Agenda
Monday 22 February 2016
Council Chambers
126-138 Main Road Speers Point
7.00pm

Apologies: For the non-attendance of Councillors

Declaration of Interests:

Confirmation of Minutes: Ordinary Council Meeting held on 14 December 2015
Determination of City Strategy Committee held on 8 February 2016

Presentations: Nil

Public Access: Nil

Notice of Motion: Lake Macquarie Ageing and Disability Advisory Panel Membership 22 February 2016

Mayoral Minutes: Nil

Recommendations of the:
Community Development Committee 8 February 2016
General Business Committee 8 February 2016
Traffic Facilities & Road Safety Committee 9 February 2016
Property & Investment Committee 8 February 2016
Budget Committee (to be distributed)

Special Reports: General Manager (1) 22 February 2016
Submissions to Neighbouring Merger Proposal Public Inquiries

Director of City Strategy (6) 22 February 2016
Exhibition of Draft Ada Street Cardiff Area Plan Investments - November 2015
Submission NSW Container Deposit Scheme Discussion Paper
Submission on NSW Coastal Management Reforms Investments - December 2015
Investments - January 2016

Director of Community Development (2) 22 February 2016
Local Government NSW Tourism Conference
Exhibition of Draft Multicultural Plan 2016-2020

Note: Council Meeting Agendas will be available for download from the City website by 5.00pm on the Tuesday prior to the meeting date (www.lakemac.com.au)
Inspection Reports:  Butterfly Cave - Appletree Grove Estate - West Wallsend  22 February 2016
Council Inspection - Culvert - Oakdale Road - Gateshead  22 February 2016

Tender Reports:  T990 - After Hours Call Centre  22 February 2016
T1004 - Swansea Gardens Holiday Park - Amenities 1 Stage 2 Refurbishment  22 February 2016
T999 - Employee Assistance Program  22 February 2016

Matters Referred:  Nil

Confidential Items:  Warners Bay (470 and 472 The Esplanade)  22 February 201

Business Arising from Public Access:

Petitions:

Business without Notice:

Note:  Council Meeting Agendas will be available for download from the City website by 5.00pm on the Tuesday prior to the meeting date (www.lakemac.com.au)
Minutes of Ordinary Council Meeting - Monday 14 December 2015 ................... 5

Determinations of City Strategy Committee Meeting - Monday 8 February 2016 .......................................................... 32

16STRAT001 Adoption of Planning Provisions - Wangi Power Station Complex .......................... 33
16STRAT002 Arcadia Vale (126 and 142 Donnelly Road) - Easement for Pipeline........................ 34
16STRAT003 Belmont North (41A Floraville Road) - Proposed Easement for Drainage of Water 35

Notice of Motion - Monday 22 February 2016 .......................................................... 36

16NM001 Lake Macquarie Ageing and Disability Advisory Panel Membership .................. 36

Community Development Committee Meeting - Monday 8 February 2016 .......................................................... 37

16COMM001 Allocation of Cameron Park Sports Facility .................................................. 38

General Business Committee Meeting - Monday 8 February 2016 .......................... 39

16GB001 Permanent Closure of Mt Sugarloaf road at night ........................................ 40
16GB002 Stormwater Issues - Munibung Creek, Lachlan Rd Cardiff - Councillor Site Inspection and Briefing Session ........................................................... 40
16GB003 North Ward Councillor Inspection - Flooding issues - Elizabeth Street Cardiff .... 41
16GB004 Success of Belmont Wetland State Park Permit System .................................. 41
16GB005 Retirement of Robert Kemmis ...................................................................... 41
16GB006 Mowing Maintenance Program around Lake Macquarie - Briefing session ....... 42
16GB007 East Ward Councillor Inspection - Fallen tree - Croudace Bay Park .................. 42

Traffic Facilities & Road Safety Committee - Meeting Tuesday 9 February 2016 .......................................................... 43

16TFC001 Catherine Hill Bay - Flowers Drive - Speed Reduction Devices - 16TFC001 ...... 44
16TFC002 Belmont North - Park Street - Delineation - 16TFC002 ................................ 46
16TFC003 Murrays Beach - Intersection of Lake Forest Drive and Silver Gull Lane - formation of a roundabout - 16TFC003 ......................................................... 48
16TFC004 Belmont North - Intersection of Camberwarrara Drive and Violet Town Road - Stop restrictions and Delineation - 16TFC004 ......................................................... 48
16TFC005 Cardiff - Main Road - Alteration to Parking restrictions near Cardiff Railway Station - 16TFC005 ............................................................... 50
16TFC018 Warners Bay - Kanangra Street - No Parking restrictions in T-head - 16TFC018 ... 52
16TFC007 Caves Beach - Caves Beach Road Shopping Centre carpark - Disabled Parking bays - 16TFC007 ......................................................................................... 54
16TFC008 Dudley - Intersection of George Street and Pitt Street - No Stopping restrictions - 16TFC008 ......................................................................................... 56
16TFC009 Belmont - Herbert Street - 2P restrictions - 16TFC009 ............................... 58
16TFC010 Dora Creek - Dora Street Boat Ramp - No Parking restrictions - 16TFC010 .... 60
16TFC011 Speers Point - Albert Street, Alley Street, Barford Street, Council Street, Hopkins Street and Speers Street - Removal of Light Traffic Thoroughfare - 16TFC011 ..... 62
16TFC012 Garden Suburb - Sandalwood Place - Modification of No Stopping Signage - 16TFC012 ......................................................................................... 62
16TFC013 Holmesville - Appletree Road - Parking restrictions fronting H/No 43 - 16TFC013 .. 64
16TFC014 Kotara South - Stuart Street, Lugar Street and Inglis Street - Installation of Traffic Calming Devices - 16TFC014 ......................................................................................... 66
16TFC015 Booragul - Farlow Street - Installation of No Parking (school times) restrictions - 16TFC015 ......................................................................................... 68
16TFC016 Cardiff - Norfolk Street - No Parking restrictions fronting 382 Main Road and 2 Cypress Street - 16TFC016 ......................................................................................... 70
16TFC017 Boolaroo - Main Road - Signage and Linemarking Plan - 16TFC017 .................. 72
Ordinary Council Meeting 22 February 2016

Property & Investment Committee Meeting Monday 8 February 2016

16PI001 Glendale (256 Lake Road) - Proposed sale of Council-owned land ............................... 79
16PI002 Toronto (part lake foreshore, Bath Street and Arnott Avenue) - Development Feasibility Study ......................................................... 79

Special Report of the General Manager to Ordinary Council Meeting - Monday 22 February 2016 ........................................................................ 81
16SP001 Submissions to Neighbouring Merger Proposal Public Inquiries ........................................ 81

Special Report of the Director City Strategy to Ordinary Council Meeting - Monday 22 February 2016 ......................................................... 183
16SP002 Exhibition of Draft Ada Street Cardiff Area Plan ................................................................. 183
16SP003 Investments - November 2015 ....................................................................................... 200
16SP004 Submission NSW Container Deposit Scheme Discussion Paper ................................. 205
16SP005 Submission on NSW Coastal Management Reforms ...................................................... 280
16SP006 Investments - December 2015 ....................................................................................... 300
16SP007 Investments - January 2016 ......................................................................................... 341

Special Report of the Director Community Development to Ordinary Council Meeting - Monday 22 February 2016 ......................................................... 346
16SP008 Local Government NSW Tourism Conference ........................................................................... 346
16SP009 Exhibition of Draft Multicultural Plan 2016-2020 ......................................................... 353

Inspection Reports - Monday 22 February 2016 ........................................................................ 364
16SP010 Butterfly Cave - Appletree Grove Estate - West Wallsend ......................................................... 364
16SP011 Council Inspection - Culvert - Oakdale Road - Gateshead ......................................................... 366

Tender Reports - Monday 22 February 2016 ........................................................................ 368
16SP012 T990 - After Hours Call Centre ............................................................................................. 368
16SP013 T1004 - Swansea Gardens Holiday Park - Amenities 1 Stage 2 Refurbishment ................. 372
16SP014 T999 - Employee Assistance Program ................................................................................. 376
Minutes of the Ordinary Meeting
Monday 14 December 2015
Council Chambers Speers Point

Present: Her Worship the Mayor, Councillor Jodie Harrison, who presided; also Deputy Mayor Councillor Brian Adamthwaite, and Councillors, Laurie Coghlan, Rosmairi Dawson, Robert Denton, Kay Fraser, Chad Griffith, Wendy Harrison, Barney Langford, Jason Pauling and Daniel Wallace.

Officers: Brian Bell General Manager
Morven Cameron Director Community Development
Tony Farrell Director City Strategy
Amanda Colbey Director Operations
John Ferguson Manager Community Planning
Stephen Brown Manager Development Assessment & Compliance
Sharon Pope Manager Integrated Planning
Alice Howe Manager Sustainability
Peter McMurray Transportation Planning Coordinator
Kate Cramp Manager Property & Business Development
Ross Gilshenan Manager Finance & Administration
Nikki Taylor Public Relations
Katherine McNaughton Governance Coordinator
Harriet Smith Governance Officer
Angela Lamb Councillor Administration Officer

The Mayor declared the meeting open at 7.03pm.
Apologies:

35

 Moved. Cr. Griffith
 Seconded. Cr. Langford

Apologies were submitted for the non-attendance of Councillors Barry Johnston and Ken Paxinos.

(Carried)

Declarations of Interest:

36

 Moved. Cr. Adamthwaite

Councillor Adamthwaite declared a non-significant, non-pecuniary interest in the following items and will remain in the chamber:

Item No. 15NM009 - Butterfly Cave - Appletree Grove Estate, West Wallsend - advising that he has a relative that is employed by the Roche Group.

Item No. 15SP103 - Exemption to Tender for Road Works within Cameron Park Urban Release Area - advising that he has a relative that is employed by the Roche Group.

Item No. 15SP104 - Draft Policy on Control of Open Burning - advising he is a former Rural Fire Service Member.

Confirmation of Minutes:

37

 Moved. Cr. Pauling
 Seconded. Cr. Griffith

That Minute No. 4 of the Ordinary Meeting of Council held on Monday 23 November 2015, be amended as follows:-

Councillor Jason Pauling declared a pecuniary interest in Item No.

- 15BUD045 – Requests for Financial Assistance under Section 356 of the Local
Government Act 1993 - advising that the company he is employed by sponsors the Central Newcastle Rugby League Football Club.

Councillor Jason Pauling declared a non-pecuniary interest in Item No.

- 15BUD046 – Community Funding – November Allocation – advising that he was previously the chairman of Chamber of Commerce who are running the Carols by the Lake 2015.
- 15SP095 – Investments – October 2015 – advising that he is an authorised representative of the Meritum Group which is a subsidiary of MLC which is a subsidiary of the National Australia Bank.

(Carried)

38
Moved. Cr. Pauling
Seconded. Cr. Griffith

The minutes of the Ordinary Meeting of Council held on 23 November 2015, including the amendment to Minute No. 4 as detailed above, be taken as read and be hereby confirmed.

(Carried)

39
Moved. Cr. Adamthwaite
Seconded. Cr. Fraser

The determinations of the City Strategy Committee held on 7 December 2015, be taken as read and be hereby confirmed.

(Carried)

Public Access

Mrs Melinda Brown (For) – 15NM009 Butterfly Cave – Appletree Grove Estate, West Wallsend

The Mayor welcomed Mrs Brown to the meeting and invited her to address Council on the above matter. Below is a brief summary of the public access address by Mrs Brown.

Mrs Brown advised she was speaking on behalf of the Sugarloaf and Districts Action Group and raised the following points:
Minutes of the Ordinary Council Meeting
14 December 2015

- The potential destruction of the Butterfly Cave – an Awakabal women’s place located on the boundary of the proposed Stages 7 and 9 of the Appletree Grove Estate, at West Wallsend.

- The importance of the Butterfly Cave to Aboriginal women and how the destruction of surrounding bushland will have a devastating effect on the cultural activity of Awabakal women.

- Mrs Brown explained that visiting the Butterfly Cave allows women to walk in the tracks of their ancestors.

- She discussed the involvement of the NSW Government – in both the declaration of the Butterfly Cave as an Aboriginal Place; and her recent meeting with the Minister for Aboriginal Affairs.

- She noted the overwhelming community support received with over 30,700 signatures on their petition and 1000 likes on the Facebook page.

- Mrs Brown invited councillors to visit the Butterfly Cave to observe first-hand what is at risk if Stage 7 and Stage 9 of the Appletree Grove estate proceeds as planned. She asked councillors and council staff to investigate ways in which they can help Aboriginal women, and the wider community, to protect the Butterfly Cave.

