
WYONG SHIRE COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER WYONG CIVIC CENTRE, HELY STREET, WYONG ON 26 NOVEMBER 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, Acting Director Community and Recreation Services, General Counsel, Communications Coordinator, IT and Operations Manager, IT Infrastructure Administrator, Chief Financial Officer and two administration staff.

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

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

Linda Sutton, Organisational Development Partner presented awards to the Central Coast Group Training Award winners; Daniel Hemmings for Apprentice of the Year and Mark Gibson for First Year Apprentice of the Year.

APOLOGIES

There were no apologies.

At the commencement of the ordinary meeting report nos 1.1, 2.2, 2.3, 3.1, 3.2, 4.3, 5.1, 5.2, 5.3, 5.4, 5.6, 5.7, 5.8, 6.3, 6.5 and 1.5 were dealt with first then the remaining reports in order. However for the sake of clarity the reports are recorded in their correct agenda sequence.

1.1 Disclosures of Interest

Item 2.2 - RZ/12/2014 - Planning Proposal in Respect of Land at Lake Munmorah & Crangan Bay

Councillor Nayna declared a non-pecuniary insignificant interest in the matter due to false claims made by the CEO of the applicant. These claims have been referred to the relevant authority, and participated in consideration of this matter.

Councillor Nayna stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because it had not influenced my consideration of this matter."

Councillor Troy declared a non-pecuniary insignificant interest in the matter for the reason that the CEO of the Darkinjung Local Aboriginal Land Council was critical of myself in a previous matter and participated in consideration of this matter.

Councillor Troy 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."

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason of a perceived conflict of interest in relation to comments and criticism made by the applicant regarding WSC Councillors and participated in consideration of this matter.

Councillor Taylor 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."

Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason of a perceived conflict of interest in relation to comments and criticism made by the applicant regarding WSC Councillors and 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 because as a long serving Councillor, I am used to this type of criticism."

Councillor Webster declared a non-pecuniary insignificant interest in the matter for the reason that the CEO of the application made comment about a recent planning proposal and participated in consideration of this matter.

Councillor Webster 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."

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that perception of bias due to unfair and significant criticism from the applicant and participated in consideration of this matter.

Councillor Eaton stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the perception is not reality and I am able to remain independent."

NOTE: Councillors Greenwald, Matthews and Vincent advised that they did not believe they had a disclosure to declare on item 2.2 – RZ/12/2014 - Planning Proposal in Respect of Land at Lake Munmorah & Crangan Bay.

Item 2.3 - Proposed Changes to Coastal Hazards DCP

Councillor Best declared a non-pecuniary significant conflict of interest in the matter for the reason that he owns property in the DCP area. Councillor Best left the chamber at 5.57 pm, took no part in discussion, did not vote and returned to the chamber at 6.05 pm.

Item 4.3 - CPA/248416 - Design - Tuggerah Regional Sporting and Recreation Complex

Councillor Nayna declared a non-pecuniary significant conflict of interest in the matter for the reason that he is employed by the Federal Member for Dobell and have been involved in the development of this proposal. Councillor Nayna left the chamber at 6.18 pm, took no part in discussion, did not vote and returned to the chamber at 6.34 pm

Mr Brian Glendenning, General Counsel, declared a non-pecuniary insignificant interest in the matter for the reason that one of the associated architects of one of the tenderers is a member of a cycle race team that I am a member of (Quinn O'Hanlon Architects) and participated in discussions on this matter.

Mr Glendenning stated:

"I choose to remain in the chamber and participate in discussion as the conflict has not influenced me in carrying out my public duty because the relationship is remote, I had no role in the consideration of the tender and the tenderer is not the preferred tenderer."

Item 4.4 - CPA/249148 - The Supply and Delivery of Traffic Control Products and Associated Signage

Mr Brian Glendenning, General Counsel, declared a non-pecuniary insignificant interest in the matter for the reason that one of the tenderers, Hunter Valley Signs Pty, is a former client of mine, which I have provided legal services to 5 years ago and participated in discussions on this matter.

