art House Working Party.

ATTACHMENTS

- 1 T144 Art House Confidential Tender Evaluation Report .doc - D11710503

3.2 CPA/247310 - Alison Homestead - Rebuild

TRIM REFERENCE: CPA/247310 - D11698134

MANAGER: Andrew Pearce, Director

AUTHOR: Robert Fulcher; Manager Contracts & Project Management

SUMMARY

Evaluation and selection of tenders for Contract CPA/247310 - Alison Homestead Rebuild - Construction

RECOMMENDATION

- 1 That Council accept the tender from the company nominated as Tenderer No 2 in the attached Tender Evaluation Report, for the lump sum amount of \$995,130.18 (excl GST) for Contract CPA/247310 – Alison Homestead Rebuild – Construction.**
- 2 That Council determine 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, which may be disclosed after Council has resolved to accept that tender.**
- 3 That Council approve the contingency sum at the rate that applies to the tenderer No 2 as detailed in the Tender Evaluation Report in Attachment A.**

BACKGROUND

Alison Homestead was established in 1875 and is the oldest in the Shire. The Homestead is located on Wyong Shire's first land grant to William Cape in 1825 and was subsequently purchased by William Alison in 1875.

Council's LEP Heritage Listing describes the homestead as being "...historically regional significant for representing the arrival and locational choice of one of the region's best-known pioneering families.....The homestead is regionally significant for its long association with the Alison family and their descendants.... For its potential to reveal information about the lifestyle and working life of a major regional farming pioneer family."

The site is set on a two hectare rural setting and includes the homestead, pioneer's cottage, workshop display, storage sheds, farm outbuildings, caretaker's caravan, amenities, picnic and grassed areas and a new mens' shed.

3.2 CPA/247310 - Alison Homestead - Rebuild (contd)

Since 1991 the site has been used as a living museum operated by the Wyong District Museum and Heritage Society (WDM&HS) on a voluntary basis. The building and land heritage, location and surrounds make it ideal as an active museum and heritage learning centre. The site is also popular for social functions (weddings and family reunions) and organised bus tours. Alison Homestead has the potential to continue to grow as an accessible and highly active place that is well positioned in tourism, cultural and recreational markets whilst providing a benefit to the community as a place for learning. The Homestead also supports the Wyong and Tuggerah Planning Strategy goal for the township to become a heritage and cultural centre for the Shire.

Council owns the subject site and has a lease with the WDM&HS to 31 October 2016.

Fire destroyed Alison Homestead on 3 December 2011 causing extensive damage.

At its Ordinary meeting on 9 May 2012 Council resolved to approve the replacement of Alison Homestead subject to development consent and subject to insurance payment being received. Prior to undertaking any work a comprehensive report was required to review the options put forward for replacing Alison Homestead. The review was required to include advice from a suitably qualified Heritage Consultant.

On this basis, the objective of the rebuild is to retain, as much as possible, the heritage and cultural integrity of the site through quality building design and construction which enables its function as a museum/heritage centre.

This construction contract for the rebuild of Alison Homestead includes demolition, salvage, restoration works to Alison wing, rebuild of new building within original footprint, civil works and site services.

CONTRACT PLAN

The Contract Plan for this tender process was approved by the Director Community and Recreation Services and the Manager Community Partnerships and Planning, before the Request for Tender was issued. The approved Contract Plan is in TRIM D09889750.

INVITATION TO TENDER

The tender was advertised in the Sydney Morning Herald, Central Coast Express Advocate and eTender on 16 July 2014.

The invitation documents called for lump sum tenders, based on a detailed specification.

A compulsory pre-tender meeting was held at 10.30am on Tuesday 5 August 2014 to allow tenderers to become familiar with site conditions.

Tenders closed at 2.00pm on 14 August 2014.

3.2 CPA/247310 - Alison Homestead - Rebuild (contd)

TENDER SUBMISSIONS

The following tenders were received and are listed in alphabetical order:

- Altura Construction Pty Ltd
- Carfax Commercial Constructions Pty Ltd
- Collaborative Construction Solutions
- Integrity New Homes Pty Ltd
- Kingston Building Australia Pty Ltd
- LA Commercial Pty Ltd
- Magbuild Pty Ltd
- SFS Projects Australia Pty Ltd
- Think Projects Group Pty Ltd
- Westbury Constructions Pty Ltd

No late submissions were received.

TENDER EVALUATION

All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.

The relative ranking of tenders as determined from the total weighted score is provided in the Confidential Tender Evaluation Report – Attachment A.

All submissions were assessed in accordance with the approved evaluation criteria being:

- a) Compliance with Tender documents, including lodgement of tender by specified time;
- b) Evidence of appropriate corporate system to manage quality and safety risks;
- c) Assessed level of Local Content (MANDATORY);
- d) The tendered price and structure; as well as any other potential costs to Council that may be identified;
- e) Proposed methodology/program which demonstrates capacity to provide the Services as required under the Contract; and
- f) Demonstrated experience and proven performance in completed construction projects of a similar scale and nature including adaptive reuse buildings and community facilities supported by referee reports.

FINANCIAL IMPLICATIONS

This project funding is subject to an insurance claim. Negotiations are ongoing with the insurer.

Upfront cash from Council will be required to fund the project as insurance payment will not be received until the project is completed.

3.2 CPA/247310 - Alison Homestead - Rebuild (contd)

At the time of writing this report, staff members have been negotiating with Council's insurer concerning the level of compensation that will be paid. Those negotiations have been proceeding satisfactorily, however, that contribution is not certain at this time and will not be known until after the Council meeting because the insurer needs to review the details of the accepted tender. There may be a funding shortfall between the final project cost and the insurance payout depending on the tenderer selected. The aim of staff is to eliminate or minimise any shortfall amount.

The tender evaluation is included in the confidential attachment to this report. The original evaluation was based on the contract plan that was developed and approved prior to the tenders closing and more recent discussions with Council's insurer.

Recent advice from Council's insurer is that the full funding is not assured and is subject to a review of tender pricing by the insurer. This information alters the basis of the tender assessment, as cost is now a prime determining factor. It is noted that when the tender evaluation panel was advised of this new information, without altering its formal assessment in accordance with the approved contract plan, it recommended to management that, under the circumstances where financial management is of prime concern because of the external funding from a third party, that Council accept tenderer number 2 from the evaluation panel's list.

RELEVANT LEGISLATION

The tender has been conducted in accordance with the *Local Government Act 1993*, the *Local Government (General) Regulation 2005* and Council's Procurement Policy.

Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10 A (2) (d) of the *Local Government Act 1993*. A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer.

CRITICAL DATES / TIME FRAMES

Pending the financial implications outlined above, it is anticipated that the contract will be awarded in early October and that the works will be complete by early June 2015.

RISK

This contract has been assessed as a high risk contract, particularly as a financial risk. The key risks and mitigations measures have been addressed in the Contract Plan and detailed Risk Assessment which is on the TRIM file.

REGULATORY APPROVALS

The following regulatory approvals have been obtained for this Contract:

- DA 1046 2013 Development Consent – Wyong Shire Council
- CC 238 2014 Construction Certificate – Wyong Shire Council

PROCESS REVIEW

The Tender evaluation and this Report and recommendations have been endorsed in TRIM by the Commercial Manager, Contracts and Project Management.

OPTIONS / ALTERNATIVES

Council has the option of not proceeding with this contract by resolving not to accept an offer from any of the tendering parties. This option is not recommended.

The uncertainty concerning the funding situation has led the Managers to diverge from the evaluation panel's recommendation and make the conditional recommendation involved in this report.

PUBLIC CONSULTATION

There is a high level of community interest and support to see the homestead reconstructed. Wyong District Museum and Historical Society has been involved in the design process and regular updates have been provided on the progress of the project including the timeframe for the tender process and awarding of the construction contract.

ATTACHMENTS

- 1 CPA/247310 - Confidential Tender Evaluation Report - D11711905

4.1 Rebranding Consultation

TRIM REFERENCE: CPA/235732 - D11703427

MANAGER: Sue Ledingham, Manager

AUTHOR: Janine Crawford; Marketing and Brand Coordinator

SUMMARY

Council has undertaken research and consultation to develop a Brand Strategy with the aim of creating greater business and investment potential for Wyong Shire via strategic repositioning. Through this process a strong level of support was identified to consider a change of name for both the place (Wyong Shire) and Council itself (Wyong Shire Council). Council has now completed the community consultation to ascertain if there is broader community support for a potential name change for the place of Wyong Shire and/or Council.

RECOMMENDATION

- 1 ***That Council receive and note this report on the community consultation.***
- 2 ***That Council adopt the draft Brand Strategy outlined in Attachment 1 including the vision and mission statements, values, cultural beliefs, personality and brand essences;***
- 3 ***That Council give delegation to the Mayor and General Manager to discuss possible name changes with the Minister for Local Government and Council's submission for Fit for the Future;***
- 4 ***That Council request a further report be provided on the outcomes of the discussions with the Minister for Local Government.***

BACKGROUND

Council has undertaken research and consultation to develop a Brand Strategy with the aim of creating greater business and investment potential for Wyong Shire via strategic repositioning.

Refreshing the image of Wyong Shire by developing a strong, marketable identity for the "place" of Wyong Shire was identified as a key action to deliver a platform for economic development as part of both Council's *Strategic Plan 2014-2018* and as part of the draft *Economic Development Strategy (2014 -2039)*. This action assists Council to "Develop a more diverse economic and employment base to increase local employment, reduce commuting outside of the region and support the local community".

In addition, the development of Council's *Reputation Management Strategy (2012)* identified that confusion currently existed in relation to Council's brand, vision statements and mission.

In December 2013, Council engaged place branding experts, Generation Alliance, to facilitate the development of a brand strategy for Wyong Shire (place brand) and for Wyong Shire Council (the Council).

The place brand refers to the whole local government area currently known as Wyong Shire, and does not affect the naming of the suburb of Wyong (2259).

The project brief objectives were to create branding that:

- defines the area and is embraced across the community
- defines the Shire's unique differences and how these can be leveraged for a stronger community and greater business and investment potential
- creates branding that celebrates Wyong Shire as a whole, while having the flexibility to acknowledge individual suburbs and stakeholder groups, and works with a Central Coast positioning

The brand development process involved consultation with more than 650 people who live and work in Wyong Shire.

Key observations included that:

- the current positioning was not clear or consistent
- the current collection of mission and vision statements were confusing
- the Central Coast identity was more associated with the Gosford Local Government Area (LGA)
- there was confusion between the suburb of Wyong and the Shire of Wyong
- there are places within the Shire that have a higher profile externally than Wyong, for example, The Entrance or Tuggerah
- Wyong Shire's differentiated value was poorly expressed
- there is a lack of connectedness in communities and geography

A further independent and random telephone survey of 400 people from Sydney was undertaken to ascertain external awareness and perceptions of the area. This showed that while 77% of those surveyed were 'aware of' the Wyong Shire, only 7% of those surveyed would *actively* recommend Wyong Shire as a place to visit, live or work. However almost one in five answered that they would *consider* moving to the area themselves with the key drivers cited as affordability, lifestyle and beaches.

Consideration of name change

One of the options that should be considered in the rebranding process is the issue of the name of the place (Wyong Shire) and the Council (Wyong Shire Council). While not critical to the success of every branding process, it was recommended for consideration in this case due to the following factors:

- the issue of a possible name change was repeatedly raised without prompting in nearly all stakeholder engagement sessions
- the current name was considered to have significant negative connotations
- confusion between the suburb of Wyong and the local government area
- a name change can strengthen the effectiveness of a brand repositioning exercise

4.1 Rebranding Consultation (contd)

There were a number of reasons stakeholders and the consultants Generation Alliance felt the name should be reviewed. Feedback received during the consultation included:

- Wyong is perceived to be first associated with the Wyong CBD not the Shire
- There could be more equity in naming the area after some other locations in the Wyong Shire as these places already have higher profiles as destinations
- The word 'Shire' itself was seen by some as having negative connotations (where hobbits live, Sutherland is 'The Shire' etc.). On the other hand, the word Shire was also seen as 'welcoming' and 'homely'

To determine if there are any legal or statutory requirements that would need to be considered to change the name of the Council or the local government area, Council sought advice from the Office of Local Government. Which highlighted that:

- The legal name of Council is based on the name of the local government area
- Wyong Shire was gazetted as an area on 20 December 1946 and the Council was named 'Wyong Council', the corporate name of Council - Wyong Shire Council - was gazetted on 26 August 1994
- To change the name of the Council, it is necessary to change the name of the local government area, and
- In order to change the name of the local government area, a resolution of Council is required to be submitted to the Minister for Local Government for consideration, and if approved for the Minister to make a favourable recommendation to the Governor of NSW

At the 23 July 2014 Ordinary Meeting Council resolved to undertake community consultation on the name as follows:

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

805/14 That Council endorse a proposal to consult with the community with regard to the potential for a new name for Wyong Shire and Wyong Shire Council.

806/14 That Council undertake an engagement and consultation program in accordance with the Community Engagement Policy to consider the proposals outlined in recommendation 1.

807/14 That Council receive a further report on the results of the consultation to determine whether or not to take further action.”

This report followed a Councillor Briefing held on 25 June 2014, where Councillors were presented with the draft Brand Strategy. A key factor and potential issue that was raised at the briefing was the significant level of interest raised by the stakeholders in relation to a name change.

CURRENT STATUS

Draft Brand Strategy

A draft Brand Strategy (Attachment 1) has been developed for the Place (Wyang local government area) and the Council (Wyang Shire Council) with the aim of creating greater business and investment potential for Wyong Shire via strategic repositioning.

It was identified in a number of plans (outlined in the background above) that the Strategy needed to change perceptions to help improve the reputation of the Wyong Shire area both internally and externally and create a strong sense of identity and pride for the whole area. Aligned with the new Place Brand, there needed to be a refreshed Council identity that could be embraced by staff, and embedded in internal culture and behaviours to support the significant positive changes that have occurred in the business and enhance the customer experience.

The draft Brand Strategy was developed through extensive consultation to draw out the real strengths of our area and identify where the positioning need to focus. We talked with over 650 people who live and work in Wyong Shire community across a range of interest groups including sport, arts and culture, indigenous, business, volunteers, families, multicultural community, youth and seniors including:

- 6 x staff and external stakeholder research workshops
- 2 x Councillor workshops
- 4 x Internal Brand Counsel meeting/workshop
- 4 x External Brand Counsel meeting/workshop
- 1 x online survey
- 3 x in depth focus interviews with selected stakeholders.

A further independent telephone survey of 400 people from Sydney was undertaken to ascertain their awareness and perceptions of the area.

The survey showed that:

- around 77% of those surveyed were 'aware of' the Wyong Shire
- within Wyong Shire the following 'places' were the most well-known – The Entrance (71%), Tuggerah Lakes (57%), Tuggerah Westfield (45%) and Long Jetty (40%)
- from open-ended questions, the area was most strongly associated with the following words (in order) – Central Coast, Beaches, Lakes, Holidays, and Fishing
- from a list of prompted words, the area was most strongly associated with – Growing populations, Family, Affordable, Lifestyle, A place to go, Unemployment and Accessible
- only 7% of those surveyed would *actively* recommend Wyong Shire as a place to visit, live or work. Almost one in five answered that they would *consider* moving to the area themselves with the key drivers cited as affordability, lifestyle and beaches

An Internal and External brand counsel of staff and community representatives was set up in February to help guide the brand development process and provide feedback as elements were developed.

Brand Elements

The draft Brand Strategy updates the previous vision and mission statements for Council and identifies key elements of the brand platform for both brands, including the values, culture, personality and essence of the Brand.

The draft Brand Strategy identified that the key strategic communications challenges for Wyong Shire are:

- Being a custodian, while stimulating change
- Being a connector, while being distinctive
- Respecting our heritage and building for the future
- Creating value for youth while nurturing our older community
- Protecting our natural environment, while promoting business growth

Both the Place and Council brands are about changing the way people think to be more positive and proactive based on real strengths. The Council brand platform is inspired by and directly linked to the Place brand. Key elements of the draft Brand Strategy for both the Place and Council brand are:

	Place Brand	Council brand
Vision	To be recognised as a key growth centre and sought-after destination in NSW.	To be recognised as a benchmark for the delivery of quality essential services, governance and creativity.
Mission	Stimulate consistent and inviting experiences to drive our competitive positioning	Stimulate consistent and inviting experiences to drive our competitive positioning and the future of our community
Brand Positioning Statement	Our Shire is a growth centre linking diverse lifestyle & new business opportunities.	Provide leadership, and create and deliver sustainable services to position our Shire as a place of choice to live, visit and invest.
Brand Values	<ul style="list-style-type: none"> • Growing • Connecting • Enriching opportunities • Diverse experiences • Quality of Life 	<ul style="list-style-type: none"> • Progress • Connectedness • Discovery • Diversity • Respect
Brand personality	<ul style="list-style-type: none"> • Adventurous • Vibrant • Down to earth • Fresh • Inviting 	<ul style="list-style-type: none"> • Proud • Vibrant • Practical • Creative • Collaborative
Brand Essence	Alive with Potential	Value, Create, Lead

More detail and explanation of the above is available in Attachment 1 – draft Brand Strategy.

Note that none of the above elements are designed to be used as a single “tagline” for the branding. Taglines or slogans will be developed as needed and will be campaign specific to adapt to different audiences and behaviour change programs.

4.1 Rebranding Consultation (contd)

The draft Brand Strategy has met the approval of both the Internal and External Brand Counsels and was outlined at a Councillor Briefing on 25 June. Outcomes of the Briefing were:

- Feedback received that Brand Strategy met Council's objectives
- Stakeholder consultation should be undertaken regarding level of support for a name change for both the place (Wyong Shire) and Council (Wyong Shire Council)
- Development of visual concepts placed on hold until issue of naming addressed
- Implementation project plan to be reviewed in light of above and amended

The draft Brand Strategy is now presented for Council's formal consideration and adoption. Once adopted the objective will be to embed the brand culture within the organisation and encourage business and the community to embrace and extend the reach and impact of the new Place branding.

Naming

At Wyong Shire we have the opposite marketing challenges to other local government areas where in addition to not having a strong and recognised Place Brand, stakeholder engagement has identified that the Shire name itself is not well embraced by many people living in the area. The reasons for this include:

- Wyong is perceived to be first associated with the Wyong CBD not the Shire
- Concern that Wyong has a negative reputation and equity due to word association with specific government services based in the suburb or Wyong relating to disadvantaged communities or crime - for example Wyong Court House, Wyong police station, Centrelink
- There is a sense that the older part of the local population has a stronger connection to the name Wyong than younger people, and there is concern that the importance of recognising the history of the area is considered in any name change
- There was a preference that the name of the area has a stronger link to the Central Coast and broader region to improve context and positioning (e.g. suggested name change to Coast Lakes or Wyong Coast).

Council has now undertaken community consultation to assist with understanding how name drives the brand vision and the process of considering a name change for the place and for Council. The approach to the engagement was consultative and deliberative and used lowest cost options for implementation where possible.

The goal was to achieve a representative response and ascertain the community's willingness for change and preferences. Information was prepared and communicated to inform the community on what a name change would mean and outline the vision for the brand of the Shire as developed through the previous consultation process outlined in this report.

Information was available through:

- Shirewide
- Council's Website
- Telephone and Online Survey
- Media release
- Ward Forums

4.1 Rebranding Consultation (contd)

The consultation aimed to engage a broad cross-section of the community on potential names including:

- Coast Lakes
- Wyong Coast
- and allowed the community to suggest an alternate.

An independent survey to achieve the above was developed by Micromex Research and conducted for a period of 30 days between 4 August and 3 September 2014 (Appendix A). This independent survey is the more statistically valid response.

Even so, staff also conducted an opt-in community online survey and an opt-in Council staff survey. All three surveys asked the same questions. The consultation was promoted via media release, Council's website, Shirewide advertisements, at the Community Ward Forums on August 28 and September 2, and via email to staff.

The results of each of these are outlined below:

1. Random telephone survey of 400 residents conducted by Micromex using CAPI technology for statistically relevant sampling across age groups and geographical areas in the Shire. (Attachment 2)

Survey	# responses	% who are at least somewhat supportive of name change
Micromex Telephone survey (Attachment 2)	400	54%

Random sampling in the Micromex Telephone Survey provides the most statistically relevant snapshot of the community's response, to be used as the 'norm' against which the other results can be compared.

2. Opt-in online survey for Council staff which could be answered once each by any Council staff member. The survey was anonymous and relied on computer IP addresses to identify repeat responders. (Attachment 4).

Survey	# responses	% who are at least somewhat supportive of name change
Staff online survey (Attachment 4)	177	58%

3. Opt-in online survey for residents which could be answered once each by any local resident. The survey was anonymous and relied on computer IP addresses to identify repeat responders. (Attachment 3).

Survey	# responses	% who are at least somewhat supportive of name change
Community online survey (Attachment 3)	209	26%

The Community online survey received more than 38% of total responses in the last few days of the survey following a wide spread “say no” e-mail campaign. It is clear they differed dramatically from the independent statistically valid survey undertaken by Micromex outlined above.

Written submissions were also received:

- Fifteen submitters wrote to Council directly (Attachment 5). Six of these submissions were in favour of a name change, one was neutral saying they looked forward to a positive proactive debate and eight were against a name change for a variety of reasons. As the surveys were anonymous, we are unable to determine whether these correspondents / submitters may have also completed the survey unless stated in their correspondence.

Name suggestions

There were a large number of suggestions for possible Place name alternatives, the key themes emerging included using the following words:

- Lakes
- Tuggerah
- Coast
- Central Coast

It was pleasing to see that the community genuinely considered the issue and put a lot of thought into their name suggestions.

Further direction on name components

After asking respondents for their own name suggestions, the survey engaged respondents on potential Place names that arose from the brand development process.

The results of the random telephone survey show that overall Coast Lakes (44%) and Wyong Shire (43%) had approximately the same level of support, with support for Wyong Coast (9%) not nearly as strong.

Support for Coast Lakes was pushed by the Under 35 age group and support for the current name of Wyong Shire was strongest in the 55 Plus age group.

The survey also asked people how strongly they agreed that the Place name should or should not include particular words – being “Wyong”, “Lakes”, “Coast”, “Shire” and “City”. This was designed to provide further direction to assist with decision-making around community preferences for name criteria.

Overall there was a very even spread response of people for and against the word “Wyong” being part of the name.

- 41% did not want Wyong in the name, with 31% wanting Wyong in the name
- 51% did not want Lake in the name with 27% wanting Lakes in the name
- 54% did not want Coast in the name with 32% wanting Coast in the name
- 35% did not want Shire in the name with 34% wanting Shire in the name
- 43% did not want City in the name with 31% wanting City in the name

In terms of the number of residents who were neutral, the highest number (28%) were neutral about Shire being in the name, then City (21%), then Lakes (20%) then Wyong (17%) then Coast (15%) .

As can be seen from the above, there are quite wide differences in the views between the three different survey groups. Weighted across all groups the total response is:

The push for the word 'Wyong' was heavily influenced by respondents to the community online survey. The sentiment against the words 'Lakes' and 'Coast' was mainly influenced by respondents to both the telephone survey and the community online survey. The respondents to the telephone and staff surveys were the most neutral about the use of the word 'Shire' and the respondents to the telephone survey were most keen on including the word 'City' in the name.

THE PROPOSAL

Brand Strategy

It is proposed that Council adopt the draft Brand Strategy in its current form and authorise the General Manager to further develop, implement and embed the strategic branding approach.

This will add a new vision and mission statement for the Place Brand and change the current Council vision and mission statements developed in the 1980s to more appropriate and relevant new statements that have been developed with widespread consultation and reflect the growth and change in the locality and organisation. The new Place and Council vision and mission statements will be:

Vision Statements

Place: *To be recognised as a key growth centre and sought-after destination in NSW.*

Council: *To be recognised as a benchmark for the delivery of quality essential services, governance and creativity.*

Mission Statements

Place: *To stimulate consistent and inviting experiences to drive our competitive positioning.*

Council: *To simulate consistent and inviting experiences to drive our competitive positioning and the future of our community.*

It will also add new Place Brand Values and change the organisation values previously developed by staff and human resources to new values which have been developed with extensive consultation. The new organisation / staff values will be:

- **Progress**
 - We take a long-term approach to sustainable growth
 - We position our Shire as a desirable place for future generations

- **Connectedness**
 - We celebrate our location, accessibility and proximity to others
 - We celebrate our connection to our natural environment
 - We value and support the role and contributions of all our stakeholders

- **Discovery**
 - We discover new and innovative ways of doing things
- **Diversity**
 - We embrace different ideas, cultures and approaches
 - We celebrate the vibrancy that these differences bring to our place and our lifestyle
 - We support different approaches to create opportunities for our residents and visitors
 - We deliver extensive and varied facilities
- **Respect**
 - Our culture is based on respect for each other and our community

Each of the new brands will be based on one key philosophy, or single thought, that best embodies the spirit of the brand and drives everything we do and say. This is known as the Brand Essence. For our new brands these are:

Place Brand Essence = ALIVE WITH POTENTIAL
Council Brand Essence = VALUE, CREATE, LEAD

The new Brand Strategy will also officially release the old and now disused tagline of “Building a Better Tomorrow” which was developed and adopted in the 1980s. Instead of a single adopted tagline, we will in future develop a variety of taglines on a campaign basis depending on audience and key messaging. This modern brand thinking provides flexibility to keep the base branding fresh and relevant over long periods of time.

Effective branding is about much more than just a new logo. It is the collective sum of how we behave, what we say and how we look as a community and as an organisation. This new Brand Strategy provides the robust and integrated platform of vision, mission, values, beliefs, cultures, personality and brand essence to guide everything we do both collectively and individually to help create positive outcomes for our community.

Name Consultation

Since the Name Consultation was conducted, the NSW Government has released its response to the Local Government Review Panel report. The response titled “Fit for the Future” outlines a roadmap for change with incentives for Local Governments to amalgamate or form joint administrative bodies. Council needs to understand how it will address the requirements and impacts that are proposed as the panel recommends the amalgamation of Gosford and Wyong councils.

It is proposed that Council receive this report on the broader community Name Consultation and delegate to the Mayor and General Manager to liaise with the State Government on this matter, considering the Fit for the Future response.

There is real change occurring in the Wyong local government area and within Council and we need to have the positioning support this for the benefit of the community.

Progress of the brand strategy will focus on the vision and values and culture change. Regardless of name, these are relevant to the place and corporate brand for Wyong Shire and this will continue to be implemented in line with Council’s economic development goals and corporate strategy.

OPTIONS

Council could determine:

1. Not to adopt the Brand Strategy. This is not recommended as this provides strategic branding to create greater business and investment potential for Wyong Shire.
2. Council could continue to explore a new name and undertake further community consultation on a small selection of possible names arising from the Phase 1 consultation. This is not recommended due to the associated costs and the release of the Fit For The Future report.

STRATEGIC LINKS

Wyong Shire Council Strategic/ Annual Plan

<i>Principal Activity</i>	<i>Ref No</i>	<i>Key Action and Objectives</i>	<i>Contribution to achieving the CSP</i>	<i>Responsible Unit</i>
Economic and Property Development	1-005	Implement the Customer Focus and Brand Strategies	Improved customer relationships and branding	Customer and Community Relations

Contribution of Proposal to the Principal Activity

Strong and effective branding of Wyong Shire is fundamental to engaging and informing people about the benefits of Wyong Shire as a place to live, work, visit and invest. Council aims to create an aspirational positioning for the Shire, supporting the long-term focus of the Council and its stakeholders.

Long Term Financial Strategy

Nil

Asset Management Strategy

Nil

Workforce Management Strategy

Nil

Link to Community Strategic Plan (2030)

Under Our Economy – Objective 7b - Identifying and leveraging the competitive advantages of Wyong Shire.

Budget Impact

There is very little difference in financial impact for changing the name of the place or Council in comparison with a rebranding program without a name change.

The proposed initial approach would be to implement the brand strategy using existing budgets and building change into normal operational processes.

The project has considered the possibility that a new destination brand, in conjunction with other programs, could result in outcomes that could deliver increased funding opportunities, economic growth and external investment, ultimately contributing to a favourable cost/benefit outcome in the longer term.

CONSULTATION

The brand development process involved consultation with over 1,000 people. This was undertaken through a series of workshops, briefings, interviews and surveys as previously noted in this report. This included stakeholders from:

- Residents
- Visitors
- Business
- Environment
- Sporting
- Tourism
- Community organisations
- Cultural and arts
- Education
- Indigenous community
- State Government
- External to Shire

Internal and External Brand Counsels were created and members were approached and volunteered to be part of the project. The Brand Counsel were involved in the development of the draft Brand Strategy and implementation plan and provided feedback, as well as acting as champions for the branding change.

Consultation in the form of surveys, discussions at Community Ward Forums and written submissions undertaken from August 28 to September 2, 2014.

GOVERNANCE AND POLICY IMPLICATIONS

Council is required to follow the requirements of the Local Government Act (1993) in relation to any possible changes to the name of the Council. In order to change the name of the Council, it is necessary to change the name of the local government area. In order to change the name of the local government area, a resolution of Council is required to be submitted to the Minister for Local Government for consideration, and if approved for the Minister to make a favourable recommendation to the Governor of NSW.