Mr Darren Bevan (For) – Drainage at Nelson Street, Barnsley

The Mayor welcomed Mr Bevan to the meeting and invited him to address Council on the above matter. Below is a brief summary of the public access address by Mr Bevan.

Mr Bevan advised he was speaking on behalf of residents and raised the following points:

- He requested concrete kerb and guttering for Nelson Street, Barnsley advising that he has resided at 46 Nelson Street, Barnsley for over 20 years. He said the majority of Nelson Street does not have concrete kerb and guttering or any drainage points (letterbox pits).

- Development over the years has led to increased surface water discharge into the street. The bush north of Nelson Street also drains into to Nelson Street and the drains along the road do not cope with the massive runoff. The drains erode and undermine the bitumen.

- Some residents block the drains to stop erosion in front of their properties. Resulting in water crossing the road. Many residents have to resort to placing grass clippings and
other dead vegetation into the drains to fill holes and make the edges of the road less dangerous.

- Driveways have been built incorrectly and cause water to flow into and across the street instead of the side of the road.

- Mr Bevan believes Nelson Street is inadvertently making a massive contribution to siltation and pollution of the lake. The filtration pit in Thomas Street does not collect a majority of the debris.

- Nelson Street is dangerous in wet weather. Large amounts of water sheet the road. The water from Nelson Street overflows into Mr Bevan’s yard. Over the years Mr Bevan has lost a motor vehicle and numerous tools, children’s toys and family photos as a result of no drainage.

- Residents in George Street complain that Mr Bevan’s property is flooding their properties. He advised that he cannot stop the water from overflowing from the street. He believes the only solution is concrete kerb and gutters.

- Mr Bevan believes kerb and gutters in Nelson Street will help preserve the lake, and stop water flowing into his property. The issue is not isolated to heavy rain periods it is a constant problem for the street.

Notice of Motion - Monday 14 December 2015

15NM009 Butterfly Cave - Appletree Grove Estate, West Wallsend

Folder No: DA/113/2011/A
Report By: Councillor - Kay Fraser

Moved. Cr. Fraser
Seconded. Cr. W Harrison

Due to heightened public concern and to allow for follow up from a recent meeting between community members and the state Minister for Aboriginal Affairs, Council request staff to carefully review any decisions on approval to clear future stages of the Appletree Grove Estate to allow:

A. A full Council site inspection to be held at the Butterfly Cave, West Wallsend;
B. A clear definition of the area of the Butterfly Caves site;
C. A clear definition of the area of the 20 metre buffer zone around the site as specified in the original approval recommendation of the Joint Regional Planning Panel;
D. A report on these matters be presented to the next Ordinary Council meeting in February 2016.
E. Invite the developer to attend the site meeting to allow clarification on any issues raised;
F. Council thanks Ms Brown for her public access;
G. Council writes to the Director General of the Department of Premiere and Cabinet, given the importance of the Butterfly Cave as a sacred Aboriginal place considered under the National Parks and Wildlife Act, what assistance can be provided to Council by the Office of Environment and Heritage or the Division of Aboriginal Affairs within the Department of Education Committees to ensure the ongoing viability and sustainability of the Butterfly Cave;

In accordance with Section 375A of the Local Government Act 1993 a division took place.

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Councillor Wallace left the chamber at 7:43pm and returned at 7:44pm.
Recommendations of the Corporate Services Committee - Monday 7 December 2015

Moved. Cr. Dawson
Seconded. Cr. Griffith

The recommendations of the Corporate Services Committee at its meeting held on 7 December 2015 be adopted as detailed below.

(Carried)

Recommendation No. 1

15CORP024  Mandalong (Part 41 Little Valley Road) - Acquisition for Road Widening

Folder No: F2014/01915
Report By: Property Contracts Officer - Stephen Francis

Submission and Committee’s Recommendation
No. 1:

A. Council authorises the acquisition, by transfer, of part of 41 Little Valley Road, Mandalong (part Lot 301 DP 878333), containing an area of approximately 1410sqm illustrated by hatching on Attachment 2, for the amount of $9,000.00 (excluding GST).

B. Council pay the landowners reasonable legal fees up to a maximum of $1,500.00 (including GST).

C. Council authorises the execution of all relevant transfer and contract documents, for the road widening acquisition, under its Common Seal.
Recommendations of the Community Development Committee - Monday 7 December 2015

Moved. Cr. Fraser
Seconded. Cr. Wallace

The recommendations of the Community Development Committee at its meeting held on 7 December 2015 be adopted as detailed below.

(Carried)

Recommendation No. 1

15COMM020 Proposed Reserve Naming - Pit Pony Park – Lots 21 to 26 section B deposited plan 2412 – 25A Waratah Street, Kahibah

Folder No: F2014/01612
Report By: Parks Management Officer -Stephen Pichaloff

Submission and Committee’s Recommendation
No. 1:

A. Council name the park at the intersection of Redhead Street, Waratah Street and Banforth Lane “Pit Pony Park” and install an interpretive panel recognising the significant contribution of pit horses to our coal mining history.

B. Council notify the Geographical Names Board of the naming.

Recommendation No. 2

15COMM021 Lake Macquarie Tourism Consultative Committee

Folder No: F2005/02350
Report By: Manager Cultural Services - Narelle Reichert

Committee’s Recommendation
No. 2:

A. Council appoints three Council representatives Councillors Griffith, Fraser and Dawson to the Lake Macquarie Tourism Consultative Committee (LMTCC).

B. Council adopts the draft Terms of Reference attached as Attachment 1.
Recommendations of the General Business Committee - Monday 7 December 2015

Moved. Cr. Griffith
Seconded. Cr. Adamthwaite

The recommendations of the General Business Committee at its meeting held on 7 December 2015 be adopted as detailed below.

(Carried)

Recommendation No. 1

15GB111 Permanent Closure of Mt Sugarloaf Road at night
Folder No: F2007/00638-02
Report By: Councillor - Brian Adamthwaite

Recommendation:
No. 1:
That Council officers provide information on the possible permanent closure of Mt Sugarloaf Road each night due to the decrease in anti-social behaviour since its recent closure due to damage in the April storms.

Recommendation No. 2

15GB112 Federal Government Funding for Innovation for Smart Cities
Folder No: F2015/01867
Report By: Councillor - Robert Denton

Recommendation:
No. 2:
That information be provided to Councillors outlining funding options available to Council for innovation and smart city initiatives, with particular reference to Council’s Digital Economy Strategy.
Recommendation No. 3
15GB113 Westpac Rescue Helicopter Service - 40 Year Birthday Celebration
Folder No:  F2004/06033-08
Report By:  Councillor - Daniel Wallace

Recommendation:
No. 3:
That the Mayor writes to the Westpac Rescue Helicopter Service on behalf of Council congratulating the service on 40 years of operation within the community; and further Council investigates providing a small gift in recognition of the 40 years of service.

Recommendation No. 4
15GB114 Passing of Betty Linton
Folder No:  F2004/06032
Report By:  Councillor - Rosmairi Dawson

Recommendation:
No. 4:
That Council recognises the passing of Betty Linton on 10 October 2015. Ms Linton will be remembered for her years of perseverance and dedication to ensure the preservation of Dobell House, Wangi Wangi.

Recommendation No. 5
15GB115 Bait'n'Go Vending Machines - Councillor Briefing Session
Folder No:  F2004/08964-02
Report By:  Councillor - Laurie Coghlan

Recommendation:
No. 5:
That Council Officers arrange a briefing of Councillors on the possible trial of frozen and live bait vending machines being installed at boat ramps around Lake Macquarie.

Refers to D07666168
Minutes of the Ordinary Council Meeting
14 December 2015

Recommendation No. 6
15GB116  Councillor Inspection - Oakdale Road Gateshead - Flooding
Folder No: C2015/01055
Report By: Councillor - Laurie Coghlan

Recommendation:
No. 6:
That Council Officers arrange a full Councillor inspection at the culvert located in Oakdale Road, Gateshead; and further
Information be provided to Councillors regarding the on-going issue with flooding of the culvert and whether any rectification works are to be scheduled in the future.

Recommendation No. 7
15GB117  Belmont North Sharks Rugby League Club - Second Field
Folder No: C2015/05013-06
Report By: Councillor - Laurie Coghlan

Recommendation:
No. 7:
That Council Officers provide a response to Belmont North Sharks Rugby League Club in relation to the club’s request for a second field.
Refers to D07666193

Recommendation No. 8
15GB118  Inspection at Galgabba Street Swansea
Folder No: F2011/01442
Report By: Councillor - Kay Fraser

Recommendation:
No. 8:
That a memo be provided to East Ward Councillors providing an update following the inspection of Galgabba Street Swansea and the possible options for widening the road in the vicinity of the Swansea Workers Club.
Recommendation No. 9

15GB119  Inspection of road surface at Murray Street Swansea

Folder No:  C2015/05095-02
Report By:  Councillor - Kay Fraser

Recommendation:
No. 9:
That Council Officers provide a memo to East Ward Councillors outlining the status of the road surface in Murray Street, Swansea and possible options for improvement following an inspection by Councillors Fraser and Coghlan.
Recommendations of the Traffic Facilities & Road Safety Committee – Tuesday 1 December 2015

Moved. Cr. Griffith
Seconded. Cr. W Harrison

The recommendations of the Traffic Facilities & Road Safety Committee at its meeting held on 1 December 2015 be adopted as detailed below.

(Carried)

Recommendation No. 1

15TFC150  Carey Bay - Ambrose Street - Timed Parking restrictions and No Stopping restrictions - 15TFC150

Folder No:  F2005/02784
Report By:  Traffic and Transportation Engineer - Katie Burns

Submission and Committee's Recommendation: No. 1

A. Install 22 metres of 1P 9am to 6pm Monday to Friday and 9am to 1pm Saturday parking restrictions fronting service station at H/No 46 Ambrose Street, Carey Bay, as shown on the attached plan.

B. Install 30 metres of No Stopping restrictions fronting the driveway access of H/No’s 38A, 38, 40 and 40A Ambrose Street, Carey Bay, as shown on the attached plan.

Recommendation No. 2

15TFC151  Cardiff - Pendlebury Road - 'No Parking' restrictions fronting H/No 32 - 15TFC151

Folder No:  F2005/02773-02
Report By:  Traffic and Transportation Engineer - Katie Burns

Submission and Committee's Recommendation: No. 2

Install ‘No Parking’ restrictions fronting H/No 32 Pendlebury Road, Cardiff, as detailed in attached plan.
Recommendation No. 3
15TFC152 West Wallsend - Carrington Street - Timed Parking restrictions fronting H/No 66 - 15TFC152
Folder No: F2007/00638-02
Report By: Traffic and Transportation Engineer - Katie Burns
Submission and Committee's Recommendation:
No. 3
Extend 1/2P Parking restrictions 9am to 6pm Monday to Friday and 9am to 12pm Saturday on the street frontage of H/No 66 Carrington Street, West Wallsend for approximately 11 metres, as per the attached plan.

Recommendation No. 4
15TFC153 Warners Bay - John Street - Removal of timed parking restrictions and installation of Loading Zone fronting H/No 22 - 15TFC153
Folder No: F2005/02774-02
Report By: Traffic and Transportation Engineer - Katie Burns
Submission and Committee's Recommendation:
No. 4
Replace 12 metres of 1P restrictions on the north eastern side of John Street, Warners Bay fronting H/No 22 with a Loading Zone as per attached plan.

Recommendation No. 5
15TFC154 Toronto - Brighton Avenue - Proposed Parking restrictions - 15TFC154
Folder No: F2005/02775-02
Report By: Traffic and Transportation Engineer - Katie Burns
Committee's Recommendation:
No. 5
A. Installation of No Stopping restrictions on both sides of Brighton Avenue, Toronto.
B. List on Council's Forward Works Program the installation of two Raised Threshold devices at the northern end of Brighton Avenue, Toronto.
Recommendation No. 6

15TFC155  Edgeworth - Oakville Road - Upgrade to School Children's Crossing fronting Edgeworth Public School - 15TFC155

Folder No:  F2005/02788-02  
Report By: Traffic Engineer - Wendy Wallace

Committee's Recommendation:

No. 6

A. Removal of the existing Pedestrian Refuge, with the installation of Kerb Extensions with associated No Stopping restrictions in Oakville Road, Edgeworth.