Mr Glendenning stated:

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

Item 5.3 - Community Matching Fund and Community Benefit Grants

Councillor Vincent declared a non-pecuniary insignificant interest in the matter for the reason that he is a member of the Budgewoi Scouts and participated in consideration of this matter.

Councillor Vincent 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 6.5 - Activities of the Development Assessment and Building Certification Compliance and Health Units

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that he is an employee of Delta Electricity who currently owns the Munmorah Power Station. Councillor Vincent left the chamber at 7.55 pm, took no part in discussion, did not vote and returned to the chamber at 7.56 pm.

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

1269/14 That Council receive the report on Disclosure of Interest and note advice of disclosures.

PROCEDURAL MOTION

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

1270/14 That Council allow meeting practice to be varied.

1271/14 That Council use the exception method to deal with the balance of the Agenda.

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

1272/14 That with the exception of report numbers 2.2, 2.3, 3.1, 3.2, 4.3, 5.1, 5.2, 5.3, 5.4, 5.6, 5.7, 5.8, 6.3 and 6.5 Council adopt the recommendations contained in the remaining reports.

1.2 Proposed Inspections and Briefings

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

1273/14 That Council receive the report on Proposed Inspections and Briefings.

1.3 Address By Invited Speakers

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

1274/14 That Council receive the report on Invited Speakers.

1.4 Confirmation of Minutes of Previous Meeting

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

1275/14 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 12 November 2014.

Business Arising

There was no business arising.

1.5 Mayoral Minute - State Election Portfolio

Councillor Troy left the meeting at 8.02pm and returned to the meeting at 8.03pm during consideration of this item.

Councillor Vincent left the meeting at 8.11pm and returned to the meeting at 8.12pm during consideration of this item.

RESOLVED unanimously on the motion of Councillor EATON:

1276/14 That Council authorise the General Manager and Mayor to develop and publicise a state election portfolio in order to seek election commitments for the benefit of the Wyong shire community.

2.1 Proposed amendments to Development Control Plan 2013 to align with Wyong Local Environmental Plan 2013 Major Amendment 1

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

1277/14 That Council request that in conjunction with the exhibition of Wyong Local Environmental Plan (LEP) 2013 Major Amendment 1, a revision of Wyong Development Control Plan 2013 that provides consistency with the provisions of the LEP, be publically exhibited.

1278/14 That Council adopt Draft Development Control Plan 2013 subject to their being no significant objection at the time of notification of Wyong LEP 2013 Major Amendment 1 and appropriate public notice be given within 28 days that the draft DCP as amended will come into effect.

1279/14 That Council delegate authority to the General Manager to undertake any minor amendment to the Development Control plan as a result of the public exhibition.

1280/14 *That Council forward a copy of DCP 2013 containing the amended Chapters to the Secretary of the NSW Department of Planning and Environment within 28 days of the DCP becoming effective.*

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

AGAINST: NIL

2.2 RZ/12/2014 - Planning Proposal in Respect of Land at Lake Munmorah & Crangan Bay

Councillor Nayna declared a non-pecuniary insignificant interest in the matter due to false claims made by the CEO of the applicant. These claims have been referred to the relevant authority, and participated in consideration of this matter.

Councillor Nayna stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because it had not influenced my consideration of this matter."

Councillor Troy declared a non-pecuniary insignificant interest in the matter for the reason that the CEO of the Darkinjung Local Aboriginal Land Council was critical of myself in a previous matter and participated in consideration of this matter.

Councillor Troy 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."

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason of a perceived conflict of interest in relation to comments and criticism made by the applicant regarding WSC Councillors and participated in consideration of this matter.

Councillor Taylor 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."

Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason of a perceived conflict of interest in relation to comments and criticism made by the applicant regarding WSC Councillors and 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 because as a long serving Councillor, I am used to this type of criticism."

Councillor Webster declared a non-pecuniary insignificant interest in the matter for the reason that the CEO of the application made comment about a recent planning proposal and participated in consideration of this matter.

Councillor Webster 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."

