



Central Coast Council

Minutes of the Ordinary Meeting of Council

Held in the Council Chamber
49 Mann Street, Gosford
on 25 November 2019

Present

Mayor Lisa Matthews and Councillors Greg Best, Jillian Hogan, Kyle MacGregor, Troy Marquart, Chris Burke, Chris Holstein, 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), Dr Liz Develin (Director Governance), Jamie Loader (Director Water and Sewer), Ricardo Martello (Executive Manager Innovation and Futures) and Craig Norman (Chief Finance Officer).

The Mayor, Lisa Matthews, declared the meeting open at 6.35pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor, Lisa Matthews read an acknowledgement of country statement.

The Mayor, Lisa Matthews made the following acknowledgements;

Bushfire Threat

The current fire emergency currently being experienced was noted and the Mayor acknowledged the resilience of the Central Coast Council community with regards to the Gospers fire threat. It was also noted that Council has cancelled some of the Christmas celebrations due to the threat and thanks were extended to those staff who have worked to prepare for these events.

Presentation

Councillor Greenaway having attended the Scholarships Awards evening on behalf of Council presented a Certificate of Appreciation from Crestani Scholarships she had accepted at that event on behalf of Council.

Councillor Greenaway acknowledged the launch of the anthology 'Community & Belonging' by the Wyong Writers and presented Council with copies of the anthology.

The reports are recorded in their correct agenda sequence.

Apologies

Moved: **Councillor Sundstrom**

Seconded: **Councillor Hogan**

Resolved

1125/19 That Council accept the apologies received from Councillors Vincent and McLachlan.

For:

Unanimous

1.1 Disclosures of Interest

Item 2.1 - DA/288/2018 Section 8.2 Review of Determination - Proposed Short Term Rental Accommodation at 18 Soldiers Point Drive, Norah Head

Councillor Best declared a significant non pecuniary interest as he owns property in the area. Councillor Best left the chamber at 6.56pm, returned at 7.28pm and did not participate in discussion or voting on this item. Council returned to the item and therefore Councillor Best left the chamber again at 7.36pm, returned at 7.42pm and did not participate in discussion or voting on this item.

Item 2.2 - Supplementary Report DA/54622/2018 Multi Dwelling Housing (3 units) & Demolition of Existing Structures on LOT: 10 DP: 10455, 4 Clifford Street Umina Beach

Councillor Gale declared a less than significant non pecuniary interest in the matter as she is in contact with the Chamber Board Members. Councillor Gale chose to remain in the chamber and participate in discussion and voting as she advised she will remain impartial and vote transparently.

Item 3.7 - Community Grants Program Round 1 2019-2020

Councillor Holstein declared a pecuniary interest in the matter on the basis that he casually works for one of the grant applicants. This item was resolved by the exception method.

Councillor Gale declared a less than significant non pecuniary interest in the matter as she is in contact with the Chamber Board Members. This item was resolved by the exception method.

Councillor Hogan declared a less than significant non pecuniary interest in the matter on the basis that she knows of or has had contact with community groups through her work at the San Remo Neighbourhood Centre. This item was resolved by the exception method.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she uses the facilities of and/or attends functions of some of the recipients of the grant. . This item was resolved by the exception method.

Councillor Marquart declared a less than significant non pecuniary interest as his employer is completing flooring maintenance works at Gosford Sports Stadium. This item was resolved by the exception method.

Councillor Sundstrom declared a less than significant non pecuniary interest in the matter as he is familiar with some applicants, events and associations. This item was resolved by the exception method.

Item 3.8 - Community Support Grant Program - September 2019

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she uses the facilities of and/or attends functions of some of the recipients of the grant. This item was resolved by the exception method.

Councillor Hogan declared a less than significant non pecuniary interest in the matter on the basis that she knows of or has had contact with community groups through her work at the San Remo Neighbourhood Centre. This item was resolved by the exception method.

Item 3.9 - Community Support Grant Program - October 2019

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she uses the facilities of and/or attends functions of some of the recipients of the grant. This item was resolved by the exception method.

Councillor Hogan declared a less than significant non pecuniary interest in the matter on the basis that she knows of or has had contact with community groups through her work at the San Remo Neighbourhood Centre. This item was resolved by the exception method.

Item 6.5 - Notice of Motion – Davistown Wetlands Acquisition

Councillor Holstein declared a pecuniary interest in the matter on the basis that part owner of the site is the landlord of his wife’s business premises. Councillor Holstein left the chamber at 10.21pm and did not return.

Moved: **Councillor MacGregor**

Seconded: **Councillor Gale**

Resolved

1126/19 That Council receive the report on Disclosure of Interest and note advice of disclosures.

