



Central Coast Council

Minutes of the Ordinary Meeting of Council Held remotely - online on 25 May 2020

Present

Mayor Lisa Matthews and Councillors Greg Best, Jillian Hogan, Kyle MacGregor, Doug Vincent, Troy Marquart, Chris Burke, Chris Holstein, Bruce McLachlan, Jilly Pilon, Rebecca Gale, Louise Greenaway, Jeff Sundstrom, Richard Mehrtens and Jane Smith.

In Attendance

Gary Murphy (Chief Executive Officer), Boris Bolgoff (Director Roads, Transport, Drainage and Waste), Julie Vaughan (Director Connected Communities), Scott Cox (Director Environment and Planning), Jamie Loader (Director Water and Sewer), Ricardo Martello (Executive Manager Innovation and Futures), Carlton Oldfield (Acting Chief Finance Officer) and Shane Sullivan (Unit Manager Governance and Business Services).

The Mayor, Lisa Matthews, declared the meeting open at 6.31pm.

At the request of the Mayor, Mr Gary Murphy, Chief Executive Officer advised that the meeting will be held remotely in accordance with section 747A of The Local Government Act 1993 clause 1(a)(i). Councillors were also reminded to adhere to the relevant policies and procedures including the Code of Meeting Practice and Code of Conduct. The Mayor, Lisa Matthews, advised in accordance with the Code of Meeting Practice that the meeting is being recorded and read an acknowledgement of country statement.

The reports are recorded in their correct agenda sequence.

Apologies

Moved: **Councillor Vincent**

Seconded: **Councillor Gale**

Resolved

418/20 ***That Council note there are no apologies or leaves of absence.***

For:

Unanimous

1.1 Disclosures of Interest

Councillor Mehrtens left the meeting at 6.46pm and returned at 6.47pm.
Councillor Greenaway left the meeting at 6.48pm and did not vote on this item.

Item 2.5 – Climate Change and Emergency Declaration

Mayor Matthews declared a pecuniary interest in the matter as her property insurance premiums maybe affected by the policy. Mayor Matthews left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor McLachlan declared a pecuniary interest in the matter as his property insurance premiums maybe affected by the policy. Councillor McLachlan left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor Pilon declared a pecuniary interest in the matter as her property insurance premiums maybe affected by the policy. Councillor Pilon left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor Gale declared a pecuniary interest in the matter as her property insurance premiums maybe affected by the policy. Councillor Gale left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor Best declared a less than significant non pecuniary interest in the matter as he has property that maybe affected by the policy . He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Item 5.3 – Deferred Item - Notice of Motion – National Tree Planting Day Activities

Councillor Vincent declared a less than significant non pecuniary interest in the matter as he has participated with family members in the National Tree Planting Day Activities in the past. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Item 5.4 – Notice of Motion - The Mast of the Ex HMAS Adelaide II - What's Happening?

Councillor Smith declared a less than significant non pecuniary interest in the matter as she associates with the Marine Discovery Centre, with divers that have previously advocated and have dealt with Sue Dengate who is a key advocate. Councillor Smith advised she would be leaving the chamber for consideration of this item.

This item was deferred for consideration (minute 381/20) until a briefing can be conducted.

Item 6.1 – Rescission Motion - Landcare Program Strategy

Councillor Vincent declared a pecuniary interest in the matter as his employer in the past has supported volunteers in this program.

Councillor Sundstrom declared a less than significant non pecuniary interest in the matter as he has participated in the Copacabana Land Care. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she has been involved in bushcare and a former member of NSW Executive of Landcare. She chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence her decision on the matter.

This item was deferred for consideration (minute 427/20) at the 9 June 2020 Ordinary Meeting.

Moved: **Councillor Vincent**
Seconded: **Councillor MacGregor**

Resolved

419/20 That Council receive the report on Disclosure of Interest and note advice of disclosures.

For:
Unanimous

1.2 Confirmation of Minutes of Previous Meeting

Councillor Greenaway returned to the meeting at 6.53pm.

Moved: **Councillor Gale**
Seconded: **Councillor Holstein**

Resolved

420/20 That Council confirm the minutes of the Ordinary Meeting of Council held on the 11 May 2020.

For:
Unanimous

1.3 Notice of Intention to Deal with Matters in Confidential Session

Moved: **Councillor Best**
Seconded: **Councillor Hogan**

Resolved

421/20 That Council resolve that the following matters be dealt with in closed session, pursuant to s. 10A(2)(d) of the Local Government Act 1993 for the following reasons:

Item 7.1 - Debt Management – External Borrowings 2020

Reason for considering in closed session:

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

- (i) prejudice the commercial position of the person who supplied it.**

That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and Attachment 1 remain confidential in accordance with section 10A(2)(d)(i) of the Local Government Act as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter in open Council would on balance be contrary to the public interest.