Council is required to provide a response to the Fit For The Future report.

MATERIAL RISKS AND ISSUES

Nil.

CONCLUSION

Council has embarked on a project to create greater business and investment potential for Wyong Shire through strategic branding. There has been a real change in this organisation's business and a growing and maturing of the Place of Wyong Shire into a key NSW growth centre in its own right.

The development of a brand strategy has been the strong reason to undertake a refresh of the identity of the local government area and the Council. With this refresh we need to ensure that we carefully consider the equity in our current branding and what elements of our current identity we need to retain and build on and what elements need to be shaped for the future.

This report presents the information and analysis on community preferences and considerations for naming.

It is therefore recommended that Council adopt the brand strategy, receive this report and delegate to the Mayor and General Manager to liaise with the Minister for Local Government.

ATTACHMENTS

- 1 WSC Place and Corporate Brand Strategy D11710957

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**Wyong Shire
Brand Strategy
for Wyong Shire Council**

* Final Draft 4

PREPARED BY GENERATION ALLIANCE - APRIL 2014

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Wyong Shire Council Council Brand: Key Elements

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Wyong Shire
Overall Context & Approach

OVERALL CONTEXT

the purpose of
this document

.....

This document details the brand strategy for Wyong Shire as a place and a community. This is presented in conjunction with the brand strategy for Wyong Shire Council.

The strong, effective branding of Wyong Shire is fundamental to engaging and informing people about the benefits of Wyong Shire as a place to live, work, visit and invest. We aim to create an aspirational positioning for the Shire, supporting the long-term focus of the Council and its stakeholders.

This work has been facilitated by strategic brand and communications consultants, Generation Alliance (Gen.a), with input from the management and staff of the Wyong Shire Council and community stakeholders.

STRATEGIC CONTEXT

our brand
objectives

-
- Create branding that defines the area and is embraced across the community;
 - Define Wyong Shire's unique differences and how these can be leveraged for a stronger community and greater business and investment potential;
 - Create branding that celebrates Wyong Shire as a whole, while having the flexibility to acknowledge individual suburbs and stakeholder groups, and works with a Central Coast positioning

To achieve these objectives, we will:

- Create and nurture a consistent positive reputation for the area
- Define, clarify and maximise the potential of the existing local assets
- Leverage relationships with influential voices to enhance perception
- Better define and amplify the area's business and tourism offerings
- Stimulate a greater sense of pride within the local community

STRATEGIC CONTEXT

who was consulted?

- Wyong Shire business stakeholder groups
- Community & sporting sectors
- Culture & arts sectors
- Education sector
- Tourism sector
- State / Federal government agencies
- WSC Executive Group and Councillors
- Our Shire Council business units and staff

Involving:

- Qualitative research (n=96 face-to-face)
 - One-on-one interviews
 - Workshops (3 x Stakeholders, 3 x WSC staff, 2 x Brand Counsel)
- Quantitative research (n= 560 online and telephone)



STRATEGIC CONTEXT

things that matter
to our Shire

-
- Jobs – especially for youth
 - Innovation in business
 - Balanced point of view – community/ business/ governments
 - Freedom of choice
 - The people of our Shire
 - Our unique natural environment – our waterways, beaches and forests
 - Sport and recreation – outstanding facilities
 - Linking our diverse communities and natural assets
 - Access and opportunity for all residents
 - Creating a better future for the next generation

STRATEGIC CONTEXT

key observations

-
- Ongoing need to capture and tell positive stories
 - Need to do something different as positioning is embedded and stale
 - Residual stigma associated with 'Blacktown by the Sea' perception
 - Poor cousin of the Central Coast
 - High unemployment and lack of opportunities for youth
 - Too many people forced to commute each day for work
 - Diversity of communities and geography, but lack of connectedness
 - Breadth of recreational opportunities, not connected or celebrated
 - Lots of space to grow
 - Poorly expressed differentiated value
 - Lack of confidence in expressing pride
 - Need to promote a culture of innovation and creativity

STRATEGIC CONTEXT

emerging themes

-
- Convenient location between Sydney and Newcastle
 - Catchment area – 5 million within 2 hours drive
 - Strategic hub for logistics and distribution
 - Diversity of lifestyle and recreational opportunities
 - Growth potential linked to location, space and talent pool
 - Look to the future – the potential of youth
 - Multiple ‘untouched’ environmental features – secrets to uncover
 - Affordability – cost of living and comparative advantages for business

STRATEGIC CONTEXT

important
points of view

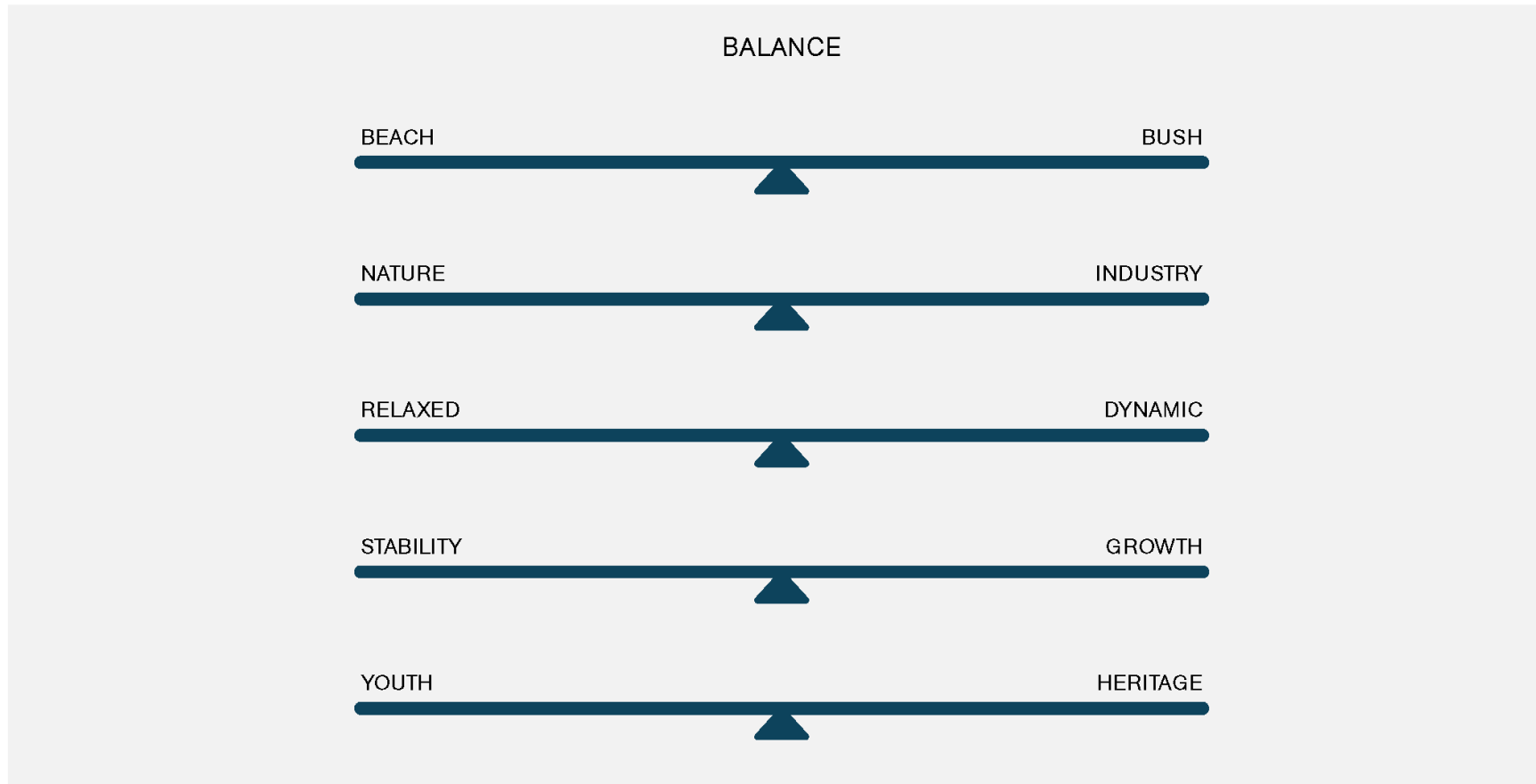
-
- Make the most of our central location
 - Better link our messaging around business and tourism opportunities
 - We need to nurture and express the 'soul' of our Shire
 - Our Shire is like a tapestry or mosaic with multiple diverse offerings that together provide a significant collective opportunity
 - Play up the contribution of our people
 - Connect environment, community, culture, sport, recreation, business and tourism into a unique value proposition

STRATEGIC CONTEXT

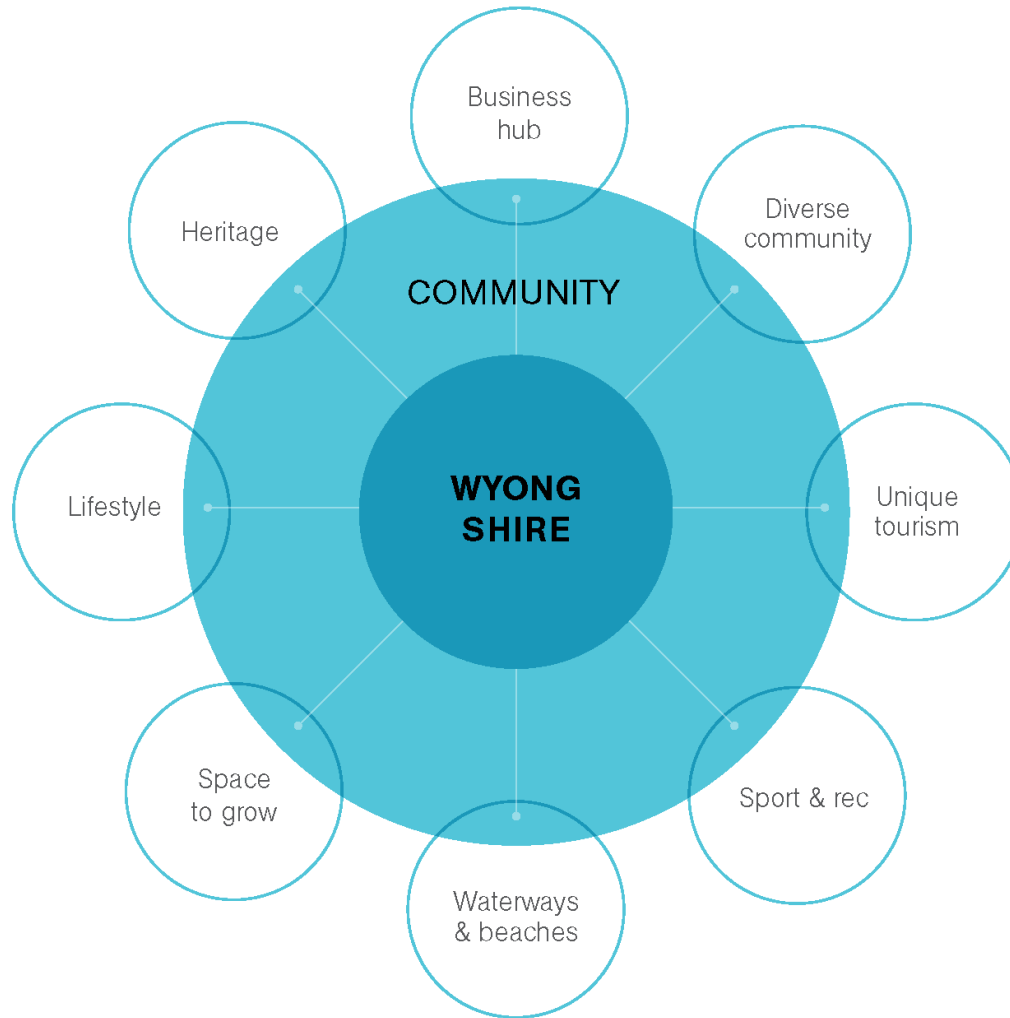
communication
challenges

-
- Being a custodian, while stimulating change
 - Being a connector, while being distinctive
 - Respect our heritage and build for the future
 - Create value for youth while nurturing our older community
 - Protect our natural environment, while promoting business growth

STRATEGIC CONTEXT
BALANCING OUR ROLES



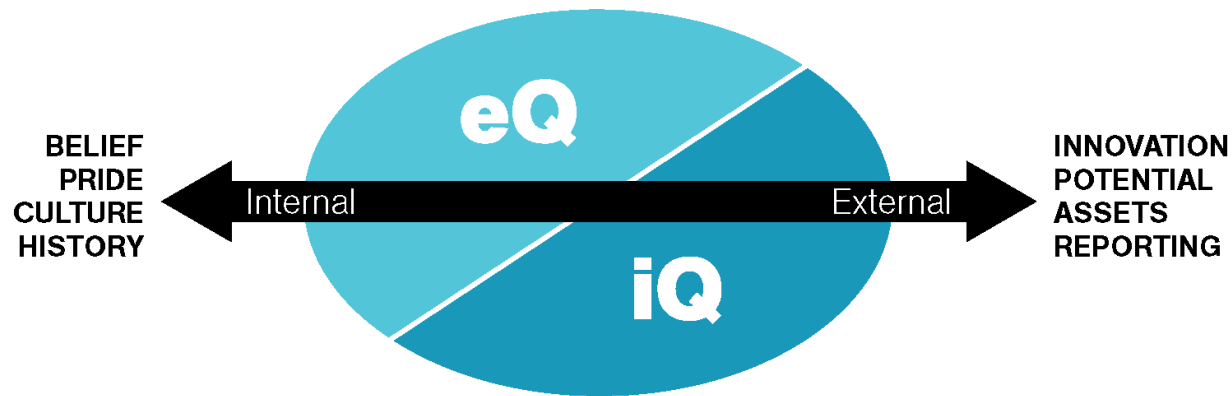
STRATEGIC CONTEXT
CONNECTING FORCES
- OUR DNA



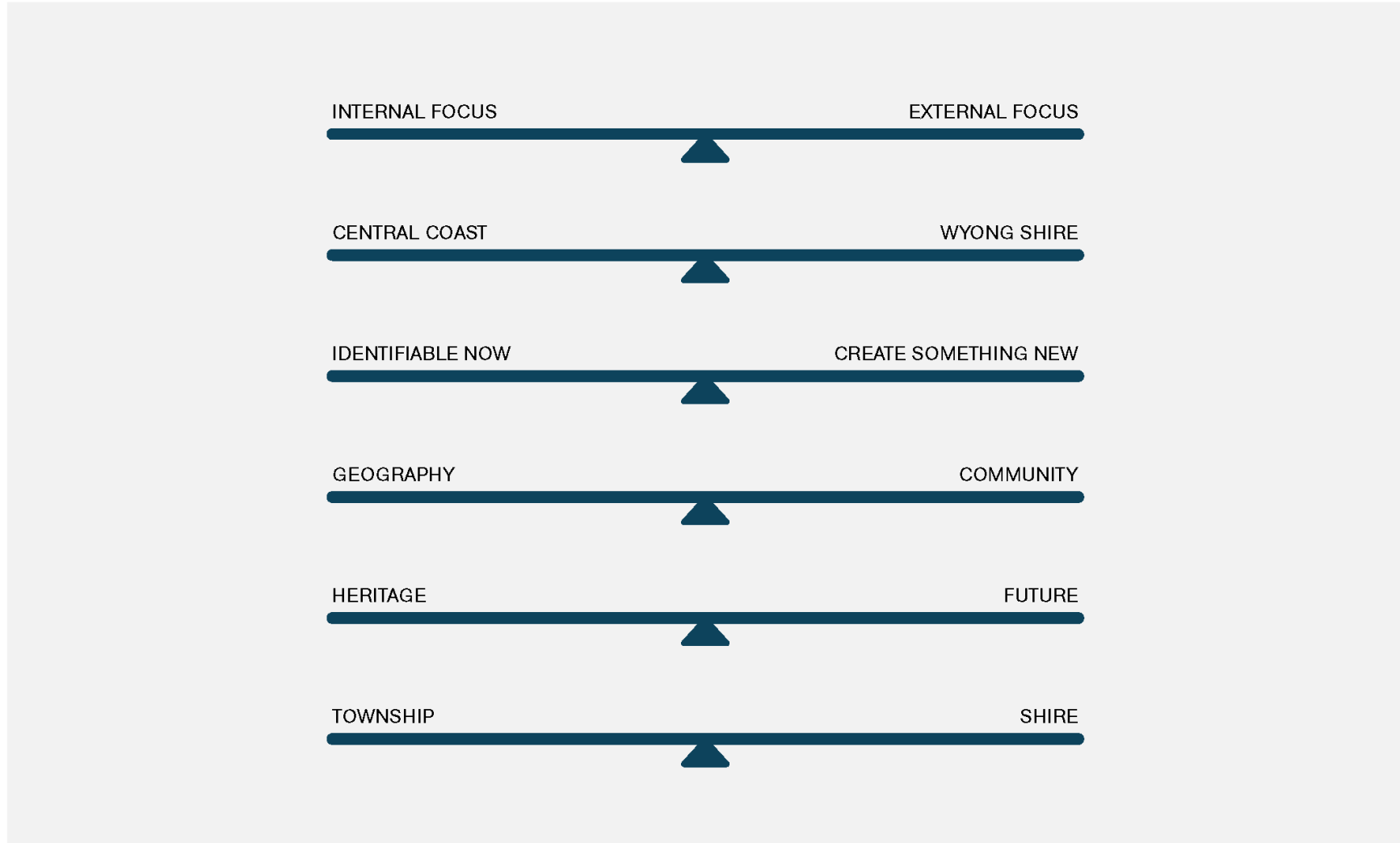
STRATEGIC CONTEXT

balancing internal and external expression

Our Shire's brand strategy is designed to support the development of our internal and external positioning. A strong brand identity will provide a vital platform to connect our internal belief systems and behaviour with our external communication and service delivery.



**STRATEGIC CONTEXT
NAMING CONSIDERATIONS**



STRATEGIC CONTEXT

our approach -
Brand Generation
Model

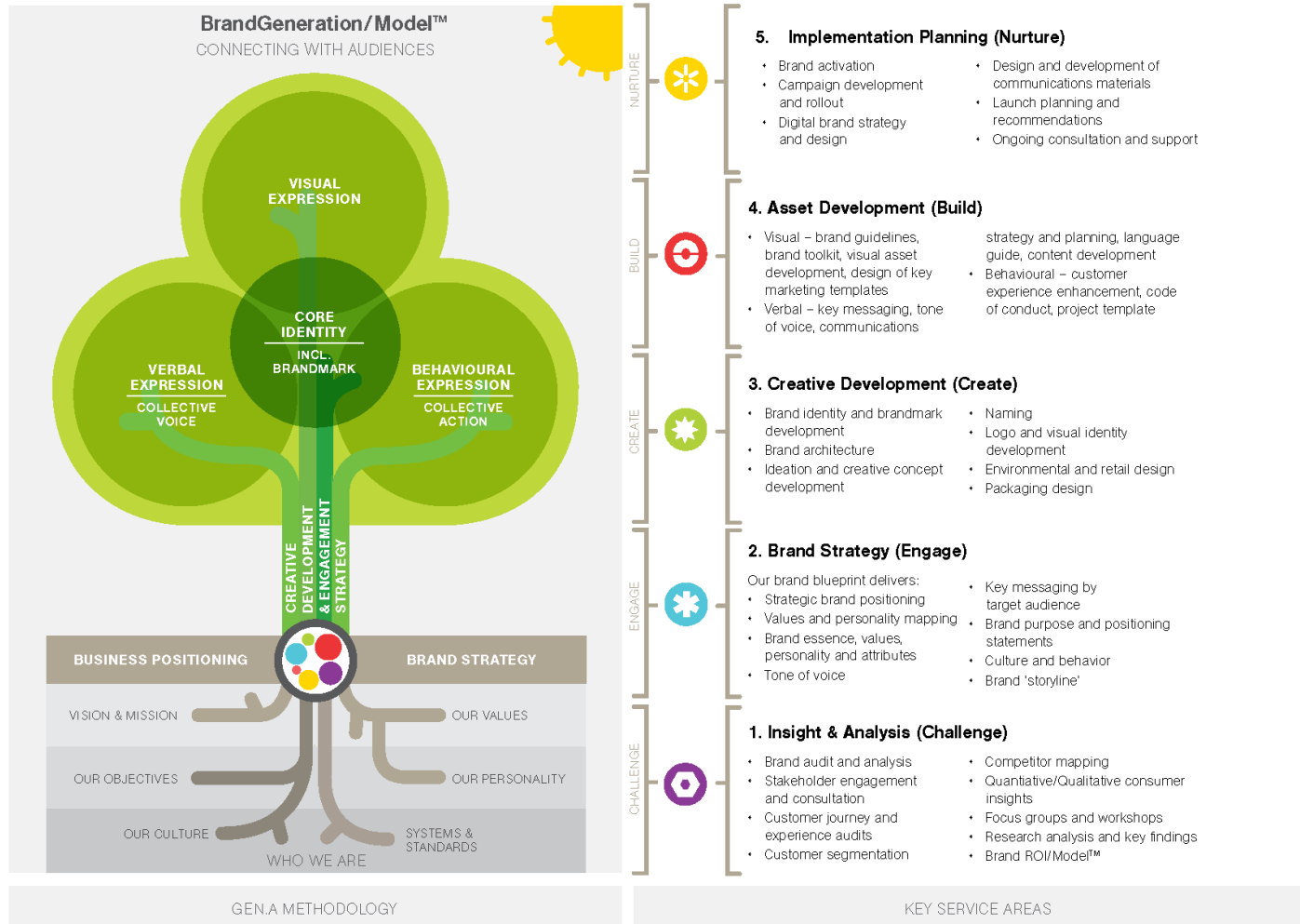
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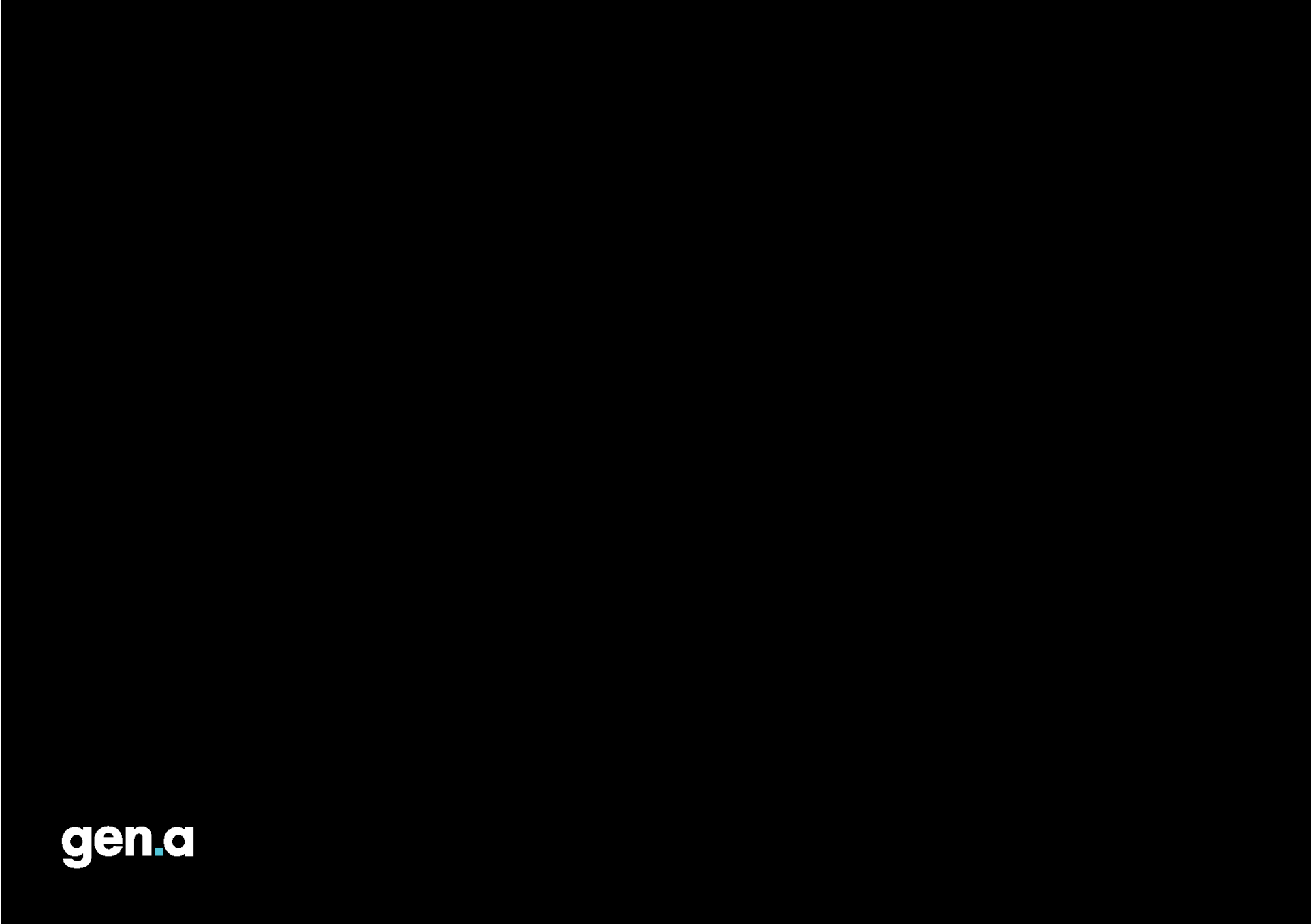
The Generation Alliance Brand Generation Model™ has provided a blueprint to help understand the elements that make up 'who we are' – the Brand Essence.

The Essence, through its interconnected root system, feeds the external Brand Expression, comprising of key messages, along with the visual, verbal and behavioural identity of the brand.

Through this model, we have developed an understanding of the Wyong Shire opportunity, its markets, and the environment in which it operates. This helps to contextualise the Wyong Shire Brand and test the impact of the different brand expressions with key audiences.

STRATEGIC CONTEXT
OUR APPROACH - BRAND GENERATION MODEL





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**Wyong Shire
Place Brand – Key Elements**

PLACE BRAND

our vision

To be recognised as a key growth centre and sought-after destination in NSW.

PLACE BRAND

our mission

Stimulate consistent and
inviting experiences to drive
our competitive positioning.

PLACE BRAND

our culture

Our reputation comes from the spirit of our people and the inherent growth potential of our location.

We welcome new ideas and new people, and embrace the potential in society.

We strive to be innovative in our thinking and business practices, leading new and better ways of doing things.

We aim to present the Shire as an inviting and connected community and great place to visit.

The experiences we create are uniquely connected to our distinct natural features.

PLACE BRAND

our beliefs

.....

We are an open, caring community, passionate about creating better opportunities for all. We encourage new people and big ideas to help build greater potential for our community.

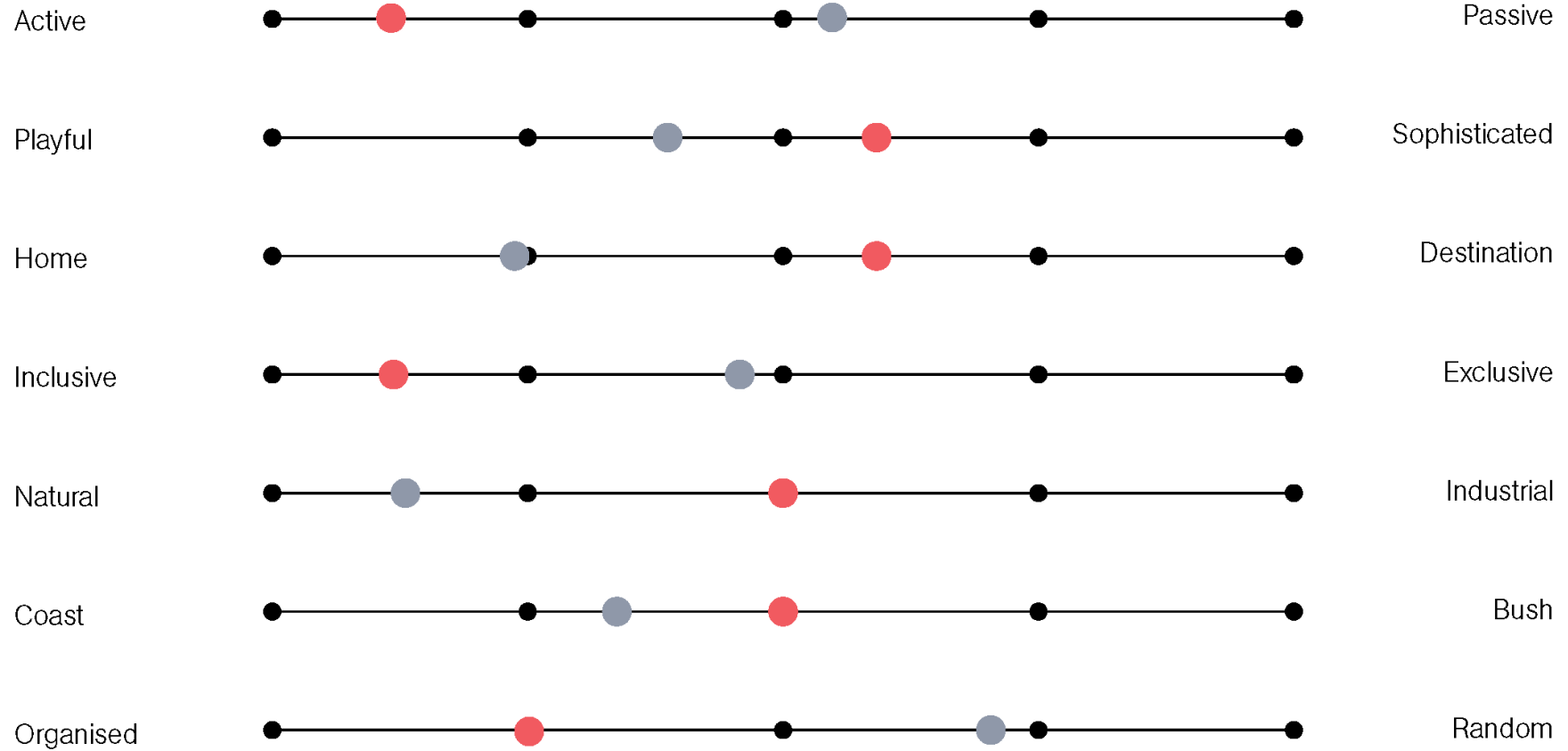
We believe we have an important role to play in NSW, nurturing new and expanding businesses and connecting business communities.

