



Central Coast Council

Ordinary Council Meeting

Held in the Council Chamber
2 Hely Street, Wyong

23 March 2021

MINUTES

Present

Dick Persson AM

In Attendance

Rik Hart	Acting Chief Executive Officer
Malcolm Ryan	Chief Operating Officer
Natalia Cowley	Director Corporate Affairs
Boris Bolgoff	Director Infrastructure Services
Julie Vaughan	Director Community and Recreation Services
Scott Cox	Director Environment and Planning
Jamie Loader	Director Water and Sewer

Notes

The Administrator, Dick Persson AM, declared the meeting open at 6.32pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Administrator, Dick Persson AM acknowledged the traditional custodians of the land on which the meeting was being held, and paid respect to Elders past, present and emerging.

The Administrator, Dick Persson AM advised the following organisations received the following awards and recognition at the recent Keep Australia Beautiful NSW 2020 Sustainable Communities Tidy Town Awards;

- Central Coast Council - Won – Coastal & Waterways Protection Award for the Brisbane Water Estuary Education Program
- Central Coast Council - Named Finalist – Overall Award for the 2020 Sustainable Communities Tidy Towns
- Terrigal Public School – Won – Schools Environmental Achievement Award for the Waste Reduction Program (which Central Coast Council funded through the Wiping Our Waste program)
- Plate to Paddock – Received two awards
- Take 3 – Received one award in the environmental communications category

The Administrator, Dick Persson AM advised that no requests to speak at the Open Forum had been received. However, he noted that Ms Vicki Scott wished to address Council on Item 3.6 - Proposed Changes to Advisory Groups and Committees and that he was happy to accommodate the request.

1.1 Disclosures of Interest

Time commenced: 6.36pm

3.7 Waterfront Addressing

Mr Malcolm Ryan, Chief Operating Officer, declared a less than significant non pecuniary interest in the matter as his property will receive a formal address and will be affected by this report. Mr Ryan remained in the chamber and did not participate in discussion or voting on this matter.

Moved: Mr Dick Persson AM

67/21 Resolved

That the Administrator receive the report on Disclosure of Interest and note advice of disclosures.

1.2 Confirmation of Minutes of Previous Meeting

Time commenced: 6.37pm

Moved: Mr Dick Persson AM

68/21 Resolved

That Council confirm the minutes of the Ordinary Meeting of Council held on the 9 March 2021.

1.3 Notice of Intention to Deal with Matters in Confidential Session

Time commenced: 6.37pm

Moved: Mr Dick Persson AM

69/21 Resolved

That Council note that no matters have been tabled to deal with in a closed session.

1.4 Administrator's Minute - End of Councillor Suspension Period

Time commenced: 6.37pm

Moved: Mr Persson AM

70/21 Resolved

That the suspended Central Coast Councillors be invited as set out in this Administrator's Minute to two briefings: Financial Briefing and Meeting with Chief Executive Officer.

1.5 Administrator's Minute - Question for Referendum

Time commenced: 6.41pm

Moved: Mr Persson AM

71/21 Resolved

1 *That Council resolve to conduct a Constitutional Referendum in conjunction with the conduct of the 2021 Local Government Election as follows:*

Do you favour a reduction in the number of Central Coast Councillors, from fifteen to nine, and the removal of wards? This will result in nine Councillors with all electors voting for all nine Councillors, and all nine Councillors representing the whole Central Coast.

2 *That Council advise the NSW Electoral Commission of the Referendum question.*

1.6 Administrator's Minute - Managing the Channel

Time commenced: 6.47pm

Moved: Mr Persson AM

72/21 Resolved

1 *That Council engage Mr Angus Gordon, Australia's leading coastal engineering expert to undertake a peer review of Council's policy and approach in managing floods, particularly looking at the February 2020 flood event and flooding experienced in the past four days.*

2 *That Council note this review will be undertaken immediately and a report will be released publicly when it arrives.*

1.7 Administrator's Minute - Council Structure

Time commenced: 6.52pm

Moved: Mr Persson AM

73/21 Resolved

That Council determine, pursuant to section 333 of the Local Government Act 1993, that the position of Director, Corporate Affairs will be retitled to Director, Corporate Affairs and Chief Financial Officer.