Item 7.2 - Terrigal Trojans Rugby club – Outstanding Loan Repayment

Reason for considering in closed session:

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

- (i) prejudice the commercial position of the person who supplied it.**

That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and Attachment 1 remain confidential in accordance with section 10A(2)(d)(i) of the Local Government Act as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter in open Council would on balance be contrary to the public interest.

For:

Mayor Matthews, Councillors Burke, Hogan, Holstein, MacGregor, McLachlan, Mehrkens, Smith, Sundstrom and Vincent

Against:

Councillors Best, Gale, Greenaway, Marquart and Pilon

Procedural Motion – Exception

Moved: Councillor Gale

Seconded: Councillor Vincent

Resolved

422/20 *That Council adopt the following items as a group and in accordance with the report recommendations:*

Item #	Item Title
2.3	<i>Determination of water supply, sewerage and stormwater drainage fees and charges 2020-21</i>
2.4	<i>Heritage Grant Program Round 2 2019-20</i>
3.1	<i>Meeting Record of the Pedestrian Access and Mobility Advisory Committee held on 23 January 2020</i>
3.2	<i>Meeting Record of the Playspaces Advisory Committee Meeting held on 18 February 2020</i>
3.5	<i>Councillor Expenses and Facilities Report as at 30 April 2020</i>
7.2	<i>Terrigal Trojans Rugby Club - Outstanding Loan Repayment</i>

423/20 *That Council discuss the following items individually:*

Item #	Item Title
2.1	<i>Central Coast Parking Study and Implementation Plan</i>
2.2	<i>2019-20 Q3 Business Report</i>
2.5	<i>Climate Change and Emergency Declaration</i>
2.6	<i>Cities Power Partnership April Update</i>
2.7	<i>Adoption of Wyong River Catchment and Ourimbah Creek Catchment Floodplain Risk Management Studies and Plans - Supplementary Report</i>
2.8	<i>Determination of Councillor Membership of the Audit, Risk and Improvement Committee</i>
2.9	<i>Response to Notice of Motion - Cat Curfew for the Central Coast</i>
3.3	<i>Activities of the Development Assessment & Environment and Certification Units - January to March 2020 - Quarter 3</i>
3.4	<i>Proposed Lake Munmorah Skate Park</i>
5.1	<i>Deferred Item - Notice of Motion - Council to Support Federal Government's COVID-19 Tracking App</i>
5.2	<i>Deferred Item - Notice of Motion - Coast COVID Economic Crisis</i>
5.3	<i>Deferred Item - Notice of Motion - National Tree Planting Day Activities</i>
6.1	<i>Rescission Motion - Landcare Program Strategy</i>
7.1	<i>Debt Management - External Borrowings 2020</i>

424/20 *That Council defer consideration of the following item to allow for a briefing to be conducted:*

Item #	Item Title
5.4	<i>Notice of Motion - The Mast of the Ex HMAS Adelaide II - What's Happening?</i>

For:
Unanimous

2.1 Central Coast Parking Study and Implementation Plan

Councillor Best left the meeting at 7.10pm and returned at 7.13pm.

Moved: Councillor Holstein
Seconded: Councillor Marquart

- 1 That Council receive and note the findings and strategies of Part 2 and Part 3 of the Central Coast Parking Strategy and the Car Parking Study: Summary Report.
- 2 That Council adopt the short, medium and long-term key actions contained in the Central Coast Car Parking Study: Implementation Plan.

Amendment Moved: Councillor Mehrtens
Amendment Seconded: Councillor MacGregor

- 1 That Council receive and note the findings and strategies of Part 2 and Part 3 of the Central Coast Parking Strategy and the Car Parking Study: Summary Report.
- 2 That Council adopt the short, medium, and long-term key actions contained in the Central Coast Car Parking Study: Implementation Plan, with the following amendments:
 - i Amend M.5.1 to add "seek alternative sites or options near the CBD in addition to Rose Street, Wyong carpark.
 - ii Amend S.1.4 to remove all words including and after 'Develop'.
 - lii Amend S1.5 to add "investigate options to include secure bicycle storage at existing and future fringe car parks".
 - iv Remove action S.1.6
 - v Remove action M.1.2
 - vi Make M.1.3 a short-term action
 - vii Make M.1.4 a short-term action
 - viii Make action S.9.2 a medium-term action
 - ix Remove action S.9.3
 - x Add an action that reintroduces 2hr parking at the Woy Woy Oval which was recently removed
 - xi Make M.9.1 a short-term action
 - xii Make M.9.2 a short-term action
 - xiii Make L.9.1 a short-term action