We believe individuals and businesses should be rewarded for their innovation and commitment to our Shire.

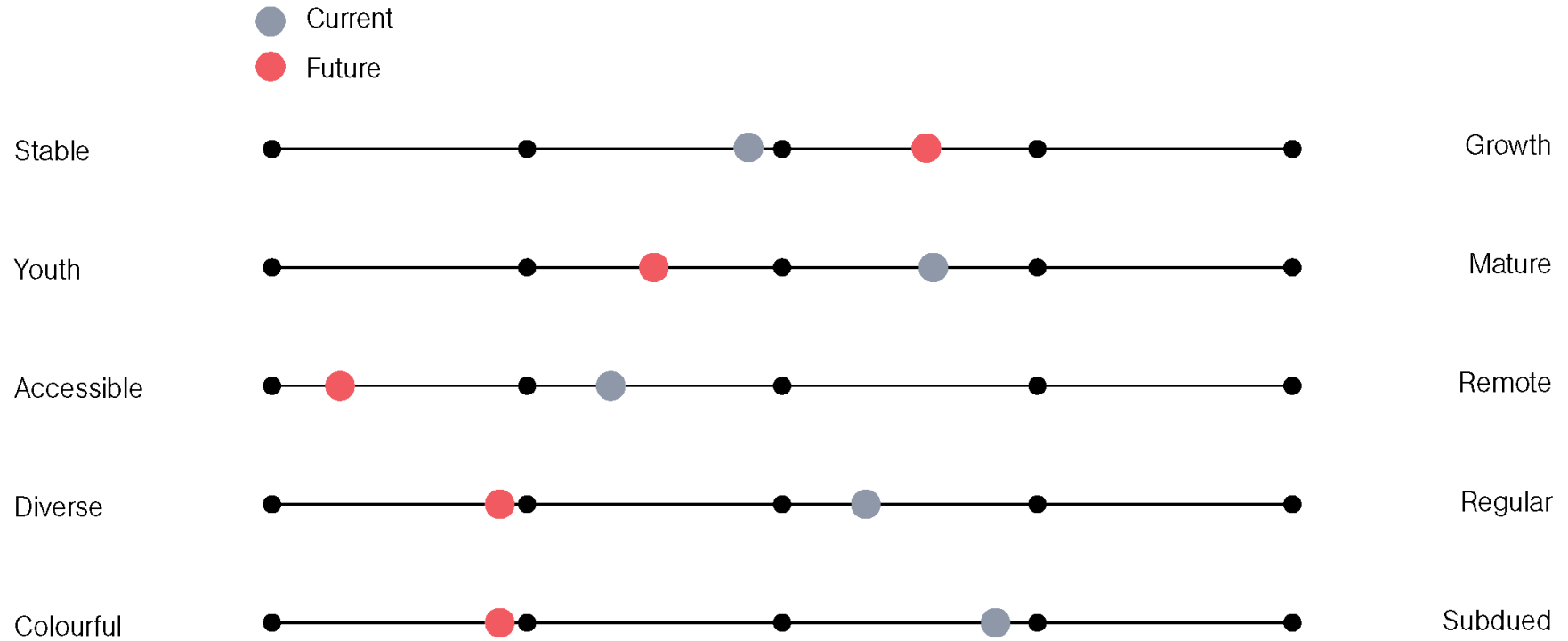
We believe a great lifestyle is vital for people's wellbeing and a healthy and productive society.

**PLACE BRAND
POSITIONING TRANSITION**

● Current
● Future



**PLACE BRAND
POSITIONING TRANSITION**



PLACE BRAND

our positioning
statement

Our Shire is a growth centre
linking diverse lifestyle & new
business opportunities.

PLACE BRAND

our brand values

Growing
Connecting
Enriching opportunities
Diverse experiences
Quality of Life

PLACE BRAND
OUR BRAND VALUES

growing

.....

We believe in the future of our Shire – We are ambitious about our potential and will continue to support our people and our businesses to create a sustainable economy, a productive community and a secure environment for future generations.

connecting

We celebrate our location, accessibility and proximity to others supported by a connection to our natural environment. Our village of villages provides a network of different but linked experiences.

enriching opportunities

Our Shire offers limitless opportunities. It is uniquely positioned to grow economic outcomes and personal wellbeing. Our economic, social and environmental features provide the platform to enhance our personal, community and business lives.

diverse experiences

We value the rich tapestry of experiences on offer in our Shire. We celebrate, our distinct communities, innovative businesses, our natural features and are proud of what we offer our visitors.

quality of life

We aim to set a benchmark for wellbeing – promoting work choice and a balanced, active lifestyle. Our lifestyle opportunity is matched by the economic potential of the region.

PLACE BRAND

our brand personality

Adventurous
Vibrant
Down to earth
Fresh
Inviting

PLACE BRAND
OUR BRAND PERSONALITY

adventurous

.....

We strive to break new ground - we have an active lifestyle and we aim for new and better ways of doing things across all areas of business, lifestyle and community.

vibrant

We are an industrious, thriving community. We are full of life, passionate and strong-minded in our approach to attracting business, tourism, events and supporting our community. Our natural environment is uplifting.

down to earth

We are a genuine, flexible and approachable place. Our welcoming attitude reflects our healthy sense of perspective and perception of ourselves and others. We are connected to our Australian heritage, practical in nature and driven by the need to get things done.

fresh

We believe in an active, innovative and energetic approach to business, investment and recreation. We actively work together to achieve new and better outcomes for our people and our Shire. We are an invigorating place.

inviting

We welcome new approaches and new people that make our Shire a better place to live, work, visit and invest. Our attitude is built on the desire to create a connected community that is linked to our neighbours and our visitors.

PLACE BRAND

introducing the
brand essence

Our essence sits at the heart of our brand.

It provides the emotive and rational core and connecting big idea that describes who we are and supports what we do and why we do it. It is our reason for being.

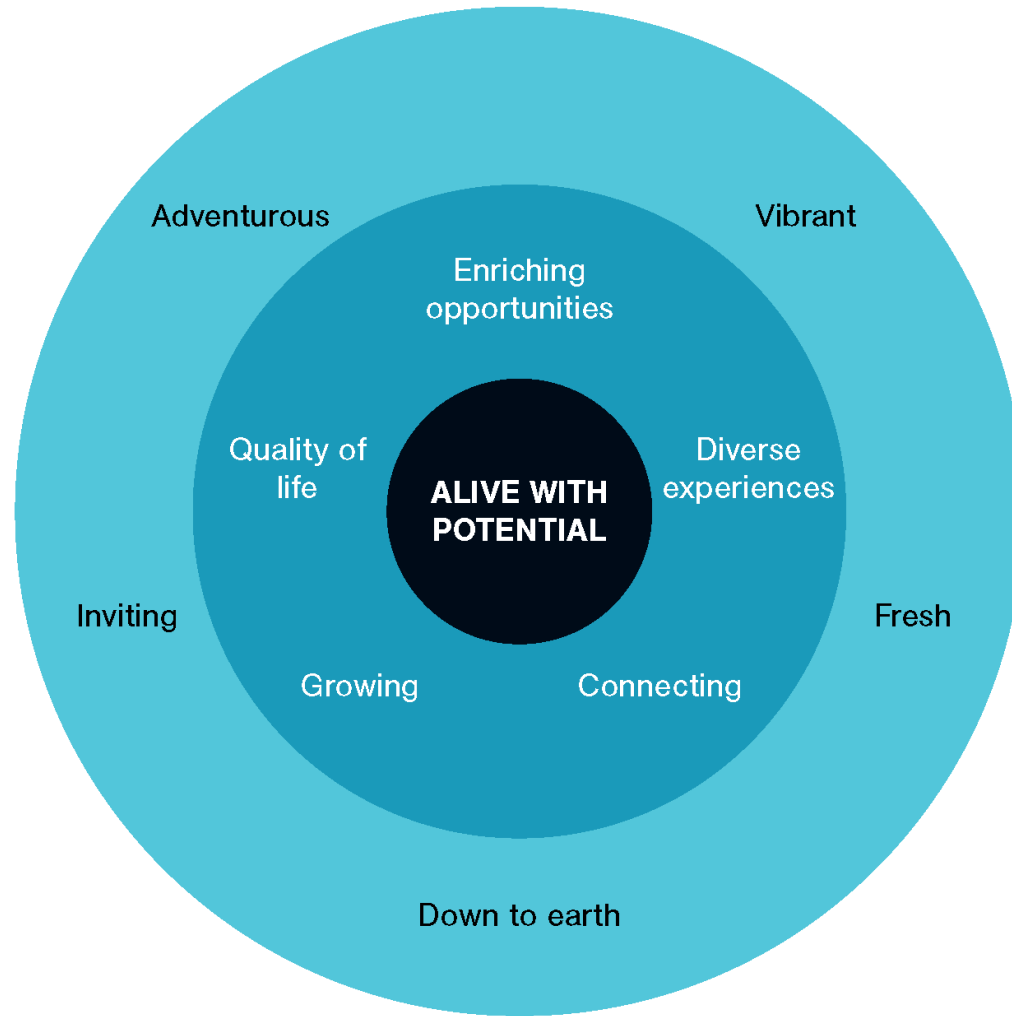
Our essence is:

Alive with Potential

Our essence expresses that:

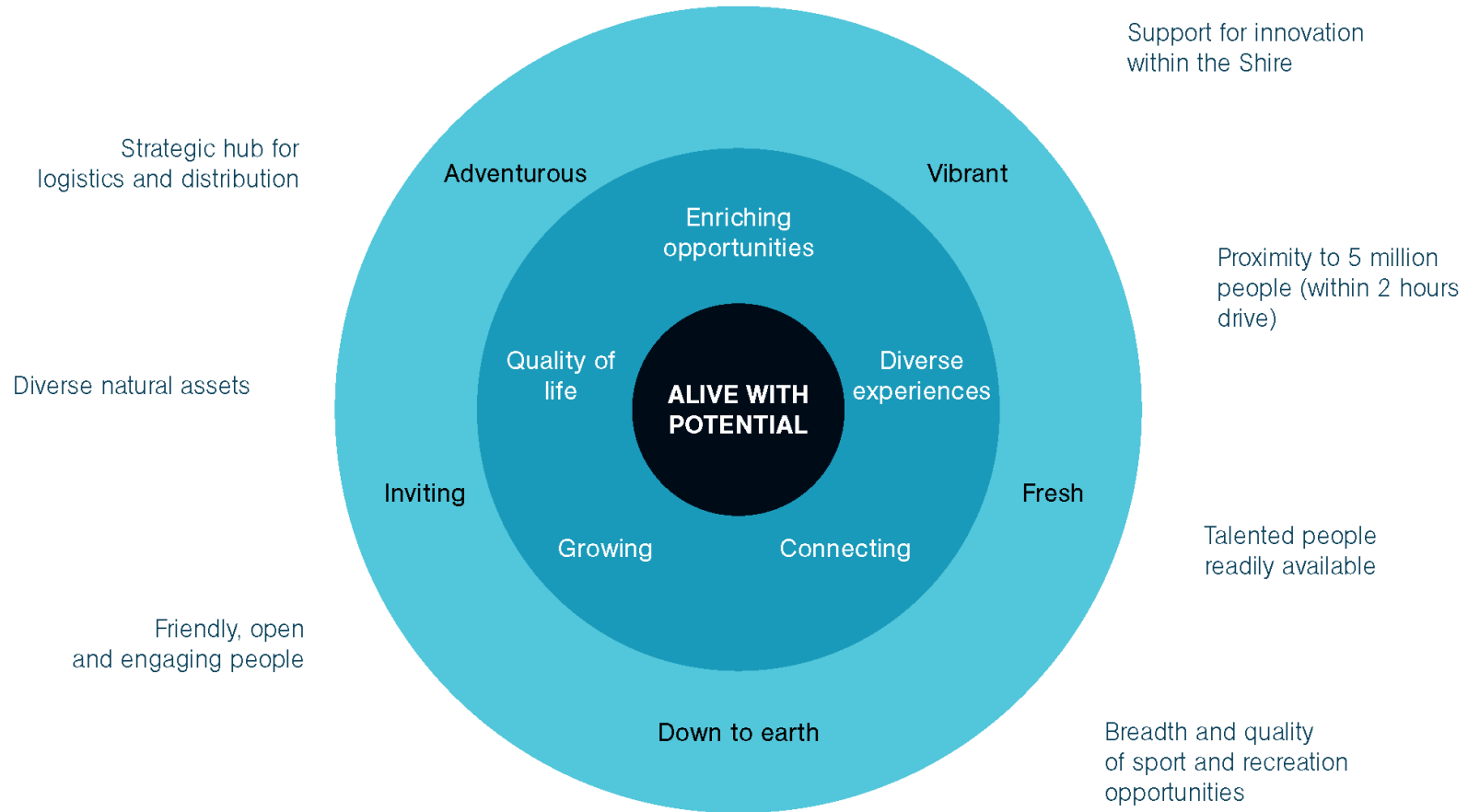
- We invite people to strive for and enjoy a better life
- We are energetic, adventurous and full of opportunities
- Our land-holdings and environment provide opportunities to grow personally and in business, and
- There are constantly new things to uncover.

PLACE BRAND
OUR BRAND PLATFORM



PERSONALITY
VALUES
ESSENCE

**PLACE BRAND
REASONS TO BELIEVE**

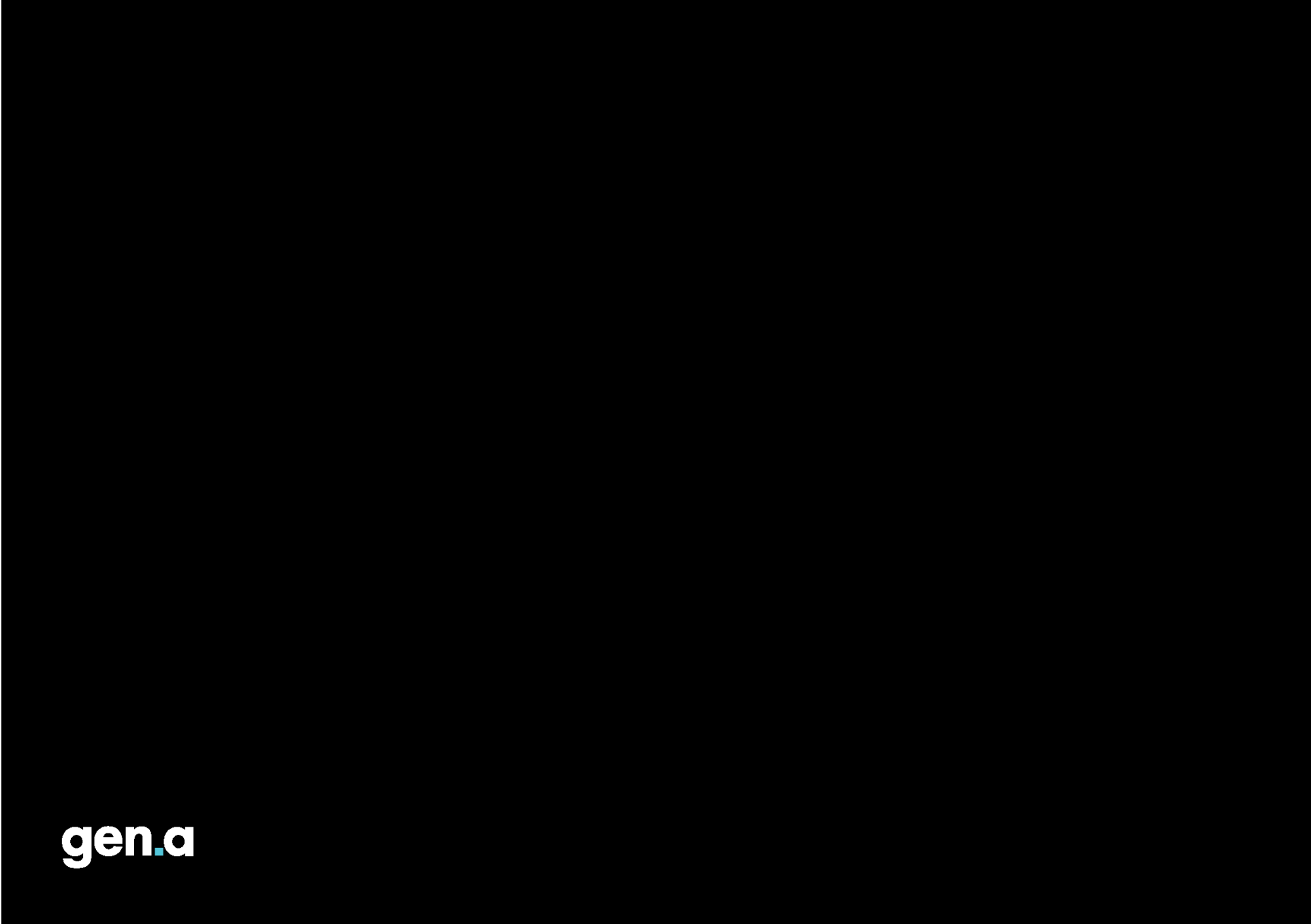


PLACE BRAND

tone of voice

Our tone of voice is:

- Organised, yet diverse
- Playful, but with an air of sophistication
- Active, not passive
- Natural, blended with business
- Inclusive, without losing exclusivity
- Colourful, not dull or subdued
- Youthful, not staid



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**Wyong Shire
Council Brand – Key Elements**

COUNCIL BRAND
OUR BRAND PLATFORM

our brand platform

The Council brand platform is inspired by and directly linked to our Shire place brand.

COUNCIL BRAND

our vision

To be recognised as a benchmark for the delivery of quality essential services, governance and creativity.

COUNCIL BRAND

our mission

Stimulate consistent and inviting experiences to drive our competitive positioning and the future of our community.

COUNCIL BRAND

our role

Provide leadership, and create and deliver sustainable services to position our Shire as a place of choice to live, visit and invest.

COUNCIL BRAND

our culture

We work together as a unified team of highly motivated people to achieve the best possible outcomes for our community. Our services are built on the needs of our Shire's people, refined constantly and delivered efficiently, with care and passion.

We strive to be innovative in our thinking and business practices, leading to new and better ways of doing things.

We welcome new ideas and new people, and embrace the potential in society.

Our reputation comes from the spirit of our people and the inherent growth potential of our location.

COUNCIL BRAND

brand values

Progress
Connectedness
Discovery
Diversity
Respect

**COUNCIL BRAND
BRAND VALUES**

progress

We take a long-term approach to sustainable growth – positioning our Shire as a desirable place to live, work and invest for future generations.

connectedness

We celebrate our location, accessibility and proximity to others supported by a connection to our natural environment. We value and support the role and contributions of all our stakeholders.

discovery

We believe that our Shire offers a variety of unique experiences that excite, inspire and surprise investors, visitors and residents alike. There are many secrets to uncover and ways to prosper. We support people and businesses who discover new and innovative ways of doing things.

diversity

We embrace different ideas, cultures and approaches and celebrate the vibrancy that these differences bring to our place and our lifestyle. We support different business approaches to create opportunities for our residents and visitors. We deliver extensive and varied sport and recreational facilities.

respect

Our service culture is based on respect for each other and our community. We want to ensure our shire is a place where people feel safe, secure and comfortable. In delivering our services, we respond to the individual needs of staff, stakeholders and residents, creating a caring environment, supporting community goals.

COUNCIL BRAND

brand personality

Proud
Vibrant
Practical
Creative
Collaborative

**COUNCIL BRAND
BRAND PERSONALITY**

proud

.....

We work hard to instill pride at all levels of our community. We celebrate and promote our diverse natural features and economic potential while also aspiring to stimulate positive change in the community. Our Council staff are our front line of ambassadors in the community.

vibrant

We are an industrious, thriving community. We are full of life, passionate and strong-minded in our approach to attracting business, tourism, events, and supporting our community.

practical

We are flexible, responsive and dedicated in our service delivery and commitment to the community. We find hands-on and innovative solutions to complex challenges. We design our facilities to provide ease of access and use.

creative

We are always looking for new and different ways to deliver our services, creating a better life for our community. We are courageous in our decision making and strive to build our knowledge base through constant innovation. We encourage a culture of creativity.

collaborative

We actively invite different opinions, ideas and encourage partnerships to enhance our own potential and multiply outcomes. We promote cohesion and connectedness between the communities we represent.

COUNCIL BRAND

introducing our
brand essence

Our essence sits at the heart of our brand.

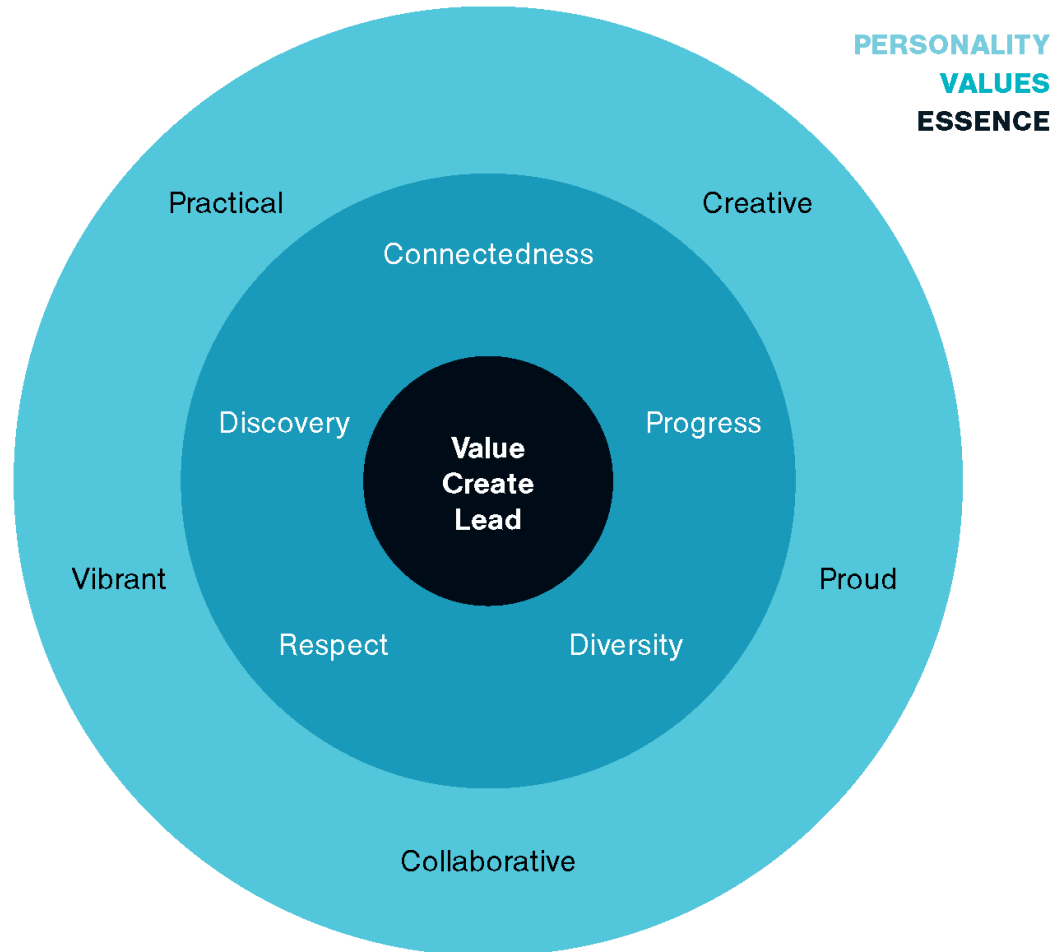
It provides the emotive and rational core and connecting big idea that describes who we are and supports what we do and why we do it. It is our reason for being.

Our essence is:

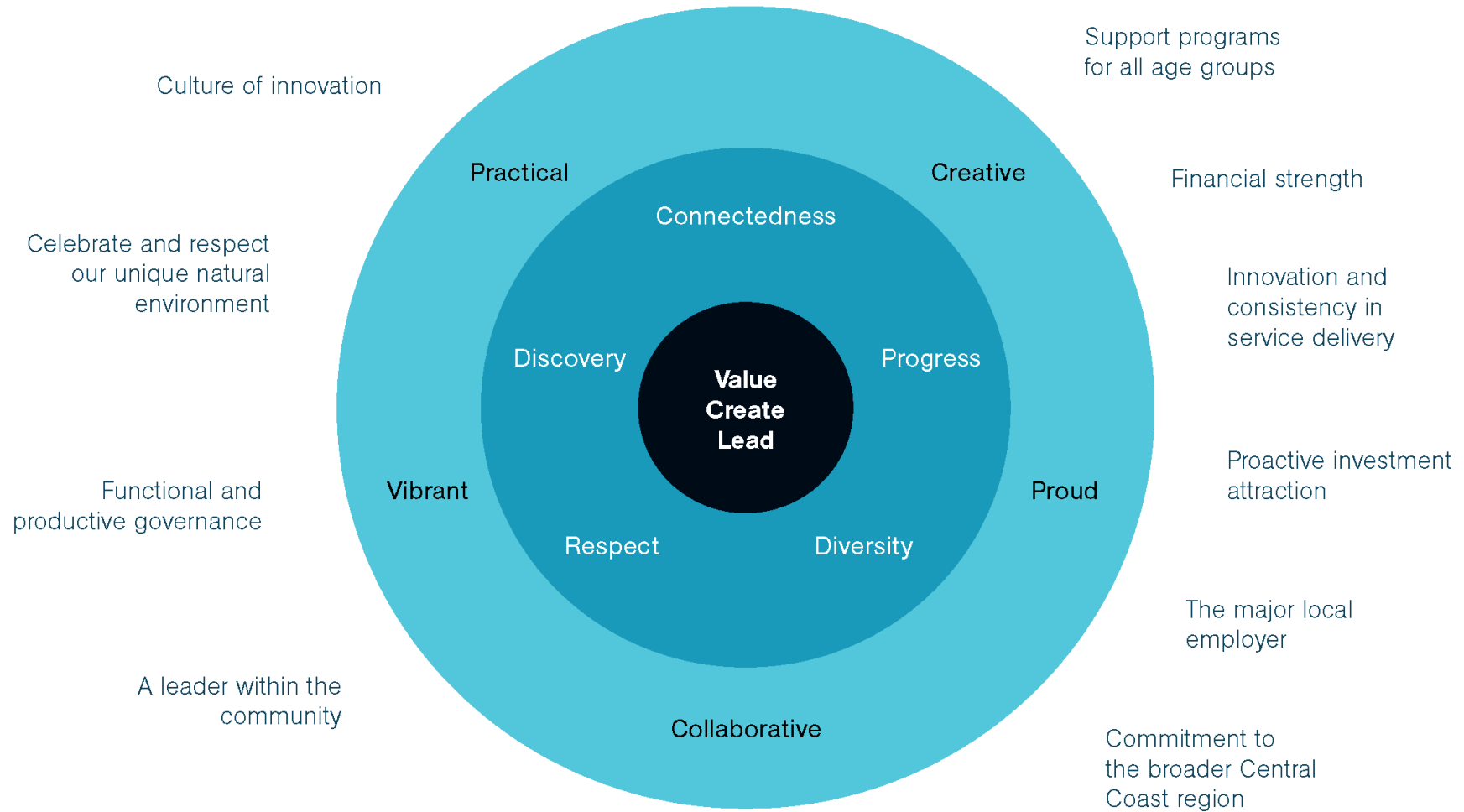
Value, Create, Lead

COUNCIL BRAND
PROPOSED COUNCIL BRAND PLATFORM

Our Council brand platform links to our Shire place brand, sharing some values and personality traits, but not all. The proposed essence 'Value, Create, Lead' supports progress and business growth, balanced with respect for the community and the environment.