B. Installation of No Parking (school times) restrictions in Oakville Road, Edgeworth.

C. Extension to the Bus Zone (full time) in Oakville Road, Edgeworth opposite Edgeworth Public School.

D. Install all as per the attached plan.

Recommendation No. 7

15TFC156  Cooranbong - Freemans Drive - No Stopping restrictions fronting H/Nos 285 and 289 - 15TFC156

Folder No:  F2005/02763  
Report By: Traffic and Transportation Engineer - Katie Burns

Submission and Committee's Recommendation:

No. 7

1. Install No Stopping restrictions on Freemans Drive, Cooranbong fronting H/No’s 285 and 289, as detailed on the attached plan.

Recommendation No. 8

15TFC157  Cameron Park - Intersection of Constitution Drive and Jupiter Circuit - Installation of Pedestrian Refuges - 15TFC157

Folder No:  F2006/00330  
Report By: Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:

No. 8

List on the Forward Works Program for Traffic Facilities, the installation of:
A. Pedestrian Refuge on Constitution Drive, Cameron Park, north of Jupiter Circuit.
B. Pedestrian Refuge on Jupiter Circuit, Cameron Park, east of Constitution Drive.

Recommendation No. 9
15TFC158 Fassifern - Miller Road - Removal of 'No Parking' restrictions and Installation of 5 minute Timed Parking restrictions fronting Fassifern Public School - 15TFC158
Folder No: F2007/00385
Report By: Traffic and Transportation Engineer - Katie Burns
Committee's Recommendation:
No. 9
No action to be taken.

Recommendation No. 10
15TFC159 Bolton Point - The Ridgeway - No Stopping restrictions fronting H/No 12 - 15TFC159
Folder No: F2006/00626
Report By: Traffic and Transportation Engineer - Katie Burns
Submission and Committee's Recommendation:
No. 10
Install 'No Stopping' restrictions fronting H/No 12 The Ridgeway, Bolton Point, 10 metres either side of the driveway access as shown on the attached plan.

Recommendation No. 11
15TFC160 Tingira Heights - Intersection of Albert Street and Violet Town Road - Delineation - 15TFC160
Folder No: F2006/01075
Report By: Traffic Engineer - Wendy Wallace
Submission and Committee's Recommendation:
No. 11
Install a BB centreline for 10 metres in Albert Street, Tingira Heights at its intersection with Violet Town Road as detailed in attached plan.
Recommendation No. 12

15TFC161 Morisset - Yambo Street - Works Zone restrictions fronting H/No 20 - 15TFC161

Folder No: F2005/02771-02
Report By: Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:
No. 12
A. Install a ‘Works Zone’ 6am to 6pm Monday to Friday and 6am to 1pm Saturday of 37 metres length fronting H/No 20 Yambo Street, Morisset, as detailed on the attached plan.

B. In November 2016, remove the ‘Works Zone’ and reinstate the 2P 9am to 6pm Monday to Friday and, 9am to 12 noon Saturday restrictions, following completion of the works.

Recommendation No. 13

15TFC162 Morisset - Goodwins Road and Coorumbung Street - ‘No Parking’ restrictions and Give Way restrictions at the intersection of Stockton Street - 15TFC162

Folder No: F2005/02771-02
Report By: Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:
No. 13
Approve signposting and linemarking plan for the alterations to Goodwins Road and Coorumbung Street, Morisset, as shown on the attached plan.

Recommendation No. 14

15TFC163 Charlestown - Powell Street - 1P restrictions fronting H/No’s 4 and 6 - 15TFC163

Folder No: F2005/02777-03
Report By: Traffic Engineer - Wendy Wallace

Submission and Committee’s Recommendation:
No. 14
Install 1P (9:00am to 6:00pm Monday to Friday) restrictions in Powell Street, Charlestown fronting H/No’s 4 and 6 as detailed on attached plan.
Recommendation No. 15
15TFC164 Morisset - Short Street - Works Zone restrictions fronting H/No 73 Dora Street - 15TFC164
Folder No: F2005/02771-02
Report By: Traffic and Transportation Engineer - Katie Burns
Submission and Committee’s Recommendation:
No. 15
A. Install a ‘Works Zone’ 6am to 6pm Monday to Friday and 6am to 1pm Saturday of 30 metres length on Short Street, Morisset fronting H/No 73 Dora Street, Morisset, as detailed on the attached plan.
B. In February 2016, remove the ‘Works Zone’ and reinstate the 2P 9am to 6pm Monday to Friday and, 9am to 12 noon Saturday restrictions, following completion of the works.

Recommendation No. 16
15TFC165 Cooranbong - Freemans Drive - Linemarking - 15TFC165
Folder No: F2005/02763
Report By: Traffic and Transportation Engineer - Katie Burns
Submission and Committee’s Recommendation:
No. 16
A. Install E1 edge line marking on the southbound travel lane of Freemans Drive, Cooranbong between H/No’s 388 and 410, as detailed in the plan.
B. Install E1 Edge line marking, on the northbound travel lane of Freemans Drive, Cooranbong between H/No’s 401 and 435, as detailed in the plan.

Recommendation No. 17
15TFC166 Garden Suburb - Myall Road - Bus Zone fronting Garden Suburb Public School - 15TFC166
Folder No: F2005/02786
Report By: Traffic Engineer - Wendy Wallace
Submission and Committee’s Recommendation:
No. 17
Install a Bus Zone (full time) on the northern side of Myall Road, Garden Suburb fronting Garden Suburb Public School as detailed in attached plan.
Minutes of the Ordinary Council Meeting
14 December 2015

Recommendation No. 18
15TFC167 Charlestown - Kenibea Avenue - Raised Threshold - 15TFC167
Folder No: F2005/02777-03
Report By: Traffic Engineer - Wendy Wallace

Committee’s Recommendation:
No. 18
Include in East Charlestown LATM Scheme the installation of a Raised Threshold on the northern side of Kenibea Avenue, Charlestown at its intersection with Cowper Avenue between the centre median and the kerb and gutter on the eastern side of the road.

Recommendation No. 19
15TFC168 Marks Point - Marks Point Road - No Parking restrictions in cul-de-sac - 15TFC168
Folder No: F2005/02790
Report By: Traffic Engineer - Wendy Wallace

Committee’s Recommendation:
No. 19
A. Remove the existing No Parking restrictions between H/No 192 and the property boundary of H/No 171 and 173 Marks Point Road, Marks Point.
B. Install parallel parking signs at western end of Marks Point Road, Marks Point, as per attached plan.
Recommendations of the Repol Committee - Monday 23 November 2015

Moved. Cr. Adamthwaite
Seconded. Cr. Langford

The recommendations of the Repol Committee at its meeting held on 23 November 2015 be adopted as detailed below.

(Carried)

Recommendation No. 1

15RE013 Policy Review - Payment of Expenses and Provision of Facilities to Councillors

Folder No: F2005/02168
Report By: Governance Coordinator - Riarna Hamilton

Council deems the proposed amendments to the policy contained in Attachment 1 to this report not substantial in accordance with the Office of Local Government Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors in NSW and adopts the amended policy.

Recommendation No. 2

15RE014 Policy Review - Code of Meeting Practice

Folder No: F2005/02446
Report By: Governance Coordinator - Riarna Hamilton

That Council:

A. Place the draft Code of Meeting Practice (Attachment 1) on public exhibition for a minimum period of 28 days, with 42 days allowed for the receipt of submissions.

B. In the event that no submissions are received, Council rescind the current version of the Code of Meeting Practice (Attachment 2), and adopt the draft Code of Meeting Practice (Attachment 1).

C. In the event of submissions being received, Council officers prepare a further report to Council outlining the content of the submissions at the next available Repol
Minutes of the Ordinary Council Meeting
14 December 2015

Committee Meeting.

Recommendation No. 3
15RE015 Policy Review - Public Access Policy
Folder No: F2005/02167
Report By: Governance Coordinator - Riarna Hamilton

Council:
A. Rescind the current version of the Public Access Policy (Attachment 1).
B. Adopt the revised version of the Public Access Policy, as outlined in Attachment 2 to this report.
Special Report of the Director City Strategy to Ordinary Council Meeting - Monday 14 December 2015

15SP102 Adoption of the Lake Macquarie Local Approvals Policy
Folder No: F2015/00514/03
Report By: Student Landuse Planner - Jonathan Sjostedt

Moved. Cr. Dawson
Seconded. Cr. Adamthwaite

Council:

- Adopts the Lake Macquarie Local Approvals Policy, shown in Attachment 1, subject to approval from the Office of Local Government for exemptions under Part 1;
- Reviews the Policy 12 months after the declaration of the poll for the next local government election (as required by clause 165 of the Local Government Act 1993);
- Sends notifications of the Local Approvals Policy’s adoption to individuals who made submissions during the exhibition period;
- Rescinds the following Council Policies, which will be made redundant by the adoption of the Local Approvals Policy:-
  - Malls and Street Stall Management Policy (Attachment 2);
  - Inspection of Amusement Devices (Attachment 3).

In accordance with Section 375A of the Local Government Act 1993 a division took place.

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<th>For the Motion</th>
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<td>Cr. Fraser</td>
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Chairperson

General Manager
Councillor Wallace left the chamber at 8:13pm and returned at 8:31pm.

**Special Report of the Director Community Development to Ordinary Council Meeting - Monday 14 December 2015**

15SP103 **Exemption to Tender for Road Works within Cameron Park Urban Release Area**

Folder No: F2012/00284/06/02

Report By: Developer Contributions Coordinator - Deborah Scott

Moved. Cr. Denton
Seconded. Cr. W Harrison

Council resolves to

A. Enter into a contract with the developer to construct approximately 400 linear metres of road at Cameron Park and construct the George Booth Drive intersection without calling tenders, due to extenuating circumstances.

B. Authorise the General Manager to sign an agreement with the developer to pay the developer, which shall not exceed the available section 94 funds, for:

   i. the construction of approximately 400 linear metres of road at Cameron Park, and a contribution towards the George Booth Drive intersection, and

   ii. land required for the 400 linear metres of road at Cameron Park which is no more than 5% above the market value price as determined by Council’s valuation, plus other relevant costs associated with the acquisition.
Matters Referred - Monday 14 December 2015

**15SP104 Draft Policy on Control of Open Burning**

Folder No: F2010/02401/07  
Report By: Snr Sustainability Officer (Environmental Health) - Cameron Jennings

Moved. Cr. Fraser  
Seconded. Cr. Dawson

Council adopts a Policy on Control of Open Burning that includes E2-4 Environmental (zoned land), RU4 Primary Production Small Lots (zoned land) RU6 Transition (zoned land), and RE2 Private Recreation (zoned land), and write to the NSW EPA requesting that Lake Macquarie City be listed on Part 2 rather than Part 1 of Schedule 8 of the Protection of the Environmental Operations (Clean Air) Regulation 2010.  

(Carried)

**Amendment**

Moved. Cr. Langford  
Seconded. Cr. Coghlan  
That Council:

A. Adopts the Policy on Control of Open Burning (Attachment 1 of Attachment 1).  

B. Writes to the NSW EPA (Attachment 2 of Attachment 1) requesting that Lake Macquarie City be listed in Part 2 of Schedule 8 of the Protection of the Environment Operations (Clean Air) Regulation 2010.  

(Lost)

The Director of City Strategy left the chamber at 8.24pm.
## 15SP101 Gateshead (48 Oakdale Road) - Business Growth Centre - Renewal of Lease and Determination of Rent

Folder No: PRL/9/2010  
Report By: Manager Property & Business Development - Kate Cramp

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A. Council consents to the implementation of the market rent review.

B. Council consents to increase the rent to $52,150 per annum (GST exclusive) effective from 1 December 2015.

C. Council authorises a new lease with the Lake Macquarie Business Centre Ltd trading as the Business Growth Centre in respect of Lot 20 DP 1115790, 48 Oakdale Road Gateshead, illustrated by red outline on the diagram marked Attachment 4, as follows:

| Term: | Five years |
| Commencement Date: | 1 December 2015 |
| Rental: | $52,150 per annum (excl GST) plus outgoings |
| Rent increase: | Consumer Price Index annually |
| Conditions: | Standard |

D. Council authorises annual donations as detailed in the Proposal section of this report to offset the rent.

E. Council authorises the execution of lease documents by its authorised delegate.

F. Council consents to the Business Growth Centre applying for re-consideration of rent payable should circumstances of financial hardship be evidenced through provision of financial statements during the term of the new lease.