- 3 *That these changes and intents be reflected through the remainder of the Central Coast Parking Strategy documents as appropriate.*
- 4 *That the amended strategy and implementation plan go on public exhibition for 28 days with a further report be provided to Council.*

For:

*Mayor Matthews, Councillors Greenaway,
Hogan, MacGregor, Mehrstens, Smith,
Sundstrom and Vincent*

Against:

*Councillors Best, Burke, Gale, Holstein,
Marquart, McLachlan and Pilon*

The Amendment was put to the vote and declared CARRIED and then become the Motion.

Moved: **Councillor Mehrstens**

Seconded: **Councillor MacGregor**

Resolved

- 425/20 *That Council receive and note the findings and strategies of Part 2 and Part 3 of the Central Coast Parking Strategy and the Car Parking Study: Summary Report.***
- 426/20 *That Council adopt for the purposes of exhibition the short, medium, and long-term key actions contained in the Central Coast Car Parking Study: Implementation Plan, with the following amendments:***
- i Amend M.5.1 to add "seek alternative sites or options near the CBD in addition to Rose Street, Wyong carpark.***
 - ii Amend S.1.4 to remove all words including and after 'Develop'.***
 - lii Amend S1.5 to add "investigate options to include secure bicycle storage at existing and future fringe car parks".***
 - iv Remove action S.1.6***
 - v Remove action M.1.2***
 - vi Make M.1.3 a short-term action***
 - vii Make M.1.4 a short-term action***
 - viii Make action S.9.2 a medium-term action***
 - ix Remove action S.9.3***
 - x Add an action that reintroduces 2hr parking at the Woy Woy Oval which was recently removed***
 - xi Make M.9.1 a short-term action***
 - xii Make M.9.2 a short-term action***
 - xiii Make L.9.1 a short-term action***
- 427/20 *That these changes and intents be reflected through the remainder of the Central Coast Parking Strategy documents as appropriate.***
- 428/20 *That the amended strategy and implementation plan go on public exhibition for 28 days with a further report be provided to Council.***

For:

**Mayor Matthews, Councillors Best,
Greenaway, Hogan, Holstein, MacGregor,
McLachlan, Mehrrens, Pilon, Smith,
Sundstrom and Vincent**

Against:

Councillors Burke and Marquart

Abstained: Councillor Gale

2.2 2019-20 Q3 Business Report

Councillor Vincent left the meeting at 7.46pm and returned at 7.48pm.

Councillor Burke left the meeting at 7.57pm and did not vote on this item.

Moved: Councillor Best

Seconded: Councillor Gale

Resolved

429/20 That Council receive the Q3 Business Report on Central Coast Council's 2019-20 year to date financial performance.

430/20 That Council note that Council's Responsible Accounting Officer has declared the Council has sufficient funds to pay its vendors and staff and that the financial impacts from COVID-19 is changing based on the changes to the services which Council is permitted to provide. The Responsible Accounting Officer report is on page 11 of attachment 1.

431/20 That Council approve the proposed budget amendments included in Central Coast Council's Q3 Business Report for 2019-20.

432/20 That the Chief Executive Officer report back to Council on the investigation into pooling developer contributions as directed by the NSW State Government Covid-19 Legislation Amendment (Emergency Measures-Miscellaneous) Act 2020 No 5 with Planning Minister Rob Stokes.

For:

Unanimous

2.3 Determination of water supply, sewerage and stormwater drainage fees and charges 2020-21

This item was resolved by the exception method.

Moved: Councillor Gale

Seconded: Councillor Vincent

Resolved

- 433/20** *That Council approve the water, sewerage and stormwater drainage Fees and Charges set out in Attachment 1.*
- 434/20** *That Council determine, for the purposes of s.315(1)(a) the Water Management Act 2000, that the amount of revenue it proposes to raise by way of service charges including the usage of the service is \$163,901,515. This is calculated based on the Independent Pricing and Regulatory Tribunal (IPART's) Final Determination dated 24 May 2019.*
- 435/20** *That Council determine, for the purpose of s.315(1)(b) of the Water Management Act 2000, that land is to be classified for the purpose of levying services charges according to the following factors:*
- a the purpose for which the land is actually being used,*
 - b the intensity with which the land is being used for that purpose,*
 - c the purposes for which the land is capable of being used,*
 - d the nature and extent of the water or sewerage services connected to the land.*
- 436/20** *That Council determine, for the purposes of s.315(1)(c) of the Water Management Act 2000 that services charges be levied on the following bases, as applicable to each charge:*
- a the availability of the service*
 - i the classification of land*
 - ii the size of the water meter registering supply*
 - iii the cost of providing the service (i.e. sewage discharge factor)*
 - b the usage of the service*
 - i the volume of water supplied (as measured or estimated by Council)*
 - ii the degree of use (i.e. sewage discharge factor)*
- 437/20** *That Council determine, for the purposes of s.315(1)(d) of the Water Management Act 2000, that the service charges be levied in accordance with attachment 1 to the report.*
- 438/20** *That Council request that the Chief Executive Officer seek the Minister's approval under s315(3) of the Water Management Act 2000 for the service charges in accordance with the above determination.*