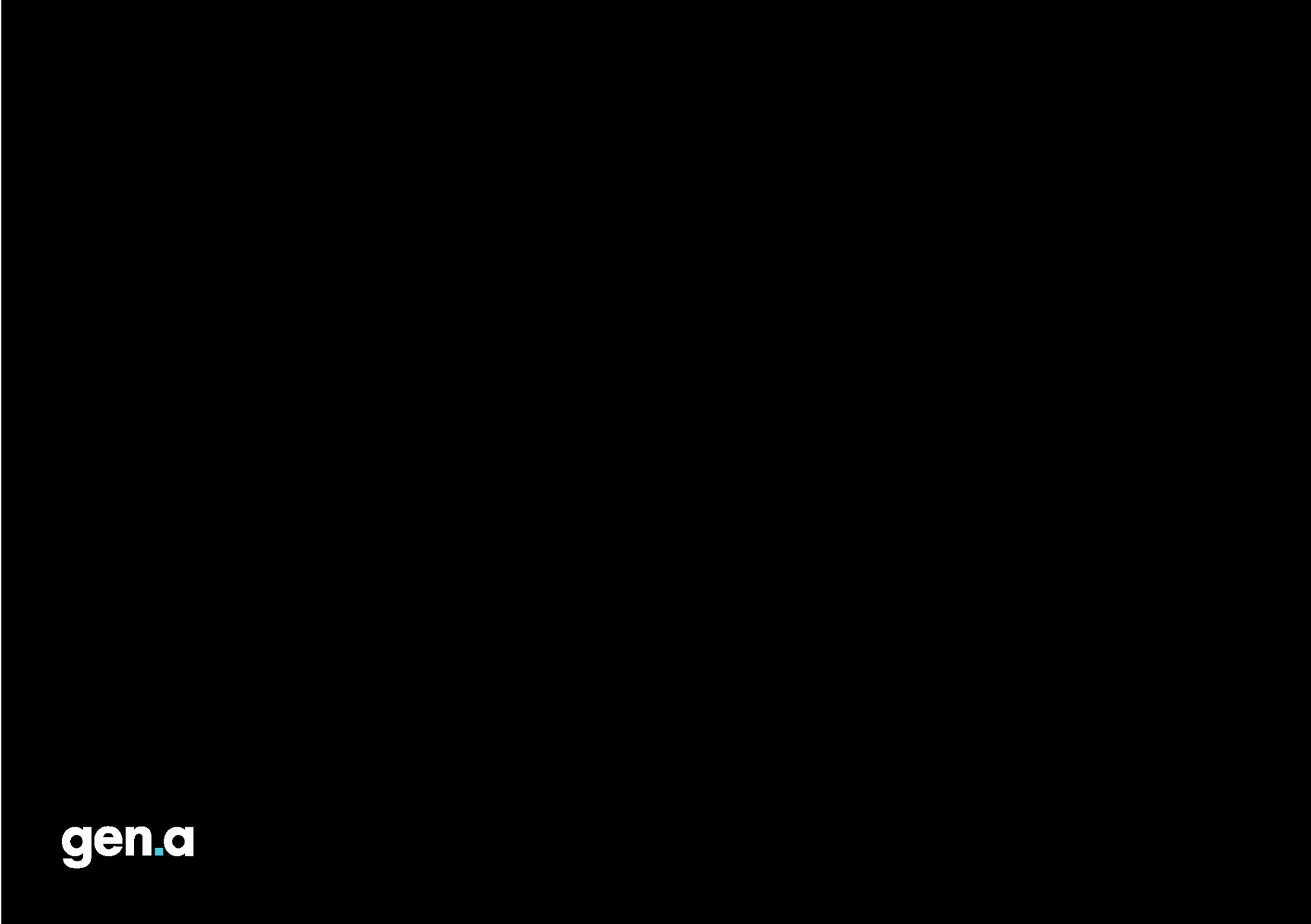


**COUNCIL BRAND
REASONS TO BELIEVE**



COUNCIL BRAND
OVERARCHING BRAND CONTEXT





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4.2 Councillor Strategic Planning Workshop 2015

TRIM REFERENCE: F2014/00795 - D08528909

MANAGER: Stephen Naven, Chief Financial Officer

AUTHOR: Kathleen Morris; Manager

SUMMARY

This report seeks determination of a suitable venue for the 2015 Council Strategic Planning Workshop.

RECOMMENDATION

- 1 That Council note the contents of this report and provide direction to staff regarding a venue for the 2015 Council Strategic Planning Workshop.**
- 2 That Council endorse the workshop dates as 13 to 15 February 2015.**

BACKGROUND

Council conducts an annual strategic planning workshop to discuss industry changes, strategic outcomes, delivery priorities and to ensure planning and delivery of services is undertaken in alignment with community's vision as defined in the Community Strategic Plan and via other engagement feedback.

CURRENT STATUS

Quotations have been sought to host Council's annual Strategic Planning workshop on the weekend of Friday 13 to Sunday 15 February 2015. A summary of quotations is provided as a confidential attachment in accordance with the Local Government Act Section 10A(2(d(i))) – commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

THE PROPOSAL

Council's direction is sought on the preferred options for the venue for the 2015 Councillor Strategic Planning workshop, to be held 13 to 15 February 2015.

OPTIONS

A summary of quotations is provided under separate cover.

STRATEGIC LINKS**Wyong Shire Council Strategic/ Annual Plan**

<i>Service</i>	<i>Key Action and Objectives</i>	<i>Funding Source and Description</i>	<i>Impact on Key Performance Indicators/ Service Performance Indicators</i>
Integrated Planning	Deliver Integrated Planning & Reporting requirements in accordance with the Local Government Act 1993	Within budget scope	Alignment of the delivery of Council operations with the Community Strategic Plan

Link to Community Strategic Plan (2030)

The proposal supports the prioritisation of service delivery against the Community Strategic Plan by ensuring alignment of Council strategic planning with the community vision.

Budget Impact

Funding is provided for the workshop.

CONSULTATION

The report is provided based on consultation with the General Manager.

CONCLUSION

This report seeks Council determination of a suitable venue for the 2015 Council Strategic Planning Workshop being held from Friday 13 to Sunday 15 February 2015.

ATTACHMENTS

- 1 Confidential Summary of Quotations for Councillors Workshop 2015 - D11700461

4.3 2015/16 Strategic Planning - Councillor Engagement

TRIM REFERENCE: F2014/00795 - D11694105
MANAGER: Stephen Naven, Chief Financial Officer
AUTHOR: Kathleen Morris; Manager

SUMMARY

Council undertakes its strategic planning in accordance with the Office of Local Government's Integrated Planning and Reporting Framework. A schedule of engagement activities has been prepared to support Councillor involvement in the strategic planning process for 2015/16.

RECOMMENDATION

That Council endorse the Councillor Engagement Schedule for the 2015/16 Strategic Planning process

BACKGROUND

Each year, Council produces a comprehensive strategic plan that incorporates the following legislated components:

- Four year delivery program
- Annual operational plan
- Resourcing strategies
- Revenue policy (including fees and charges)
- Budgets

These elements guide the management of Council's activities as well as providing a basis for reporting to the community on delivery against actions.

Each year the planning process is reviewed and continuously improved in regards to content, readability, stakeholder engagement and presentation.

The creation of the plan is a complex process, engaging a majority of the organisation over a seven month period from October to May every financial year.

CURRENT STATUS

A comprehensive timeline has been prepared to engage internal stakeholders in the pre-planning process of the 2015-2019 Strategic Plan. As part of the plan's development Council will be engaged to inform strategic direction and ensure the plan links with the requirements of the community and provides appropriate levels of service.

THE PROPOSAL

The engagement schedule is proposed to ensure Councillors have timely opportunity to review staff proposals and associated costs for the forthcoming planning period.

Considerable provision has been made for Council to engage with the General Manager and staff on the planning outcomes and to provide direction in respect of Council's objectives.

The process has been prepared based on the following objectives:

- robust corporate business direction and service projections
- improved communication with Councillors
- clarity on outputs and activities
- alignment of deliverables with the Community Strategic Plan
- clarity of stakeholder roles and timelines for plan development

The proposed engagement schedule is as follows:

Date	Event	Subject	Timing
24/09/14	Council briefing	<ul style="list-style-type: none"> • Councillor engagement schedule 	½ hour
	Council decision	<ul style="list-style-type: none"> • Councillor engagement schedule consideration and adoption • Strategic Planning Workshop Destination 	Business papers
08/10/14	Council briefing	<ul style="list-style-type: none"> • Annual Report (concept and initial design) 	½ hour
22/10/14	Council decision	<ul style="list-style-type: none"> • Adopt 2013/14 Financial Statements 	Business paper
12/11/14	Council decision	<ul style="list-style-type: none"> • Adoption of Annual Report 	Business paper
26/11/14	Council briefing and decision	<ul style="list-style-type: none"> • Discussion on topics for weekend workshop • Capital budget • Key business objectives articulated and agreed • Q1 Report 	1½ hours
10/12/14	Council briefing	<ul style="list-style-type: none"> • Rating model 	3 hours
	Council decision	<ul style="list-style-type: none"> • Receipt of confidential Outcome Report 	Business paper
21/01/15	Council briefing	<ul style="list-style-type: none"> • Fees and charges • Special Rate Variation update • Rating Model Updated Analysis 	2 ½ hours
07/02/15	Provision of workshop information	<ul style="list-style-type: none"> • 2015 Workshop information Package 	Information release
13-15/02/15	Council workshop	<ul style="list-style-type: none"> • Identification of adjustments to draft plan • Agreement on financial projections • Consideration and acceptance / rejection of individual Councillor submissions • Agenda TBD 	2 days
25/02/15	Council briefing and decision	<ul style="list-style-type: none"> • Q2 Report • Rating Model 	1 ½ hours
25/03/15	Council briefing	<ul style="list-style-type: none"> • Final draft plan changes and considerations 	½ hour
8/04/15	Council Meeting	<ul style="list-style-type: none"> • Adopt draft Strategic Plan for exhibition 	Business paper

Date	Event	Subject	Timing
27/05/15	Council briefing and decision	<ul style="list-style-type: none"> ● Discuss and consider submissions ● Make Rates and fees / charges ● Adopt Strategic Plan ● Q3 Report 	1½ hours

STRATEGIC LINKS

The Strategic Plan provides direction for the Council term and details the levels of service to be delivered against the objectives of the Community Strategic Plan.

Long term Financial Strategy

The proposal includes a review of the Long Term Financial Strategy to ensure alignment to Council's Strategic goals.

Asset Management Strategy

The proposal includes a review of the Asset Management Strategy to ensure alignment to Council's Strategic goals.

Workforce Management Strategy

The proposal includes a review of the Workforce Management Strategy to ensure alignment to Council's Strategic goals.

Link to Community Strategic Plan (2030)

The proposal links to the objectives and strategies contained within the Community Strategic Plan.

Budget Impact

Funding is provided in the 2014/15 budget.

CONSULTATION

Consultation will be undertaken with Councillors throughout the development of the 2015-2019 Strategic Plan, as detailed above.

GOVERNANCE AND POLICY IMPLICATIONS

The preparation of the Strategic Plan will be undertaken in accordance with the requirements of the *Local Government Act 1993*.

MATERIAL RISKS AND ISSUES

Risks include ensuring the appropriate level of consultation is undertaken to provide a robust corporate business direction that aligns with the community's vision for the Shire. Risks will be addressed through effective planning, consultation and auctioning of associated tasks.

CONCLUSION

This report seeks Council's endorsement of the Councillor Engagement Schedule for the preparation of the 2015-2019 Strategic Plan.

ATTACHMENTS

Nil.

4.4 Sponsorship Program 2014-15 Applications

TRIM REFERENCE: F2004/06631 - D11696297

MANAGER: Maxine Kenyon, Director

AUTHOR: Sue Ledingham; Manager

SUMMARY

Consideration of applications and recommendations for the Sponsorship Program 2014-15 funding for the period ending 30 June 2015.

The Sponsorship Program 2014-15 aims to build the profile of Wyong Shire and improve the quality of life of our local residents. The program assists initiatives, events and activities to go from idea to reality, enhancing the quality and variety of initiatives on offer in the Shire.

RECOMMENDATION

- 1 *That Council allocate \$62,000.00 from the Sponsorship Program 2014-15 as follows:*

Positioning	Initiative	Funding Recommended	Total over 3 years
Tier 1 Multi-year	Central Coast Rugby Sevens - - an international rugby festival running a three day series of games looking to grow in size and prestige. Attracts teams from Fiji, Canada, United States, New Zealand, Japan, Brazil and Malaysia.	\$20,000 funding	\$60,000
Tier 2 Multi-year	GOATS Family Festival – an established community based youth event. Funding provided on a sliding scale to support transition to independent event management	\$10,000 funding	\$20,000
Tier 2 Multi-year	The Entrance Triathlon - a new major sporting event on the Central Coast as part of the Triathlon NSW Sprint Series. Two events to be held (January and April 2015)	\$15,000 funding	\$45,000

Tier 2 Single year	<i>The Entrance Mardi Gras – to support re-establishment of The Entrance and District Mardi Gras Festival to be held over the first week of December 2014</i>	<i>\$5,000 in-kind support</i>	
Tier 3 Multi-year	<i>Kids' Day Out – an established event on Central Coast that supports a regional focus of support for needs of children and families in the region</i>	<i>\$5,000 funding</i>	<i>\$11,000</i>
Tier 3 Single year	<i>Success Women's Networking Events – a series of networking events in the Wyong Shire aimed at helping businesswomen on the Central Coast to succeed</i>	<i>\$4,000 funding</i>	<i>\$12,000</i>
Tier 3 Single year	<i>CASAR Virtual Park Launch - create a computer model and marketing launch for the CASAR circuit launch providing participants with a realistic experience of how the track will eventually drive</i>	<i>Deferred for further discussion</i>	
Tier 3 Single year	<i>Relay for Life – an established fundraising and fun run event held at Mingara Recreation Club attracting over 3000 participants</i>	<i>\$3,000 funding</i>	

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

Positioning	Amount	Initiative	Assessment
Tier 1 Multi-year	\$150,000	<i>Mariners A-League Pre-season and National Youth League Matches</i>	<i>Basic eligibility: Minimum 50% contribution not met.</i>
Tier 1 Multi-year	\$60,000	<i>Vital Equipment Replacement Program</i>	<i>Basic eligibility: Funding requested for purchase of operations vehicle; ineligible expense. Suitable for grants.</i>
Tier 1 Single year	\$72,000	<i>Lightscape The Entrance</i>	<i>Basic eligibility: 50% contribution not met. No option for establishment of self-sustaining event.</i>

Tier 2 Multi-year	\$30,000	Long Jetty Artisan Market	Basic eligibility: No legal identity, 50% contribution not met, funding requested for salaries and wages.
Tier 2 Single year	\$13,940	Water Activities Centre Long Jetty	Basic eligibility: General public cannot access facilities, 50%, contribution not met, funding requested for fencing.
Tier 2 Single year	\$10,000	Armstrong Tag Archery	Basic eligibility: funding for ineligible expenses, 50% contribution not met, tangible community benefits not shown.
Tier 3 Single year	\$5,000	Community Outreach Program	Basic eligibility: Did not specify date for event. Information unclear, does not contribute minimum 50%.
Tier 3 Single year	\$2,750	Special Needs Christmas Party	Basic eligibility: pending grant application. Require higher weighting. Appropriate for grants.
Tier 3 Single year	\$1,500	19th Annual Business Awards	Basic eligibility: sponsorship to cover ineligible expenses, already established initiative that is financially viable. Encourage support through Greater Toukley Vision.

BACKGROUND

Sponsorship is a commercial arrangement in which a sponsor provides a contribution in money or kind to support an activity in return for a certain specified benefit. Sponsorship is provided to assist groups, organisations and business seeking support for initiatives deemed to provide benefits to our community.

During the 2013-14 year, the total sponsorship allocated was \$499,805 which was for one-off specific event sponsorship and multi-year agreements. Those recipients included:

Sponsorship multi-year agreements (Total \$438,000)

- \$150,000 Central Coast Tourism
- \$14,000 Surf Life Saving Central Coast
- \$54,000 Surf Life Saving Clubs
- \$40,000 Business Enterprise Centre
- \$100,000 The Entrance Town Centre Management
- \$30,000 Wyong Regional Chamber of Commerce
- \$50,000 Greater Toukley Vision

Sponsorship specific event 2013/14 (\$61,805)

- \$5,000 Sevens Rugby Event approved 13/14 Management Plan
- \$2,200 Relay for Life
- \$10,000 Central Coast Innovation Project
- \$3,000 Central Coast Sports Federation Sports Star of the Year
- \$16,500 Central Coast Academy of Sport
- \$10,000 Central Coast Academy of Sports Academy Games.
- \$605 Tourism Hunter – Tourism Awards
- \$5,000 Mingara Xmas Under the Stars
- \$2,500 Mingara Orchid Fair and Show
- \$6,500 Wyong Garden Competition
- \$500 Try a Skill Day Ourimbah TAFE

In May 2014, Council developed a new Sponsorship Policy and framework that provides a clear set of guidelines to apply when sourcing and negotiating sponsorship with external bodies. The Sponsorship Program looks for a return on investment (ROI) appropriate to the size and scale of an initiative. Sponsorship is supplied in return for demonstrable ROI such as economic and employment benefits, support of local businesses, visitation, tourism and community involvement and participation.

By supporting initiatives that encourage community participation and development, sponsorship creates connections and building of our local profile. As well as increasing visibility and visitation, sponsorship can promote economic and social benefits for the whole region.

The new sponsorship policy and management approach provides greater alignment to Council's strategic outcomes and improves the open and transparent manner in which Council manages sponsorship. Consistent with Independent Commission Against Corruption's (ICAC) 2006 Guidelines for Sponsorship in the Public Sector recommended Principle 9, every sponsorship agreement is a contract and conditions will be fully described in a written agreement. Sponsorship agreements will be developed for all sponsorships and signed by Council and the external party that outlines all associated costs, benefits and commitments by both parties in relation to the sponsorship.

To measure the size and scale of an initiative and its capacity to produce deliverables, initiatives are positioned within tiered categories. These categories outline where they fit in relation to marketing opportunities, recognition, size, duration, tourism benefits, economic impact, media exposure and participants/visitors. Funding amounts are determined by an appropriate fit within the three tiers and ability to deliver on outcomes. Applicants are also weighted under categories of support to determine degree of alignment with Council's strategic objectives.

CURRENT STATUS

The Sponsorship Program 2014-15 Guidelines provide clear direction to staff when considering the best interests of the public, public accountability, public perceptions and the potential risks as well as the potential benefits for any sponsorship proposal. It assists in the assessment of the proposed sponsorship impacts on current budgets and service delivery, in particular in-kind support.

To ensure there is openness and transparency in the Sponsorship Program the guidelines require an expression of interest process be undertaken on an annual basis (where funds are available).

Expression of Interest and evaluation

Expression of Interest (EOI) for the 2014-15 round opened 30 June and closed 25 July 2014. Shortlisting occurred from 25 July until 25 August and was then prepared for consideration by Council. Previous grants and sponsorship recipients were collated into a database and contacted the week prior to opening the EOI. They were emailed a brochure and link to the new sponsorship page on the website.

The Sponsorship Program 2014-15 was advertised in the local newspaper on the first and last weeks of the EOI stage and in the Wyong Shire Council website. It also appeared in Council's e-news and the 'what's on' section of Council's weekly space in Shirewide.

Sixty brochures were distributed to the libraries. A media release was issued during the first week and sponsorship stories ran in the local media (newspaper and radio) every week of July. Facebook and Twitter posts were published in the first and last week of the EOI. Several phone enquiries were received and given information relating to filling out the form, timeframes, and suitability for sponsorship.

A proportional variety of initiatives were applied for across the categories of support, from both commercial and not-for-profit groups. In total 17 applications were received, nine have previously received Council funding and eight were new applicants.

Eight applications progressed to final assessment stage and have been recommended for funding, of the eight, half were for multi-year agreements.

Nine of the applications did not meet the eligibility requirements and three of these have been referred as being more appropriate for grants:

- Vital Equipment Replacement Program
- Community Outreach Program
- Special Needs Christmas Party

Six applications were un-submitted, remaining incomplete in Smarty Grants. They were added to the grants and sponsorship database to be contacted before the next round.

Funding Period 2015-16

A dual grants and sponsorship workshop is planned for next year, which will assist applicants to submit better structured EOIs that accord with the Sponsorship Program Framework. Workshops will allow applicants to construct a satisfactory budget summary, to better frame their initiatives within the assessment criteria, give guidance on how to provide clear business plan objectives for achieving sustainability of initiatives and base elements for negotiation on deliverables.

4.4 Sponsorship Program 2014-15 Applications (contd)

A dual workshop will also differentiate between the aims and objectives of grants and sponsorship funding. If the majority of applicants attend a workshop and tailor their applications to the guidelines, EOs will be considerably more sophisticated and shortlisting will depend upon weighting rather than basic eligibility criteria. Advertising for the next round will follow a similar plan, however the Sponsorship Guidelines and application form will be modified slightly to allow for clarity and flexibility.

The program will also be supported with a prospectus to ensure Council is attracting an appropriate mix of initiatives across the key strategic outcomes.

THE PROPOSAL

To provide funding to the applications recommended in the table below under the Sponsorship Program 2014-15 for the purpose of improving public perception and enjoyment of our local area as well as assist initiatives, programs, events and activities to be staged throughout the Shire and to enhance the quality and variety of initiatives, events or activities hosted here.

The recommended initiatives are as follows:

<i>Positioning</i>	<i>Initiative</i>	<i>Funding Recommended</i>	<i>Total over 3 years</i>
Tier 1 Multi-year	Central Coast Rugby Sevens - – an international rugby festival running a three day series of games looking to grow in size and prestige. Attracts teams from Fiji, Canada, United States, New Zealand, Japan, Brazil and Malaysia	\$20,000 Year 1 \$20,000 Year 2 \$20,000 Year 3	\$60,000
Tier 2 Multi-year	GOATS Family Festival – an established community based youth event. Funding provided on a sliding scale to support transition to independent event management	\$10,000 Year 1 \$5,000 Year 2 \$5,000 Year 3	\$20,000
Tier 2 Multi-year	The Entrance Triathlon - a new major sporting event on the Central Coast as part of the Triathlon NSW Sprint Series. Two events to be held (January and April 2015)	\$15,000 Year 1 \$15,000 Year 2 \$15,000 Year 3	\$45,000
Tier 2 Single year	The Entrance Mardi Gras – to support re-establishment of The Entrance and District Mardi Gras Festival to be held over the first week of December 2014	\$5,000 in-kind support	
Tier 3 Multi-year	Kids' Day Out – an established event on Central Coast that supports a regional focus of support for needs of children and families in the region	\$5,000 Year 1 \$3,000 Year 2 \$3,000 Year 3	\$11,000

Tier 3 Single year	Success Women's Networking Events – a series of eight networking events in the Wyong Shire aimed at helping business women on the Central Coast to succeed	\$4,000	\$12,000
Tier 3 Single year	CASAR Virtual Park Launch - create a computer model and marketing launch for the CASAR circuit launch providing participants a realistic experience of how the track will eventually drive	Deferred for further discussion	
Tier 3 Single year	Relay for Life – an established fundraising and fun run event held at Mingara Recreation Club attracting over 3000 participants	\$3,000	
TOTAL		\$62,000 Year 1 \$43,000 Year 2 \$43,000 Year 3	

Total allocation for the successful initiatives is \$62,000. The remaining \$18,000 from the \$80,000 pool allocated in 2014/15 is available for ad hoc sponsorships that align sufficiently with either a Tier 2 or Tier 3 initiatives under the program.

Following on from the adoption of these recommendations, Council officers will work closely with each of the successful applicants to prepare contractual agreements. The agreements will identify the specific benefits to Council provided in terms of return on investment, these can include naming rights, marketing, promotion and recognition. The agreements will include details of how these will be demonstrated and evaluated, and other requirements for probity before funds are released.

OPTIONS

Council could decide not to proceed with some or all of the recommended initiatives, change the mix or amount of initiatives recommended, or recommend options currently on the list of not recommended initiatives.

However, the program is based on strict criteria and the ICAC's recommended Sponsorship Guidelines and the current program has been recommended by staff analysis of the applications received for 2014/15.

STRATEGIC LINKS**Wyong Shire Council Strategic/ Annual Plan**

<i>Service</i>	<i>Key Action and Objectives</i>	<i>Funding Source and Description</i>	<i>Impact on Key Performance Indicators/ Service Performance Indicators</i>
Marketing and Communications	Communication and marketing services that raise staff and community awareness of Council activities and support the management of Council's brand and reputation	Within budget scope	Alignment of the delivery of Council operations with the Community Strategic Plan

Long term Financial Strategy

Approval of expenditure under Operational Budget 2014-15.

Asset Management Strategy

Nil

Workforce Management Strategy

Nil

Link to Community Strategic Plan (2030)

The proposal supports the delivery of the economic development objectives of the Community Strategic Plan by assisting to attract, encourage and support events that will result in increased visitation and local expenditure as well as social or cultural benefits.

Budget Impact

Funding is provided with the 2014-15 operating budget.

CONSULTATION

Consultation was undertaken with all applications that progressed through to shortlisting.

All shortlisted applicants are subject to risk controls during assessment. Any applicants who have received previous funding are cross checked with the appropriate team such as grants, for receipt of satisfactory acquittals. An applicant who has not satisfactorily acquitted previous funding in the past two years is ineligible for sponsorship.

In relation to organisations who have a financial history with Council, they are cross checked with credit management. Those currently in arrears are ineligible for sponsorship. Applicants who request in-kind support are required to obtain quotes from the relevant department. Payment is then made directly to the relevant department from the available sponsorship funds.

Every sponsorship proposal is assessed against the possibility of a conflict of interest and, in particular, may be refused or terminated as outlined in the Policy. Ongoing sponsorships will be reviewed to ensure any future conflicts of interest are addressed as outlined in the agreements.

GOVERNANCE AND POLICY IMPLICATIONS

The Sponsorship Program will be run in accordance with the WSC Policy for Sponsorship Management adopted in May 2014.

MATERIAL RISKS AND ISSUES

Risks to Council reputation from poorly managed initiatives. Risk is mitigated through the provision of business and marketing plans from all applicants and review and management of agreements.

CONCLUSION

This report provides details on the applications received through the updated sponsorship program, it provides some observations for improvements to the process going forward in future years. These will be implemented in time for the next round of applications in 2015/16. The applications recommended for funding in this report support the Sponsorship Policy outcomes.

Council is working on a range of strategies and potential programs that would enhance the current program, in particular the focus on marketing and incoming sponsorship opportunities to support financial strategies to increase revenue from other sources.

Marketing partnerships with organisations interested in supporting their corporate social responsibility outcomes will be an upcoming focus in the development of a Corporate Sponsorship Prospectus. These partnerships could support Council approved programs, projects, events, facilities or activities. Such partnerships would be a mutually beneficial business arrangements between Council and a company, where the company provides cash or in-kind services to Council in return for a marketing association with the Council.

ATTACHMENTS

- 1 Confidential - Evaluation of Sponsorship Expression of Interest Applications 2014-2017 -

D11703490

4.5 Councillor Attendance - Australian WiFi Summit

TRIM REFERENCE: F2004/06466 - D11705182
MANAGER: Lesley Crawley, Manager
AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

The Australian WiFi Summit is being held 29 October 2014 in Canberra NSW.

RECOMMENDATION

- 1 That Council authorise those interested Councillors to attend the Australian WiFi Summit in accordance with the Council's Facilities and Expenses Policy for Councillors.**
- 2 That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.**

BACKGROUND

The Australian WiFi Summit is Australia's inaugural event to share and develop free public WiFi strategies for our communities.

This event is exclusive to Federal, State and Local Government officials and will be hosted by industry leading experts and key influences in the digital field.

THE PROPOSAL

The Australian WiFi Summit will be held at the QT Hotel in Canberra NSW on 29 October 2014.

Councillors have expressed interest in attending this course.

STRATEGIC LINKS

Wyong Shire Council Strategic / Annual Plan

Nil impact.

Budget Impact

The table below indicates the approximate cost for attendance at the conference and associated travel expenses per Councillor:

The Australian WiFi Summit	Councillor Fees
Registration	\$ Nil
Accommodation	\$ 600
Travel	\$ 300
Sustenance	\$ 450
Total (estimate)	\$ 1,350

CONSULTATION

Nil.

GOVERNANCE AND POLICY IMPLICATIONS

In accordance with the provisions of Council’s Facilities and Expenses Policy for Councillors, Councillors are encouraged to attend external training sessions that will support their professional development as a Councillor. Reasonable expenses incurred in Councillors attending external training are met in accordance with that policy.