2.1 Central Coast Council Financial Plan

Time commenced: 6.54pm

Moved: Mr Persson AM

74/21 Resolved

1 That Council adopts the following Long Term Financial Plan (LTFP)

	1	2	3	4	5	6	7	8	9	10
	2021/22	2022/23	2023/24	2024/25	2025/26	2026/27	2027/28	2028/29	2029/30	2030/31
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
Operating Income										
Rates	179,357	183,841	188,437	193,148	197,977	202,926	207,999	213,199	218,529	223,992
SRV	22,859	23,431	24,016	24,617	25,232	25,863	26,510	27,172	27,852	28,548
Annual and User Charges and Other Income	415,084	437,160	439,345	441,542	443,750	445,969	448,198	450,439	452,692	454,955
Operating Grants	34,856	34,856	34,856	34,856	34,856	34,856	34,856	34,856	34,856	34,856
Operating Contributions	14,635	14,635	14,635	14,635	14,635	14,635	14,635	14,635	14,635	14,635
Total Income attributable to Operations	666,792	693,922	701,290	708,798	716,450	724,249	732,198	740,302	748,564	756,987
Operating Expenses										
Employee Costs	175,832	180,228	184,733	189,352	194,086	197,967	201,927	205,965	210,084	214,286
Borrowing Costs	17,471	17,351	17,231	17,111	16,991	16,871	16,751	16,631	16,511	16,391
Materials and Contracts	188,517	189,460	190,407	191,359	192,316	193,277	194,244	195,215	196,191	197,172
Depreciation	177,106	182,606	188,106	193,606	199,106	204,606	210,106	215,606	221,106	226,606
Other Expenses	100,822	100,822	100,822	100,822	100,822	100,822	100,822	100,822	100,822	100,822
Total Expenses attributable to Operations	659,748	670,467	681,300	692,250	703,321	713,544	723,850	734,239	744,715	755,277
Operating Result	7,043	23,456	19,990	16,548	13,129	10,705	8,349	6,063	3,849	1,709

2 That Council uses this LTFP as the basis for the preparation of the draft Operational Plan for the 2021/2022 financial year.

3.1 Consideration of Submissions and Adoption of the Long Term Financial Plan and Debt Recovery and Hardship Policy

Time commenced: 7.28pm

Moved: Mr Persson AM

75/21 Resolved

- 1 *That Council note the submissions received and write to each submission maker thanking them for their submission and advising of the outcome as per Attachment 1.*
- 2 *That Council adopt the General Fund Long Term Financial Plan as per Attachment 2.*
- 3 *That Council adopt the Debt Recovery and Hardship Policy as per Attachment 3.*

3.2 Investment Report for February 2021

Time commenced: 7.29pm

Moved: Mr Persson AM

76/21 Resolved

That Council receive the Investment Report for February 2021.

3.3 Restriction Reserves Write-Off

Time commenced: 7.30pm

Moved: Mr Persson AM

77/21 Resolved

- 1 *That Council provide approval for the write-off totalling \$10,000,000 pertaining to the Land Development Reserve.*
- 2 *That Council provide approval for the write-off totalling \$4,701,646 pertaining to the Infrastructure Reserve.*
- 3 *That Council provide approval for the write-off totalling \$316,223 pertaining to the Water Safety and Surf Clubs Reserve.*
- 4 *That Council provide approval for the write-off totalling \$182,662 pertaining to the Kibble Park Café Reserve.*
- 5 *That Council provide approval for the write-off totalling \$4,499,469 pertaining to the Waste Disposal Facility Reserve.*

3.4 Draft 2019-20 Financial Reports for Central Coast Council and Central Coast Council Water Supply Authority

Time commenced: 7.32pm

Moved: Mr Persson AM

78/21 Resolved

- 1 *That Council note that the draft Consolidated Financial Reports for Central Coast Council for the period from 1 July 2019 to 30 June 2020 are presented to Council. The Consolidated Financial Report includes the General Purpose financial report, Special Purpose financial report and Special Schedules, which is Attachment 1 to the business paper.*
- 2 *That Council also note that the draft Consolidated Financial Reports have been prepared in accordance with the requirements of the Local Government Act 1993 ("LG Act"), the Local Government (General) Regulation 2005 ("LG Reg") and the relevant accounting and reporting requirements of the Office of Local Government prescribed Code of Accounting Practice and Financial Reporting - Update No. 28 and Australian Accounting Standards.*
- 3 *That Council note that the draft Financial Reports for Central Coast Council Water Supply Authority for the period from 1 July 2019 to 30 June 2020 is presented to Council, which is Attachment 2 to the business paper.*
- 4 *That Council note that the draft Financial Reports for Central Coast Council Water Supply Authority as presented in accordance with section 41B of the Public Finance and Audit Act 1983 (PF&A Act) and the Public Finance, the Australian Accounting Standards and other pronouncements of the Australian Accounting Standards Board, the Local Government Act 1993 (NSW) and the relevant accounting and reporting requirements of the Office of Local Government prescribed Code of Accounting Practice and Financial Reporting - Update No. 28 and Australian Accounting Standards.*
- 5 *That Council authorise, the Interim Administrator, given the suspension of the Mayor, to execute all documents related to the draft Consolidated Financial Reports in accordance with s413(2)(c) of the LG Act, and cl. 215(1)(b)(i) of the LG Reg.*
- 6 *That Council authorise, the Chief Executive Officer to execute all documents related to the draft Consolidated Financial Reports in accordance with s413(2)(c) of the LG Act, and cl. 215(1)(b)(iv) of the LG Reg.*
- 7 *That Council authorise, the Responsible Accounting Officer of the Council, to execute all documents related to the draft Consolidated Financial Reports with s413(2)(c) of the LG Act, and cl. 215(1)(b)(iii) of the LG Reg.*
- 8 *That Council authorise, for the purposes of s. 41C(1C) of the Public Finance and Audit Act 1983, its Interim Administrator (given the suspension of the Mayor), Chief Executive Officer and Responsible Accounting Officer to execute all documents related to the draft Financial Reports for Central Coast Council Water Supply Authority.*