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that perception of bias due to unfair and significant criticism from the applicant and participated in consideration of this matter.

Councillor Eaton stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the perception is not reality and I am able to remain independent."

NOTE: Councillors Greenwald, Matthews and Vincent all wished it to be noted that they did not believe they had a disclosure to declare on item 2.2 – RZ/12/2014 - Planning Proposal in Respect of Land at Lake Munmorah & Crangan Bay.

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

- 1281/14 That Council prepare a Planning Proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP & A) Act, 1979 to rezone Lot 642 DP 1027231, Lot 100 DP 1044282 and Lot 644 DP 1027231 to enable low density residential development.**
- 1282/14 That Council forward the Planning Proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a "Gateway Determination", pursuant to Section 56 of the EP & A Act, 1979, with the following requirements:**
- a That the R2 - Zone boundary be revised to address regional wildlife corridor planning outcomes identified in the North Wyong Shire Structure Plan (NWSSP) and that advice is sought from the Office of Environment and Heritage (OEH) on corridor widths and outcomes.**
 - b That areas identified in the Planning Proposal for development be supported by a biodiversity certification application which is "agreed in principle" with the Office of Environment and Heritage (OEH) and Council prior to public exhibition.**
- 1283/14 That Council request the assistance of the DP&E in obtaining a whole of Government approach to resolve outstanding regional planning, mining, infrastructure and biodiversity issues within the NWSSP which impact on the Planning Proposal.**
- 1284/14 That Council require, subject to the "Gateway Determination" that the landowner enter into a Funding Agreement with Council in accordance with Council's Planning Proposal Procedure to recover the costs involved in further progressing the proposal.**

- 1285/14 That Council authorise the General Manager (or delegate) to sign the Funding Agreement for the rezoning.
- 1286/14 That Council prepare appropriate Development Control Plan provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.
- 1287/14 That Council amend Section 94 Contributions Plans (if required) to support the development of the land subject to this Planning Proposal.
- 1288/14 That Council authorise the General Manager (or delegate) to sign any infrastructure, servicing agreement or application for biodiversity certification to support the rezoning. This agreement shall:
- a Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.
 - b Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).
 - c Sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).
- 1289/14 That Council undertake community and government agency consultation, in accordance with the requirements attached to the "Gateway Determination".
- 1290/14 That Council consider a further report on results of community consultation.
- 1291/14 That Council reiterate its policy position of not placing green corridors on private property.
- 1292/14 That Council note that the attached maps to this report are indicative only and subject to a further strategic land use review.
- 1293/14 That Council write to the Minister for the Central Coast advising of Council's support for new residential housing in the shire's north and requesting his advice as to the government commitment for implementing the clinical services plan for Wyong Shire.

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

AGAINST: NIL

2.3 Proposed Changes to Coastal Hazards DCP

Councillor Best declared a non-pecuniary significant conflict of interest in the matter for the reason that he owns property in the DCP area. Councillor Best left the chamber at 5.57 pm, took no part in discussion, did not vote and returned to the chamber at 6.05 pm.

Councillor Matthews left the meeting at 5.58pm and returned to the meeting at 6.04pm during consideration of this item.

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

- 1294/14 That Council exhibit the proposed amendments to Wyong Development Control Plan 2013 Chapter 3.5 – Coastal Hazards, for a period of 28 days for public comment.**
- 1295/14 That Council adopt the draft Development Control Plan 2013 Chapter 3.5 – Coastal Hazards and appropriate public notice be given subject to there being no significant objections.**
- 1296/14 That Council determine that within the immediate risk zone removal and replacement with a new dwelling within the pre-existing footprint will be permissible.**

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

AGAINST: COUNCILLOR VINCENT

3.1 Proposed Easement for Gas Works Extension over Lot 1 DP 41159 and Lot 17 DP 255990 Hereford Street, Berkeley Vale

Councillor Nayna left the meeting at 6.05pm and returned to the meeting at 6.09pm and as a result took no part in voting.