Part of clause D11 and D12 are relevant in this instance:

“Attendance at Conferences, Workshops, Seminars, Professional Development and Training Courses

D11 Council will reimburse expenses for attendance at conferences, workshops and seminars as follows:

- *Each event must be authorised by Council resolution.*
- *Each event must relate to the business of the Council*
- *A combined total of six attendances, per Councillor, per year.*
- *The limit of six will only include those events occurring over one or more consecutive days unless otherwise approved by Council.*
- *Total reimbursement of attendance cost per conference, per Councillor is limited to \$5,000 with a maximum total cost for conferences per year of \$12,000, subject to a total expenditure limit for all Councillors of \$100,000 per year.*
- *The maximum number of Councillors authorised to attend an event is 3 with the exception of the Local Government NSW annual conference and National General Assembly of Local Government or as resolved by Council. These conferences are not included in the cost threshold.*
- *Where Council has incurred costs and a replacement is not nominated by the Mayor/Deputy Mayor and the elected member’s non-attendance is not a family or employment or medical emergency, all costs incurred by Council will be charged to the elected member.*

- *Before requesting attendance Councillors must satisfy themselves:*
 1. *that the program is likely of benefit to Council, the Community and/or to his/her professional development as an elected member*
 2. *that he/she is able to commit the time necessary to attend the conference sessions in the terms of this policy*

With respect to Professional Development and Training Courses:

- *Each event must be authorised by Council resolution.*
- *Each event must be aligned with a Councillor's professional development plan.*
- *A combined total of four professional development or training courses per Councillor, per year.*
- *The monetary limit does not apply to the AICD Company Director's Course or the LGMA Executive Certificate for Elected Members Course*
- *No spouse or partner costs will be reimbursed under this section.*

D12 The attendance costs that will be paid up front to the event organiser or reimbursed to the Councillor under this section are identified as follows:

- *Registration costs – costs charged by organisers including official luncheons dinners and tours which are relevant to the interests of this Council.*
- *Travel costs (actual costs as detailed in the travel section of this policy)*
- *Accommodation (actual costs for accommodation as detailed in the accommodation section of this policy)*
- *Sustenance (food and beverage) limit of \$150.00 per day per Councillor and verified by receipts*
- *Out of pocket expenses such as Internet and phone access, laundry limit of \$50.00 per day per Councillor and verified by receipts.*
- *Cost of mandatory textbooks or other supporting documentation if separate to course fees limit \$500 per course*
- *Spouse and Partner Costs (as detailed in the Spouse and Partner Section of this Policy)."*

CONCLUSION

Attendance at this course will be in accordance with Council's Facilities and Expenses Policy for Councillors.

ATTACHMENTS

- 1 Agenda - Australian WiFi Summit - 29 October 2014 D11708163

Australian WiFi Summit Agenda – 29 October 2014

Time	Topic			Speaker
8.00AM	Tea & Coffee			
8.20AM	Introduction by MC			Paul Buddle
8.35AM	Opening Address			ACT Chief Minister
8.50AM	WiFi Case Study – Barcelona Spain			Mayor of Barcelona
9.35AM	Adelaide Free WiFi Update – Lessons Learned			Jane Booth
10.20AM	Morning Tea			
10.35AM	WiFi Life Cycle Workshops (Concurrent)			
	W1 – The Idea Concept Funding. Tendering ACT Government	W2 – Build Contraction. Hardware iiNet/Cisco	W3 – Operate Models. Filtering. Sessions iiNet/Cisco	W4 – Optimising Usage. Analytics. Marketing ADL/iiNet
12.15PM	Lunch			
1.00PM	Global Trends in WiFi			Dennie Shen
1.45PM	Case Study – Wireless Transit (The New York Subway)			Chris Jaeger
2.30PM	Analytics – The Power of Customer Information			Brendan Williams
3.15PM	Afternoon Tea			
3.30PM	Australian WiFi Deployment – State of our Nation			Paul Buddle
4.15PM	Panel Discussion			All Speakers
4.45PM	Closing Address by MC			Paul Buddle
5.00PM	Drinks and Canapés			

4.6 Councillor Attendance - The Newcastle China Business Forum

TRIM REFERENCE: F2004/06517 - D11712674
MANAGER: Lesley Crawley, Manager
AUTHOR: Fiona Kurtz; Councillor Services Officer

SUMMARY

The Newcastle China Business Forum is being held Friday 26 September 2014 at Noahs on the Beach, Newcastle.

RECOMMENDATION

- 1 That Council authorise those interested Councillors to attend the Newcastle China Business Forum in accordance with the Council's Facilities and Expenses Policy for Councillors.**
- 2 That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.**

BACKGROUND

Presented by The City of Newcastle and the Confucius Institute at the University of Newcastle and proudly sponsored by NAB, the NAB Newcastle China Business Forum 2014 is tailored towards China-active or early stage SMEs and mid-size companies. The Forum will provide a focus for businesses wanting to develop and refine their China strategy and to work together towards branding Newcastle as a China focused destination – working with the China market and welcoming Chinese to our city and region for business, investment, education and tourism.

THE PROPOSAL

The Newcastle China Business Forum will be held on Friday 26 September 2014 at Noahs on the Beach, Newcastle

STRATEGIC LINKS

Wyong Shire Council Strategic/ Annual Plan

Nil Impact

BUDGET IMPACT

The table below indicates the approximate cost for attendance at the conference and associated travel expenses per Councillor:

The Newcastle China Business Forum	Councillor Fees
Registration	88.00
Travel	125.00
Total (estimate)	213.00

GOVERNANCE AND POLICY IMPLICATIONS

In accordance with the provisions of Council's Facilities and Expenses Policy for Councillors, Councillors are encouraged to attend external training sessions that will support their professional development as a Councillor. Reasonable expenses incurred in Councillors attending external training are met in accordance with that policy.

Part of clause D14, D15 and D17 are relevant in this instance:

"Attendance at Non – Council Events and Functions

"D14 Council will meet sustenance and attendance expenses for Councillors' attendance at non-Council functions related to Council business which provide briefings to Councillors from key members of the community, politicians and business. Approval for reimbursement will be by Council resolution. The maximum reimbursement of total attendance costs is \$200 per Councillor per event. Councillors may attend a maximum of 6 of these events in a year. The total maximum expenditure is \$1200. Note the Mayor's attendance and expenditure is covered by Clause D57.

D15 No expenses will be paid for functions that are:

- i not relevant to Council business*
- ii where expenses incurred would be directed towards any political fundraising event*
- iii for any donation to a political party or candidate's electoral fund*
- iv for any other private or personal benefit.*

Spouses, Partners, Carer and Accompanying Persons

D17 Council will pay the cost as further described in this section, for a spouse or partners or carer or one accompanying person per Councillor and children under 18 years in attending the following events as per the table below:

<i>Event</i>	<i>Registration</i>	<i>Ticket</i>	<i>Accommodation</i>	<i>Sustenance</i>	<i>Partner Tours</i>	<i>Travel</i>	<i>Carer</i>
<i>Other Council approved conferences and events</i>	<i>No</i>	<i>No</i>	<i>Yes. If staying in same room as Councillor</i>	<i>Yes if for official conference events. (eg formal dinner, welcome drinks) No additional meals and beverages included</i>	<i>No</i>	<i>Yes. If travelling In company of Councillor in same vehicle No additional air or other travel fares included)</i>	<i>Yes"</i>

CONCLUSION

Attendance at this course will be in accordance with Council's Facilities and Expenses Policy for Councillors.

ATTACHMENTS

- 1 Newcastle China Business Forum D11712640



NAB Newcastle China Business Forum 2014

[Newcastle in the Asian Century](#)

When: 9.00am – 3.30pm Friday 26 September

Where: Noahs on the Beach

Presented by The City of Newcastle and the Confucius Institute at the University of Newcastle and proudly sponsored by NAB, the NAB Newcastle China Business Forum 2014 is tailored towards China-active or early stage SMEs and mid-size companies. The Forum will provide a focus for businesses wanting to develop and refine their China strategy and to work together towards branding Newcastle as a China focussed destination – working with the China market and welcoming Chinese to our city and region for business, investment, education and tourism.

Hear from a high profile lineup of speakers from China and Australia who will deliver insights and practical solutions on doing business in China, as well as how Newcastle can progress its ability to provide practical solutions to welcome more Chinese interest in our growing city.

Meet the Speakers

Cheng Lei – Anchor, Central China Television (CCTV) News / Host, CCTV News Biz Asia, Beijing

Steven Good - Regional Business Executive, National Australia Bank

Mark Collison – Business Banking Executive, National Australia Bank

Nick Coyle – General Manager, Australian Chamber of Commerce (AustCham), Beijing

Arthur Li - Sales and Marketing Manager, China Union Pay

Jim Harrowell AM - President, NSW Australian China Business Council

Eileen Gilliland – International Partnerships Manager, Destination NSW

Ticket Pricing

» Forum including lunch - \$88 plus gst

» Table of ten (10) - \$800 plus gst

4.7 Carbon Tax Repeal Bill (2013) and the Re-alignment of the Pricing Structure for Waste Services

TRIM REFERENCE: F2013/00826 - D11704068

MANAGER: Eric Lemon, Manager Commercial Enterprises

AUTHOR: Charlotte Drury; Waste Operations Manager

SUMMARY

The Carbon Tax Repeal Bill (2013) was passed through Parliament on 17 July 2014 with effect from 1 July 2014. A report summarising the Bill and the re-alignment of the pricing structure for Waste Services was received at the Ordinary meeting of Council on 23 July 2014. The proposed amended fees and charges were advertised for a 28 day period ending on the 26 August 2014 as per Section 610F and 705 of the Local Government Act 1993. During the consultation period no submissions were received.

This report seeks to now formally adopt the amended fees and charges. The reduction in the rate for waste landfilled at Buttonderry Waste Management Facility was \$27.60 per tonne. Due to the administrative difficulties involved in finding and applying a refund to all customers who attended the landfill from July 1 2014 onwards, it is recommended to apply the new charges effective as of 1 October 2014.

In relation to the Domestic Waste Management Charge which shall be reduced from \$507 to \$485 and the other related waste service charges it is proposed to make the charges effective as of the 1 July 2014 and refund the additional charges incurred by residents via the second instalment of the rates notice scheduled for October 2014, or, in the case where the 2014/15 rates and charges have been fully paid, in the next annual rate notice.

RECOMMENDATION

- 1 That Council receive the report on Carbon Tax Repeal Bill (2013) and the Re-alignment of the Pricing Structure for Waste Services.**
- 2 That Council note that no public submissions were received during the exhibition period.**
- 3 That Council make the following amended annual Domestic Waste Management Charges for 2014-15, pursuant to Section 496 of the Local Government Act 1993:**

Description	Charge Amount
Domestic Waste Management Charge	\$485.00
Domestic Waste Management Charge West of M1 Motorway	\$409.00
Domestic Waste Management Charge – 240 litre Waste Upgrade	\$146.17
Domestic Waste Management Charge – Additional 240 litre Waste Bin Service	\$442.29
Domestic Waste Management Charge – Additional 140 litre Waste Bin Service	\$298.00

4.7 Carbon Tax Repeal Bill (2013) and the Re-alignment of the Pricing Structure for Waste Services (contd)

- 4 That Council make the following amended Waste Management Charges for 2014-15, pursuant to Section 501 of the Local Government Act 1993:

Description	Charge (incl 10% GST)
Waste Management Charge – 140 litre Waste Bin Service	\$374.00
Waste Management Charge - 240 litre Waste Bin Service	\$490.29
Waste Management Charge - 660 litre Waste Bin Service	\$1996.29
Waste Management Charge - 1.1 cubic metre Waste Bin Service	\$2,792.14
Waste Management Charge - 1.5 cubic metre Waste Bin Service	\$3,759.29

- 5 The Council implement the amended charges in recommendation 3 and 4 above from 1 July 2014.
- 6 That Council implement the new fees and charges at the Buttonderry Waste Management Facility from 1 October as outlined in Attachment 1.

BACKGROUND

At its meeting on 23 July 2014 Council considered a report on the Carbon Tax Repeal Bill (2013) and the re-alignment of the pricing structure for Waste Services.

Council at that meeting;

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

- 833/14 That Council note that, following the repeal of the Carbon Tax, Council will have no new carbon tax liability in the future under current legislation.
- 834/14 That Council note that Council will still have a carbon tax liability for the 2013/14 reporting year.
- 835/14 That Council note that reporting under the NGERS is still a requirement to be compliant with the legislation which would require future funding.
- 836/14 That Council note that following the repeal of the carbon tax, the carbon tax liability component of \$27.60 be removed from prices for waste going to Buttonderry Waste Management Facility.
- 837/14 That Council note that following the repeal of the carbon tax the carbon liability component of \$22.00 in the Domestic Waste Management Charges for 2014/15 be removed and ratepayers be refunded by means of a credit to their accounts.
- 838/14 That Council approve the inclusion of the amended 2014/15 Waste Fees and Charges, per Attachments 1 and 2, into the adopted Fees and Charges schedule.

839/14 *That Council adopt the proposed changes to the Fees and Charges for 2014/15 as described in Attachments 1 and 2 after the exhibition period, and:*

- a. *That Council advertise the amended prices for a period of 28 days as per Section 610F and 705 of the Local Government Act 1993 referred to in (4) and (5).*
- b. *That, subject to no objections, Council apply the proposed fees following the public notification period.*

840/14 *That Council approve the use of restricted reserve funds generated by the carbon liability pricing on waste related compliance and environmental management programs.*

The proposed amended Fees and Charges were exhibited for a period of 28 days from 29 July until 26 August 2014. A copy of the fees and charges were presented to Council at the meeting on 23 July 2014 and are outlined in Attachments 1 and 2.

Ten different waste management service charges were reduced and advertised in the exhibition period. The amended charges will apply from July 1 2014 and be reflected in the next instalment of the rates notice being issued or, in the case where the 2014/15 rates and charges have been fully paid, in the next annual rate notice.

In relation to the Buttonderry Waste Management Facility the carbon tax liability of \$27.60 was removed from the charges for waste being landfilled. A refund for customer waste entering the facility after July 1 was investigated however it found that it would be extremely difficult and cumbersome to find all customers who deposited waste during this period and may result in inequity issues. Additionally, it would be administratively difficult and put an unreasonable strain on the service provision at the landfill.

Therefore in order to take a low cost and streamlined approach it is proposed that the charge is implemented as of 1 October 2014.

CONCLUSION

The repeal of the Carbon Tax reduced the fees and charges related to the domestic waste service and the Buttonderry Waste Management Facility. The amended fees and charges were advertised for a 28 day period ending on the 26 of August 2014. No submissions were received and formal adoption of the amended fees and charges is now requested as outlined in the report.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | Amended 2014-15 Fees and Charges for Waste - Carbon Tax Repeal | D10601300 |
| 2 | Amended DWMC and CWM for Carbon Tax Repeal | D10610237 |

ATTACHMENT 1

ORIGINAL 2014-15 SCHEDULE OF FEES & CHARGES TO BE AMENDED

Item Number	DESCRIPTION OF FEES & CHARGES	UNIT OF MEASUREMENT	PRICE CATEGORY	2014-15 WYONG SHIRE COUNCIL FEE	OTHER REGULATORY FEES & CHARGES	GST @ 10% REMITTED TO ATO (IF APPLICABLE)	TOTAL 2014-15 FEE (GST INCLUSIVE WHERE APPLICABLE)		REGULATORY FEES & CHARGES PAID TO
24.10000	24. WASTE & RECYCLING								
24.10001	Mixed Waste: Including: General waste, building & demolition waste, commercial recyclables, tiles, bricks, concrete, tree stumps & trunks greater than 1m measured at the waste point	Per load	E	\$170.45	\$125.00	\$29.55	\$325.00		EPA and Authority for Clean Energy Future Initiatives
24.10002	Minimum Charge for mixed waste to landfill up to 50kg	Per load	E	\$10.88	\$7.50	\$1.82	\$20.00		EPA and Authority for Clean Energy Future Initiatives
24.10003	Excavated Natural Materials								
24.10004	Virgin Excavated Natural Material (VENM) & Excavated Natural Material (ENM); - not contaminated - required to meet operational requirements.	Per tonne	E	\$25.00	\$125.00	\$15.00	\$165.00		EPA
24.10005	Waste disposal fees for large entities: disposing large tonnages may be determined through contract negotiations	Per tonne	E	By Contract Negotiations		TBA			
24.10006	Recyclables								
24.10007	Recyclables - generated by households	Per tonne	E	\$0.00		\$0.00	\$0.00		
24.10008	Mattresses	Per item	E	\$27.27		\$2.73	\$30.00		
24.10009	e-Waste (1 to 15 items)	Per item	E	\$0.00		\$0.00	\$0.00		
24.10010	Special Waste: Including: Asbestos, security & customs, animal & food, bulky or dusty waste, batteries containing more than 15 litres of E-Waste or any other waste that requires special treatment	Per tonne	E	\$247.73	\$125.00	\$37.27	\$410.00		EPA
24.10011	Minimum charge for special waste up to 60kg	Per load	E	\$15.23	\$7.50	\$2.27	\$25.00		EPA and Authority for Clean Energy Future Initiatives
24.10012	Organic Materials: Including: Trees, garden vegetation, untraced timber, shredded green waste, bio solids Excluding: Tree stumps & trunks greater than 1m measured at waste point, traced timber	Per tonne	E	\$150.00		\$15.00	\$165.00		EPA and Authority for Clean Energy Future Initiatives
24.10013	Minimum Charge for organic materials up to 60kg	Per load	E	\$10.00	\$0.00	\$1.00	\$11.00		Authority for Clean Energy Future Initiatives
24.10014	Other Waste Management Charges								
24.10015	Provision of 240 litre special event waste bin	Per bin per day	E	\$18.63	\$16.82	\$3.55	\$39.00		EPA and Authority for Clean Energy Future Initiatives
24.10016	Provision of 240 litre special event recycling bin	Per bin per day	E	\$29.09		\$2.91	\$32.00		
24.10017	Provision of Commercial Litter Bin Fee - The Entrance Town Centre	Per bin per service	E	\$8.36		\$0.64	\$7.00		
24.10018	Collection of waste Collection of waste (dumped waste, or kerbside waste where the number of allocated kerbside collections are exceeded or for properties that are not entitled to kerbside collections). Waste type must be in accordance with legal and contractual guidelines and collection is at request.	Per cubic Meter	E	\$68.36		\$6.64	\$73.00		

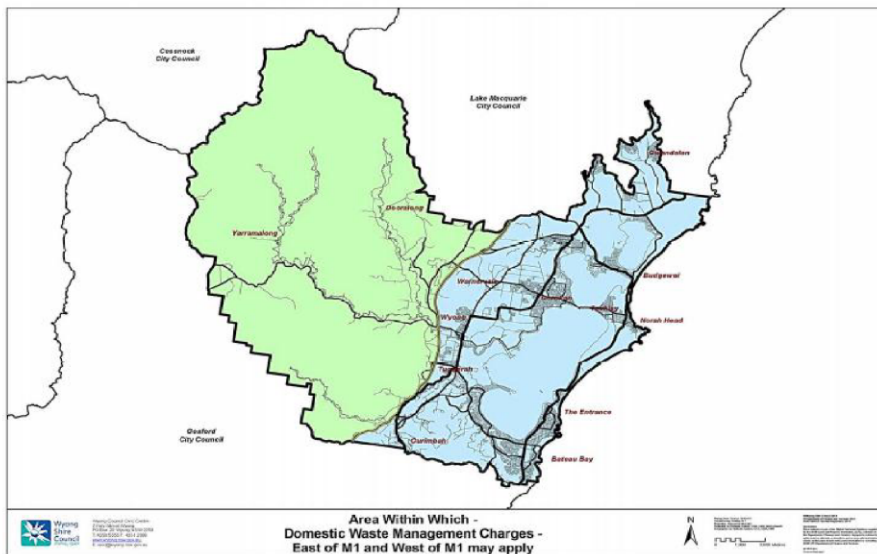
AMENDED 2014-15 SCHEDULE OF FEES & CHARGES TO RE-ALIGNED FOR CARBON TAX REPEAL BILL

Item Number	DESCRIPTION OF FEES & CHARGES	UNIT OF MEASUREMENT	PRICE CATEGORY	2014-15 WYONG SHIRE COUNCIL FEE	OTHER REGULATORY FEES & CHARGES	GST @ 10% REMITTED TO ATO (IF APPLICABLE)	TOTAL 2014-15 FEE (GST INCLUSIVE WHERE APPLICABLE)		REGULATORY FEES & CHARGES PAID TO
24.10000	24. WASTE & RECYCLING								
24.10001	Mixed Waste: Including: General waste, building & demolition waste, commercial recyclables, tiles, bricks, concrete, tree stumps & trunks greater than 1m measured at the wices point	Per load	E	\$149.46	\$120.90	\$27.04	\$297.40		EPA and Authority for Clean Energy Future Initiatives
24.10002	Minimum Charge for mixed waste to landfill up to 50kg	Per load	E	\$9.11	\$7.25	\$1.64	\$18.00		EPA and Authority for Clean Energy Future Initiatives
24.10003	Excavated Natural Materials								
24.10004	Virgin Excavated Natural Material (VENM) & Excavated Natural Material (ENM); - not contaminated - required to meet operational requirements.	Per tonne	E	\$15.46	\$120.90	\$13.64	\$150.00		EPA
24.10005	Waste disposal fees for large entities: disposing large tonnages may be determined through contract negotiations	Per tonne	E	By Contract Negotiations		TBA	\$0.00		
24.10006	Recyclables								
24.10007	Recyclables - generated by households	Per tonne	E	\$0.00	\$0.00	\$0.00	\$0.00		
24.10008	Mattresses	Per item	E	\$27.27	\$0.00	\$2.73	\$30.00		
24.10009	e-Waste (1 to 15 items)	Per item	E	\$0.00	\$0.00	\$0.00	\$0.00		
24.10010	Special Waste: Including: Asbestos, security & customs, animal & food, bulky or dusty waste, deliveries containing more than 15 items of E-Waste or any other waste that requires special treatment	Per tonne	E	\$220.74	\$120.90	\$34.76	\$382.40		EPA
24.10011	Minimum charge for special waste up to 60kg	Per load	E	\$13.97	\$7.25	\$2.12	\$23.34		EPA and Authority for Clean Energy Future Initiatives
24.10012	Organic Materials: Including: Trees, garden vegetation, untreated timber, shredded green waste, bio solids Excluding: Tree stumps & trunks greater than 1m measured at wices point, treated timber	Per tonne	E	\$124.91	\$0.00	\$12.49	\$137.40		EPA and Authority for Clean Energy Future Initiatives
24.10013	Minimum Charge for organic materials up to 60kg	Per load	E	\$9.09	\$0.00	\$0.91	\$10.00		Authority for Clean Energy Future Initiatives
24.10014	Other Waste Management Charges								
24.10015	Provision of 240 litre special event waste bin	Per bin per day	E	\$18.53	\$16.82	\$3.55	\$39.00		EPA and Authority for Clean Energy Future Initiatives
24.10016	Provision of 240 litre special event recycling bin	Per bin per day	E	\$23.09	\$0.00	\$2.91	\$32.00		
24.10017	Provision of Commercial Litter Bin Fee - The Entrance Town Centre	Per bin per service	E	\$6.36	\$0.00	\$0.64	\$7.00		
24.10016	Collection of waste Collection of waste (dumped waste, or kerbside waste where the number of allocated kerbside collections are exceeded or for properties that are not entitled to kerbside collections); Waste type must be in accordance with legal and contractual guidelines and collection is at request	Per cubic Meter	E	\$65.36	\$0.00	\$6.64	\$73.00		

Attachment 2

Domestic Waste Management Charges (DWMC) and Commercial Bulk Waste Services

Description	2014-15 Charge \$	Carbon Liability \$	Amended 2014-15 Charge \$
Domestic Waste Management Availability To be levied on vacant parcels of rateable land within Council's collection area. Refer Map	64.00	-	64.00
Domestic Waste Management To be levied on all domestic properties east of the M1 Freeway which have an approval for a residential building and where the standard three bin collection service including a 140 litre waste bin (collected weekly), a 240 litre recycling bin (collected fortnightly) and a 240 litre garden vegetation bin (collected fortnightly) is available. Where more than 6 strata titled or community title residential units exist on one allotment, bulk bin options for waste and/or recyclables may be provided up to the equivalent volume of one 140 litre waste bin per tenement. Refer Map	507.00	22.00	485.00
Domestic Waste Management West of F3 Freeway To be levied on all domestic properties west of the M1 Freeway which have an approval for a residential building and where the 140 litre waste bin and 240 litre recycling bin service is available. The waste bin is serviced weekly and the recycling bin fortnightly. The charge represents the Domestic Waste Annual Charge less the cost of providing a vegetation bin. The service to domestic properties west of the M1 Freeway includes up to six clean up services per year for domestic premises. Refer to Map	431.00	22.00	409.00
Domestic waste management services - upgrade			
Domestic Waste Additional 240 Litre Vegetation	78.00	-	78.00
Domestic Waste Management 240 Litre Waste Upgrade	159.00	12.83	146.17
Domestic Waste Management Addit 140 Litre Waste	320.00	22.00	298.00
Domestic Waste Management Addit 240 Litre Waste	480.00	37.71	442.29
Domestic Waste Management Addit 240 Litre Recycle	78.00	-	78.00
Other waste management charges			
Waste Management 140 Litre Waste	396.00	22.00	374.00
Waste Management 240 Litre Recycling	85.80	-	85.80
Waste Management Vegetation	85.80	-	85.80
Commercial Bulk Waste Services			
Waste Management Charge 240 Litre Waste	528.00	37.71	490.29
Waste Management Charge 660 Litre Waste	2,100.00	103.71	1,996.29
Waste Management Charge 1.1m3 Waste	2,695.45	172.86	2,522.59
Waste Management Charge 1.5m3 Waste	3,995.00	235.71	3,759.29
Chargeable Litter bins			
Special Event Bin 240L Mixed - Per Bin Per Day	39.00	-	39.00
Special Event Bin 240L Recycle - Per Bin Per Day	32.00	-	32.00
The Entrance 240L Mixed - Per Service	7.00	-	7.00
Rate per Additional Service			
Domestic Waste Management 140 Litre Waste	17.10	-	17.10
Domestic Waste Management 240 Litre Waste	18.20	-	18.20
Domestic Waste Management 240 Litre Recycle	17.10	-	17.10
Domestic Waste 240 Litre Vegetation	17.10	-	17.10



5.1 Investment Report for August 2014

TRIM REFERENCE: F2004/06604 - D11701758
MANAGER: Stephen Naven, Chief Financial Officer
AUTHOR: Devini Susindran; Financial Accountant

SUMMARY

This report details Council's investments as at 31 August 2014.

RECOMMENDATION

That Council receive the Investment Report for August 2014.

BACKGROUND

WSC's investments are made in accordance with the Local Government Act (1993), the Local Government (General) Regulation (2005), Council's Investment Policy, Ministerial Investment Order issued February 2011 and Division of Local Government Investment Policy Guidelines published in May 2010.

CURRENT STATUS

Cash and Term Deposit Funds

Cash flows in August were managed through term deposit maturities, with a net inflow of 14,839k predominantly from Rates instalments due at the end of August 2014.

Table 1 - Movement in Cash and Term deposits

Institution	Term (Approx. Months)	Interest Rate %	Maturity	Investment / (Redemption) \$'000
Movement in Term Deposits				
ING	12	3.96%	Aug 2014	(\$5,000)
NAB	12	3.94%	Aug 2014	(\$5,000)
ANZ	8	3.71%	May 2015	\$4,000
ANZ	9	3.72%	Jun 2015	\$4,000
ANZ	11	3.73%	Jul 2015	\$4,000
ANZ	12	3.74%	Aug 2015	\$4,000
ME Bank	36	3.90%	Aug 2017	\$5,000
Total Term Deposit Movement				\$11,000

5.1 Investment Report for August 2014 (contd)

Movement in cash at call				
AMP		3.15%		-
Westpac		2.60%		\$3,800
Interest earned on all call accounts				\$39
Total Cash at Call Movement				\$3,839
Total Cash & Term Deposit Movement				\$14,839

Total Portfolio

Total net return for August 2014 was \$460k in interest earnings.

Table 2 - Net Return

	Full Year 2013-14 \$'000	Jul 2014 \$'000	Aug 2014 \$'000	FY 2014-15 \$'000
Net Capital Gain/(Loss) Realised	(197)	-	-	-
Income Distribution on Managed Funds	321	-	-	-
Net Earnings From Managed Funds *	124	-	-	-
Interest Earnings on Call Deposits Received	402	34	39	73
Interest Earnings on Term Deposits received at Maturity	5,999	428	421	849
Total Interest Earnings	6,401	462	460	922
Total return for the period	6,525	462	460	922

* Until October 2013, Council's portfolio included investments in managed funds (Blackrock Care and Maintenance Fund) held under the "grandfather" provisions of the current Ministers Order when it was liquidated.

Full year returns to July of 3.90% is favourable compared to benchmark bank bill swap (BBSW) full year Bank Bill Index of 2.93% and Council guidelines of BBSW + 10 basis points.

Table 3 - Investment Portfolio by Risk Category

Investment Class	Aug 2014 Portfolio \$ '000	FY Return \$ '000	FY Return %
Cash at Call	19,214	73	2.54
Term Deposits	132,043	849	4.08
Total Investments	151,257	922	3.90

Additional funds from August Rates instalment received at month end will be re-invested in September 2014.

5.1 Investment Report for August 2014 (contd)

Council investments are evaluated and monitored against a benchmark appropriate to the risk (Standard and Poor's BBB long term or above) and time horizon of the investment concerned. The investment strategy includes rolling maturity dates to ensure that Council has sufficient funds at all times to meet its obligations. A summary of the Term Deposit maturities are listed in Table 4 below.

Table 4 - Term Deposits Maturities

Time Horizon	Value \$ '000
At Call	19,214
Term Deposits	
0 - 3 months	35,000
4 - 6 months	26,000
7 - 12 months	41,043
1 - 2 years	16,000
2 - 3 years	9,000
3 - 4 years	-
4 - 5 years	5,000
Total Term Deposits	132,043
Total Portfolio	151,257

The target maximum allocation limit in each investment risk category and the current spread of investments is listed in Table 5.