For:

Unanimous

2.4 Heritage Grant Program Round 2 2019-20

This item was resolved by the exception method.

Moved: Councillor Gale

Seconded: Councillor Vincent

Resolved

439/20 That Council allocate \$65,500.00 from the 2019-20 Heritage Grant Program budget to the projects as outlined in the following report and Attachment 1.

440/20 That Council decline applications for the reason indicated in Attachment 2, and the applicants be advised and where relevant directed to alternative funding.

For:

Unanimous

2.5 Climate Change and Emergency Declaration

Mayor Matthews declared a pecuniary interest in the matter as her property insurance premiums maybe affected by the policy. Mayor Matthews left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor McLachlan declared a pecuniary interest in the matter as his property insurance premiums maybe affected by the policy. Councillor McLachlan left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor Pilon declared a pecuniary interest in the matter as her property insurance premiums maybe affected by the policy. Councillor Pilon left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor Gale declared a pecuniary interest in the matter as her property insurance premiums maybe affected by the policy. Councillor Gale left the meeting at 7.59pm, returned at 8.14pm and did not participate in discussion on this matter.

Councillor Best declared a less than significant non pecuniary interest in the matter as he has property that maybe affected by the policy . He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

The Mayor vacated the Chair and left the meeting.

The Deputy Mayor, Councillor Smith assumed the chair at 8.14pm.

Councillor Best left the meeting at 8.09pm and returned to the meeting at 8.12pm.

Moved: Councillor MacGregor

Seconded: Councillor Smith

1 That Council implement the actions of the Climate Change Policy across its strategic decision making, processes and operations as business as usual.

2 *That Council note the work already being undertaken to reduce Council's emissions.*

Amendment Moved: Councillor Marquart

Amendment Seconded: Councillor Best

That Council defer consideration of item 2.5 – Climate Change and Emergency Declaration until cost figures can be placed around each item.

For:

Councillors Burke and Marquart

Against:

Councillors Greenaway, Hogan, Holstein, MacGregor, Mehrtens, Smith, Sundstrom and Vincent

The Amendment was put to the vote and declared LOST and the Motion was then put.

Moved: Councillor MacGregor

Seconded: Councillor Smith

Resolved

441/20 *That Council implement the actions of the Climate Change Policy across its strategic decision making, processes and operations as business as usual.*

442/20 *That Council note the work already being undertaken to reduce Council's emissions.*

For:

Councillors Greenaway, Hogan, Holstein, MacGregor, Mehrtens, Smith, Sundstrom and Vincent

Against:

Councillors Burke and Marquart

Abstained: Councillor Best

The Mayor resumed the chair at 8.14pm.

2.6 Cities Power Partnership April Update

Councillor Hogan left the meeting at 8.14pm and returned at 8.20pm

Councillor Pilon left the meeting at 8.16pm and returned at 8.19pm

Moved: Councillor MacGregor

Seconded: Councillor Smith

1 *That Council note this progress report on the Cities Power Partnership Pledge Actions.*

2 *That Council continue implementing the Pledge Actions and dedicate resources accordingly.*

3 *That Council continue providing six-monthly reports to Council and the Climate Council.*

4 *That Council notes that costings of the pledge actions are contained within existing budget documentation with which Councillors have been presented.*

Amendment Moved: Councillor Marquart

Amendment Seconded: Councillor Gale

That Council defer consideration of item 2.6 – Cities Power Partnership April Update to the 9 June 2020 Ordinary Meeting to allow for the costs and outcomes for each point to be included within the report.

For:

Councillors Best, Burke, Gale, Holstein, Marquart, McLachlan and Pilon

Against:

Mayor Matthews, Councillors Greenaway, Hogan, MacGregor, Mehrrens, Smith, Sundstrom and Vincent

The Amendment was put to the vote and declared LOST and the Motion was then put.