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

- 1297/14 That Council defer this item for further investigation by the General Manager.**

3.2 Proposed Closure of Part of Theatre Lane and Part of Short Street, The Entrance

Councillor Nayna left the meeting at 6.05pm and returned to the meeting at 6.09pm during consideration of this item.

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

- 1298/14 That Council receive and note the public submissions received in response to the proposal to close part of Theatre Lane and part of Short Street, The Entrance, both of which are public roads.**

- 1299/14 That Council apply to the Minister, NSW Trade & Investment to close part of Theatre Lane and part of Short Street, The Entrance and confirm to the Minister that after considering the submissions received, Council consents to the closure of part of Theatre Lane and part of Short Street.
- 1300/14 That Council adopt the classification of Operational Land upon vesting of the closed road in Council.
- 1301/14 That Council authorise the Common Seal of Wyong Shire Council to be affixed to the formal documents as required.
- 1302/14 That Council authorise the Mayor and the General Manager to execute all documents.

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

AGAINST: COUNCILLORS GREENWALD, MATTHEWS AND VINCENT

4.1 CPA/242261 - Tender Evaluation Report - Central Coast Pipes and Pumps Panel Work Package W05

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

- 1303/14 That Council accept the tender from GHD, for the estimated total amount of \$204,370 (excl GST) for Contract CPA/242261 Central Coast Pipes and Pumps Panel Work Package W05.
- 1304/14 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.
- 1305/14 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.

4.2 CPA/243179 - Tender Evaluation Report - Central Coast Pipes and Pumps Panel Work Package W06

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

- 1306/14 That Council accept the tender from MWH, for the estimated total amount of \$258,560 (excl GST) for Contract CPA/243179 Central Coast Pipes and Pumps Panel Work Package W06.
- 1307/14 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.
- 1308/14 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.

4.3 CPA/248416 - Design - Tuggerah Regional Sporting and Recreation Complex

Councillor Nayna declared a non-pecuniary significant conflict of interest in the matter for the reason that he is employed by the Federal Member for Dobell and have been involved in the development of this proposal. Councillor Nayna left the chamber at 6.18 pm, took no part in discussion, did not vote and returned to the chamber at 6.34 pm

Mr Brian Glendenning, General Counsel, declared a non-pecuniary insignificant interest in the matter for the reason that one of the associated architects of one of the tenderers is a member of a cycle race team that I am a member of (Quinn O'Hanlon Architects) and participated in discussions on this matter.

Mr Glendenning stated:

"I choose to remain in the chamber and participate in discussion as the conflict has not influenced me in carrying out my public duty because the relationship is remote, I had no role in the consideration of the tender and the tenderer is not the preferred tenderer."

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

1309/14 That Council accept the tender from CKDS Architecture Pty Ltd, for the lump sum amount of \$740,558.00 (excl GST) for Contract CPA/248416 – DESIGN – Tuggerah Regional Sporting and Recreation Complex.

1310/14 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.

1311/14 That Council approve the contingency sum as detailed in the Tender Evaluation Report in 'Attachment A'.

1312/14 That Council request that the Mayor write to the Premier to request the relevant Minister to reconsider his position on this matter.

4.4 CPA/249148 - The Supply and Delivery of Traffic Control Products and Associated Signage

Mr Brian Glendenning, General Counsel, declared a non-pecuniary insignificant interest in the matter for the reason that one of the tenderers, Hunter Valley Signs Pty, is a former client of mine, which I have provided legal services to 5 years ago and participated in discussions on this matter.

Mr Glendenning stated:

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

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

1313/14 That Council accept the tender from HJD Industries Pty Ltd for a contract term of 2 years with an option to extend for a further 2.

- 1314/14 That Council note the estimated per annum expenditure against this contract is \$122,659.46 ex GST however, this may vary with fluctuations in demand.
- 1315/14 That Council delegate to the General Manager the authority to approve the option to extend the contract for an additional term based on satisfactory performance.
- 1316/14 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/those tenders.

5.1 Property Portfolio Review Project - Stage 3

Councillor Matthews left the meeting at 6.39pm and returned to the meeting at 6.41pm during consideration of this item.