The portfolio is still overweight in A1 but moving more into A2 within policy guidelines in order to obtain the best rates offered.

Table 5 - Portfolio Credit Framework

Investment Category Short Term	Target Maximum Allocation	Portfolio Allocation June 2014
A1	10.0%	49.75%
A2	75.0%	46.94%
A3	10.0%	2.65%
Unrated	15.0%	0.66%
TOTAL		100.00%

The Investment Guidelines allow the General Manager to approve a variation to the investment Strategy if the investment is to the Council's advantage. The General Manager has approved the variations listed in Table 6 as they presented the best investment return relative to risk at the time of investment.

Table 6 – Variations to the Investment Guidelines approved by General Manager

Date of Approval	Institution	Value	Return	Maturity	Counter party risk %		
					At Approval	Guide lines	At Current Month End
4/3/14	ING	\$5m	3.80%	3/12/14	19.01%	15%	13.22%
4/3/14	ING	\$5m	3.80%	12/1/15	19.01%	15%	13.22%

The Counter party risk percentages fluctuate subject to changes to the value of the portfolio and maturities with investments with ING now within guidelines.

Investment transactions and earnings for August 2014 consisted of net investment of \$14,839k with movements for the month ending August 2014 shown in Table 7 - Portfolio Movements.

Table 7 - Portfolio Movements

	Full Year 2013-14 \$'000	July 2014 \$'000	August 2014 \$'000	FY 2014-15 \$'000
Movement in Assets				
Opening Balance	154,992	145,394	136,418	145,394
Net movement in Managed fund to Liquidation in Oct'13	(4,688)	-	-	-
Net Cash/Investments (Withdrawals)	(4,910)	(8,976)	14,839	5,863
Closing Balance	145,394	136,418	151,257	151,257

Portfolio Interest and Investment Returns

Year to date returns as at 31 August 2014 on Council's investment portfolio of deposit accounts, term deposits and managed funds, show a \$173k or 15.8% *unfavourable* variance when compared to the budget for the year to August 2014.

Table 8 - Annual Investment Portfolio Performance as at 31 July 2014

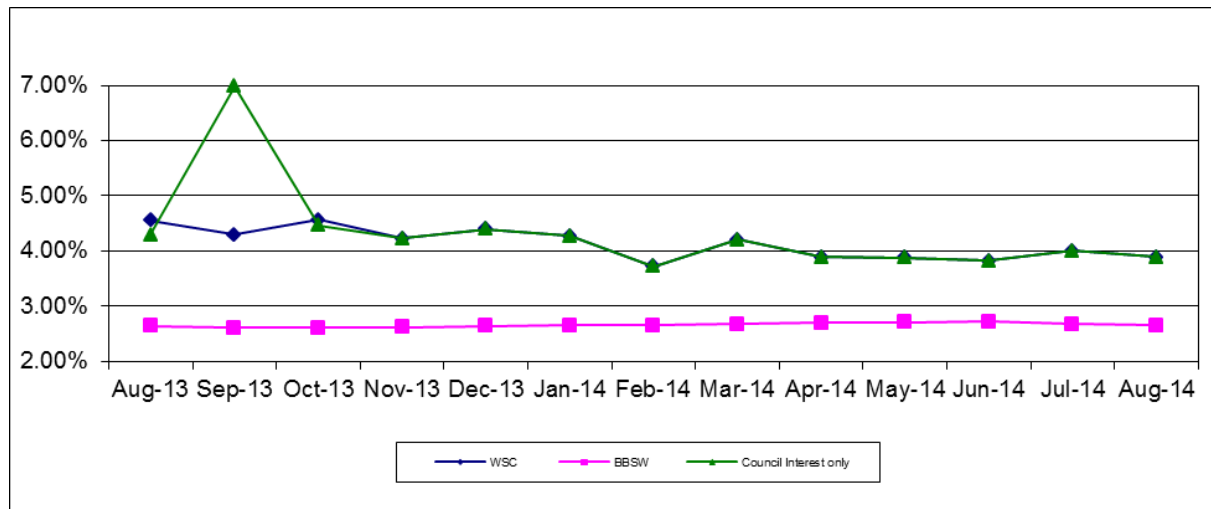
Investment Source	FY Actual Interest Income \$ '000	FY Adopted Budget \$ '000	FY Variance to Budget \$ '000
	A	B	C=A-B
General	556	623	(67)
Water	115	160	(45)
Sewerage	251	312	(61)
Total	922	1,095	(173)

Interest rates in the month, ranged from 3.40% to 5.20% with the exception of WorkCover deposit with ANZ at 3.30% and Heritage Bank at 7.25%, all of which exceeded the August Bank Bill Swap Rate (BBSW) benchmark of 2.63%.

Benchmark - Monthly Returns (Annualised)

Council's overall investment return compared to the benchmark BBSW Index on a 12 monthly basis is as follows:

Graph 1 - Annualised Monthly Return – Comparison to Benchmark



Note: The spike in yield for September 2013 is from an interest distribution received from the liquidated managed fund prior to its disposal. Overall WSC income was flat during September 2013 as a corresponding capital loss on liquidating this investment transpired.

Comparison to Neighbouring Councils

Portfolio Valuation

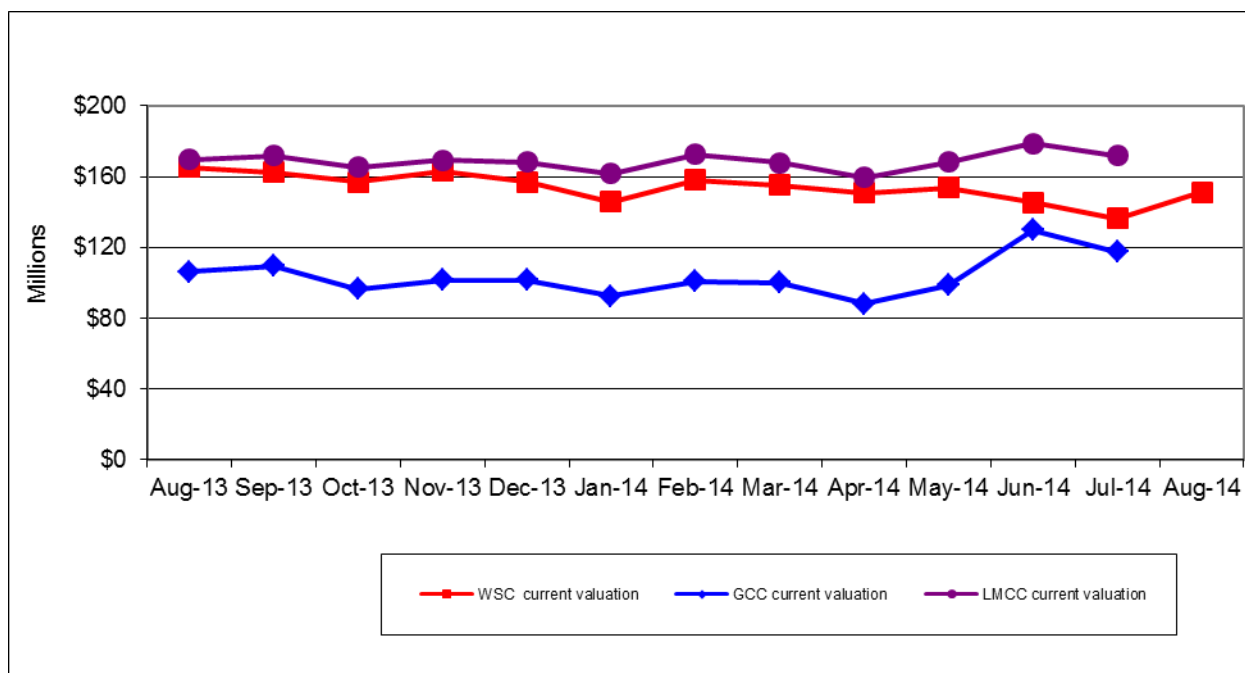
WSC's investment portfolio reflects our strong cash position which is comparable with Lake Macquarie City Council and Gosford City Council. Balances are summarised in table 9 below. Graph 2 shows the monthly portfolio balances over a 12 month period for all three Councils.

There is a lag in the information available for neighbouring Councils and reports for August were not available at the time of writing this report.

Table 9 – Summary of Investment Portfolio Balances

Month / Council	Wyong Shire Council \$'000	Gosford City Council \$'000	Lake Macquarie Council \$'000
Apr 2014	\$150,823	\$87,999	\$159,345
May 2014	\$153,752	\$98,816	\$168,356
June 2014	\$145,394	\$129,648	\$178,850
Jul 2014	\$136,418	\$117,560	\$171,687
Aug 2014	\$151,257	Not available	Not available

Graph 2 – Portfolio Valuations – Comparison to Neighbouring Councils



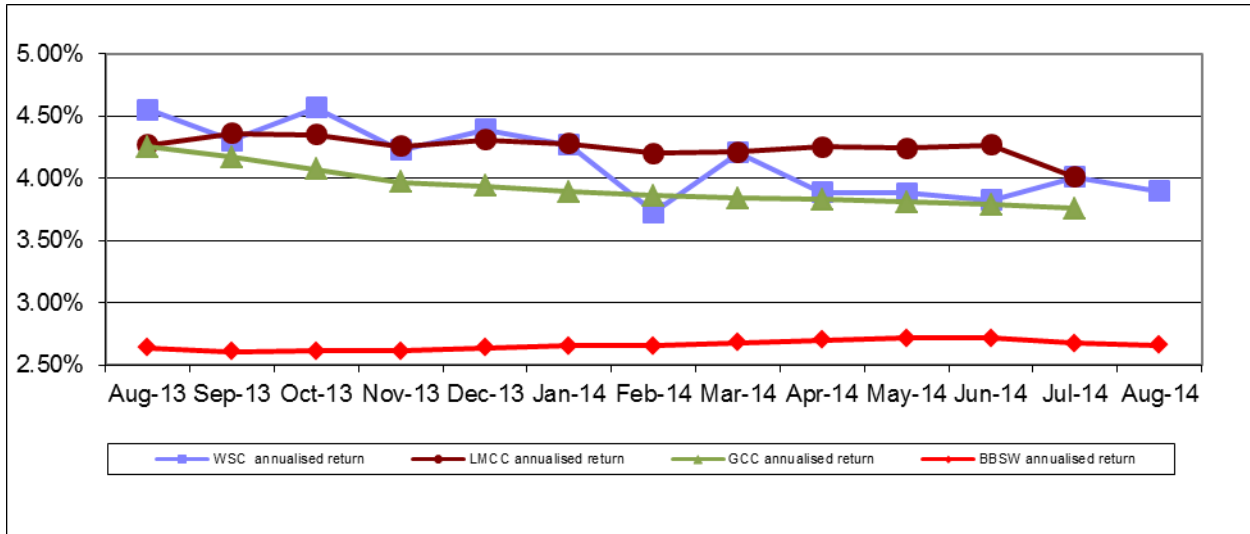
Portfolio Returns

WSC’s investment yield compares favourably to neighbouring Councils as outlined in table 10 below. Graph 3 shows the monthly annualised portfolio returns over a 12 month period for all three Councils compared to BBSW.

Table 10 – Summary of Annualised Investment Portfolio Returns

Month / Council	BBSW	Wyong Shire Council	Gosford City Council	Lake Macquarie Council
Apr 2014	2.70%	3.89%	3.83%	4.25%
May 2014	2.72%	3.88%	3.81%	4.24%
June 2014	2.72%	3.83%	3.79%	4.27%
July 2014	2.68%	4.01%	3.76%	4.01%
Aug 2014	2.66%	3.89%	Not available	Not available

Graph 3 – Portfolio Return – Comparison to Neighbouring Councils



INVESTMENT STATEMENT

In accordance with the Local Government (General) Regulation 2005, Part 9, Division 5, Clause 212, it is certified that the investments held as at 31 August 2014 have been made in accordance with the Act, the Regulations and Council's Investment Policies.

ATTACHMENTS

- 1 Summary of Investment by Type - August 2014 D11701763

Wyong Shire Council Summary of Investments - By Type As at 31 August 2014									
FUND MANAGER	TYPE OF INVESTMENT	RATINGS		MATURITY	PORTFOLIO BALANCE 31.07.14 \$	PORTFOLIO BALANCE 31.08.14 \$	AS A % OF TOTAL PORTFOLIO	INCOME FOR MONTH OF AUGUST \$	INTEREST RATES %
		Short Term	Long Term						
CASH AT CALL:									
Westpac	Corporate Investment Account	A1	AA	Daily	10,445,693	14,271,082		25,390	2.60
AMP	Business Saver Account	A1	A	Daily	4,929,212	4,942,669		13,457	3.15
Total Cash At Call					15,374,905	19,213,751	12.70%	38,847	
TERM DEPOSITS & BONDS									
<u>Short term deposits & bills (less than 90 days)</u>									
ING	Term Deposit	A1	A	19/08/2014	5,000,000			9,764	3.96
NAB	Term Deposit	A1	AA	28/08/2014	5,000,000			14,573	3.94
NAB	Term Deposit	A1	AA	9/09/2014	5,000,000	5,000,000		16,647	3.92
NAB	Term Deposit	A1	AA	22/09/2014	5,000,000	5,000,000		16,732	3.94
Bendigo/Adelaide	Term Deposit	A2	A	22/09/2014	5,000,000	5,000,000		16,349	3.85
NAB	Term Deposit	A1	AA	13/10/2014	5,000,000	5,000,000		16,264	3.83
CUA	Term Deposit	A2	BBB	30/10/2014	5,000,000	5,000,000		16,774	3.95
ING	Term Deposit	A1	A	12/11/2014		5,000,000			
Suncorp	Term Deposit	A1	A	18/11/2014		5,000,000			
					35,000,000	35,000,000	23.14%	107,103	
<u>Medium Term Deposits (up to 365 days)</u>									
ING	Term Deposit	A1	A	12/11/2014	5,000,000			16,349	3.85
Suncorp	Term Deposit	A1	A	18/11/2014	5,000,000			15,118	3.56
ING	Term Deposit	A1	A	3/12/2014	5,000,000	5,000,000		16,137	3.80
CBA	Term Deposit	A1	AA	18/12/2014	5,000,000	5,000,000		15,288	3.60
ING	Term Deposit	A1	A	12/01/2015	5,000,000	5,000,000		16,137	3.80
Wyong Shire Credit Union	Term Deposit	UNRATED	UNRATED	31/01/2015	1,000,000	1,000,000		2,888	3.40
ME Bank	Term Deposit	A2	BBB	4/02/2015	5,000,000	5,000,000		16,137	3.80
Bendigo/Adelaide	Term Deposit	A2	A	24/02/2015	5,000,000	5,000,000		15,288	3.60
ANZ	Term Deposit	A1	AA	10/03/2015	43,000	43,000		121	3.30
CUA	Term Deposit	A2	BBB	23/03/2015	5,000,000	5,000,000		15,712	3.70
Bank of Queensland	Term Deposit	A2	BBB	13/04/2015	5,000,000	5,000,000		15,925	3.75
NAB	Term Deposit	A1	AA	27/04/2015	5,000,000	5,000,000		15,967	3.76
Bendigo/Adelaide	Term Deposit	A2	A	28/04/2015	5,000,000	5,000,000		16,010	3.77
ANZ	Term Deposit	A1	AA	1/05/2015		4,000,000		2,846	3.71
Bendigo/Adelaide	Term Deposit	A2	A	27/05/2015	5,000,000	5,000,000		16,179	3.81
ANZ	Term Deposit	A1	AA	1/06/2015		4,000,000		2,854	3.72
ANZ	Term Deposit	A1	AA	24/07/2015		4,000,000		2,861	3.73
ANZ	Term Deposit	A1	AA	25/08/2015		4,000,000		2,869	3.74
					61,043,000	67,043,000	44.32%	204,685	
<u>Non - Current</u>									
Bank of Queensland	Term Deposit	A2	BBB	25/11/2015	5,000,000	5,000,000		17,199	4.05
ING	Term Deposit	A1	A	26/11/2015	5,000,000	5,000,000		16,986	4.00
Bank of Queensland	Term Deposit	A2	BBB	2/08/2016	6,000,000	6,000,000		26,499	5.20
Heritage	Senior Bond	A3	BBB	20/06/2017	4,000,000	4,000,000		24,630	7.25
ME Bank	Term Deposit			25/08/2017		5,000,000		3,740	3.90
ANZ	Term Deposit	A1	AA	30/10/2018	5,000,000	5,000,000		20,681	4.87
					25,000,000	30,000,000	19.83%	109,734	
Total Term Deposit & Bonds:					121,043,000	132,043,000	87.30%	421,522	
TOTAL PORTFOLIO					136,417,905	151,256,751	100.00%	460,369	
Current					111,417,905	121,256,751			
Non-Current					25,000,000	30,000,000			
TOTAL PORTFOLIO					136,417,905	151,256,751			

5.2 Metro Cinemas Tree Application

TRIM REFERENCE: F2010/00500 - D11708611
MANAGER: Maxine Kenyon, Director
AUTHOR: Alan Cibilic; Section Manager Natural Areas

SUMMARY

Council has granted landowner's consent to receive an application from Metro Cinemas to remove a tree in the cinema forecourt. The tree has been identified as a potential Aboriginal heritage tree and also contains hollows that may provide habitat for threatened wildlife, and as such any tree application must be supported by specialist reports in order to comply with NSW legislation.

Since the last Council meeting, the proponent has expressed preparedness to further discuss the landscaping concept and works plan under the Voluntary Planning Agreement including a scheme to retain the tree.

RECOMMENDATION

That Council note the Metro Cinemas Tree Application report.

BACKGROUND

At the Ordinary meeting held on the 11 December 2013 Council:

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

- 1602/1 That Council endorse the offer by Metro Cinemas to provide public domain improvements to the Council land surrounding the proposed Lake Haven Metro Cinema, in accordance with the draft Lake Haven Town Centre Masterplan. Such works are in lieu of Section 94A contributions and are to be valued at a minimum of \$100,000.*
- 1603/13 That Council agree to match the financial contribution by Metro Cinemas to an amount capped at \$100,000 and to make a provision in the 2014/15 budget.*
- 1604/13 That Council delegate responsibility to the General Manager to negotiate and execute the Voluntary Planning Agreement".*

5.2 Metro Cinemas Tree Application (contd)

At the Ordinary Meeting held on 10 September 2014 Council resolved as follows:

“RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER: (in part)

991/14 That Council note the request by Metro cinemas to remove the tree in the cinema forecourt that Council grant landowners consent to an application to remove the tree and that staff report to the next council meeting a recommendation as to the removal of the tree for council’s consideration.”

This report addresses Resolution No 991/14 above.

CURRENT STATUS

Consent for the development identified that the subject tree on public land would be retained; however the proponent subsequently requested that the tree be removed. Council’s Tree Assessment Officer inspected the tree and the Visual Tree Assessment determined the tree to be healthy and not “dead, dying or dangerous” and the significance of the tree required further assessment. Council staff determined that the tree may have Aboriginal heritage significance and has hollows which may contain Threatened Species and therefore any assessment to remove the tree must consider these issues as required by the Threatened Species Conservation Act and the National Parks and Wildlife Act. This advice has been provided to Metro Cinemas.

As the tree was deemed healthy, Council agreed to pruning of the tree where required.

Metro Cinemas has developed a concept plan for landscaping / public domain works under the VPA. The concept plan (Preliminary V2) proposes that the subject tree at the front of the cinema be removed to provide an access path. Council again provided the above advice and also offered to work with the proponents to identify an alternative where the tree may be maintained.

In an email to Council on 10 September 2014, Metro Cinemas advised ‘We propose to have PDML amend the concept plan to retain the tree’. Council were happy to work with Metro to find an alternative concept which would include retaining the tree as part of the overall public domain improvements.

THE PROPOSAL

That Council work with PDML and metro Cinemas to develop a concept plan which incorporates the tree. Alternatively Metro Cinemas fund the Aboriginal Heritage and Threatened Species Assessment reports.

OPTIONS

Option 1

Continue negotiations with the proponent to finalise details of works under the VPA. This option provides a good overall outcome allowing both parties to review and reach agreement on the draft concept plan which could include potential retention of the tree as part of the overall public domain improvements. This option is recommended.

If removal of the tree is requested, specialist reports will be needed to further investigate Aboriginal heritage and threatened species issues, as required by legislation. (It is possible that the reports may identify a matter of significance which delays or prevents removal of the tree).

Option 2

Any request to remove trees on public land and trees that are not 'dead, dying or dangerous' may be considered on other grounds. In this instance, and if agreed by Council, the proponent is required to pay the cost of removal including any specialist reports. The total cost to the proponent is likely to exceed \$8,000 for reports and removal. (It is possible that the reports may identify a matter of significance which delays or prevents removal of the tree). This option is not recommended due to the uncertain outcome.

STRATEGIC LINKS

Wyong Shire Council Strategic/ Annual Plan

<i>Principal Activity</i>	<i>Service</i>	<i>Key Action and Objectives</i>	<i>Funding Source and Description</i>	<i>Impact on Key Performance Indicators/ Service Performance Indicators</i>
2) Community Recreation	5. Natural Areas	CSP Objective 3 – Communities will have access to a diverse range of affordable and coordinated facilities, programs and services.	5. Natural Areas – Public Tree Management	Nil

Contribution of Proposal to the Principal Activity

Long Term Financial Strategy

Nil impact.

Asset Management Strategy

Nil impact.

Workforce Management Strategy

Nil impact.

Link to Community Strategic Plan (2030)

Management of public trees is aligned with Objective 3 of the Community Strategic Plan – Communities will have access to a diverse range of affordable and coordinated facilities, programs and services.

Budget Impact

If Council resolves for Council to remove the tree, these costs are not budgeted for and would need to come from the public tree budget, meaning that other trees identified for removal as dead, dying or dangerous would be delayed.

CONSULTATION

Internal consultation with the Development and Building, and Property and Economic Development.

GOVERNANCE AND POLICY IMPLICATIONS

Nil.

MATERIAL RISKS AND ISSUES

Nil.

CONCLUSION

An assessment of an application to remove the subject tree must consider issues of Aboriginal heritage and threatened species as required under legislation and specialist reports are required to support any application. The draft concept plan for works under the VPA identifies that the tree will be removed, however the proponent has expressed a willingness to consider amending the concept plan after further discussion with Council and it is possible that the tree may be retained (subject to agreement).

ATTACHMENTS

Nil.

5.3 'Fit for the Future' State Government Response to the Independent Local Government Review Panel Final Report

TRIM REFERENCE: F2004/06400 - D11710223

MANAGER: Marie Hanson-Kentwell, Project Director

AUTHOR: Megan Kobeleff; Project Officer

SUMMARY

On 10 September 2014, the NSW Government announced funding of up to \$1 billion in response to the Independent Local Government Review Panel final report. The final report found that the system of local government in NSW is not working as well as it should be. The funding is aimed at assisting local councils to take the next step towards change and ensure the State's system of local government is 'Fit for the Future.' Councils will be asked to submit a proposal on how they intend to become fit for the future by 30 June 2015.

RECOMMENDATION

That Council note and receive the report on 'Fit for the Future' State Government Response to the Independent Local Government Review Panel Final Report.

BACKGROUND

FIT FOR THE FUTURE PACKAGE

The Fit for the Future funding package includes:

- \$258 million to assist councils that decide to merge and make the changes needed to provide better services to communities: \$153m for Sydney councils and \$105m for regional councils. Sydney councils can receive up to \$22.5m to support their merger. Based on the funding model proposed by the State and on the assumption of a 350,000 resident population, a Central Coast Council may be eligible for \$16.5 m dollars;
- \$13 m to support local transition committees and ensure elected representatives are involved in the merger process;
- \$5.3 m to get new regional Joint Organisations up and running;
- \$4 m to help small councils (<10,000 population) develop innovative ways of working;
- Savings of up to \$600 m by offering of cheaper finance for councils to build and maintain the facilities that communities need;
- Funding for experts to help merging councils and access to fully funded facilitators who can assist with merging.

5.3 'Fit for the Future' State Government Response to the Independent Local Government Review Panel Final Report (contd)

There will also be reforms to the local government system, including the laws that govern it, the way the State works with councils and the support that councils receive. Reforms include:

- a new Local Government Act to be phased in from 2016/17 that will focus on Integrated Planning and Reporting;
- a new role for the NSW Auditor-General;
- a review of the rating system;
- greater clarity on the roles and responsibilities of mayors and general managers;
- a review of the regulatory burden on councils.

DIFFERENCES OF COUNCIL'S AND THE STATE'S RESPONSE TO INDEPENDENT LOCAL GOVERNMENT REVIEW PANEL

In April 2014, Council submitted a comprehensive response to the ILGRP final report to the State Government. Council's response greatly aligns with the NSW Government's response with a few exceptions:

Recommendation	WSC Response	State Government Response
No 6. Commission IPART to undertake a further review of the rating system.	Disagree Suggest IPART does not have adequate resources to deal fairly with the diversity of NSW Local Government particularly Regional and Rural areas.	Supported The Government notes the issues raised by the Panel in relation to the equity of the current rating system. It remains committed however to protecting ratepayers from unfair rate rises and to providing rate concessions for pensioners. The Government will commission IPART to conduct a rating review to reflect these issues.
No 22. Strengthen requirements for internal and performance auditing	<p>Disagree Wyong believes any audit and risk committee should have Councillors and externals in equal numbers. Currently our two independent members cost approximately \$30K per annum.</p> <p>Independent members of the Audit and Risk Committee must be accountable and respectful of the strategies in the IP&R framework, approved by Council or by management.</p> <p>Wyong does not support the Audit and Risk Committee having any operational role. It should remain as advisory only.</p>	<p>Supported</p> <p>The Government supports the Panel's recommendations on internal audit and plans to incorporate these provisions in the proposed new Local Government Act.</p> <p>Despite the potential efficiency gains internal audit can generate, the Government recognises that establishing an independent audit committee will impose a cost on councils. To minimise this burden and provide councils with maximum flexibility, it is proposed to allow all councils the ability to share an audit</p>

Recommendation	WSC Response	State Government Response
		<p>committee, rather than mandating a stand-alone committee.</p> <p>The Government recognises the value of the Auditor General undertaking performance audits of the sector, to identify trends and opportunities for improvement. The OLG will therefore discuss the timing, cost, approach to implementation and interface with the proposed performance measurement framework with the Auditor General and the sector.</p> <p>NOTE: WSC has an Audit and Risk Committee. The State's response does not outline the makeup of an Audit and Risk Committee.</p>
<p>No 26. Amend the Local Government Act to strengthen political leadership including: Before their nomination is accepted, require all potential candidates for election to local government to attend an information session covering the roles and responsibilities of councillors and mayors</p>	<p>Disagree Wyong does not support any obligations being placed on potential candidates.</p> <p>Wyong does support elected Councillors and Mayors having mandatory professional development programs. LGNSW and DLG could partner with the Australian Institute of Company Directors or similar organisations.</p> <p>However where Councillors have relevant knowledge, qualifications and/or experience then provisions should be made for a refresher course or for appropriate recognition to be given so training is not required.</p>	<p>Supported in Principal Stronger political leadership and effective representation are essential to strengthen local communities. In developing a new Local Government Act, the Government will consider how to embed these principles and achieve these outcomes.</p> <p>In time for the next local government elections in 2016, the Government will:</p> <ul style="list-style-type: none"> • Amend the legislated role of councillors and mayors to provide greater clarity generally in accordance with the Panel's recommendations • Introduce minimum two year terms and compulsory voting in mayoral elections for mayors elected by councillors, to facilitate leadership stability. <p>In addition, the Government will give further consideration to:</p> <ul style="list-style-type: none"> • Requiring representation reviews to ensure that communities are adequately represented, subject to consideration of the potential practical implications and cost

Recommendation	WSC Response	State Government Response
		<ul style="list-style-type: none"> • Greater powers for the community to decide if they wish to have a directly elected mayor • Ensuring councils comprise an odd number of councillors(including the mayor) to support decision making • Ensuring new mayors and first time councillors undergo induction training. The Government believes in addition to this that councils should encourage all councillors, mayors and candidates to undergo training to ensure they have the necessary information and skills to decide to stand for council and perform their role effectively. <p>The Government recognises the important role of the Mayor in providing leadership to the council and the community. It recognises that the role of Mayor will inevitably vary given the size of the council and the nature of the community, and believes it is for the council to determine the appropriate time required to fulfil this important strategic role.</p>
<p>No 27. Increase remuneration for councillors and mayors who successfully complete recognised professional development programs</p>	<p>Agree However remuneration should also be increased for Councillors who have appropriate competencies or qualifications and/or experience. There should also be the capacity for councils to pay more to Mayors/Councillors for their roles on committees, joint organisations, Boards, panels, county councils and corporations.</p>	<p>Not Supported The Government recognises the dedication of councillors across NSW to their local council and their community and supports councillors receiving a fair level of remuneration, which reflects the nature of the role and the communities' expectations of prudent use of ratepayer funds.</p> <p>The Government believes an independent process, currently undertaken by the Independent Remuneration Tribunal, provides a fair means of setting councillor remuneration, with the current criteria taking into account, among other things, the size and the significance of the council.</p> <p>The Minister for Local Government will ask the Tribunal to give further</p>