(Carried)
Amendment

Moved. Cr. Pauling
Seconded. Cr. Denton

A. Council consents to the implementation of the market rent review.

B. Council consents to increase the rent to $52,150 per annum (GST exclusive) effective from 1 December 2015.

C. Council authorises a new lease with the Lake Macquarie Business Centre Ltd trading as the Business Growth Centre in respect of Lot 20 DP 1115790, 48 Oakdale Road Gateshead, illustrated by red outline on the diagram marked Attachment 4, as follows:

Term: Five years
Commencement Date: 1 December 2015
Rental: $52,150 per annum (excl GST) plus outgoings
Rent increase: Consumer Price Index annually
Conditions: Standard

D. Council authorises annual donations as detailed in the Proposal section of this report however to be capped out at 70% discount applied.

E. Council authorises the execution of lease documents by its authorised delegate.

F. Council consents to the Business Growth Centre applying for re-consideration of rent payable should circumstances of financial hardship be evidenced through provision of financial statements during the term of the new lease.

(Lost)

The Director of City Strategy returned to the chamber at 8.28pm.
Minutes of the Ordinary Council Meeting
14 December 2015

Business Arising from Public Access – Monday 14 December 2015
Mr Bevan – Drainage Issues in Nelson Street Barnsley

Moved. Cr. Fraser
Seconded. Cr. Adamthwaite

That Council officers arrange a Councillor inspection of Nelson Street Barnsley; and further
Council notes the public access address and issues by Mr Bevan and requests a response from Council officers prior to the inspection.

(Carried)

As this concluded the business the Chairperson terminated the meeting at 8.33pm.
Minutes adopted by resolution of Council, at its meeting held on 22 February 2016.

…………………………………………….. MAYOR
Determinations of the City Strategy Committee
Monday 8 February 2016
Council Chambers Speers Point

Present: Her Worship the Mayor, Councillor Jodie Harrison, who presided; also Deputy Mayor Councillor Brian Adamthwaite, and Councillors Laurie Coghlan, Rosmairi Dawson, Robert Denton, Kay Fraser, Chad Griffith, Wendy Harrison, Barry Johnston, Barney Langford, Jason Pauling, and Daniel Wallace.

Apologies: Councillor Ken Paxinos

Officers: Tony Farrell Acting General Manager
Morven Cameron Director Community Development
Mick Gray Acting Director Operations
Sharon Pope Manager Integrated Planning
Stephen Brown Manager Development Assessment & Compliance
John Ferguson Manager Community Planning
Alice Howe Manager Sustainability
Helen Plummer Assistant Manager Asset Management
Kate Cramp Manager Property & Business Development
Nikki Taylor Public Relations
Angela Lamb Councillor Administration Officer
Harriet Smith Governance Officer
Katherine McNaughton Governance Coordinator

Your City Strategy Committee wishes to report having met in the Council Chambers Speers Point on Monday 8 February 2016 at 5:31pm.
City Strategy Committee Meeting - Monday 8 February 2016

16STRAT001 Adoption of Planning Provisions - Wangi Power Station Complex

Folder No: F2015/00260/04
Report By: Senior Strategic Landuse Planner - Shane Cahill

Moved. Cr. W Harrison
Seconded. Cr. Dawson

Council:
A. Notes the issues raised during public exhibition and endorse the revised Planning Proposal for amendments to Lake Macquarie Local Environmental Plan 2014, as contained in Attachment 2.
B. Makes the Local Environmental Plan under delegation granted by the Minister for Planning, pursuant to the provisions of the Environmental Planning and Assessment Act 1979.
C. Adopts the revised Area Plan for the Wangi Power Station Complex as contained in Attachment 3, and amends Lake Macquarie Development Control Plan 2014 (LMDCP 2014) by inserting the Area Plan into Part 11 of LMDCP 2014.
D. Notifies those who made a submission of Council’s decision, and provides public notice of the decision to amend LMLEP 2014 and LMDCP 2014 pursuant to the Environmental Planning and Assessment Act 1979 and Environmental Planning and Assessment Regulation 2000.

In accordance with Section 375A of the Local Government Act 1993 a division took place.

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Chairperson

General Manager
Councillor Denton arrived at the meeting at 5:34PM.

16STRAT002  Arcadia Vale (126 and 142 Donnelly Road) - Easement for Pipeline

Folder No:  F2013/00756
Report By:  Property Contracts Officer - Cheryl LeBrocq

Moved. Cr. Adamthwaite
Seconded. Cr. Langford

A. Council authorises the creation of an easement over 126 and 142 Donnelly Road, Arcadia Vale (Lot 748 DP 12507 and Lot 2 DP 597631) on the following terms and conditions:
   (a) Compensation for easement affecting 126 Donnelly Road, Arcadia Vale (Lot 748 DP 12507) in the sum of $5,000.00 (GST exclusive); and
   (b) Compensation for easement affecting 142 Donnelly Road, Arcadia Vale (Lot 2 DP 597631) in the sum of $2,000.00 (GST exclusive).

B. Payment of Valuation Fee in the sum of $1,636.36 (GST exclusive) and Administration fee in the sum of $2,554.55 (GST exclusive).

C. Council authorises the execution of the Transfer Granting Easement to Hunter Water.

(Carried)
Determinations of the City Strategy Committee Meeting
8 February 2016

16STRAT003  Belmont North (41A Floraville Road) - Proposed Easement for Drainage of Water

Folder No:  F2015/01492
Report By:  Property Contracts Officer - Cheryl LeBrocq

3

Moved. Cr. Coghlan
Seconded. Cr. Fraser

A. Council agrees to the creation of the easement for drainage of water through 41A Floraville Road, Belmont North (Lot 1 DP 1135693) in the location identified on Attachment 1 of this report on the following terms and conditions:

(a) Council be compensated for creation of the easement over its land in the sum of $1,500.00 (GST exclusive).

(b) Payment of Council’s costs as follows:
   - Valuation costs in the sum of $900.00 (GST exclusive);
   - Administration fee in the sum of $2,810.00 (GST exclusive);

B. Council authorises the execution of all necessary documentation to create the easement over 41A Floraville Road, Belmont North (Lot 1 DP 1135693).

(Carried)

As this concluded the business the Chairperson terminated the meeting at 5.39pm.
Determinations adopted by resolution of Council,
at its meeting held on 22 February 2016.

................................................................. MAYOR
Notice of Motion - Monday 22 February 2016

16NM001   Lake Macquarie Ageing and Disability Advisory Panel Membership
Council Ref:  F2009/01484 - D07748087
Report By:  Councillor - Barney Langford

Background:
I have recently received a request from a constituent with regard to Council's Lake Macquarie Ageing and Disability Advisory Panel.

Membership of the panel comprises up to three councillors and there are currently only two councillors on the panel.

I would therefore seek a council resolution appointing me to the Lake Macquarie Ageing and Disability Advisory Panel.

Recommendation:
That Councillor Barney Langford is appointed to the Lake Macquarie Ageing and Disability Advisory Panel as the third member.

Attachments:
Nil.
Minutes of the Community Development Committee Meeting  
Monday 8 February 2016  
Council Chambers Speers Point

Present: Her Worship the Mayor, Councillor Jodie Harrison, who presided; also Deputy Mayor Councillor Brian Adamthwaite, and Councillors Laurie Coghlann, Rosmairi Dawson, Robert Denton, Kay Fraser, Chad Griffith, Wendy Harrison, Barry Johnston, Barney Langford, Jason Pauling, and Daniel Wallace.

Apologies: Councillor Ken Paxinos

Officers:  
Tony Farrell  Acting General Manager  
Morven Cameron  Director Community Development  
Mick Gray  Acting Director Operations  
Sharon Pope  Manager Integrated Planning  
Stephen Brown  Manager Development Assessment & Compliance  
John Ferguson  Manager Community Planning  
Alice Howe  Manager Sustainability  
Helen Plummer  Assistant Manager Asset Management  
Kate Cramp  Manager Property & Business Development  
Nikki Taylor  Public Relations  
Angela Lamb  Councillor Administration Officer  
Harriet Smith  Governance Officer  
Katherine McNaughton  Governance Coordinator

Your Community Development Committee Meeting wishes to report having met in the Council Chambers Speers Point on Monday 8 February 2016 at 5:39pm.
Community Development Committee Meeting - Monday 8 February 2016

16COMM001  Allocation of Cameron Park Sports Facility
Folder No: F2014/01206
Report By: Recreation and Land Planning - Coordinator - Gregory Weir

Submission and Committee’s Recommendation
No. 1

Council authorises Cardiff Australian Football Club to be the principal winter sports user group to assist in the management of the Cameron Park sports facility, in conjunction with any identified summer sports user group(s).

As this concluded the business the Chairperson terminated the meeting at 5:47pm.

Minutes adopted by resolution of Council, at its meeting held on 22 February 2016.

.......................................................... MAYOR
Minutes of the General Business Committee
Monday 8 February 2016
Council Chambers Speers Point

Present: Her Worship the Mayor, Councillor Jodie Harrison, Deputy Mayor, Councillor
Brian Adamthwaite, and Councillors Laurie Coghlan, Rosmairi Dawson, Robert
Denton, Kay Fraser, Chad Griffith, Wendy Harrison, Barry Johnston, Barney
Langford, Jason Pauling, Ken Paxinos and Daniel Wallace, and Acting
General Manager Tony Farrell.

Apologies: Councillor Ken Paxinos

Officers: Morven Cameron Director Community Development
Mick Gray Acting Director Operations
Sharon Pope Manager Integrated Planning
Stephen Brown Manager Development Assessment & Compliance
John Ferguson Manager Community Planning
Alice Howe Manager Sustainability
Helen Plummer Assistant Manager Asset Management
Kate Cramp Manager Property & Business Development
Nikki Taylor Public Relations
Angela Lamb Councillor Administration Officer
Harriet Smith Governance Officer
Katherine McNaughton Governance Coordinator

Your General Business Committee wishes to report having met in the Council Chambers
Speers Point on Monday 8 February 2016 at 5:47 PM
Recommendations of the General Business Committee
8 February 2016

General Business Committee Meeting - Monday 8 February 2016

16GB001 Permanent Closure of Mt Sugarloaf road at night
Folder No: F2007/00638-02
Report By: Councillor - Brian Adamthwaite

Recommendation No. 1:

Council Officers provide a follow up memo (as raised in 15GB111) on the possible permanent closure of Mt Sugarloaf Road each night to reduce anti-social behaviour. The road is due to re-open this month after closure due to the storms of April 2015, and since the closure there has been a significant decrease in anti-social behaviour.

16GB002 Stormwater Issues - Munibung Creek, Lachlan Rd Cardiff - Councillor Site Inspection and Briefing Session
Folder No: F2004/10503
Report By: Councillor - Barney Langford

Recommendation No. 2:

Council Officers arrange a North Ward Councillor site inspection and a briefing session regarding Munibung Creek located at Lachlan Rd, Cardiff. An invitation be extended to Hunter Water to discuss the strategic approach to stormwater management issues.
Recommendations of the General Business Committee
8 February 2016

16GB003 North Ward Councillor Inspection - Flooding issues -
Elizabeth Street Cardiff
Folder No: F2014/00898
Report By: Councillor - Barney Langford

Recommendation No. 3:

Council Officers arrange a North Ward Councillor inspection at Elizabeth Street, Cardiff and the Hunter Water retention basin to inspect issues with flooding of Winding Creek.

16GB004 Success of Belmont Wetland State Park Permit System
Folder No: F2004/06827
Report By: Councillor - Wendy Harrison

Recommendation No. 4:

Councillor Harrison advised that she attended the recent Estuary and Coastal Management Committee. Councillor Harrison was impressed with the presentation from the Belmont Wetlands State Park regarding the new permit system for Nine Mile Beach, in place to protect the sand dunes. The permit system has been hugely successful. Councillor Harrison congratulated the Trust, as a group made up mostly by volunteers, working with a part time Ranger and local Police.

16GB005 Retirement of Robert Kemmis
Folder No: F2004/06033-08
Report By: Councillor - Rosmairi Dawson

Recommendation No. 5:

That the Mayor writes to Robert Kemmis wishing him well in his retirement and thanking him for his services to tourism in Lake Macquarie as both the former president of Lake Macquarie Tourism Association, and as the president of Southlake Business Chamber.
Recommendations of the General Business Committee
8 February 2016

16GB006 Mowing Maintenance Program around Lake Macquarie - Briefing session
Folder No: F2004/10503
Report By: Councillor - Chad Griffith

Recommendation No. 6:
Council Officers arrange a briefing session to inform Councillors of the regular mowing maintenance program.

16GB007 East Ward Councillor Inspection - Fallen tree - Croudace Bay Park
Folder No: C2016/01171
Report By: Councillor - Kay Fraser

Recommendation No. 7:
Council officers arrange an East Ward Councillor inspection of the fallen tree at Thomas Halton Park, Croudace Bay (Service Request 1723910) to reconsider the decision regarding its removal.