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

- 1317/14 That Council authorise the sale of the following properties:
- 1) Bellwood Close, Tuggerah (Lot 3042 DP 852260)
 - 2) 45W Pacific Highway, Tuggerah (Lot 1 DP 605627)
 - 3) 118 Sparks Road, Warnervale (Lot 18 DP 705440)
 - 4) 31 Aldenham Road, Warnervale (Lot 51 DP 9215)
- 1318/14 That Council authorise the General Manager to finalise the terms of sale, including the sale price that may be below market value where necessary.
- 1319/14 That Council authorise the General Manager and the Mayor to execute all necessary documentation relevant to the sale of these properties.
- 1320/14 That Council authorise the Common Seal of Wyong Shire Council to be affixed to the formal documents associated with the sale of land as required between Wyong Shire Council and the purchaser.

5.2 Transfer of Council land to Roads and Maritime Services for Upgrading of Mingara Drive, Wyong Road Intersection

Councillor Troy left the meeting at 6.50pm and returned to the meeting at 6.58pm during consideration of this item.

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

1321/14 That Council authorise the transfer of part of Lot 1 DP 28824, part of Lot 21 DP 734370, part of Lot 1 DP 771978 and part of Lot 6 DP 863731 at the intersection of Mingara Drive, Wyong Road and Tumbi Creek Road to Roads & Maritime Services for an amount not less than market value as determined by a qualified valuer.

1322/14 That Council authorise the Common Seal of Wyong Shire Council to be affixed to the formal documents for the transfer of the land.

1323/14 That Council authorise the Mayor and the General Manager to execute all documents.

5.3 Community Matching Fund and Community Benefit Grants

Councillor Vincent declared a non-pecuniary insignificant interest in the matter for the reason that he is a member of the Budgewoi Scouts and participated in consideration of this matter.

Councillor Vincent 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:

1324/14 That Council receive the draft minutes of the Wyong Shire Council Grants Advisory Group held on 23 October 2014.

1325/14 That Council allocate \$136,986.00 from the 2014-15 Community Matching Fund program as follows:

Applicant	Project Name Summary	Committee Funding Recommended
Lake Munmorah Netball Club	Additions of courts - This project proposes the addition of two hard court surfaces to the Lake Munmorah Sporting complex. The courts will be multi-marked meaning they are suitable for netball, basketball, volleyball and cricket. The additions will complement the existing netball courts, tennis courts and skate-park ramps to become a multipurpose facility for the local community to enjoy.	\$75,000.00 Conditional on successful Part 5 Environmental Assessment determination.

Applicant	Project Name Summary	Committee Funding Recommended
Central Coast Poultry Club	<i>Pavilion Exhibition, Education and Auction Centre - Moving their current facilities from Wyong Race Course to Tuggerah after 110 years this move will enable the Club to expand their activities to support school children involved in agricultural studies with a focus on future employment.</i>	<i>Deferred to the next Grants Committee Meeting</i>
Long Jetty Senior Citizens Club	<i>Replacement of roof of Long Jetty Senior Citizens Club.</i>	\$35,466.00 <i>Move to Community Infrastructure Category.</i>
Central Coast Conservatorium	<i>Establishing Central Coast Conservatorium Wyong Shire Campus - The Central Coast Conservatorium seeks to create a secondary campus (music education facility) in the Wyong Shire.</i>	\$26,520.00 (in-kind) <i>Recommend move to Arts Category with following conditions:</i> <i>1. The Conservatorium produce a detailed Business Plan for their 2015 North Central Coast Residency Program at The Grove Community Cultural Hub within three months of funding - include options for other funding sponsorship</i> <i>2. The Conservatorium participate in Council's Community Enterprise Program to assist with business development</i> <i>3. The allocation of available space is to be determined by WSC Community Infrastructure Team</i> <i>4. That funding be provided as 'in kind' only.</i>
Total		\$136,986.00

1326/14 That Council decline applications for the reasons indicated in the table below the applicants be advised where relevant, directed to alternate funding programs:

Applicant	Project Name Summary	Committee Funding Recommended
Central Coast Scouts	Boat Shed Renovations and Security Upgrade.	Not recommended. Recommend reapply when able to confirm ability to complete entire project.
Razorbacks Rugby Club	Amenities building – Stage 1 includes the demolition of old dilapidated amenities building and the construction of new amenities building that includes: accessible toilet, shower, male and female toilets, home and visitor showers, change rooms and club room. The club room, canteen and bar areas will be constructed to a lock up stage and would be utilised as a secure storage area. The development will be elevated above the 1 in 100 year flood level.	Not recommended. Recommend reapply when all DA approvals have been granted.
CC Multiple Sclerosis & Handicapped Group	Purchase new bus to provide social contact and outings for the elderly and disabled in the area.	Not recommended. Recommend applicant liaise with WSC Grants and Events Coordinator to review application and reapply next round.
Central Coast Multicultural Resource Centre	Cultural Focus on Wyong Shire – funding already procured to operate a mobile cultural resource library across the Central Coast and Newcastle region. WSC funding will allow us to increase our scope, and provide a highly accessible and visible service in the Wyong Shire.	Not recommended. Recommend applicant liaise with WSC Grants and Events Coordinator to review application and reapply next round.

Applicant	Project Name Summary	Committee Funding Recommended
Ngaimpe Aboriginal Corporation	Housing Transition - to upgrade and increase capacity of transition housing at 'The Glen' an award winning Drug and Alcohol Residential Rehabilitation program located at Tuggerah.	Not recommended. Insufficient information supplied to make an accurate assessment. Recommend applicant liaise with WSC Grants and Events Coordinator and reapply next round.
Youthconnections.com.au	Better Futures Hub (BFH) – Supply and lay synthetic turf to outdoor play areas and provision of outdoor seating at Better Futures Hub. These items are portable and will remain assets of the BFH project.	Not recommended. Recommend applicant liaise with WSC Grants and Events Coordinator to review application and reapply next round.
Wyong/Gosford Community Legal Services Inc	#FML (Find My Lawyer) - LENS (Legal Education Innovation Students) - To work with the students of Wyong High School to develop 4 video clips using students as the "actors" to highlight the legal issues that impact young people living in Wyong Local Government Area.	Not recommended. Recommend reapply next round when budget can be substantiated.
YMCA of Sydney	Vibe – program for young people to stay healthy, be resilient, to connect with the community. A facilitated youth committee will drive program development, implementation ongoing evaluation. Committee supported by dedicated YMCA Liaison Officer.	Not recommended. Recommend applicant liaise with WSC Grants and Events Coordinator to review application and reapply next round.

1327/14 That Council allocate \$38,477.13 from the 2014-15 Community Benefit Grants program as follows:

Applicant	Project Name Summary	Committee Funding Recommended
EDSACC Croquet Club	Grounds Maintenance and Improvement 2014 – equipment and extra seating.	\$3,783.00
Wyong Family History Group	Extraordinary, Versatile Overhead Scanner.	\$1,927.90
Toukley and District Senior Citizens Club Inc	Replacement of auditorium & craft room curtains.	\$2,189.00 Recommend part funding for purchase of auditorium curtains only.
Wyong Musical Theatre Company Inc	Purchase of radio microphones, transmitters and associated receivers (bodynamics).	\$26,822.71 Conditional on applicant liaising with Wyong Shire Council (WSC) Cultural Planner to facilitate a user agreement to ensure equipment is maintained and available for use by other relevant stakeholders and remains an asset of Wyong Grove Community and Cultural Hub/The Art House.
Gwandalan Earth Care Inc	Setting up requirements - to remove undergrowth weeds and rubbish from along the verge of Kanangara Drive which is our main road into Gwandalan.	\$1,830.00 Recommend part funding for trailer only.
Global Care Australia	Food care, shelving and roof insulation.	\$1,924.52 Recommend part funding for purchase of shelving only.
Total		\$38,477.13