Recommendation	WSC Response	State Government Response
		<p>consideration to the criteria to better reflect the objectives of local government reform with a focus on those councils that have made the necessary changes to become 'fit for the future'</p> <p>The Government also believes that professional development, particularly for new councillors but importantly for all councillors, is essential for being an effective councillor rather than a justification for increasing councillor remuneration and expects all councils to have in place a professional development program for councillors.</p>
<p>No 32. Legislate a revised process for considering potential amalgamations and boundary changes through a re-constituted and more independent Boundaries Commission</p>	<p>Suggest The need for a community poll should be optional for boundary adjustments involving less than 10% of the Council's population on the basis of cost and materiality.</p>	<p>Not Supported The Government is committed to ensuring transparency and public confidence in any boundary review process. The Government will consider the suggestions made by the Panel in preparing a new Local Government Act, to identify opportunities to streamline the process whilst ensuring robust and transparent decision making. In the meantime, the Government will make it easier for councils wishing to merge voluntarily</p>
<p>No 35. Establish new Joint Organisations for each of the regions shown on Maps 2 by means of individual proclamations negotiated under new provisions of the Local Government Act that replace those for County Councils including: Re-constitute existing County Councils as</p>	<p>Disagree Leave this to the respective councils</p>	<p>Supported in Principle As described in the response to recommendation 31, the Government supports the creation of Joint Organisations. It will provide funding of \$5.3 million to support the creation of Joint Organisations outside of Greater Sydney and the Central Coast.</p> <p>It will work with up to four regions to develop and test the models, to improve regional strategic planning and service delivery. In designing and testing the model, the Government will:</p> <ul style="list-style-type: none"> • Align the regional boundaries for council collaboration with the State planning boundaries to maximise

Recommendation	WSC Response	State Government Response
subsidiaries of new regional Joint Organisations.		<p>the opportunity for effective strategic planning and reduce the costs of working across different boundaries, while exploring options to provide flexibility for councils to collaborate and share services across different boundaries</p> <ul style="list-style-type: none"> • Examine ways to ensure State agencies collaborate with councils in strategic planning • Consider the relationship between existing county councils, water utilities and JOs, with the aim of maximising the benefits of the new collaborative model while minimising the disruption to existing collaborative arrangements • Work with the Pathfinder regions to identify appropriate core functions and the necessary legislative model to enable these functions to be carried out • Defer consideration of the proposal to seek federal government agreement to make JOs eligible for general-purpose FAGs until after the evaluation of the Pathfinders and consideration of the outcomes of the Commonwealth review of FAGs
No 36. Identify one or more regional centres within each Joint Organisation and create a network of those centres to drive development across regional NSW	Disagree. On the Central Coast both Councils are of similar size and population number. This will create unnecessary rivalry in regions and rural areas.	<p>Supported in principle</p> <p>The Government recognises the potential value of a strong regional centre to provide skills and capacity to the JOs and to drive growth in regional NSW through collaboration with other regional centres and the State. Subject to the outcome of the Pathfinder process*, and following the establishment of JOs across the State, the Government will explore the establishment of a network of regional centres.</p> <p>As outlined in the response to recommendation 33, the Government will support voluntary mergers, including those driven by a desire to consolidate regional centres.</p>

Recommendation	WSC Response	State Government Response
		<p>* To introduce additional options for local government structures, including regional Joint Organisations, Rural Councils and Community Boards, to facilitate a better response to the needs; the Government will invite applications from approximately four regions to become 'Pathfinders', working with the State to develop this new approach before making any necessary legislative change and implementing it.</p>
<p>No 47. Seek evidence-based responses from Hunter and Central Coast councils to the Panel's proposals for mergers and boundary changes, and refer both the proposals and responses to the proposed Ministerial Advisory Group (section 18.1) for review, with the possibility of subsequent referrals to the Boundaries Commission</p>	<p>Support Wyong Shire Council is open-minded in relation to a possible merger with Gosford City Council as long as this will provide better value services to the community and that is the direction that the majority of the Central Coast community wants. Funding must be provided for the State Government to undertake an independent evidence-based cost benefit analysis and a community poll must be undertaken to ascertain the views of our people. The independent cost benefit analysis must be clear with regards to any implementation plan and implementation costs.</p> <p>Agree Wyong Shire Council supports the immediate adjustment of the boundaries between Wyong Shire and Lake Macquarie Councils as attached. This is a straight forward boundary adjustment and will allow sewerage to be provided to the area efficiently so as to allow affordable housing releases. In addition, there are many other positive public benefits that arise with this boundary change as detailed in our submission, particularly as we deal with the population growth in north Wyong.</p>	<p>The Government expects all councils to reform to meet the needs of their community – to become financially sustainable, efficient, effectively manage infrastructure and deliver services and have the scale, resources and 'strategic capacity' to govern effectively. It calls on all councils to submit a proposal by 30 June 2015, outlining how they will achieve this.</p> <p>The Government encourages Fit for the Future proposals broadly in line with the structural changes proposed by the Independent Panel. To support councils to voluntarily merge, the Government is providing up to \$22.5 million for new councils in Greater Sydney, the Central Coast and the Newcastle/Lake Macquarie and up to \$13.5 million for new councils in regional areas.</p> <p>In addition, the Government will seek to amend the Local Government Act to provide an opportunity for councils choosing to merge voluntarily to undergo a streamlined application process. This would enable an application to be made direct to the Minister for Local Government to seek the Governor's approval of the voluntary merger, where all the councils involved support the</p>

Recommendation	WSC Response	State Government Response
		<p>proposal and can demonstrate adequate community consultation and consideration of the issues.</p> <p>Merging councils will have the opportunity to guide the merger process through the creation of a Local Transition Committees, comprising the Mayor and one other councillor of the merging councils, plus general managers, to allow local leadership of the merger process.</p> <p>Councils deemed 'fit for the future' will have access to a range of benefits reflecting their greater capacity, including special rate variation flexibility, access to borrowing through a State Finance Authority, priority access to State funding and other grants and a greater role in planning decisions.</p>
<p>No 48. Defer negotiations for the establishment of a Central Coast Joint Organisation pending investigation of a possible merger of Gosford and Wyong councils</p>	<p>Agree this should be deferred - if a Central Coast Regional Council is established it would negate the need for any joint organisation.</p>	<p>Supported in Principle The Government expects the proposals from Gosford and Wyong councils to demonstrate how they propose to become fit for the future, as per the definition. It is expected that this includes consideration of the recommendation for merger.</p>

COUNCIL'S OBLIGATIONS UNDER THE FIT FOR THE FUTURE REFORM

Stage One

In October 2014, councils will receive a Self-Assessment tool to help them review their current performance against the Fit for the Future criteria. Based on these results, councils will progress to Stage Two to prepare a roadmap, demonstrating how they will move towards becoming Fit for the Future.

Stage Two

Councils will need to prepare a roadmap for becoming Fit for the Future, taking account of their community's needs and future outlook. Fit for the Future roadmaps must be submitted by 30 June 2015, for review by a team of independent experts.

Stage Three

During this stage, the expert panel will review each council's roadmap. The panel will make recommendations to the Minister for Local Government based on its assessment before the end of 2015.

Stage Four

In Stage Four, councils who are Fit for the Future will begin to implement their roadmaps and take advantage of the benefits of being a Fit for the Future council.

CCROC MEETINGS

A CCROC Executive Meeting will take place at WSC on 2 October 2014 to discuss the Fit for the Future reform. A proposed CCROC meeting at Gosford City Council on 30 October 2014 will be confirmed after the 2 October CCROC meeting.

A Councillor Briefing will be held 8 October 2014.

A Regional Meeting is proposed at Macquarie Park on 29 September 2014.

ATTACHMENTS

- | | | | |
|---|--|-----------|-----------|
| 1 | Wyong Shire Council Submission- response to NSW Independent Local Government Review Panel Final Report | Enclosure | D06581827 |
| 2 | NSW-Government-Response-Panel-and-Taskforce-recommendations 10 Sept 2014 | Enclosure | D11706824 |
| 3 | Office of Local Government Fit for the Future Session | Enclosure | D11712801 |

5.4 Draft Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee - 4 September 2014

TRIM REFERENCE: F2004/07986 - D11703531

MANAGER: Andrew Pearce, Director

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

Confirmation of minutes of the previous Tuggerah Lakes Estuary Management, Coastal and Floodplain Management Committee held on Thursday 4 September 2014.

RECOMMENDATION

That Council receive the Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee meeting held on 4 September 2014.

BACKGROUND

A meeting of the Tuggerah Lakes Estuary Management, Coastal and Floodplain Management Committee held on Thursday 4 September 2014.

Council has not delegated its authority to the Committee to make decisions on its behalf nor does the Committee have the authority to direct staff. Accordingly any recommendations of the Committee requiring the authorisation of Council will be reported to Council separately.

ATTACHMENTS

- | | | |
|----------|---|------------------|
| 1 | MINUTES - Tuggerah Lakes Estuary, Coastal & Floodplain Management Committee Meeting - 4 September 2014 | D11694225 |
|----------|---|------------------|

WYONG SHIRE COUNCIL

**MINUTES OF THE
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN
MANAGEMENT COMMITTEE OF COUNCIL**

**HELD IN THE COMMITTEE ROOMS
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON 04 SEPTEMBER 2014
COMMENCING AT 5.00PM**

PRESENT

Mayor D Eaton (Wyong Shire Council)
Councillor A Troy (Wyong Shire Council) – Co-Chairperson
Councillor L Webster (Wyong Shire Council)
Mr Bob Davies (Community Member)
Ms Marlene Pennings (Community Member)
Mr Ken Derry (Community Member)

IN ATTENDANCE

Mr Andrew Pearce (Wyong Shire Council)
Mr Luke Sulkowski (Wyong Shire Council)
Mr Peter Sheath (Wyong Shire Council)
Mr Neil Kelleher (Office of Environment and Heritage)
Ms Jade Maskiewicz (Wyong Shire Council)

APOLOGIES

Ms Lara Davis (Office of Environment and Heritage)
Councillor L Taylor (Wyong Shire Council) – Co-Chairperson

The meeting was declared open by Councillor Troy at 5.03pm.

1.1 Disclosure of Interest

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

That the Committee receive the report on Disclosures of Interest and note that there were no disclosures.

1.2 Confirmation of Minutes of Previous Meeting

RESOLVED unanimously on the motion of Mr B DAVIES and seconded by Mr K Derry:

That the Committee confirm the minutes of the previous Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee meeting held on 7 August 2014.

BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

1.3 Address by invited Speakers

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

That the Committee receive the report on Invited Speakers.

2.1 Floodplain Risk Management

RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Ms M PENNINGS:

That the Committee receive and note the Floodplain Risk Management Report.

2.2 Gross Pollutant Traps

RESOLVED unanimously on the motion of Ms M PENNINGS and seconded by Councillor WEBSTER:

That the Committee receive the report on Gross Pollutant Traps.

2.3 Coastal Zone Management

Councillor Eaton left the meeting at 5.45pm and returned to the meeting at 5.49pm during consideration of this item.

RESOLVED unanimously on the motion of Ms M PENNINGS and seconded by Mr B DAVIES:

That the Committee receive the report on Coastal Zone Management.

2.4 Report on Lake Management Operations

RESOLVED unanimously on the motion of Councillor TROY and seconded by Mr K DERRY:

That the Committee receive the report on Report on Lake Management Operations.

2.5 Status Report on Outstanding Actions

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

That the Committee confirm the Status Report on Outstanding Actions for the Tuggerah Lakes Estuary Coastal & Floodplain Management Committee Meeting.

**WYONG SHIRE COUNCIL
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN MANAGEMENT COMMITTEE
ACTION LOG**

Item #	Meeting Date	Report Title	Action	Responsibility	Status/ Notes
2.3	7 August 2014	Floodplain Risk Management	Amendments to be made to the development control matrix within the Porters Creek Floodplain Risk Management Plan and report back to the Committee prior to recommending to Council.	Peter Sheath Acting Manager Waterways and Asset Management	Peter Sheath provided an update at 4 September 2014 Committee meeting.
2.3	7 August 2014	Floodplain Risk Management	Tumbi Umbi Floodplain Risk Management Plan and Tuggerah Lakes Floodplain Risk Management Plan to be reported back to the Committee at the conclusion of the exhibition period.	Peter Sheath Acting Manager Waterways and Asset Management	To be included on agenda for 2 October 2014 Committee meeting.

**WYONG SHIRE COUNCIL
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN MANAGEMENT COMMITTEE
COMPLETED SINCE 7 AUGUST 2014**

Item #	Meeting Date	Report Title	Status/ Notes
Nil			

3.0 GENERAL BUSINESS

GB59/14 Green Army

Ms Marlene Pennings

Ms Marlene Pennings provided an update on upcoming Green Army projects and advised they will be commencing in the next couple of weeks on projects including North Entrance and Pioneer Dairy. Further projects will commence in November 2014.

GB60/14 Norah Head Boat Ramp

Mr Andrew Pearce

Councillor Webster left the meeting at 6.27pm and returned to the meeting at 6.29pm during discussion of this item.

Mr Andrew Pearce provided a status update on the Norah Head Boat Ramp project with completion expected for early January 2015.

THE MEETING terminated at 6.37pm.

5.5 Asbestos Amnesty Program - Update

TRIM REFERENCE: F2011/01210 - D11697304

MANAGER: Eric Lemon, Manager Commercial Enterprises

AUTHOR: Matthew Collins; Waste Coordinator

SUMMARY

At the Ordinary Council meeting held on 28 May 2014 Council resolved to prepare an Asbestos Amnesty program where residents could dispose of asbestos for free for a specified period of time subject to the EPA granting an exemption from the Waste Levy.

As a result of this decision the Waste Unit applied to the EPA to undertake an Asbestos Amnesty Program under the Waste Less, Recycle More – Better Waste and Recycling Fund, in the 2014/15 financial year. Applications closed June 30 and Council was notified on 5 September 2014 that this application was successful.

The Waste Unit is now in the process of drafting a letter for the General Manager's signature to request the EPA to grant a waste levy exemption for all asbestos waste collected as part of the proposed program. This report will provide further details and an update on the development of the proposed Asbestos Amnesty program.

RECOMMENDATION

That Council receive the update report on the status of the Asbestos Amnesty Program - Update.

BACKGROUND

Council, at its meeting held 28 May 2014;

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

612/14 That Council note the prevalence of illegally dumped asbestos within the Wyong local government area, which presents significant potential health risks to the public and which Council cleans up at significant cost.

613/14 That Council recognise the urgent need to reduce the incidence of illegal dumping of asbestos within the Wyong local government area.

614/14 That Council direct the General Manager to prepare an Asbestos Amnesty program, such program to:

- a. Enable people who reside in the Wyong local government area to safely dispose of asbestos waste from their permanent home at no cost for a specified period;*

- b. *Be subject to the NSW Environment Protection Authority granting relevant exemptions such that no waste levy or contributions are required to be paid by Council in respect to asbestos waste it receives pursuant to the Asbestos Amnesty program;*
 - c. *Include a requirement for educating the public about the risks associated with the illegal dumping of asbestos and of the operation of the Asbestos Amnesty program.*
- 615/14 *That Council acknowledge that such an education and disposal program will have significant cost around its safe delivery.*
- 616/14 *That Council request that the NSW Government partner with Council in the formulation and future implementation of the Asbestos Amnesty program, with that partnership to include the following:*
- a. *the prompt consideration and determination of any request to the NSW Environment Protection Authority by Council seeking exemptions from any waste levy in respect to asbestos received by Council pursuant to the Asbestos Amnesty program;*
 - b. *provision of financial assistance to Council to assist in the funding of the significant costs associated with the promotion and delivery of the Asbestos Amnesty program;*
 - c. *providing assistance to Council in the formulation of the Asbestos Amnesty program, including technical assistance from the NSW Environment Protection Authority.*
- 617/14 *That Council direct that the proposed Asbestos Amnesty policy be reported to Council for consideration and adoption.*
- 618/14 *That Council note that it is of the opinion that the Waste Levy was originally established to provide the region with improved waste management options and as only a fraction of this \$11M annual levy has been spent locally, the proposed 'Asbestos Amnesty' program is an excellent opportunity for the NSW Government to partner with Council and honour the original intent of the NSW Government's Waste Levy."*

PROGRAM PROGRESS

Council's Waste Unit has applied to the EPA to undertake an Asbestos Amnesty Program to utilise funding provided under the Waste Less, Recycle More – Better Waste and Recycling Fund during the 2014/15 financial year. Applications for this funding were due at the EPA on June 30 2014 and Council was notified on 5 September 2014 that this program has been successfully approved.

The Waste Unit has developed an outline of the program which is detailed below.

Asbestos Amnesty Program Outline

Objectives

The objectives of the program are to;

- Improve health and safety of the community
- Improve knowledge within the community about asbestos
- Reduce the burden as properties change hands

Method

It has been proposed to undertake an Asbestos Amnesty similar to a successful program undertaken by Holroyd City Council. Under the program residents with less than 10 square metres of bonded asbestos lying around their properties are able to phone Council to book a collection. A licenced asbestos removal contractor, employed by Council, will visit a set list of pre-booked properties on each 'Asbestos Amnesty Collection Day' and will correctly handle, wrap and load the asbestos onto the contractors collection vehicle.

Controlling Risks

It is believed that if it were left to residents to collect, wrap, transport and dispose of the asbestos waste it may lead to residents exposing themselves and the community to unsafe asbestos handling practices, leading to health concerns and possible liability issues.

Under the proposed program the licenced asbestos removal contractor shall assess each load to ensure that the bonded asbestos to be collected fits within the program's collection criteria. This includes that it is bonded asbestos material of less than 10 square metres that is in a location easily accessible to the contractor and which has been lying dormant on the property from previous works and has not recently been removed as part of any recent building works.

The material collected as part of the program is proposed to be less than 10 square metres as under the WorkCover NSW guidelines quantities greater than this require removal by a licenced asbestos removal contractor. Therefore if Council allowed residents with greater than this quantity to participate in the program, it may encourage commercial operators to start using the service and/or may encourage residents to start new demolition works without the appropriate skills and equipment to safely handle the asbestos material. This service is designed to address the threat of legacy asbestos stored inappropriately in properties around the Shire.

If deemed to meet the collection criteria the contractor will then correctly wrap and load the bonded asbestos waste onto the collection vehicle combining the asbestos collected from multiple customers into each load delivered to the Buttonderry Waste Management Facility for disposal.

The use of a licenced asbestos removal contractor to collect, transport and dispose of the asbestos waste reduces the risk of residents and the community being exposed to asbestos.

Key Performance Measures

- Number of residents participating
- Weight of asbestos collected

Other Outcomes / Outputs to be achieved

- Changes in attitudes of community to asbestos disposal
- Reduction in the illegal dumping of asbestos waste
- Reduction in the inappropriate disposal of asbestos in Council garbage bins and within bulk kerbside collection material.
- Positive feed-back from the community
- Media releases

Cost

The Waste Unit has applied for \$63,000 under the Waste Less, Recycle More – Better Waste and Recycling Fund during the 2014/15 financial year. The full amount of the funding will be sufficient to cover all costs of the program with the exception of minor costs of Council staff time to administer the program (not recoverable under grant rules).

It is proposed that the pilot program will continue until such time as resident pre-bookings for asbestos collections have exhausted all of the allocated program funds, prior to which an assessment of the success of the program will be undertaken. If the pilot program is successfully implemented, and it is identified that there is a need for the same or a similar program to continue into the future, additional funding could be applied for in future years.

Levy Exemption

As stipulated in the Council resolution the program will be “*subject to the NSW Environment Protection Authority granting relevant exemptions such that no waste levy or contributions are required to be paid by Council in respect to asbestos waste it receives pursuant to the Asbestos Amnesty program*”.

As a result of this resolution and successfully obtaining the program funding the Waste Unit is in the process of preparing a letter for the General Manager’s signature to the EPA to request an exemption from the waste levy for any asbestos received as part of the proposed Asbestos Amnesty program.

UPDATES

Further updates will be provided to Council as the program progresses.

ATTACHMENTS

Nil.

5.6 Results of Water Quality Testing for Beaches and Lake Swimming Locations

TRIM REFERENCE: F2004/06822 - D11689250

MANAGER: Jamie Loader, Manager

AUTHOR: Tabitha Kuypers; Environmental Assurance Protection Officer

SUMMARY

Reporting the results of bacteriological tests for primary recreation water quality for the beaches in Wyong Shire and lake swimming sites in the Tuggerah Lakes catchment for the month of August 2014.

RECOMMENDATION

That Council receive the report on Results of Water Quality Testing for Beaches and Lake Swimming Locations.

Primary Recreation Water Quality Monitoring Program

Wyong Shire beaches are regularly monitored for swimming safety in accordance with the latest National Health and Medical Research Council (*NHMRC*) *Guidelines for Managing Risks in Recreational Water (2008)*. These guidelines allow for beaches to be awarded a star rating based upon the potential for sewage and stormwater contamination. These star ratings are awarded as detailed in the Table 1 below.

Wyong Shire Council has been in partnership with the Office of Environment and Heritage (OEH) in implementing the "Beachwatch" program during the bathing season of summer, October through to April. During summer weekly samples are taken.

Council is currently in the Winter season for sampling - April through to September. Although the OEH Beachwatch program becomes inactive during the winter season, Council continues to sample once a month to assess any changes in water quality.

If results indicate high levels of sewage and stormwater contamination, further investigations are triggered to determine the source of its origin. Council have continued to apply Beachwatch's acceptable indicator levels for faecal contamination "enterococci" of 200cfu/100ml and apply our results to their star rating, see Table 1 below.

Additionally, Council is still required to monitor the ocean outfalls five times a month, year round. This monitoring and sampling regime is undertaken in accordance with the OEH "Environmental Protection License's", this sampling is carried out at ten sites around Norah Head and Wonga Point.

Council also monitors by way of water quality testing, lake locations that are not designated swimming locations to detect changes in water quality.

As a part of the National Health and Medical Research Council - Guidelines for Managing Risks in Recreational Water 2008 (NHMRC 2008), OEH's Beachwatch program required that all sites be re-evaluated to identify their potential pollution sources and the risk that they may pose to human health. Any potential pollution sources identified in the re-evaluation lead to management strategies being developed for each site so that risk to human health can be minimised. Advisory signs have been erected at all lake sampling sites advising "This area can be affected by Stormwater Pollution for up to 3 Days after heavy rain. Swimming during this period is NOT Recommended". The signs have been erected to advise the public that there is a potential for poor water quality at the site due to the stormwater inundation after heavy rain. It does not mean that the water quality is poor at all times.

Summary of results for August 2014 (Winter Program)

All of the sites sampled were classified as "good". Under the NHMRC (2008) star rating system, all sites sampled were considered suitable for swimming (see Table 2 below).

Table 1: Beachwatch average star rating

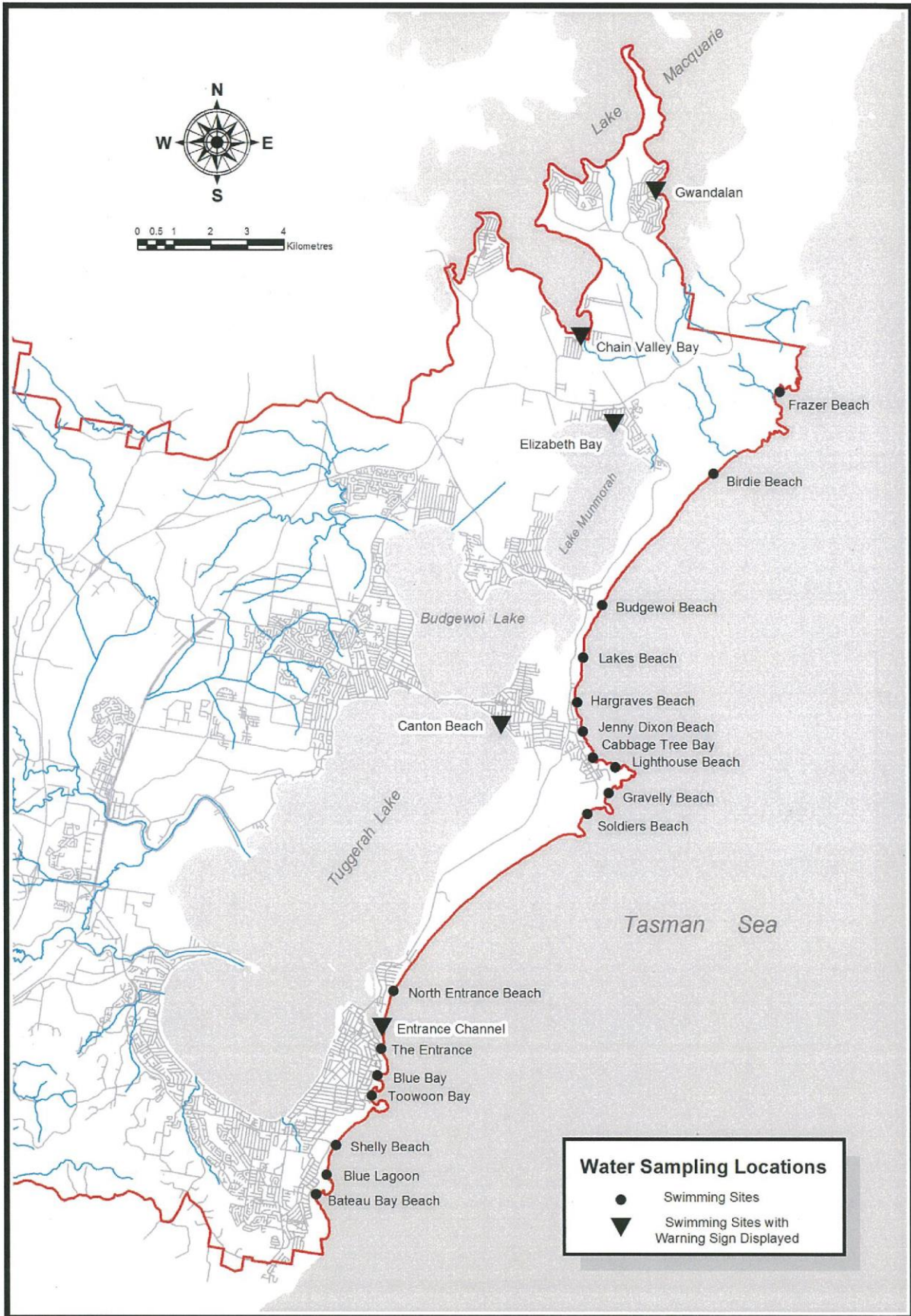
Swimming Site	Site Type	Rating	Stars
North Entrance Beach	Ocean Beach	Good	****
The Entrance Channel	Estuarine	Good	****
The Entrance Beach	Ocean Beach	Good	****
Blue Bay	Ocean Beach	Good	****
Toowoan Bay	Ocean Beach	Good	****
Shelly Beach	Ocean Beach	Good	****
Blue Lagoon	Ocean Beach	Good	****
Bateau Bay	Ocean Beach	Good	****
Chain Valley Bay	Lagoon/Lake	Good	****
Gwandalan	Lagoon/Lake	Good	****
Frazer Beach	Ocean Beach	Good	****
Birdie Beach	Ocean Beach	Good	****
Lake Munmorah - Tom Burke Reserve	Lagoon/Lake	Good	****
Budgewoi Beach	Ocean Beach	Good	****
Lakes Beach	Ocean Beach	Good	****
Hargraves Beach	Ocean Beach	Good	****
Jenny Dixon Beach	Ocean Beach	Good	****
Canton Beach	Lagoon/Lake	Good	****
Cabbage Tree Bay	Ocean Beach	Good	****
Lighthouse Beach	Ocean Beach	Good	****
Gravelly Beach	Ocean Beach	Good	****
Soldiers Beach	Ocean Beach	Good	****

Table 2: NHMRC Star Rating Interpretation

Star Rating		Enterococci (cfu/100mL)	Interpretation
****	Good	≤ 40	NHMRC indicates site suitable for swimming.
***	Fair	41 – 200	NHMRC indicates site is suitable for swimming.
**	Poor	201- 500	NHMRC indicates swimming at site is not recommended.
*	Bad	>500	NHMRC indicates swimming at site is not recommended.

ATTACHMENTS

- 1 Water Sampling Sites D03238043



5.7 Works in Progress - Water Supply and Sewerage

TRIM REFERENCE: F2004/07830 - D11689368

MANAGER: Daryl Mann; Manager Water and Sewerage Operations

AUTHOR: Vanessa Trzcinka; Technical Operations Engineer Water and Sewerage Operations

SUMMARY

Water supply and sewerage works in progress and completed for August 2014.

RECOMMENDATION

That Council receive the report on Works in Progress - Water Supply and Sewerage.

WATER SUPPLY

The table below is a status report of current major new and upgrade water projects.