Moved: Councillor MacGregor

Seconded: Councillor Smith

Resolved

443/20 That Council note this progress report on the Cities Power Partnership Pledge Actions.

444/20 That Council continue implementing the Pledge Actions and dedicate resources accordingly.

445/20 That Council continue providing six-monthly reports to Council and the Climate Council.

446/20 That Council notes that costings of the pledge actions are contained within existing budget documentation which Councillors have been presented with.

For:

Mayor Matthews, Councillors Greenaway, Hogan, Holstein, MacGregor, Mehrrens, Smith, Sundstrom and Vincent

Against:

Councillors Best, Burke, Gale, Marquart, McLachlan and Pilon

2.7 Adoption of Wyong River Catchment and Ourimbah Creek Catchment Floodplain Risk Management Studies and Plans - Supplementary Report

Councillor Mehrrens left the meeting at 8.50pm and returned at 8.53pm.

Councillor Best left the meeting at 8.51pm and returned to the meeting at 8.54pm
Councillor Vincent left the meeting at 9.04pm and returned to the meeting at 9.06pm

Moved: **Councillor Greenaway**

Seconded: **Councillor MacGregor**

Resolved

404/20 That Council adopt the draft Wyong River Catchment Floodplain Risk Management Study and Plan as amended from the original report to Council dated 28 October 2019 as follows;

- Removal of the South Tacoma Floodway from the implementation list in the final Wyong River Catchment Floodplain Risk Management Study and Plan Report dated January 2020**

447/20 That Council adopt the draft Ourimbah Creek Catchment Floodplain Risk Management Study and Plan from the original report to Council dated 28 October 2019, subject to the following amendment;

- That an additional action be included in the plan to investigate the potential flooding impacts of the completed Kangy Angy rail facility with particular reference to the February 2020 floods and noted as a high priority with timing of 1 year to be completed.**

For:

**Mayor Matthews, Councillors Burke, Gale,
Greenaway, Hogan, Holstein, MacGregor,
McLachlan, Mehrrens, Pilon, Smith,
Sundstrom and Vincent**

Against:

Councillors Best and Marquart

The time being 9.11pm the meeting was adjourned and resumed at 9.24pm.

Procedural Motion

Moved: **Mayor Matthews**

Seconded: **Councillor MacGregor**

That Council bring the following items forward for consideration;

2.8	Determination of Councillor Membership of the Audit, Risk and Improvement Committee
3.4	Proposed Lake Munmorah Skate Park
7.1	Debt Management External Borrowings 2020

That should the time be after 10.30pm, Council defer consideration of the following items to the 9 June 2020 Ordinary Meeting;

2.9	<i>Response to Notice of Motion - Cat Curfew for the Central Coast</i>
3.3	<i>Activities of the Development Assessment & Environment and Certification Units - January to March 2020 - Quarter 3</i>
5.1	<i>Deferred Item - Notice of Motion - Council to Support Federal Government's COVID-19 Tracking App</i>
5.2	<i>Deferred Item - Notice of Motion - Coast COVID Economic Crisis</i>
5.3	<i>Deferred Item - Notice of Motion - National Tree Planting Day Activities</i>
6.1	<i>Rescission Motion - Landcare Program Strategy</i>

Amendment Moved: Councillor Best

Amendment Seconded: Councillor Marquart

1 That Council consider all items and reduce the debate on items to 20 minutes per item.

2 That Council extend the meeting to 11.00pm.

For:

Councillors Best, Burke, Gale, Holstein, Marquart, McLachlan, Pilon and Smith

Against:

Mayor Matthews, Councillors Greenaway, Hogan, MacGregor, Mehrrens, Sundstrom and Vincent

The Amendment was declared CARRIED and then become the Motion.

Moved: Councillor Best

Seconded: Councillor Marquart

448/20 That Council consider all items called for consideration and reduce the maximum time for debate on these items to no more than 20 minutes per item.

449/20 That Council extend the meeting to 11.00pm.

For:

Councillors Best, Burke, Gale, Holstein, Marquart, McLachlan, Pilon, and Smith

Against:

Mayor Matthews, Councillors Greenaway, Hogan, MacGregor, Mehrrens, Sundstrom and Vincent

2.8 Determination of Councillor Membership of the Audit, Risk and Improvement Committee

Moved: Councillor Sundstrom

Seconded: **Councillor MacGregor**

Resolved

450/20 That Council note the resignation of Councillors Greenaway and Vincent from the Audit, Risk and Improvement Committee and as a result determine the vacant Councillor membership of the Audit, Risk and Improvement Committee for the remainder of the Council term as follows:

- **Councillor Sundstrom**
- **Councillor Smith**
- **Councillor MacGregor (Alternate)**

For:

Mayor Matthews, Councillors Best, Burke, Gale, Hogan, Holstein, MacGregor, Marquart, McLachlan, Mehrrens, Pilon, Smith, Sundstrom and Vincent

Abstained:

Councillor Greenaway

2.9 Response to Notice of Motion - Cat Curfew for the Central Coast

Moved: **Councillor Greenaway**

Seconded: **Councillor MacGregor**

Resolved

451/20 That Council write to the NSW State Government requesting amendments to the Companion Animals Act 1998 so that cats have the same control requirements as dogs.