1328/14 That the Council decline applications for the reasons indicated in the table below and the applicants be advised where relevant, directed to alternate funding programs:

Applicant	Project Name Summary	Committee Funding Recommended
Kanwal Public School P&C Association	Community Noticeboard Project - to install an LED Electronic Noticeboard inside school fences.	Not recommended. Deemed to be core business of organisation.
Coastal a Cappella	Showmanship/Vocal Coach for Chorus Retreat Workshop – a weekend retreat for 44 women.	Not recommended. Application ineligible – Guideline 2.9 Funds to stage, or fees to attend, a conference, congress or seminar.
Yarramalong School Community Centre Inc	Community Centre Maintenance Project.	Not recommended. Project has merit, however broader community benefit is unclear. Recommend applicant liaise with WSC Grants and Events Coordinator and re-apply in next round.
Camp Breakaway Inc	Young Carers Siblings Camp.	Not recommended. Insufficient information and quotes supplied to make an assessment.
The Wishing Well Inc	The Wishing Well - Wyong project provides therapy for children young people (CYP) in out-of-home care (OOHC) in Wyong who have been severely traumatised by abuse neglect.	Not recommended. Project limited to a very small number of community members, recommend applicant liaise with WSC Grants and Events Coordinator to access more suitable funding opportunities.
Girl Guides Association of NSW	Ourimbah Girl Guides Moving Forward - removal of mould repaint the entire hall both internally and externally to upgrade and renovate the hall.	Not recommended. Application ineligible - capital funds, building maintenance costs. Recommend liaise with WSC Grants and Events Coordinator to review application.
Sculpture on the Greens Inc	Sculpture on the Greens 2015.	Not recommended. Applicant has not provided sufficient information to make a complete assessment. Recommend applicant apply under Sponsorship Program or work with WSC Grants and Events Coordinator to review application and reapply.
Long Jetty Hospital Auxiliary	Purchase of Free Sting Ice Machine.	Not recommended. Application incomplete. Recommend applicant liaise with WSC Grants and Events Coordinator to review application and reapply.
Mannering Park Community Centre Hall	Install curtains in main hall.	Not recommended. Application incomplete. Recommend reapply next round.

Applicant	Project Name Summary	Committee Funding Recommended
Take 3 Ltd	Wyong Shire Take 3 Early Childhood Educators Project.	Not recommended. Applicant ineligible to apply, as is a public company.
Uniting Care Ageing	Nareen Terrace Golden Gardeners - installation of a Community Garden to supply the village with vegetables, herbs, fruit and flowers.	Not recommended. Limited ability for broader community involvement or benefit. Need to better connect project to Positive Ageing Strategy.
St Vincent de Paul Society NSW	Louise House Build a Village Program - a series of 20 workshops to assist soon to be new parents understand the important work of raising a child cannot be done alone.	Not recommended. Insufficient information supplied to make an accurate assessment.
Northcott	Walk With Me - national event connecting people of all abilities that has been made possible by a partnership between Abilities First Australia 12 state based disability service providers.	Not recommended. Recommend applicant liaise with WSC Grants and Events Coordinator and resubmit in following round for event to be staged in 2015.
Marine Rescue Norah Head	Remote Channel Changer supply and installation - to increase the coverage of existing radio equipment installed at Marine Rescue Norah Head. The increase in range is necessary in order to enable Marine Rescue to communicate with vessels at sea which are involved in routine patrols or in the event of Search and Rescue operations in conjunction with NSW Water Police in times of need.	Not recommended. Recommend applicant liaise with WSC Grants and Events Coordinator to review application and reapply.

1329/14 That Council defer applications for the reasons indicated in the table below:

Applicant	Project Name Summary	Committee Funding Recommended
Food Whisperers Inc	Educational Interactive Cooking Workshops - this innovative 12 month program will give the opportunity for people to learn about the back to basics of food and healthy cooking. It will be hosted monthly at various community based centres, such as the Wyong Neighbourhood Centre.	Recommend applicant liaise with WSC Grants and Events Coordinator to define program and assist further with application.