Item Description	Est. Cost \$	Start Date	% Spent	% Comp	Est. Comp Date	Comments
Water Meter Replacement Programme	\$1.0M	July 2013	95%	99%	Dec 2014	All contract work essentially complete. 12,500 meters have been installed by Contractor. 200 difficult location meters are being replaced by Council staff. This is being funded by the Water and Sewerage Capital Works Program. Program accelerated with 2014/15 funds brought forward.
Mardi WTP Process Improvement Works	\$275,000	July 2013	95%	95%	October 2014	Upgrading of dosing and processing equipment required to improve treated water quality and process reliability completed. The installation of the remaining pre-lime and carbon dioxide dosing work to be completed by October 2014. This is being funded by the Water and Sewerage Capital Works Program.

Item Description	Est. Cost \$	Start Date	% Spent	% Comp	Est. Comp Date	Comments
Mardi Dam Fire Trails	\$400,000	July 2014	20%	20%	June 2015	<p>Work is progressing to upgrade fire trails within the Mardi Dam catchment area. This will improve bush fire management systems in order to protect essential water supply assets and the drinking water quality. The work includes vegetation management of existing trails and the construction of new trails.</p> <p>This represents the W&S share of the work that is being funded under the Water and Sewerage Capital Works Program.</p>

SEWERAGE

The table below is a status report of current major new and upgrade sewerage projects.

Location	Est Cost \$	Start Date	% Spent	% Comp	Est Comp Date	Comments
TO06 SPS Rising Main	\$1.1m	May 2014	50%	50%	Nov 2014	<p>Construction of an upgrade / replacement sewer rising main at Toukley. On-track. This is being funded by the Water and Sewerage Capital Works Program.</p>
Various suburbs throughout Council area	\$1.2M	July 2014	20%	20%	Jun 2015	<p>Contract sewer main inspection & maintenance programme to improve system reliability and to reduce blockages and possible overflows. Work commenced on 10 November 2013 and is ongoing in 2014/15.</p> <p>This is being funded by the Water and Sewerage Capital Works Program.</p>

PROCESS**Water Treatment**

All treated water produced by Mardi Water Treatment Plant, for the period 1 August to 31 August 2014 met the health requirements of the Australian Drinking Water Guidelines produced by the National Health and Medical Research Council.

Sewage Treatment

The effluent discharged from Toukley Sewage Treatment Plant and Bateau Bay Sewage Treatment Plant for the period 1 August 2014 to 31 August 2014 has met Environmental Protection Authority Licence requirements.

Sewage Overflows

There were 7 minor sewer overflows reported to the Council's Environmental Hotline in August 2014, most were related to minor tree root blockages where the normal clean up and reporting were completed. All 7 incidences were reported to the Office of Environment and Heritage, NSW Health, Work Cover and Fire and Rescue.

Follow up reporting has been submitted for each incident through Councils internal environmental reporting procedures.

WATER STORAGE

Sunday, 31 August 2014				
DAM STORAGES				
Storage	Capacity Full	Volume in	Percent Full [%]	Storage Change
Mangrove Dam	190,000	112,782	59.4	Up 159
Mardi Dam	7,400	4,374	59.1	Up 1,349
Mooney Dam	4,600	2,789	60.6	Up 747
Total	202,000	119,945	59.4	Up 2,255
Total Dam Storage this time last month was				58.1 Percent
Total Dam Storage this time last year was				62.3 Percent
GROUNDWATER & HUNTER TRANSFERS (ML)				
Period	Groundwater	From Hunter	To Hunter	
Week to Date	0.1	11.0	0.0	
This year to date	11.7	187.3	148.2	
RAINFALL(mm)				
Period	Somersby WTP	Mardi WTP	Mangrove Dam	
Week to Date	80	58	42	
Previous Week	104	79	68	
Current week last year	0	0	0	
This year to date	789	667	561	
Same period last year	1,250	1,059	833	
Water Usage (ML)				
Period	Usage			
Week to Date	502			
Previous Week	478			
Percent change from previous week	5 % more			
Current week last year	417			
Percent change from same week last year	20.3 % more			
This year to date	19,332			
Same period last year	18,189			
Percent change from same period last year	6.3 % more			
MARDI- MANGROVE DAM TRANSFERS (ML)				
Period	To Mangrove Dam		From Mangrove Dam	
	From Mardi Dam		To Mangrove	To Mardi Dam /
Last week	0		0	0
This year to date	3,236		4,595	1,382
Total to date *	33,046		8,434	8,096

* Post M2M Commissioning

ATTACHMENTS

Nil.

5.8 Activities of the Development Assessment and Building Certification Compliance and Health Units

TRIM REFERENCE: F2004/07830 - D11698620

MANAGER: Scott Cox, Director

AUTHOR: Jane Doyle; Development Assistant

SUMMARY

The report includes information and statistics regarding the operations of the Development Assessment Unit and the Building Certification and Health Unit which covers the submission and determination of development, construction and subdivision applications for the month of August 2014.

RECOMMENDATION

That Council receive the report on Activities of the Development Assessment and Building Certification Compliance and Health Units for the month of August 2014.

Development Applications Received and Determined – Development Assessment Unit August 2014

Type:	Number Received:	Estimated Value \$:	Number Determined:	Estimated Value \$:
Commercial	6	718,000	11	17,134,522
Industrial	1	125,000	1	1,970,000
Residential (Multiple Dwellings/Dual Occupancy)	4	1,171,000	8	2,859,121
Other Applications	1	320,000	2	70,000
Subdivisions	8	7,225,000	2	10,000
Section 96 Applications	8	-	10	-
Total	28	9,559,000	34	22,043,643

Note: One application lodged in the "Subdivision" Category was for a 97 lot subdivision at Hamlyn Terrace valued at \$4M. Determined in the "Commercial" Category were additions to office premises located at Tuggerah valued at \$7.2M.

Development Applications Received and Determined – Building Certification and Health Unit – August 2014

Type:	Number Received:	Estimated Value \$:	Number Determined:	Estimated Value \$:
Commercial	4	307,000	3	136,690
Industrial	1	18,800	-	-
Residential- Multiple Dwellings (Dwellings)	30	8,471,755	33	8,215,750
Residential (Alterations and Additions)	59	3,123,531	51	2,753,961
Other Applications	1	14,877	1	14,877
Section 96 Applications	8	-	5	-
Total	103	11,935,963	93	11,121,278

Subdivision Applications Received and Determined August 2014

Type:	Number Received:	Number of Lots:	Number Determined:	Number of Lots:
Commercial	-	-	-	-
Industrial	1	5	1	5
Residential	7	111	1	1
Rural	-	-	-	-
Total	8	116	2	6

Net Median Turn-around Time – August 2014

The net median turn-around time in working days for development applications determined within the Development Assessment Unit during August 2014 was **16** days. The net median turn around time in working days for Section 96 applications was **15** days.

The net median turn-around time in working days for development applications determined in the Building Certification Compliance and Health for August 2014 was **14** days. The net median turn-around time in working days for Section 96 applications was **3** days.

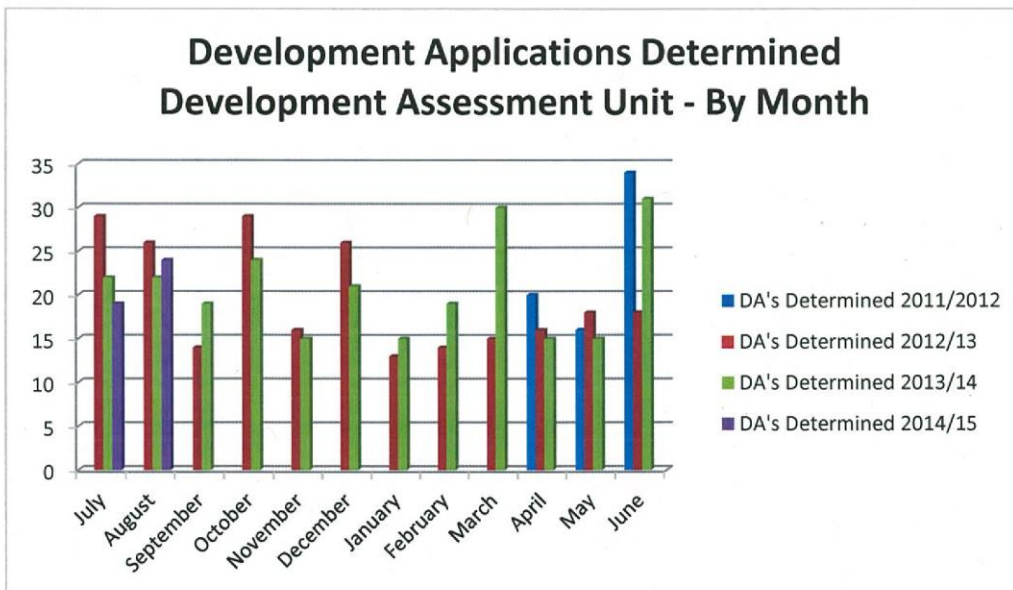
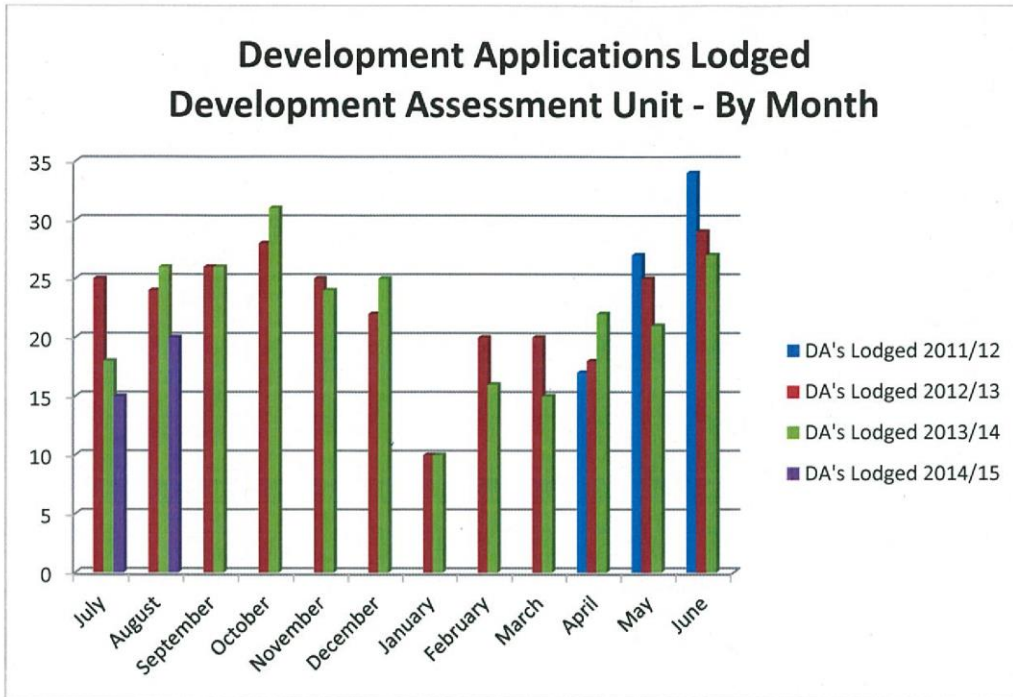
There were two (2) employment generating development applications determined during August. One was for a Call Centre at Tuggerah which will result in 275 jobs and the other was for a Warehouse for storage and distribution of food products at Wyong which will result in 12 jobs. The net median turn-around time in working days for the applications was **11** days.

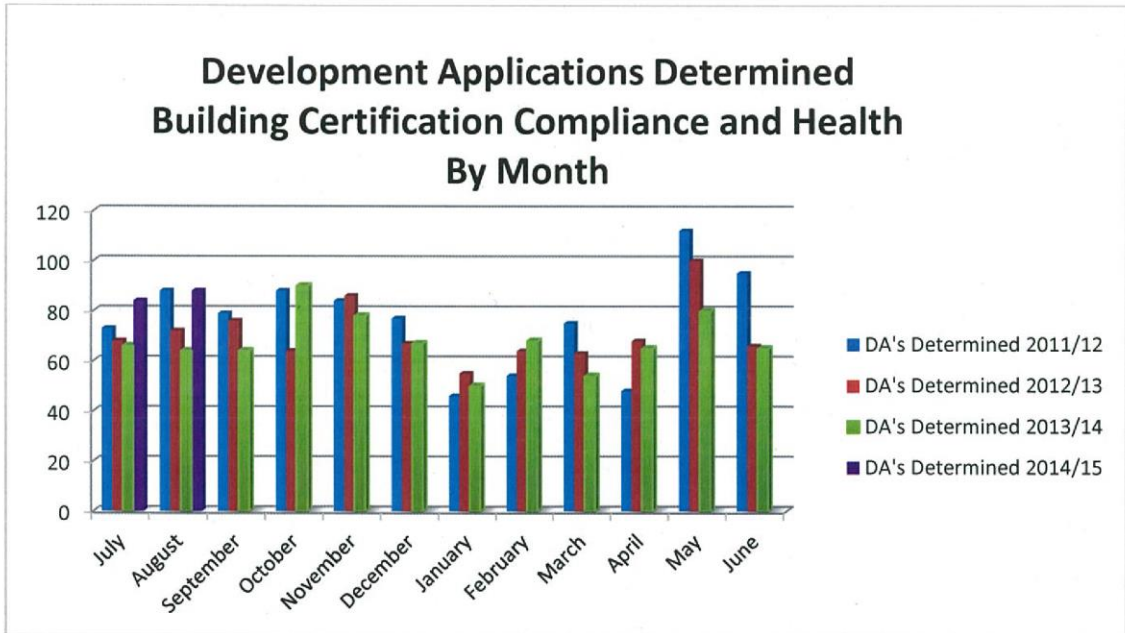
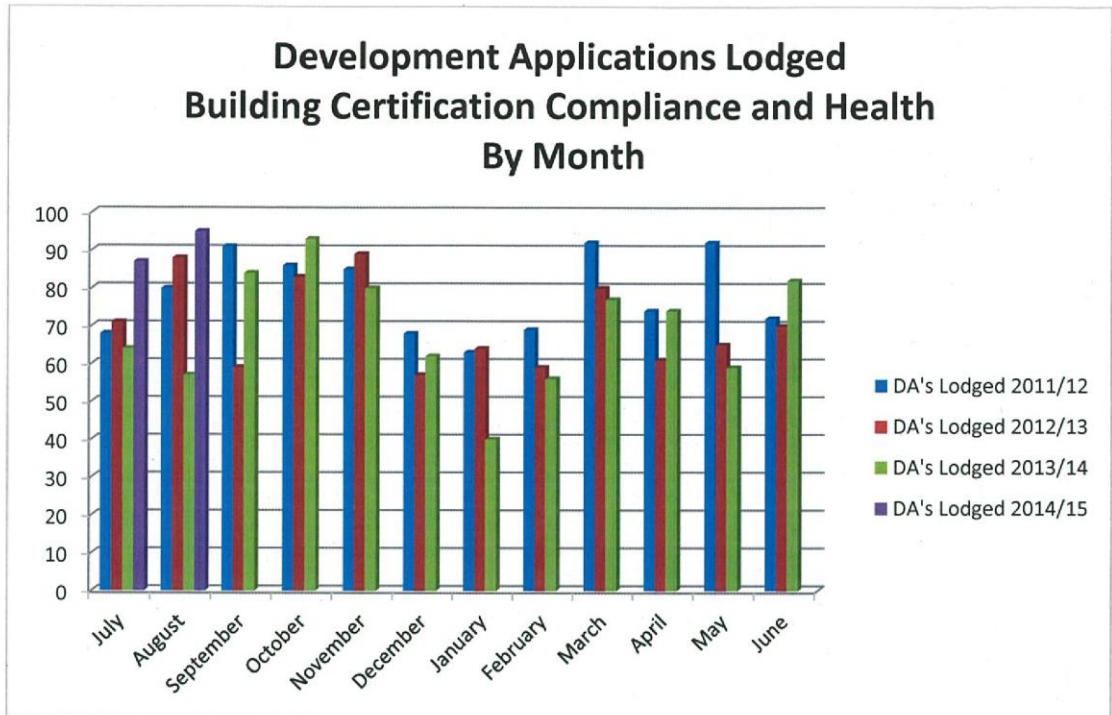
Other Approvals and Certificates

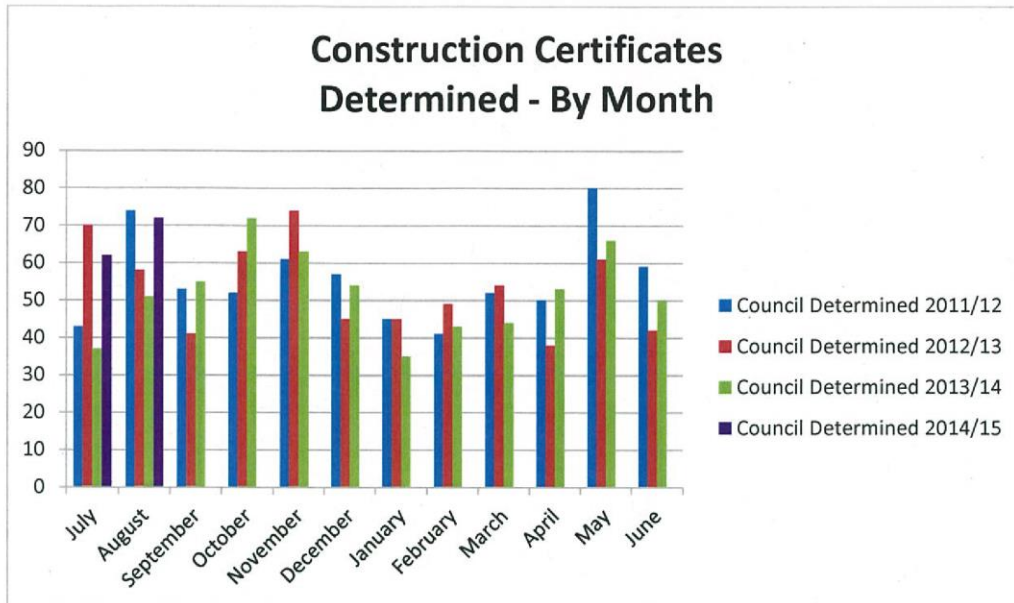
Type:	Number Determined August 2014
Section 149 D Certificates (<i>Building Certificates</i>)	8
Construction Certificates	72
Complying Development Certificates	15

ATTACHMENTS

- 1 Graphs Development Applications Lodged, Determined, Construction Certificates Determined D11700906







5.9 Outstanding Questions on Notice and Notices of Motion

TRIM REFERENCE: F2013/02042-02 - D11703537

MANAGER: Lesley Crawley, Manager

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

Report on Outstanding Questions on Notice and Notices of Motion.

RECOMMENDATION

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

ATTACHMENTS

- | | | |
|---|---|-----------|
| 1 | Outstanding Questions on Notice and Notices of Motion - 24 September 2014 | D11709437 |
|---|---|-----------|

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
12	Property and Economic Development.	Stefan Botha	<p>8.2 Notice of Motion - Waste Initiatives</p> <p>1 That Council <u>note</u> the recent announcement by the New South Wales Government of their 'Waste Less, Recycle More' program.</p> <p>2 That Council <u>note</u> the 'Supporting Local Communities – Local Government Program' that provides access to \$137.7 million over 5 years to reduce illegal dumping and littering.</p> <p>3 That Council <u>request</u> the General Manager to provide a briefing to Councillors which identify possible applications to the 'Supporting Local Communities – Local Government Program'.</p> <p>4 That Council <u>note</u> that the waste levy will cost Ratepayers \$12.5 million in 2013/14.</p> <p>5 That Council <u>write</u> to The Hon Robyn Parker MP, Minister for the Environment expressing ongoing concerns with the cost to Council of the Waste Levy.</p>	13 March 2013 Cr Nayna	<p>Resolution 3 – Currently waiting on EPA to provide more information – expected in the third quarter of 2014.</p> <p>Resolution 5 – Completed.</p> <p>The remaining resolutions are to be noted.</p>
36	Property and Economic Development.	Kathryn Heintz	<p>9.1 Notice of Motion - Councils Reduction in Red Tape</p> <p>1 That Council <u>indicate</u> its intention to rescind all controls over residential side and rear boundary fencing.</p> <p>2 That Council <u>acknowledge</u> that in Wyong Shire all dividing fence matters are controlled by the Dividing Fences Act 1991.</p> <p>3 That Council <u>insert</u> "Front Boundary Fences" within Schedule 2, Exempt Development, as part of major Amendment No.1 to the Wyong Local Environmental Plan 2012, subject to the following standards:</p> <p>a be not higher than 1.8 metres above ground level (existing); and</p> <p>b be located within, not over, the front boundary; and</p> <p>c be designed to preserve traffic sight line requirements at intersections; and</p> <p>d be not constructed of barbed or razor wire.</p>	24 July 2013 Cr Taylor	Response to be provided by end of 2014.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
56	General Managers Unit	Brian Glendenning	<p>Mayoral Minute – Central Coast Water Board General Meeting</p> <p>1255/13 <i>That Council <u>note</u> the Central Coast Water Corporation proposes to hold its Annual General Meeting at Gosford City Council on Thursday 14 November 2013 at 6.00pm to consider the audited financial statements and that clause 7.8 of the Constitution of the Central Coast Water Corporation permits Council to attend and vote at that proposed Annual General Meeting by proxy.</i></p> <p>1256/13 <i>That Council <u>appoint</u> the Mayor as Council's proxy at the proposed Annual General Meeting of Central Coast Water Corporation, with that appointment being for the purposes of clause 7.8 of the Constitution of the Central Coast Water Corporation.</i></p> <p>1257/13 <i>That Council <u>resolve</u> that the Council Seal be affixed to the attached instrument to effect the above appointment.</i></p> <p>1258/13 <i>That Council <u>request</u> the General Manager to invite all Councillors to attend the Annual General Meeting of the Central Coast Water Corporation once formal notice for that Meeting has been received.</i></p> <p>1259/13 <i>That Council <u>direct</u> the General Manager to investigate and report the governance options around the Wyong Water Authority.</i></p>	23 October 2013 Cr Eaton	1255/13 - Completed 1256/13 - Completed. 1257/13 - Completed. 1258/13 - Completed. 1259/13 – Options are being investigated and a report will be prepared – Date of submission to Council to be advised.
84	Community and Recreation Services	Brett Sherar	<p>5.1 Notice of Motion - Council Policy Results in Vandalism</p> <p>1 <i>That Council <u>note</u> further reports of large scale public tree poisoning at Mazlin Reserve Norah Head.</i></p> <p>2 <i>That Council <u>investigate</u> the complaints and report on this and other similar recent vandalism events.</i></p> <p>3 <i>That Council <u>recognise</u> that policing this type of vandalism is often unproductive and that the catalyst for such acts may well be a consequence of past Council Policy.</i></p>	Clrs Best, Taylor, Troy 14 May 2014	Response to be provided end of October 2014.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<p>4 That Council <i>note</i> its previous resolution to undertake a common sense review of its Tree Policy for private land.</p> <p>5 That Council <i>undertake</i> a review of its Tree Policy for Public Lands with a view to developing a more balanced approach to future planting and species choice, particularly around the issue of 'View Sharing' and how that is legislated for in the area of construction and building."</p>		
89	Development and Building Department	Jane Doyle/Brett Sherar	<p>8.1 Notice of Motion - Littering in Wyong Shire</p> <p>609/14 That Council erect warning signs at sites subject to repeated littering as identified by the General Manager or his delegate.</p> <p>610/14 That Council include the maximum penalties for littering on the signage erected under point 1.</p> <p>611/14 That Council note that Council's Rangers will continue to have a targeted approach to littering including the regular monitoring of identified sites and the issue of Penalty Infringement Notices for all detected offences.</p>	<p>28 May 2014 Cr Webster</p>	<p>609/14 – Installation of signs has commenced and all signage will be complete by the end of September 2014.</p> <p>610/14 – Noted 611/14 – Noted</p> <p>Response will be provided in early November 2014</p>
92	General Manager's Unit	Brian Glendenning	<p>Q69/14 Vandalism and Penalties</p> <p>"Mr Mayor,</p> <p><i>I note in a recent press article that wilful and wanton destruction of earthmoving equipment was carried out at Council's Lake Haven cinema construction site, allegedly by a gang of youths that were captured on CCTV footage, causing thousands of dollars in damages.</i></p> <p><i>Council appreciates the good work of Staff and the Police in apprehending these individuals and recognises the hundreds and thousands of dollars Council has poured into CCTV surveillance across the shire.</i></p> <p><i>Mr Mayor, could staff please, at the appropriate time, advise Council of the outcome / any court determinations around these acts of vandalism? I do hope the court is in step with Community expectations?"</i></p>	<p>28 May 2014 Cr Best</p>	<p>Investigations into this matter are continuing and a response will be provided at a future meeting.</p>

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
93	General Manager's Unit	Jean Pooley	<p>Q73/14 Annual Gardening Competition</p> <p><i>"Mr Mayor,</i></p> <p><i>I understand the 41st Annual Gardening Competition for 2014 will be announced on 17 September 2014.</i></p> <p><i>This outstanding community event that recognises some 21 categories of horticultural endeavours is an iconic event.</i></p> <p><i>I understand this event is partially funded by Council through an annual budgetary process.</i></p> <p><i>Mr Mayor I would appreciate if you could advise how this organisation can seek a permanent and ongoing budgetary allocation?"</i></p>	<p>23 July 2014</p> <p>Cr Best</p>	Response to be provided at November 2014 Ordinary Meeting.
95	Infrastructure and Operations Departments	Peter Murray Andrew Pearce	<p>8.1 – Notice of Motion – Lake Haven Cinema and Shopping Centre Footpath access audit</p> <p>926/14 That Council note the further expansion of Lake Haven Precinct.</p> <p>927/14 That Council request the General Manager to review the adequacy of footpaths and disabled access services throughout the precinct and its pedestrian catchment.</p> <p>928/14 That Council recognise the current significant budgetary allocation of \$489,000 in 2014/15 to the footpaths and disabled access facilities throughout the Shire.</p> <p>929/14 That Council request the General Manager to report the findings of the precinct audit to Council.</p> <p>930/14 That Council approach local job service providers to nominate work for the dole participants to assist with projects arising from the audit.</p>	<p>13 August 2014</p> <p>Cr Best and Cr Troy</p>	Response to be provided at 12 November 2014 Ordinary Meeting

**QUESTIONS ON NOTICE AND NOTICES OF MOTION REMOVED SINCE
10 SEPTEMBER 2014**

	Department	Question on Notice / Notice of Motion	Date Asked/ Councillor	Status
85	General Managers Unit	Q64/14 Central Coast Regional Development Corporation Funding	14 May 2014 Cr Greenwald	Response included on agenda for Ordinary Meeting 24 September 2014.
90	Property and Economic Development	8.2 Notice of Motion - Asbestos Amnesty	28 May 2014 Cr Best	Response included on agenda for Ordinary Meeting 24 September 2014.

6.1 Answers to Question on Notice

TRIM REFERENCE: F2004/07126 - D11696615

AUTHOR: Stephen Naven, Chief Financial Officer

6.1 Q64/14 - Central Coast Regional Development Corporation Funding

The following question was asked by Councillor Greenwald at the Ordinary Meeting held 14 May 2014:

“As jobs are so important to our region and we have seen the recent announcements of closures of Blue Tongue Brewery and Kellogg’s in the Shire.

Can the General Manager inform Council the funding supplied to the Central Coast Regional Development Corporation or predecessors from the two Councils,

Wyong Shire and Gosford City, and the NSW State Government, from 2010 to the present and please advise?”.

The Central Coast Regional Development Corporation (CCRDC) was established to be the State Government’s lead agency in creating development projects and opportunities over key government land holdings across Central Coast of NSW.

It was created under the Growth Centre’s (Development Corporations) Act and has replaced the former Festival Development Corporation. As a State Government Agency it is funded by the State Government and land holdings in its portfolio.

The General Manager is a director of the CCRDC.

Wyong Shire Council has not provided funding to the CCRDC. Gosford City Council also has not provided funding to CCRDC.

ATTACHMENTS

Nil.

24 September 2014

To the Ordinary Council Meeting

Councillor

7.1 Notice of Motion - Innovative Disabled Beach Access Facility at Lakes Beach

TRIM REFERENCE: DA/574/2011 - D11709320

MANAGER:

AUTHOR: Greg Best; Councillor

Councillors G Best and A Troy have given notice that at the Ordinary Council Meeting to be held on 24 September 2014 they will move the following Motion:

- “1 That Council recognise the tremendous efforts of the volunteers of the Lakes Beach United Dune Care and Coast Care in volunteering to build the beach access facility at Lakes Beach.
- 2 That Council note that this group has indicated it would like the access ramp to be handed over to Council to maintain as a Council asset.
- 3 That Council request the General Manager to provide a report to Council on this matter.”

RESOURCES

The report to Council can be provided within existing staff resources.

24 September 2014

To the Ordinary Council Meeting

Councillor

7.2 Notice of Motion - Review of Code of Meeting Practice

TRIM REFERENCE: F2004/06502 - D11709334

MANAGER:

AUTHOR: Greg Best; Councillor

Councillor G Best has given notice that at the Ordinary Council Meeting to be held on 24 September 2014 he will move the following Motion:

“That Council review its Code of Meeting Practice to provide persons who wish to address Council on any agenda item, the opportunity to have the matter brought forward to the commencement of the meeting, thereby avoiding residents having to wait, often for 3 or 4 hours, to address their Council.”

RESOURCES

This item can be actioned using existing resources.