452/20 That Council investigate mechanisms available under relevant legislation that may provide for cat containment within new subdivisions noting that containment occurs in a number of suburbs in the ACT and is recommended by numerous cat welfare organisations.

453/20 That Council refer this item to the Companion Animals Committee for input.

For:

Unanimous

3.1 Meeting Record of the Pedestrian Access and Mobility Advisory Committee held on 23 January 2020

This item was resolved by the exception method.

Moved: **Councillor Gale**

Seconded: **Councillor Vincent**

Resolved

454/20 That Council receive the report on Meeting Record of the Pedestrian Access and Mobility Advisory Committee held on 23 January 2020.

For:

Unanimous

3.2 Meeting Record of the Playspaces Advisory Committee Meeting held on 18 February 2020

This item was resolved by the exception method.

Moved: **Councillor Gale**

Seconded: **Councillor Vincent**

Resolved

455/20 That Council receive the report on Meeting Record of the Playspaces Advisory Committee Meeting held on 18 February 2020.

For:

Unanimous

3.3 Activities of the Development Assessment & Environment and Certification Units - January to March 2020 - Quarter 3

Councillor Best left the meeting at 9.58pm and returned to the meeting at 10.00pm.

Moved: **Councillor Smith**

Seconded: **Councillor Mehrtens**

Resolved

456/20 That Council receive the report on Activities of the Development Assessment & Environment and Certification Units - January to March 2020 and that such reporting on Activities of the Development Assessment & Environment and Certification Units continue to be reported to Council on a quarterly basis;

457/20 That Council request the Chief Executive Officer draft a "Policy on Councillor Procedures in Representing the Community Interest in Planning Matters", with a report coming back to Council by the end of July 2020

458/20 *That, in preparing the abovementioned "Policy on Councillor Procedures in Representing the Community Interest in Planning Matters" Councillors be consulted on:*

- a An appropriate timeframe and mechanism to report/advise Council on any proposals that are referred to the Local Planning Panel or Regional Planning Panel.*
- b Options and a mechanism for the preparation of a submission and/or making representations on any of these matters*

459/20 *That, in the interim, Councillors be provided with:*

- a A regular list of development applications that are to be subject of community advertising such that Councillors can consider their position on these applications; and*
- b Notification of matters being referred to the Local Planning Panel, and be provided with copies of the assessment reports for these applications as soon as the assessment reports and agenda for the meeting are made publicly available.*

For:

Mayor Matthews, Councillors Best, Burke, Greenaway, Hogan, Holstein, MacGregor, Marquart, McLachlan, Mehrrens, Pilon, Smith and Sundstrom

Against:

Councillor Gale

Abstained: Councillor Vincent

3.4 Proposed Lake Munmorah Skate Park

Moved: Councillor Best

Seconded: Councillor Vincent

Resolved

460/20 *That Council receive the report on Proposed Lake Munmorah Skate Park.*

For:

Unanimous

3.5 Councillor Expenses and Facilities Report as at 30 April 2020

This item was resolved by the exception method.

Moved: Councillor Gale

Seconded: Councillor Vincent

Resolved

461/20 That Council receive the report on Councillor Expenses and Facilities Report as at 30 April 2020.

For:

Unanimous

5.1 Deferred Item - Notice of Motion - Council to Support Federal Government's COVID-19 Tracking App

Councillor Hogan left the meeting at 10.15pm and returned to the meeting at 10.18pm

Moved: Councillor Best

Seconded: Councillor Marquart

- 1 That Council receive the report of Notice of Motion – Council to Support Federal Government's COVID-19 Tracking App
- 2 That Council demonstrates its civic leadership through endorsing and encouraging all residents and ratepayers of our Central Coast region to take up the federal government's COVID-19 tracking app.
- 3 That Council recognises the important role that this tracking app offers in the community's fight against the COVID-19 pandemic and the significant support it provides to our front line first responders.
- 4 That with the Central Coast now playing host to one of this nation's largest concentrations of senior citizens, Council further recognises the significant benefits that come from the effective take up of the COVID-19 tracking app.
- 5 That Council write to the Covid-19 Taskforce and request that they reassess the language that they use in communicating in restrictions they propose to use on residents specifically the 'Lockdown' unless it is intended that residents be required to shelter in place.