As this concluded the business the Chairperson terminated the meeting at 5:54pm.
Minutes adopted by resolution of Council, at its meeting held on 22 February 2016.

................................................. MAYOR
Minutes of the Traffic Facilities & Road Safety Committee
Tuesday 9 February 2016
Committee Room Speers Point

Present: Councillor Barry Johnston, Sophia Stanley (Representative for State Member of Charlestown - Jodie Harrison), Geoff Warnick (RMS), Kyle Branscombe (RMS), Senior Constable Neil Davies (NSW Police), Adam Luke (13Cabs), John Meldrum (Hunter Valley Buses), Margaret Parnell (Newcastle Buses and Ferries), Marc Desmond (LMCC), Wendy Wallace (LMCC), Katie Burns (LMCC), Kylee Goldrick (LMCC).

Apologies: Councillor Chad Griffith, Jodie Harrison (State Member for Charlestown), Malcolm Britt (Busways), Sonia Hornery (State Member for Wallsend), Clayton Barr (State Member for Cessnock).

Members: Marc Desmond Chairperson
Geoff Warnick RMS
Senior Constable Neil Davies NSW Police

Your Traffic Facilities & Road Safety Committee wishes to report having met in the Committee Room Speers Point on Tuesday 9 February 2016 at 9:00 AM
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016

Traffic Facilities & Road Safety Committee Meeting - Tuesday 9 February 2016

16TFC001 Catherine Hill Bay - Flowers Drive - Speed Reduction Devices - 16TFC001

Folder No: F2005/02766-02
Report By: Traffic Engineer - Wendy Wallace

Additional Information:
Representative from Busways requested that the Flat Top Raised Thresholds be replaced with speed cushions, as the speed cushions are preferred on bus routes.

The Committee recommended the replacement of the proposed Flat Top Raised Thresholds with speed cushions and kerb extensions, located approximately 40 metres north of H/No 1 Flowers Drive at the pipe railing fence at the culvert, south of Colliery Road and at H/Nos 8/9 Flowers Drive, Catherine Hill Bay.

Committee’s Recommendation:
No. 1

Install speed cushions and kerb extensions, at approximately 40 metres north of H/No 1 Flowers Drive at the pipe railing fence at the culvert, south of Colliery Road and at H/Nos 8/9 Flowers Drive, Catherine Hill Bay, as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install speed cushions and kerb extensions near the bus stop and No. 8/9 Flowers Drive, Catherine Hill Bay.
2. Install 2xW5-5 (Speed Hump) signs and 2xW8-17-2 (15km/h) signs on Flowers Drive.
3. Install 4xW5-10 (Speed Hump) signs and 4xW8-2 (25km/h Advisory Speed) signs on Flowers Drive.
4. Install 4xLDA-1-2 (Blazed Marker) signs on the kerb extensions on Flowers Drive.

The works is to be undertaken in accordance with the following:

INSTALL SPEED CUSHIONS, KERB EXTENSIONS AND ADVISORY SIGNS NEAR THE BUS STOP AND NO. 8/9 FLOWERS DRIVE, CATHERINE HILL BAY.

Chairperson

General Manager
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016

16TFC002 Belmont North - Park Street - Delineation - 16TFC002
Folder No: F2007/00707
Report By: Traffic Engineer - Wendy Wallace

Additional Information:
The RMS representative requested the two bi-directional No Stopping signs located at the intersection of Park Street and Pacific Highway to be removed from the plan.

Committee's Recommendation:
No. 2

A. Install No Stopping restrictions for 20 metres on both sides of Park Street, Belmont North at its intersection with the Pacific Highway as detailed in attached plan.

B. Install a BB centreline for 20 metres from the TB holding line in Park Street, Belmont North at its intersection with the Pacific Highway as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:

1. Install 2 x RS-400L and 2 x RS-400R (No Stopping) signs at the intersection of Park Street and the Pacific Highway, Belmont North.

2. Line mark 20m BB centre line in Park Street from its intersection with the Pacific Highway.

The works to be undertaken in accordance with the following documents:

- Roads & Maritime Services, Delineation Guidelines, Section 6 – Transverse Markings and Section 17 – Alignment Signs & Markers.

INSTALL NO STOPPING RESTRICTIONS AND BB CENTRE LINE AT THE INTERSECTION OF PARK STREET AND THE PACIFIC HIGHWAY, BELMONT NORTH.

Chairperson

General Manager
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016

**16TFC003 Murrays Beach - Intersection of Lake Forest Drive and Silver Gull Lane - formation of a roundabout - 16TFC003**

Folder No: F2005/02765
Report By: Traffic Engineer - Wendy Wallace

Submission and Committee’s Recommendation:
No. 3

List on Council’s Traffic Facilities Forward Works Program the formation of the existing teardrop centre median in Lake Forest Drive, Murrays Beach at its intersection with Silver Gull Lane into a roundabout.


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<th>16TFC004 Belmont North - Intersection of Camberwarra Drive and Violet Town Road - Stop restrictions and Delineation - 16TFC004</th>
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<td>Folder No: F2007/00707</td>
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<td>Report By: Traffic Engineer - Wendy Wallace</td>
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Submission and Committee’s Recommendation:
No. 4

A. Install Stop restrictions in Camberwarra Drive, Belmont North at its intersection with Violet Town Road as detailed in attached plan.

B. Install a BB centreline in Camberwarra Drive, Belmont North between Violet Town Road and Nyanda Avenue as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. INSTALL R1-1A Stop Sign in Camberwarra Drive at its intersection with Violet Town Road, Belmont North.
2. Line mark Stop lines (TF line type) and broken lines (TB1 line type) in Camberwarra Drive at its intersection with Violet Town Road.
3. Line mark BB centre line in Camberwarra Drive between Violet Town Road and Nyanda Avenue.

The works is to be undertaken in accordance with the following documents:
- Roads & Maritime Services, Delineation Guidelines, Section 6 - Transverse Markings and Section 17 - Alignment Signs & Markers.

INSTALL STOP RESTRICTIONS AND BB CENTRE LINE IN CAMBERWARRA DRIVE BELMONT NORTH.
16TFC005  Cardiff - Main Road - Alteration to Parking restrictions near Cardiff Railway Station - 16TFC005

Folder No: F2005/02773-02
Report By: Traffic Engineer - Wendy Wallace

Submission and Committee’s Recommendation:
No. 5

A. Alter the P restrictions in Main Road, Cardiff near Cardiff Railway Station to 1/4P (9:00am to 6:00pm Monday to Friday and 9:00am to 12:00pm Saturday) restrictions as detailed in attached plan.

B. Refer the recommendation to the Roads and Maritime Services (RMS) for approval as referred to in the Transport Administration Act Delegation Section 50.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:

1. Convert existing 1xRS-10L and 1xRS-10R (P - No limit parking) signs to 1xRS-10L and 1xRS-10R (½ P - 9am-5pm Mon-Fri 9am-12pm SAT) signs on Main Road, Cardiff near the pedestrian entry/exit for Cardiff Railway Station.

The works is to be undertaken in accordance with:

CONVERT EXISTING P (NO LIMIT PARKING) TO ½ P RESTRICTIONS ADJACENT TO CARDIFF RAILWAY STATION, MAIN ROAD, CARDIFF.

Chairperson

General Manager
16TFC018  Warners Bay - Kanangra Street - No Parking restrictions in T-head - 16TFC018

Folder No:  F2005/02774-03
Report By:  Traffic Engineer - Wendy Wallace

**Submission and Committee’s Recommendation:**

No. 6

Install No Parking restrictions in the T-head adjacent to H/No 11 Kanangra Street, Warners Bay as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install TSR-4OL, TSR-4OD and TSR-4OR (No Parking) signs adjacent to No. Kanangra Street, Warners Bay.

The works is to be undertaken in accordance with AS7742.11 Manual of Uniform Traffic Control Devices – Part 11 Parking Controls.

INSTALL NO PARKING RESTRICTIONS AT THE NORTHERN END OF KANANGRA STREET, WARNERS BAY.
 Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

16TFC007  Caves Beach - Caves Beach Road Shopping Centre carpark - Disabled Parking bays - 16TFC007

Folder No:  F2005/02765
Report By:  Traffic Engineer - Wendy Wallace

Submission and Committee’s Recommendation:
No. 7

Convert 3 x 90-degree angle parking bays at the northern end of the Caves Beach Shopping Centre carpark off Caves Beach Road, Caves Beach to 2 x Disabled Parking bays as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install 2 x disabled symbols in the car park of Caves Beach Shopping Centre, Caves Beach Road, Caves Beach.
2. Install 2xSF-10 (Disabled Parking Only) signs in front of the disabled car parking bays.
3. Install Double and Line marking at disabled car parks.
4. All dimensions to be confirmed on-site prior to undertaking the line marking.
5. Install kerb ramp between the disabled parking bays.

The works is to be undertaken in accordance with the following:
- Australian Standard AS 2890.6 – 2005 Parking Facilities – Off street parking for people with disabilities and Figure 1.3.
- Roads and Maritime Services, Delineation Guidelines.
- LMCC standard drawing No.EGSO-102 Kerb Ramps.

INSTALL TWO DISABLED PARKING BAYs AND KERB RAMP IN THE CAVES BEACH SHOPPING CENTRE CAR PARK, CAVES BEACH ROAD, CAVES BEACH.

Prepared By: Asset Management - Transportation Planning
126-136 Main Road
Spectra Point
Ph: (02) 4921 0333

Project Number: TMP16

Drawn By: RAJ
Original Sheet Size A4
All Dimensions in metres (m) unless otherwise noted

Scale: NA
Date: 26/01/2016
Calceit/Macquarie Transport/Planning/TP/1110/01/TP-Caves Beach/Caves Beach Road Plan
Sheet 1 of 1
16TFC008 Dudley - Intersection of George Street and Pitt Street - No Stopping restrictions - 16TFC008

Folder No: F2005/02792
Report By: Traffic Engineer - Wendy Wallace

Submission and Committee’s Recommendation: No. 8

Install No Stopping restrictions on the inside of the 90-degree angle bend at the intersection of Pitt Street and George Street, Dudley for a distance of 20 metres from the intersection on each street, as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install 1 x RS-400L, 1 x RS-400D and 1 x RS-400R (NO Stopping) signs at the intersection of Pitt Street and George Street, Dudley.

The works is to be undertaken in accordance with AS1742.11 Manual of Uniform Traffic Control Devices – Part 11 Parking Controls.

INSTALL NO STOPPING RESTRICTIONS AT THE INTERSECTION OF GEORGE STREET AND PITT STREET, DUDLEY.

NOT TO SCALE

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Chairperson

General Manager 57
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016

16TFC009  Belmont - Herbert Street - 2P restrictions - 16TFC009
Folder No:  F2005/02776-02
Report By:  Traffic Engineer - Wendy Wallace

Submission and Committee’s Recommendation:
No. 9
Install 2P (9:00am to 6:00pm Monday to Friday and 9:00am to 12:00pm Saturday) restrictions on the northern side of Herbert Street, Belmont between the Pacific Highway and the property boundary of H/No’s 1-3 and H/No 5 as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install 1xRS-2L, 1xRS-2R (P - 9am - 6pm MON-FRI)
   9am-12pm SAT) signs on Herbert Street.

The works is to be undertaken in accordance with AS1742.11

INSTALL 2P (TIMED) RESTRICTIONS ON THE
NORTHERN SIDE OF HERBERT STREET,
BELMONT.

Chairperson

General Manager
16TFC010     Dora Creek - Dora Street Boat Ramp - No Parking restrictions
            - 16TFC010
Folder No:   F2006/01538
Report By:   Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:
No. 10

No Parking restrictions be installed at the end of Dora Street, Dora Creek, from the
existing ‘No Parking’ restrictions to the northern extent of the car park and for 10 metres
west of the eastern end of Dora Street.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install TSR-40L, TSR-40D and TSR-40R (No Parking) signs at the boat ramp on Dora Street, Dora Creek.

The works is to be undertaken in accordance with ASTRA 11 Manual of Uniform Traffic Control Devices – Part 11 Parking Controls.