5.4 Wyong Action Team 2015 - Endorsement of Applicants

Councillor Taylor left the meeting at 7.09pm and returned to the meeting at 7.11pm during consideration of this item.

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

1330/14 That Council endorse the following young people as Wyong Action Team leaders 2015:

First Name	Surname	Suburb	School	Age
Angel	Danzante	San Remo	Northlakes High School	16
Matilda	Gittins	Budgewoi	MacKillop Catholic College	15
Karla	Jacob	Lake Haven	Gorokan High School	16
Curtis	Lang	Summerland Point	MacKillop Catholic College	14
Courtney	McDermott	Hamlyn Terrace	Wyong High School	15
Ariel	Malcolm	Killarney Vale	Tuggerah Lakes Secondary College – Tumbi Umbi	16
Maddison	O'Grady-Lee	Bateau Bay	Tuggerah Lakes Secondary College – The Entrance	17
Brittany	Scotman	Bateau Bay	Tuggerah Lakes Secondary College – The Entrance	17

1331/14 That Council request the General Manager to report to Council the relevant milestones of the action team throughout the program.

5.5 Election Services Provider 2016

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

1332/14 That Council receive the report on Election Services Provider 2016.

5.6 Repeal of Policy for Community Gardens

Councillor Greenwald left the meeting at 7.20pm and returned to the meeting at 7.21pm during consideration of this item.

Councillor Webster left the meeting at 7.22pm and returned to the meeting at 7.23pm during consideration of this item.

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

1333/14 That Council repeal the Policy for Community Gardens.

5.7 2014-18 Strategic Plan Business Report (Q1)

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

1334/14 That Council receive the Q1 Business Report on progress against the 2014-18 Strategic Plan.

1335/14 That Council note that Council's Responsible Accounting Officer has declared the financial position of Wyong Shire Council to be satisfactory.

5.8 Annual Report 2013/14

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

1336/14 That Council adopt the 2013/14 Annual Report (including enclosures).

1337/14 That Council authorise the General Manager to make final minor changes to the plan to ensure correctness and clarity.

1338/14 That Council upload a copy of the 2013/14 Annual Report (including enclosures) on Council's website.

1339/14 That Council advise the Minister for Local Government of Council's URL link to access the report.

6.1 Investment Report for October 2014

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

1340/14 That Council receive the Investment Report for October 2014.

6.2 Quarterly Update on EP&A and LGA Developer Contributions

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

1341/14 That Council receive the report on Quarterly Update on EP&A and LGA Developer Contributions.

6.3 Draft Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee - 6 November 2014

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

1342/14 That Council receive the Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee meeting held on 6 November 2014.

6.4 Draft Minutes of the Employment and Economic Development Committee Meeting - 5 November 2014

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

1343/14 That Council receive the report on Draft Minutes of the Employment and Economic Development Committee Meeting - 5 November 2014.

6.5 Activities of the Development Assessment and Building Certification Compliance and Health Units

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that he is an employee of Delta Electricity who currently owns the Munmorah Power Station. Councillor Vincent left the chamber at 7.55 pm, took no part in discussion, did not vote and returned to the chamber at 7.56 pm.

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

1344/14 That Council receive the report on Activities of the Development Assessment and Building Certification Compliance and Health Units for the month of October 2014.

6.6 Results of Water Quality Testing for Beaches and Lake Swimming Locations

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

1345/14 That Council receive the report on Results of Water Quality Testing for Beaches and Lake Swimming Locations.

6.7 Outstanding Questions on Notice and Notices of Motion

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

1346/14 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

QUESTIONS ON NOTICE

**Q83/14 Responsible Ownership at Christmas
Councillor Greg Best**

“Mr Mayor,

I was recently contacted by the SO CARES group that now manage our animal cares facility.

They outlined some of the excellent work they are doing and asked if Council through its media and communications department could, in the lead up to Christmas highlight the importance of responsible pet ownership emphasising pets are not simply presents they are a commitments?”

THE MEETING closed at 8.21pm.