For:
Councillors Best, Burke, Holstein and
McLachlan

Against:
Mayor Matthews, Councillors Greenaway,
Hogan, Marquart, Matthews, Mehrtens,
Pilon, Smith, Sundstrom and Vincent

Abstained: Councillor MacGregor

The Motion was put to the vote and declared LOST.

5.2 Deferred Item - Notice of Motion - Coast COVID Economic Crisis

Councillor Gale left the meeting at 10.27pm and did not return.

Councillor Best left the meeting at 10.39pm and returned to the meeting at 10.45pm.

Moved: Councillor Best

Seconded: Councillor Marquart

- 1 That Council receive the report of Deferred Item – Notice of Motion – Coast COVID Economic Crisis*
- 2 That Council recognises the importance of stimulating the local coast economy as a consequence of COVID-19 on business closures and mass local job losses.*
- 3 That Council now urgently reconvene its recently cancelled Strategic Planning/Budget Workshop with a view to economically activating employment initiatives while drilling down on the real impacts of this pandemic on our coasts' business community, sporting organisations, volunteer groups and community club's.*
- 4 That any such virtual workshop should also explore all funding opportunities in the recently announced State Government \$395 million Local Government Pandemic Rescue Package.*

Amendment Moved: Councillor Smith

Amendment Seconded: Councillor Greenaway

- 1 That Council receive the report of Deferred Item – Notice of Motion – Coast COVID Economic Crisis*
- 2 That Council recognises the importance of stimulating the local coast economy as a consequence of COVID-19 on business closures and mass local job losses.*
- 3 That Council note the upcoming workshops involving Grant Thornton to consider the Recovery Plan and also the upcoming workshop on the Draft Operational Plan and Budget.*

For:

Mayor Matthews, Councillors Best, Greenaway, Hogan, Holstein, MacGregor, Marquart, Mehrtens, Smith, Sundstrom and Vincent

Against:

Councillors Burke, McLachlan and Pilon

The Amendment was put to the vote and declared CARRIED and then become the Motion.

Moved: Councillor Smith

Seconded: Councillor Greenaway

Resolved

462/20 That Council receive the report of Deferred Item – Notice of Motion – Coast

COVID Economic Crisis

463/20 *That Council recognises the importance of stimulating the local coast economy as a consequence of COVID-19 on business closures and mass local job losses.*

464/20 *That Council note the upcoming workshops involving Grant Thornton to consider the Recovery Plan and also the upcoming workshop on the Draft Operational Plan and Budget.*

For:

Unanimous

5.3 Deferred Item - Notice of Motion - National Tree Planting Day Activities

Councillor Vincent declared a less than significant non pecuniary interest in the matter as he has participated with family members in the National Tree Planting Day Activities in the past. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Councillor Gale left the meeting at 10.27pm and did not return.

Moved: **Councillor Smith**

Seconded: **Councillor Vincent**

Resolved

465/20 *That Council note that National Tree Day falls on Sunday, 2 August 2020.*

466/20 *That Council request the Chief Executive Officer congratulate staff on the two proposed community planting events to be held at;*

- *Alison Road, Wyong, adjoining Porters Creek*
- *Runway Park, Trafalgar Avenue, Woy Woy*

467/20 *That Council request the Chief Executive Officer to ensure that there are alternate arrangements are made for the day should these events not be able to proceed due to COVID-19 – such as plant giveaways (local provenance native plants) at a pick up point for residents in both the north and south.*

468/20 *That Council request the Chief Executive Officer provide an update on what these alternate arrangements might be in a Councillor update.*

469/20 *That Council request the Chief Executive Officer provide a report at the 24 August 2020 Ordinary Meeting on Council initiatives and/or changes in practice to encourage and facilitate street tree plantings in existing and new areas.*

For:
Unanimous

5.4 Notice of Motion - The Mast of the Ex HMAS Adelaide II
- What's Happening?

Councillor Smith declared a less than significant non pecuniary interest in the matter as she associates with the Marine Discovery Centre, with divers that have previously advocated and have dealt with Sue Dengate who is a key advocate. Councillor Smith advised she would be leaving the chamber for consideration of this item.

Council deferred the consideration of item 5.4 until a briefing can be conducted (minute 381/20).