INSTALL NO PARKING RESTRICTIONS
AT THE BOAT RAMP ON DORA STREET, DORA CREEK.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

16TFC011    Speers Point - Albert Street, Alley Street, Barford Street, Council Street, Hopkins Street and Speers Street - Removal of Light Traffic Thoroughfare - 16TFC011
Folder No:    F2006/00325
Report By:    Traffic and Transportation Engineer - Katie Burns

Submission and Committee's Recommendation:
No. 11

Removal of Light Traffic Thoroughfare on:

- Albert Street, Speers Point between Speers Street and Nord Street
- Alley Street, Speers Point between Speers Street and Council Street
- Barford Street, Speers Point between Speers Street and Council Street
- Council Street, Speers Point between Albert Street and Lakeview Street
- Hopkins Street, Speers Point between Alley Street and Maran Street
- Speers Street, Speers Point between Main Road to Thompson Street

16TFC012    Garden Suburb - Sandalwood Place - Modification of No Parking Signage - 16TFC012
Folder No:    F2005/02786
Report By:    Traffic and Transportation Engineer - Katie Burns

Submission and Committee's Recommendation:
No. 12

Modify existing No Parking restrictions to ‘No Parking 8am to 9:30am and 2:30pm to 4pm School Days’, as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Convert existing 6xR5-40 (No Parking) signs to 6xR5-61 (No Parking - School Times 8am-8.30am and 2.30pm-4pm School Days) signs on Sandalwood Place, Garden Suburb.

The works is to be undertaken in accordance with:

MODIFY EXISTING PARKING RESTRICTIONS TO TIMED PARKING RESTRICTIONS (SCHOOL TIMES) IN SANDALWOOD PLACE, GARDEN SUBURB.

[Diagram showing parking restrictions and school times]

Chairperson

General Manager
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016

16TFC013 Holmesville - Appletree Road - Parking restrictions fronting H/No 43 - 16TFC013
Folder No: F2007/00638-02
Report By: Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:
No. 13

Install 30 minute timed parking 8:30am to 6pm Monday to Friday and 9am to 12pm Saturday restrictions for 6 metres fronting H/No 43 Appletree Road, Holmesville as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016

WORK SUMMARY:
1. Install 1xRS-16L and 1xRS-16R (H/3P - 5m-6m MDN-FRI) 9m-12m SAT signs at No.43 Appletree Road, Holmesville.
The works is to be undertaken in accordance with AS1742.11 Manual of Uniform Traffic Control Devices - Parking Controls.

INSTALL 30 MINUTE PARKING (TIMED) RESTRICTIONS FRONTING No.43 APPLETREE ROAD, HOLMESVILLE.

PREPARED BY:
Asset Management - Transportation Planning
126-138 Main Road
Spa Vale Point
Ph: (02) 4921 0333
PROJECT NUMBER: TMP16

Drawn By: RAJ Original Sheet Size A4 All Dimensions in metres (m) unless otherwise noted
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Chairperson
General Manager
Recommendations of the Traffic Facilities & Road Safety Committee  
9 February 2016

16TFC014 Kotara South - Stuart Street, Lugar Street and Inglis Street - Installation of Traffic Calming Devices - 16TFC014

Folder No: F2005/02786  
Report By: Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:  
No. 14

A. Approve the installation of speed cushions on Stuart Street, Lugar Street and Inglis Street, Kotara South, as detailed on the attached plans.

B. Review of effectiveness of speed cushions by the Committee after 12 months of installation in regards to reduction in the occurrence of speeding vehicles and vehicular crashes.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
Install the following infrastructure on Stuart Street, Lugar Street and Inglis Street, Kotara South:
- Install speed cushions at 7 locations in accordance with AS 1742.13-2009 - Manual of uniform traffic control devices - Local area traffic management
- Install 2xW3-4A (Road Hump Ahead) signs and 2xW8-17-2 (800m) signs.
- Install 14 x W5-10 (Speed Hump) signs and 14 x W8-2 (Advisory Speed) signs.

PROPOSED SPEED CUSHIONS AND ADVISORY SIGNS ON STUART STREET, LUGAR STREET AND INGLIS STREET, KOTARA SOUTH.
16TFC015  Booragul - Farlow Street - Installation of No Parking (school times) restrictions - 16TFC015

Folder No:  F2006/01532
Report By:  Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:
No. 15

Installation of No Parking (8am-9:30am and 2:30pm-4pm) school days restrictions fronting H/No 5 and 7 Farlow Street, Booragul.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install 1xRS-400L and 1xRS-400R (No Stopping) signs at the intersection of Priessne Street and Farlow Street, Booramul.
2. Install 1xRS-L11, 1xRS-L13 and 1xRS-L19 (No Parking school times) signs facing No.5 and No.7 Farlow Street.

The works is to be undertaken in accordance with the following:
- The works is to be undertaken in accordance with AS/NZ 2.11 Manual of Uniform Traffic Control Devices - Part 11: Parking Controls.

INSTALL NO PARKING (SCHOOL TIMES) RESTRICTIONS IN FARLOW STREET, BOORAGUL.

Chairperson

General Manager
16TFC016  Cardiff - Norfolk Street - No Parking restrictions fronting 382 Main Road and 2 Cypress Street - 16TFC016

Folder No:  F2005/02773-02
Report By:  Traffic and Transportation Engineer - Katie Burns

Submission and Committee’s Recommendation:
No. 16

Installation of ‘No Parking’ restrictions on Norfolk Street, Cardiff fronting 382 Main Road and 2 Cypress Street, as detailed in attached plan.
Recommendations of the Traffic Facilities & Road Safety Committee

9 February 2016

WORK SUMMARY:
1. Install ‘No Entry’, ‘No Entry’ and ‘No Entry’ (No Parking) signs on Norfolk Street, Cardiff. The works is to be undertaken in accordance with AS1742.11 Manual of Uniform Traffic Control Devices – Part 11 Parking Controls.

PREPARED BY:
Asset Management – Transportation Planning
126-138 Main Road
Speers Point
Ph. (02) 4921 3333

PROJECT NUMBER: TMP16

INSTALL NO PARKING RESTRICTIONS ON NORFOLK STREET, CARDIFF FRONTING 362 MAIN ROAD AND 2 CYPRUS STREET.

NOT TO SCALE

Drawn By: RAJ
Original Sheet Size: A4
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Date: 28/01/2016

All Dimensions in metres (m) unless otherwise noted

Chairperson

General Manager
Submission and Committee’s Recommendation:
No. 17

Approve the signposting and linemarking plan associated with sub-division of 1A Main Road Boolaroo as detailed on the attached plans (to be provided at the meeting).
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016

Chairperson

General Manager

73
Recommendations of the Traffic Facilities & Road Safety Committee
9 February 2016
As this concluded the business the Chairperson terminated the meeting at 10:05am.
Minutes adopted by resolution of Council, at its meeting held on 22 February 2016.

......................................................... MAYOR
Minutes of the Property & Investment Committee
Monday 8 February 2016
Committee Room Speers Point

Present: The Mayor Councillor Jodie Harrison, Councillors Brian Adamthwaite, Barry Johnston, Barney Langford, Jason Pauling and Daniel Wallace.

Apologies: Brian Bell

Also Present: Councillors Laurie Coghlan and Rosmairi Dawson

Officers:  
Tony Farrell  Director City Strategy
Mick Gray  Acting Director Operations
Kate Cramp  Manager Property & Business Development

Your Property & Investment Committee wishes to report having met in the Committee Room Speers Point on Monday 8 February 2016 at 4:00 PM.
Recommendations of the Property & Investment Committee
8 February 2016

Property & Investment Committee Meeting - Monday 8 February 2016

16PI001 Glendale (256 Lake Road) - Proposed sale of Council-owned land
Folder No: F2015/01250
Report By: Property Contracts Officer - Stephen Francis

Committee's Recommendation
No. 1:
A. Council authorises the listing of 256 Lake Road Glendale (Lot 12 DP 567707), identified by red edging on Attachment 1, for sale as outlined in the Proposal section of this report, in accordance with Council’s Acquisition and Divestment of Land Policy.

B. Council authorises the execution of all required sale documentation, including Contract of Sale, under Council’s Common Seal where the negotiated price is not less than 5% below the respective market value price as determined by valuation.

16PI002 Toronto (part lake foreshore, Bath Street and Arnott Avenue) - Development Feasibility Study
Folder No: F2015/01934
Report By: Property Contracts Officer - Stephen Francis

Committee's Recommendation
No. 2:
Council approves the preparation of a Development Feasibility Study and Report, including Heritage Impact Assessment and Traffic Study, for the foreshore area of Toronto, as indicated by red outline on Attachment 1, and execution of all contract documentation for these studies as proposed and identified within the Proposal section of this report.
As this concluded the business the Chairperson terminated the meeting at 4.12pm.

Minutes adopted by resolution of Council, at its meeting held on Monday 22 February 2016.

................................................. MAYOR

16SP001 Submissions to Neighbouring Merger Proposal Public Inquiries
Council Ref: F2015/01469 - D07700204
Report By: General Manager - Brian Bell

Précis:
In December 2015, the NSW Government announced its intentions in relation to merger proposals in NSW. Lake Macquarie City Council was identified as a stand-alone Council, while mergers were proposed for coastal councils to the north and south of Lake Macquarie. Specifically, the NSW Government proposes to merge Newcastle and Port Stephens councils, to the north, and Wyong and Gosford councils, to the south. These proposals are currently being assessed by Delegates of the Office of Local Government.

This report provides an overview of the merger proposal process and recommends that Council make submissions in relation to the assessment process for each of these neighbouring merger proposals.

Recommendation:
That Council:
A makes a submission to the Delegate of the Wyong-Gosford merger proposal as set out in Attachment 1.
B makes a submission to the Delegate of the Newcastle-Port Stephens merger proposal as set out in Attachment 2.
C provides a copy of the relevant submission(s) to local Members of the NSW Parliament.

Background:
On 22 June 2015 Council resolved (15SP042) to submit an Improvement Proposal to the Independent Pricing and Regulatory Tribunal (IPART). This proposal was informed by assessment of three potential options in response to the Government’s Fit for the Future program: standing alone, expanding south into north Wyong and merging with Newcastle.

IPART released its report on councils’ Fit for the Future proposals on 20 November, which found that a merger with Newcastle was superior to Council’s preferred stand-alone option. The Government gave NSW councils an opportunity to comment on the IPART report and identify their preferred merger preferences. This feedback was required by 18 November 2015.
On 16 November 2015 Council resolved (15ESP005) to identify a southern expansion into north Wyong as its preferred merger option, on the understanding that continuing as a stand-alone council was not an option being considered by the Government at that time. Gosford City Council and Wyong Shire Council both resolved, as their first preference, to merge together to form a Central Coast council. Gosford’s second preference was a northern expansion to meet a southern expansion of Lake Macquarie. Wyong’s second preference was to expand north into southern Lake Macquarie. Newcastle City Council resolved to stand alone as its first preference, and to merge with Port Stephens as its second preference. Port Stephens resolved to stand alone.

On 18 December 2015 the NSW Government released its merger proposals, which for these five councils were:

- Newcastle and Port Stephens to merge;
- Lake Macquarie to stand alone; and
- Wyong and Gosford to merge.

Shortly following that announcement, the NSW Government also determined that Lake Macquarie City Council was considered Fit for the Future.

In early 2016 the NSW Government released merger proposals for 40 councils in NSW, including Wyong-Gosford (Attachment 3) and Newcastle-Port Stephens (Attachment 4), and appointed Delegates to seek community feedback, assess these proposals, and make a recommendation to the Minister for Local Government. The Delegates are required to consider the matters described in section 263(3) of the Local Government Act 1993, which are:

- the financial advantages or disadvantages (including the economies or diseconomies of scale) of any relevant proposal to the residents and ratepayers of the areas concerned,
- the community of interest and geographic cohesion in the existing areas and in any proposed new area,
- the existing historical and traditional values in the existing areas and the impact of change on them,
- the attitude of the residents and ratepayers of the areas concerned,
- the requirements of the area concerned in relation to elected representation for residents and ratepayers at the local level, the desirable and appropriate relationship between elected representatives and ratepayers and residents and such other matters as it considers relevant in relation to the past and future patterns of elected representation for that area,
- the impact of any relevant proposal on the ability of the councils of the areas concerned to provide adequate, equitable and appropriate services and facilities,
- the impact of any relevant proposal on the employment of the staff by the councils of the areas concerned,
The impact of any relevant proposal on rural communities in the areas concerned,

in the case of a proposal for the amalgamation of two or more areas, the desirability (or otherwise) of dividing the resulting area or areas into wards,

in the case of a proposal for the amalgamation of two or more areas, the need to ensure that the opinions of each of the diverse communities of the resulting area or areas are effectively represented,

such other factors as it considers relevant to the provision of efficient and effective local government in the existing and proposed new areas.”

The Minister intends to refer the Delegates’ reports to the Boundaries Commission for review. Once the Minister has received feedback from the Delegate and the Boundaries Commission on a specific proposal, he will make a decision on the merger proposal, and refer any merger recommendation to the Governor for proclamation.