- 9 *That Council resolve, for the purposes of s. 413(1) of the LG Act, to refer the Consolidated Financial Reports for Central Coast Council and the Financial Reports for Central Coast Council Water Supply Authority for the period from 1 July 2019 to 30 June 2020 to the Audit Office of New South Wales, for external audit.*
- 10 *That Council delegate to the Chief Executive Officer to set the date for the meeting to present the audited 2019-20 financial reports, together with the auditor's reports, to the public in accordance with s418(1)(a), (b) of the LG Act.*

3.5 Councillor and Staff Interaction Policy

Time commenced: 7.33pm

Moved: Mr Persson AM

79/21 Resolved

That the attached Councillor and Staff Interaction Policy be adopted.

3.6 Proposed Changes to Advisory Groups and Committees

Time commenced: 7.34pm

Ms Vicki Scott addressed the meeting at 7.35pm

Moved: Mr Persson AM

80/21 Resolved

- 1 *That Council implements the revised Advisory Group formats as detailed in Attachment 1 for the remainder of the current Council term with the following exception:*

Status of Women Advisory Group and the Social Inclusion Advisory Committee remain unchanged.

- 2 *That Council invites existing Advisory Group members to confirm their membership for the remaining Council term, thanks them for their contribution to date and updates the Terms of References as required.*
- 3 *That Council develops a framework for management of Advisory Groups, Working Groups and Networking Groups for consideration by the new Council following the conduct of the 2021 Local Government election.*

3.7 Waterfront Addressing

Time commenced: 7.47pm

Mr Malcolm Ryan, Chief Operating Officer, declared a less than significant non pecuniary interest in the matter as his property will receive a formal address and will be affected by this report. Mr Ryan remained in the chamber and did not participate in discussion or voting on this matter.

Moved: Mr Persson AM

81/21 Resolved

- 1 *That Council resolve to adopt waterfront addressing for properties along the Hawkesbury River and its tributaries in accordance with Australian/New Zealand Standard 4819:2011 - Rural and Urban Addressing; NSW Address Policy and NSW Retrospective Address Policy for the purpose of public exhibition.*
- 2 *That Council commence 28-day consultation period and seek comment from all affected property owners and other government departments.*
- 3 *That following the consultation period, a further report be provided to Council for the purpose of considering submissions received.*

3.8 Update on Soap in Public Toilets

Time commenced: 7.48pm

Moved: Mr Persson AM

82/21 Resolved

That Council receive the report on Update on Soap in Public Toilets.

3.9 Central Coast Stadium Final Strategy Report

Time commenced: 7.49pm

Moved: Mr Persson AM

83/21 Resolved

- 1 *That Council note the consultation report and the findings from the public consultation (Attachment 1).*
- 2 *That Council adopt the Stadium Implementation Plan and make it available on Council's website (Attachment 2).*

- 3 *That Council delegate authority to the Chief Executive Officer to make final editorial amendments to the Stadium Implementation Plan document (Attachment 1) without changing its intent.*
- 4 *That Council delegate authority to the Chief Executive Officer to authorise approval of a selective tender to engage a suitable partner for the Management Rights for the Central Coast Stadium in accordance with the Local Government (General) Regulation 2005 – 166(b) with the candidates contained in Confidential Attachment 3.*
- 5 *That Council approve a separate approach to be determined by a specialist consultant to bring to market the Naming Rights to the Central Coast Stadium.*
- 6 *That Council approve the direct engagement of a specialist consultant from the Local Government Procurement (LGP218) Panel for Management Consultancy Services to assist in informing the procurement processes and commercial outcomes for the Management Rights and Naming Rights of the Central Coast Stadium.*
- 7 *That Council delegate authority to the Chief Executive Officer to authorise direct negotiations with one or more tenderers for the Management Rights and for the Naming Rights of the Central Coast Stadium prior to an award of contract for either service, to ensure that the most advantageous outcome is achieved.*
- 8 *The Council recognise that proceeding with the award of a contract for the Management Rights of the Central Coast Stadium has the potential to impact roles of existing Council staff.*
- 9 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that Attachment 3 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 as it would affect Council's ability to obtain value for money services for the Central Coast community.*

3.10 Response to Administrator's Minute - Beach Parking

Time commenced: 7.50pm

Moved: Mr Persson AM

84/21 Resolved

- 1 *That Council receive the report "Response to Administrator's Minute - Beach Parking".*
- 2 *That Council resolve to go to the market and call for expressions of interest from external providers to determine willingness to partner with Council to develop and deliver a Beach parking scheme at foreshore areas at no cost to Council, and which provides free parking to ratepayers.*

The Meeting closed at 7.54pm.