Procedural Item - Deferral

Councillor Gale left the meeting at 10.27pm and was not present for this item.
Councillor Vincent left the meeting at 10.53pm and did not vote on this item.

Moved: **Mayor Matthews**
Seconded: **Councillor MacGregor**

Resolved

470/20 That Council defer consideration of item 6.1 – Rescission Motion – Landcare Program Strategy to the 9 June 2020 Ordinary Meeting.

471/20 That Council continue to consider Confidential item 7.1 – Debt Management – External Borrowings.

For: Mayor Matthews, Councillors Best, Burke, Holstein, MacGregor, McLachlan, Marquart, Mehrstens, Pilon, Smith and Sundstrom	Against: Councillors Hogan and Greenaway
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6.1 Rescission Motion - Landcare Program Strategy

Councillor Vincent declared a pecuniary interest in the matter as his employer in the past has supported volunteers in this program.

Councillor Sundstrom declared a less than significant non pecuniary interest in the matter as he has participated in the Copacabana Land Care. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she has been involved in bushcare and a former member of NSW Executive of Landcare. She chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence her decision on the matter.

Council deferred consideration of item 6.1 to the 9 June 2020 Ordinary Meeting (minute 427/20).

Confidential Session

Councillor Gale left the meeting at 10.27pm and was not present for this item.
Councillor Vincent returned to the meeting at 10.54pm during consideration of this item.

Moved: Councillor Best
Seconded: Councillor Hogan

Resolved

472/20 That Council move into Confidential Session to consider the following item;

7.1 Debt Management - External Borrowings 2020

For: Mayor Matthews, Councillors Best, Burke, Hogan, Holstein, MacGregor, McLachlan, Mehrstens, Smith, Sundstrom and Vincent	Against: Councillors Marquart and Pilon
	Abstained: Councillor Greenaway

At this stage of the meeting being 10.55pm the meeting moved into Confidential Session with the members of the press and public excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10a of The Local Government Act, 1993 as the items listed come within the following provisions:-

7.1 Debt Management - External Borrowings 2020

The reason for dealing with the report confidentially is that it contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

Procedural Motion – Extension

Councillor Gale left the meeting at 10.27pm and was not present for this item.

Moved: Councillor MacGregor

Seconded: **Councillor Greenaway**

Resolved

473/20 That Council the time being 11.05pm extend the meeting for a period of 5 minutes to allow item 7.1 – Debt Management - External Borrowings 2020 to be considered.

For:

Unanimous

Procedural Motion – Extension

Councillor Gale left the meeting at 10.27pm and was not present for this item.
Councillor Best left the meeting at 11.05pm and was not present for this item.

Moved: **Councillor Sundstrom**

Seconded: **Councillor Holstein**

Resolved

474/20 That Council the time being 11.11pm extend the meeting for a further period of 10 minutes to allow item 7.1 – Debt Management - External Borrowings 2020 to be considered.

For:

Unanimous

Open Session

Councillor Gale left the meeting at 10.27pm and did not return.
Councillor Best left the meeting at 11.05pm and did not return.

Moved: **Councillor Greenaway**

Seconded: **Councillor Hogan**

Resolved

475/20 That Council the time being 11.19pm move into Open Session.

For:

Unanimous

Open Session

The meeting resumed in open session at 11.19 pm and the Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting as follows:

7.1 Debt Management - External Borrowings 2020

Councillor Gale left the meeting at 10.27pm and did not return.

Councillor Best left the meeting at 11.05pm and did not return.

Moved: Councillor MacGregor

Seconded: Councillor Mehrtens

Resolved

476/20 That Council accept the offer of loan borrowings, as dated 4 May 2020, for an amount of \$50,000,000 for a 20 year term from the National Australia Bank, noting that 55% will be used to refinance existing debt at more favourable rates and 45% will go towards funding capital works.

477/20 That Council authorise the Mayor and Chief Executive Officer to execute all documents relating to the Facility Agreement between the Central Coast Council and the National Australia Bank.

478/20 That Council authorise the Common Seal to be affixed to the executed Facility Agreement between the Central Coast Council and the National Australia Bank.

For:
Mayor Matthews, Councillors Burke,
Greenaway, Hogan, Holstein, MacGregor,
Mehrtens, Smith, Sundstrom and Vincent

Against:
Councillors McLachlan and Pilon
Abstained; Councillor Marquart

7.2 Terrigal Trojans Rugby Club - Outstanding Loan Repayment

This item was resolved by the exception method.

Moved: Councillor Gale

Seconded: Councillor Vincent

Resolved

479/20 That Council defer consideration of this matter to a future meeting of Council.

For:
Unanimous

The Meeting closed at 11.21pm.