The Delegates are holding public inquiries about each merger proposal. Submissions on these proposals are due by 28 February 2016, and, for mergers to the north and south of Lake Macquarie, public hearings were held in the week of 1 February 2016.

In relation to the Newcastle-Port Stephens merger proposal, Council has previously resolved (09STRAT002) to submit a boundary adjustment proposal to the [then] Department of Local Government. This proposal, which is supported by Newcastle City Council, involves a minor adjustment in the vicinity of Edgeworth (Figure 1), and was first submitted for consideration in 2010. During the assessment process there were a number of minor adjustments made to the exact boundary to reflect community feedback. A planning proposal to amend the Lake Macquarie Local Environmental Plan to adjust land use zones within the area that would be transferred to Lake Macquarie City was adopted by Council in 2014 (14STRAT014). Since then, Newcastle City Council approved a subdivision in the area, which now requires another minor amendment to the boundary (Figure 2).

In relation to the Wyong-Gosford merger proposal, Council has previously adopted a resolution identifying a southern expansion of Lake Macquarie City to Sparks Road (which was a larger adjustment than the current proposal). This boundary was identified as a logical alignment for a merger of three councils (Wyong, Gosford and Lake Macquarie) into two (an expanded Lake Macquarie and an expanded Gosford). Council has previously identified (e.g. in its February 2014 submission in response to the Independent Local Government Review Panel’s final report) that the surface water catchment boundary of Lake Macquarie is a sensible boundary for the local government area, as it would mean all of the lands that drain to the lake would be under a single management authority and the communities on the southern shores of Lake Macquarie would become part of a wider lake-orientated community of identify.

Proposal:

It is proposed that Council make two submissions to the NSW Government’s merger assessment process:
1. A submission to the Wyong-Gosford merger assessment process (Attachment 1) proposing an adjustment to the northern boundary of the proposed Central Coast Council.

The proposed minor boundary adjustment to the Gosford-Wyong merger proposal would relocate the northern boundary of the merged council from the shoreline of Lake Macquarie south to the Pacific Highway (Figure 3).

The proposed adjustment would transfer the lakeside communities of Kingfisher Shores, Summerland Point, Gwandalan, Mannering Park and Chain Valley Bay from the new combined Central Coast entity to the Lake Macquarie local government area, as well as 17 properties on Woods Road, Jilliby. The total population within this area is about 11,000. This change would marginally increase the population of Lake Macquarie by 5.6% and decrease the population of the new Gosford-Wyong LGA by 3.4%.

The area proposed to be transferred to Lake Macquarie LGA is 32 km², which would increase the size of Lake Macquarie LGA by 4.9% and decrease the size of the area of the new Gosford-Wyong LGA by 1.9%.

2. A submission to the Newcastle-Port Stephens merger assessment process (Attachment 2) proposing that the Minister adopt the boundary adjustment previously submitted by Lake Macquarie and Newcastle councils in 2010, with a minor adjustment to accommodate a subdivision recently approved by Newcastle City Council (Figure 2).

This proposal realigns a small portion of the boundary between Newcastle and Lake Macquarie in the vicinity of the township of Edgeworth. The realigned boundary follows the M1 Freeway, Newcastle Link Road and a proposed new road, which will link the Newcastle Link Road with Lake Road. The proposed minor boundary adjustment, which would transfer 302.35 hectares to Newcastle City Council and 87 hectares to Lake Macquarie City Council, would not result in a change in LGA for any existing residents or businesses, except Macquarie College, which is currently dissected by the LGA boundary. Macquarie College has written to Council advising that it supports the proposed boundary adjustment.

The proposed minor adjustment to the boundary alignment that was previously jointly submitted by Newcastle and Lake Macquarie councils is required to accommodate changes to real property boundaries resulting from a subdivision of land approved by Newcastle City Council in 2015. The change, at the eastern most end of the proposed adjustment, involves a transfer of a further 2.2 hectares to Newcastle City to accommodate the boundary of this subdivision (see Figure 3 of Attachment 2) and does not materially affect the proposal described in councils’ 2010 joint boundary adjustment application.

Consultation:

Extensive consultation was undertaken with residents, elected representative and staff at Lake Macquarie City Council as part of the development of Council’s Fit for the Future Improvement Proposal. Meetings were also held with the City of Newcastle to discuss the ILGRP’s proposal that Lake Macquarie and Newcastle councils merge. At that time (June 2015) both councils resolved to submit stand-alone Improvement Proposals to IPART.
This resolution was strongly supported by 87% of Lake Macquarie residents who participated in an independent, representative survey conducted in May 2015.

Since the release of IPART’s report in November 2015 and the Government’s consultation period, Council’s Mayor and General Manager have had dialogue with their counterparts in the other councils of the Hunter, and in particular those councils to the north and south of Lake Macquarie.

In relation to the proposed adjustment to the City’s northern boundary, Council officers have consulted extensively with Newcastle City Council, staff in the Office of Local Government, and members of the community that responded to the public exhibition of the 2010 proposal.

In relation to the proposed adjustment to the City’s southern boundary, Council officers have consulted with Wyong Shire Council, local members of Parliament, and the communities within the area proposed to be transferred from Wyong to Lake Macquarie. In January 2016, Micromex Research conducted an independent, statistically valid survey of residents within the proposed transfer area. Eighty percent of respondents to this survey preferred to become part of Lake Macquarie City rather than become part of a merged Wyong-Gosford council (see Attachment 1 for further details).

Implications:

Should the NSW Government accept Council’s proposal to adjust the City boundaries to the north and to the south there will be matters for consideration by Council in relation to transitional arrangements, particularly for the southern boundary adjustment.

The matters for consideration for Council include:

- Integrating southern lakeside communities into the wider Lake Macquarie community;
- Transitioning service delivery, including contractual commitments, from Wyong Shire Council, or its merged successor, to Lake Macquarie City Council;
- Transferring assets within the transfer area from Wyong Shire Council, or its merged successor, to Lake Macquarie City Council; and
- Transferring section 94 contributions, matters before the Joint Regional Planning Panel, and development consents.

Should the Minister for Local Government support the proposed boundary adjustments, the management of these implications will be addressed during the transition planning process.

Options

The options available to Council are to:

1. Support the Minister’s proposals to merge Wyong and Gosford councils and to merge Newcastle and Port Stephens councils, by way of the proposed submissions to each of the public inquiries into these the proposals.
   
   This is the recommended option.

2. Amend the submission to the Wyong-Gosford merger proposal public inquiry.
3. Amend the submission to the Newcastle-Port Stephens merger proposal public inquiry.

4. Not make any representation to the inquiries that consider the Minister’s proposals.

Conclusion
The NSW Government has determined that Lake Macquarie City Council is Fit for the Future and has proposed that Council continue to stand alone, and that Gosford and Wyong councils and Newcastle and Port Stephens councils merge. This report recommends that Council make a submission to each of the public inquiries being conducted into these two merger proposals. The proposed submissions recommend minor adjustments to the City’s northern and southern boundaries.

Figure 1 – Adjustment of northern boundary proposed by Council in 2009 and submitted jointly with Newcastle City Council in 2010
Figure 2 – Currently proposed adjustment to northern boundary of Lake Macquarie City
Figure 3 – Proposed adjustment to southern boundary of Lake Macquarie City

General Manager - Brian Bell

Attachments:

1. Southern Boundary Submission D07744502
2. Northern Boundary Submission D07744559
3. Gosford-Wyong Merger Proposal D07726028
4. Newcastle-Port Stephens Merger Proposal D07726029
15 February 2016

Mr John Rayner
Council Boundary Review
GPO Box 5341
Sydney NSW 2001

Dear Mr Rayner

Subject: Submission to Public Inquiry into proposed merger of Gosford and Wyong councils

Thank you for the opportunity to provide a submission to your review of the Minister for Local Government’s proposal to merge Gosford and Wyong councils.

I am writing to ask you to consider a minor adjustment to the northern boundary of the merger proposal area (see Figure 1 of the enclosed submission). Lake Macquarie City Council resolved to make this submission at its meeting of 22 February (16SP001).

The minor adjustment that Lake Macquarie City Council proposes is:

- unlikely to have a material impact on the financial position of either Lake Macquarie City Council or the merged Gosford-Wyong entity;

- consistent with community sentiment and sensible from a land use and water quality management perspective; and

- likely to benefit residents in the transfer area in terms of consolidating communities of interest and geographic cohesion.

Should you require further information, please contact me on 4921 0220.

Yours sincerely

Brian Bell
General Manager
[encl]

cc: Greg Piper MP, Member for Lake Macquarie
    Yasmin Catley MP, Member for Swansea
    Jodie Harrison MP, Member for Charlestown
    Sonia Hornery MP, Member for Wallsend
    Clayton Barr MP, Member for Cessnock
Lake Macquarie City Council
Our fit future

Submission
Gosford-Wyong Merger Proposal
February 2016
Contents

1 Background .................................................................................................................................................. 1
2 The Proposal ............................................................................................................................................... 1
3 Financial Impact (263(3)a) ......................................................................................................................... 1
4 Communities of Interest and Geographic Cohesion (s263(3)b) ................................................................. 3
5 Impact on Historical and Traditional Values (s263(3)c) ........................................................................... 4
6 Residents’ and Ratepayers’ Attitudes (s263(3)d) ........................................................................................ 4
7 Representational Matters (s263(3)e, e4, e5) ............................................................................................... 6
8 Service Delivery and Access (s263(3)e1) ..................................................................................................... 7
9 Employment Impacts (s263(3)e2) ............................................................................................................... 8
10 Impact on Rural Communities (s263(3)e3) ............................................................................................... 8
11 Conclusion .................................................................................................................................................. 9

Attachment 1 – Micromex survey of southern lakeside residents
1 Background

Lake Macquarie City Council resolved on 22 February 2016 (16SP001) to make a submission to the Gosford-Wyong Merger Proposal advocating for a minor adjustment to the northern boundary of the proposed new Central Coast Council.

2 The Proposal

The proposed minor boundary adjustment to the Gosford-Wyong Merger Proposal would relocate the northern boundary of the new Central Coast Council from the shoreline of Lake Macquarie south to the Pacific Highway (Figure 1).

The proposed adjustment would transfer the lakeside communities of Kingfisher Shores, Summerland Point, Gwandanah, Manning Park and Chain Valley Bay, and 17 properties in the vicinity of Woods Road, Jilliby, from the new combined Central Coast entity to the Lake Macquarie local government area (LGA). The total population within this area is about 11,000. This change would increase the population of Lake Macquarie LGA by 5.6% and decrease the population of the new Gosford-Wyong LGA by 3.4%.

The area proposed to be transferred to Lake Macquarie LGA is 32 km², which would increase the size of the Lake Macquarie LGA by 4.9% and decrease the area of the new Gosford-Wyong LGA by 1.9%.

The proposed boundary is closely aligned with the surface water catchment of Lake Macquarie waterway (Figure 1), and would enable the internationally recognised catchment management expertise and capacity at Lake Macquarie City Council to be applied to the small part of the lake catchment currently in Wyong Shire.

3 Financial Impact (263(3)a)

There is no material financial impact to either Lake Macquarie City Council or the proposed Central Coast Council to the extent that any loss of rating income to the merged entity is offset by a reduction in the services delivered to ratepayers and maintenance requirements for assets within the transfer area. Additional costs to Lake Macquarie City Council through the provision of services and community infrastructure are expected to be offset by the additional rate revenue from the transfer area and the existing Wyong Shire developer contributions for the Northern Lakes District Section 94 Development Contributions Plan No. 10 and the relevant portion of the Shire-Wide Development Contributions Plan No. 11.

That is, the boundary adjustment would be essentially cost-neutral to both parties, with all risk and responsibility for assets and servicing residents being assumed by Lake Macquarie City Council. There is expected to be no material change in the Fit for the Future financial ratios for either council, as a consequence of the proposed minor boundary adjustment.

Lake Macquarie City Council's residential rates are comparable with those in Wyong Shire ($1,093.59 compared to $913.06 based on 2013-14 Office of Local Government (OLG) comparative data), as are the respective business rates ($4,052.97 in Lake Macquarie compared to $3,662.46 in Wyong).
Figure 1 – Proposed adjustment to northern boundary of merged Gosford-Wyong City and Lake Macquarie surface water catchment boundary

The full suite of services available to Lake Macquarie residents would be made available to residents within the transfer area. The breakdown of expenditure on these services would be comparable to that currently provided to residents of Lake Macquarie City (Figure 2).

Lake Macquarie City Council would work with Wyong Shire Council to ensure that the boundary adjustment is equitable for both parties. Lake Macquarie City Council would undertake responsibility for all assets and provision of services to the community (see Section 5). Assets and liabilities associated with the boundary adjustment would be taken to account on transfer date. Based on preliminary assessment of published financial information, it is estimated that the boundary adjustment would result in the following transfers and settlement between the parties:

- Assets within boundary area (written down value) $113 million
- Section 94 Reserves $4.3 million
- Unfunded Section 94 Liabilities $2.4 million
4 Communities of Interest and Geographic Cohesion (s263(3)b)

The social principles applied to the determination of the proposed transfer area are to minimise the division of local communities, apply boundaries that follow natural human movement and socio-economic boundaries, and provide accountability under a single entity for population growth targets and public transport around urban hubs.

Some of the main social benefits of the proposal are:

1. The proposed boundary follows natural or constructed barriers between established or planned settlements (i.e. the lake catchment boundary and Pacific Highway). This facilitates minimal division of existing townships, villages and communities and respects existing movement patterns.

2. The proposal maintains workforce distribution patterns relative to the existing entities, delivering a stable transition.

3. The day-time service demands of the populations of Lake Macquarie and the transfer area are considered to be relatively homogenous due to similarities in employment self-containment and travel to work metrics.

4. Journey to work routes between the proposed transfer area and Lake Macquarie are sufficiently comparable to allow for consistent prioritisation of transport service improvement demands between the populations.

As discussed in Section 6, the lakeside communities within the proposed transfer area identify strongly with Lake Macquarie. This is primarily a function of their geographical cohesion, which is generated by the lake itself.
5 Impact on Historical and Traditional Values (s263(3)c)

The historical and traditional values of the transfer area are very similar to those of the wider Lake Macquarie catchment. The entire catchment of Lake Macquarie was originally Awabakal traditional land. At present, the transfer area is part of the Darkinjung Local Aboriginal Land Council, while Lake Macquarie LGA covers the Awabakal, Bahtabah and Biraban Local Aboriginal Land Councils.

In terms of European heritage, the settlement patterns of the transfer area are very similar to those of the wider Lake Macquarie catchment, with early occupations including timber-getting, fishing, and beef and dairy farming. In later years, mining and power generation became important in both the transfer area and Lake Macquarie City.

6 Residents' and Ratepayers' Attitudes (s263(3)d)

Extensive consultation was undertaken with residents, elected representative and staff at Lake Macquarie City Council as part of the development of Council's Fit for the Future Improvement Proposal to stand-alone. This proposal was submitted to IPART in June 2015.

Since the release of IPART's report and the Government's consultation period, Council's Mayor and General Manager have had dialogue with their counterparts in the other councils of the Hunter, and in particular those councils to the north and south of Lake Macquarie.

On 16 November 2015, Council resolved to write to the Premier reiterating that it was prepared to participate constructively in the Fit for the Future amalgamation process, and supporting an alternative configuration of councils, with Wyong split between Gosford and Lake Macquarie. As part of the development of this proposal, Council received significant support from Wyong communities on the southern shores of Lake Macquarie for these communities to become part of the Lake Macquarie LGA.

On 9 November 2015 the Gwandalan and Summerland Point Peninsula Improvement Group unanimously resolved:

"That the secretary write to Lake Mac Mayor Jodie Harrison and State MP Yasmin Catley requesting that they pursue the matter of the absorption into Lake Macquarie Council area of those suburbs currently in Wyong Shire that border onto Lake Macquarie, through the establishment of public meetings to gauge the feelings and preference of the community."

On Monday 16 November 2015, the Mannering Park Precinct Committee similarly resolved:

"That the secretary write to Lake Macquarie Mayor Jodie Harrison and State MP Yasmin Catley requesting that they pursue the matter of the absorption into Lake Macquarie Council area of those suburbs currently in Wyong Shire that border on to Lake Macquarie, through the establishment of public meetings to gauge the feelings and preference of the community."

Following release of the Government's merger proposal for Gosford and Wyong councils, Council engaged an independent external research organisation to conduct a representative survey of residents within the area proposed to be transferred to Lake Macquarie. Results (Attachment 1) indicated strong awareness (85%) among those residents of the NSW Government's local government reform program and
strong support (84%) for being incorporated in Lake Macquarie City. Of the two options available to them: becoming part of Lake Macquarie or merging with Gosford, the majority (80%) of lakeside residents within the proposed transfer area preferred to become part of Lake Macquarie (Figure 3).

Figure 3 – Local government preferences of residents within the transfer area

At two community workshops held in Wyee in 2014, held to seek residents’ views about a Wyong Shire Council proposal to include parts of Lake Macquarie City in Wyong Shire, residents provided feedback to Council about southern boundary changes, including the following statements:

"History shows that Lake Macquarie can more effectively deal with the full catchment of the Lake" Anonymous

and

"Lake Macquarie is a fine Lake and needs to be kept clean and therefore under one jurisdiction". Anonymous

and

"I also believe that LMCC should amalgamate some of Wyong's northern lakeside suburbs. Surely, Gwandalan and Mannersing Park have more community of interest with those of us who live in areas like Wyco Point, Morisset Park (i.e. the Lake) than those who live in areas of the Gosford/Wyong megalopolis." James Kremmer, resident of Wyee Point and former Campbelltown Councillor and Mayor

and

"All areas that adjoin the Lake should be part of LMCC ... This is the only boundary variation that Sunshine Progress Association would support." John Quinlan, President, Sunshine Progress Association
and

"... our area would gain considerable advantage by its inclusion into the Lake Macquarie Council area thus providing our beautiful Lake with one water catchment area control at the very feast of the advantages to our residents."

Jan Hindmarsh, Secretary, Gwandalan and Summerland Point Peninsula Improvement Group

and

"As the Lake Macquarie LGA is a local Government area of suburbs surrounding Lake Macquarie itself, we believe that there is good sense in a boundary change to Lake Macquarie, retrieving the southern suburbs of the Lake, such as Summerland Point and Gwandalan from Wyong as they naturally front the lake and significantly reach into, "Lake Macquarie" and this has been a long standing anomaly." Robert Kemmis, President, Southlake Business Chamber and Community Alliance

Council is in the process of seeking the views of current Lake Macquarie residents about incorporating the proposed transfer area into Lake Macquarie City, as part of its regular community attitudes survey. These results are expected to be available in early March and can be made available to the Delegate.

7 Representational Matters (s263(3)e, e4, e5)

Lake Macquarie City Council currently has 13 elected representatives: 12 councillors and a popularly elected mayor. Lake Macquarie City is divided into three wards, each with four Councillors. Wyong currently has 10 elected representatives, with five representatives in each of two wards. Lake Macquarie City Council has a popularly elected mayor, while Wyong has a mayor elected by Councillors. The Gosford-Wyong Merger Proposal indicates that the merged Central Coast Council is likely to have 15 elected representatives, with the number of wards yet to be determined.

Based on OLG’s comparative data for 2013-14 (Table 1) the level of representation for residents in the transfer area will significantly decrease as a result of the proposed Gosford-Wyong merger, from around 16,000 residents/councillor to about 22,000 residents/councillor. By comparison, the proposed transfer of around 11,000 people from a merged Gosford-Wyong Council to Lake Macquarie would retain similar levels of representation (around 16,000 residents/councillor) to those currently experienced by both Lake Macquarie residents and residents within the proposed transfer area.

If the proposed boundary adjustment proceeds, minor adjustments would be made to existing ward boundaries to maintain the 10% rule regarding equitable ward representation.

In terms of representation in the NSW Parliament, the proposed transfer area is located within the electorates of Lake Macquarie and Swansea. The Members of Parliament for these two electorates currently represent residents in both Wyong and Lake Macquarie LGA, with the majority of their electorates in the Lake Macquarie LGA. The proposal would slightly increase that majority. State Members for both Swansea and Lake Macquarie electorates have indicated support for the proposed minor adjustment.
Table 1 – Indicative changes to local representation

<table>
<thead>
<tr>
<th>Council</th>
<th>Estimated Population</th>
<th>No. Councillors</th>
<th>Residents per Councillor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wyong Shire Council</td>
<td>157,358</td>
<td>10</td>
<td>15,736</td>
</tr>
<tr>
<td>Lake Macquarie City Council</td>
<td>200,796</td>
<td>13</td>
<td>15,464</td>
</tr>
<tr>
<td>Lake Macquarie City Council with proposed transfer area</td>
<td>212,000</td>
<td>13</td>
<td>16,308</td>
</tr>
<tr>
<td>Gosford-Wyong Council merger proposal</td>
<td>328,110</td>
<td>15</td>
<td>21,874</td>
</tr>
<tr>
<td>Gosford-Wyong Council merger proposal less proposed transfer area</td>
<td>316,906</td>
<td>15</td>
<td>21,127</td>
</tr>
</tbody>
</table>

8 Service Delivery and Access (s263(3)e1)

The proposed transfer area is serviced by district centres at Morisset and Wyong and a major regional centre at Gosford and Newcastle. The area has limited opportunity for further development, and has sufficient community facilities, and passive and active open space.

Apart from water and sewer services, Wyong Shire Council currently delivers comparable types of services to residents in the proposed transfer area to those delivered by Lake Macquarie City Council to residents in Lake Macquarie.

In relation to the delivery of water and sewer services, Lake Macquarie City Council proposes that these services continue to be delivered by the Gosford-Wyong Councils’ Water Authority. The longer term delivery of these services to residents of the lower Hunter and Central Coast is a matter for the Gosford-Wyong Councils’ Water Authority and Hunter Water Corporation.

The 32km² area proposed to be transferred to Lake Macquarie LGA includes:

- 5 community halls,
- 7 public conveniences,
- 0.15 km² of parkland,
- 0.08 km² of sportsground,
- 0.23 km² of general community use land,
- 0.42 km² of natural area,
- 88.7 km of roads,
- a works sub-depot, and
- other minor Council assets including boat ramps and jetties.

It is unlikely that the boundary adjustment would create an unreasonable amount of pressure on either council for access and service delivery. With the exception to water and sewer services, the existing range of community, civil infrastructure and waste services could be adequately supported from a combination of existing Lake
Macquarie City Council facilities and existing facilities located within the transfer area. Existing section 94 contribution plans and associated developer contributions would guide the development of future facilities.

A Draft Integration Plan has been prepared to ensure the least amount of impact to communities within the proposed transfer area, and to deliver continued performance against established response times to customer requests and community expectations. This Draft Plan is supported by well-established staff and community engagement practices to deliver effective interim and permanent arrangements for the range of identified services.

The Draft Integration Plan is further supported by a comprehensive service register of the range of infrastructure and program-based services currently offered to the Lake Macquarie community. A register of baseline data has been compiled that could readily support a detailed assessment and pairing of common services required for integration. Existing commitments made to capital works within the transfer area will be assessed to ensure appropriate measures are put in place to see the completion and capitalisation of any existing capital works.

The transition of ongoing asset maintenance responsibility for the transfer area is aided by Lake Macquarie already managing suburbs to the north and northwest (Wyee and Wyee Point) and to the northeast (Moonee and Nords Wharf). As a consequence, extending existing maintenance runs to include the transfer area maximises the use of existing maintenance infrastructure and resources, particularly those related to the upkeep of roads, stormwater drainage and community facilities.

It is envisioned that the existing Wyong Shire Council sub-depot located off Summerland Road, Gwandanlan, would continue to be used and would provide a basis for servicing the Gwandanlan and Summerland Point peninsula to increase responsiveness and operational efficiency.

9 Employment Impacts (s253(3)e2)

Given the small area (32km²), small number of assets and relatively small population to service within that area, it is unlikely that staffing levels in either council would be materially affected by the proposed transfer to Lake Macquarie City Council.

There is no requirement to transfer staff from the proposed Central Coast Council, as, due to the minor nature of the proposed transfer, servicing is able to be managed using existing Lake Macquarie City Council resources and additional rate income from the transfer area.

10 Impact on Rural Communities (s253(3)e3)

The proposed transfer area is not a rural centre, within the meaning of section 354B of the Local Government Act 1993. Furthermore, there is no rural zoned land (RU1 or RU2) within the proposed transfer area.
11 Conclusion

The proposed minor adjustment to the northern boundary of the proposed Central Coast Council is unlikely to have a material impact on the financial position of either Lake Macquarie City Council or the merged Gosford-Wyong entity.

This proposed minor adjustment is consistent with community sentiment and sensible from a land use and water quality management perspective.

It is likely that residents in the transfer area will benefit in terms of communities of interest and geographic cohesion compared to their experience in a new Central Coast Council.