For:

Unanimous

1.2 Confirmation of Minutes of Previous Meeting

Moved: Councillor MacGregor

Seconded: Councillor Pilon

Resolved

1127/19 That Council confirm the amended minutes of the Ordinary Meeting of Council held on 11 November 2019.

For:

Unanimous

1.3 Notice of Intention to Deal with Matters in Confidential Session

Moved: Councillor MacGregor

Seconded: Councillor Hogan

Resolved

1128/19 That Council receive the report and note that no matters have been tabled to deal with in a closed session.

For:

Unanimous

Procedural Motion – Exception

Moved: Councillor Hogan

Seconded: Councillor MacGregor

Resolved

1129/19 That Council adopt the following items as a group and in accordance with the report recommendations:

Item 2.3 - Fire Safety Report - 40 Lakehaven Drive Kanwal
Item 3.2 - Response to Council resolutions - Amalgamation process
Item 3.7 - Community Grants Program Round 1 2019-2020
Item 3.8 - Community Support Grant Program - September 2019
Item 3.9 - Community Support Grant Program - October 2019
Item 3.13 - Investment Report for October 2019
Item 3.16 - Application for ANZAC Memorial Stone - Avoca Beach
Item 4.1 - Meeting Record of the Catchments and Coast Committee Brisbane Water and Gosford Lagoons held 19 September 2019

<i>and the Terrigal Water Quality Sub-Committee Meeting held 20 June 2019 and 19 September 2019</i>
<i>Item 4.2 - Meeting Record of the Coastal Open Space System (COSS) Committee held on 3 September 2019</i>
<i>Item 4.3 - Meeting Record of the Status of Women Advisory Group held on 22 October 2019</i>
<i>Item 4.5 - Meeting Record of the Tourism Advisory Committee held on 16 October 2019</i>

1130/19 ***That with the exception of the reports listed below, Council adopt the recommendations contained in the reports listed above:***

<i>Item 2.1 - DA/288/2018 Section 8.2 Review of Determination - Proposed Short Term Rental Accommodation at 18 Soldiers Point Drive, Norah Head</i>
<i>Item 2.2 - Supplementary Report DA/54622/2018 Multi Dwelling Housing (3 units) & Demolition of Existing Structures on LOT: 10 DP: 10455, 4 Clifford Street Umina Beach</i>
<i>Item 2.4 - Outcomes of Public Exhibition of Draft Central Coast Community Participation Plan</i>
<i>Item 3.1 - Deferred Item - Response to Notice of Motion - Proposed Sale - 4 and 10 Warren Road, Warnervale</i>
<i>Item 3.3 - Works at Gosford Chambers in response to Safety Audit</i>
<i>Item 3.4 - Update on progress of review into Central Coast Airport</i>
<i>Item 3.5 - Proposed Council Meeting Dates</i>
<i>Item 3.6 - Winter Trial of Lifeguard Patrols at The Grant McBride Baths</i>
<i>Item 3.10 - 2019 Chain Valley Colliery/Delta Coal Community Funding Program</i>
<i>Item 3.11 - After Hours Call Centre Service - Alternative Service Delivery Models</i>
<i>Item 3.12 - 2019-20 Q1 Business Report</i>
<i>Item 3.14 - 31 Aldenham Road, Warnervale</i>
<i>Item 3.15 - \$70M Federal Government Funding Commitment - Central Coast Roads Package</i>
<i>Item 3.17 - Meeting Record of the Companion Animals Advisory Committee held 10 October 2019</i>
<i>Item 3.18 - Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 28 August 2019</i>
<i>Item 4.4 - Meeting Record of the Social Inclusion Advisory Committee held on 24 October 2019</i>
<i>Item 4.6 - 2019 Election Commitments – Progress Update</i>
<i>Item 6.1 - Deferred Item - Notice of Motion - Redress Scheme</i>
<i>Item 6.2 - Notice of Motion - Jayden's Message, suicide prevention 2020</i>
<i>Item 6.3 - Notice of Motion - The Missing Munmorah SK8Park</i>
<i>Item 6.4 - Notice of Motion - Tuggerah Lakes Intergovernment Rescue Action Plan</i>
<i>Item 6.5 - Notice of Motion - Davistown Wetlands Acquisition</i>
<i>Item 6.6 - Notice of Motion - Identification and allocation of necessary</i>

<i>resources to progress the Wyong Employment Zone</i>
<i>Item 6.7 - Notice of Motion - Protection of Porters Creek Wetland</i>

For:
Unanimous

Procedural Motion – Order of Business

Moved: **Mayor Matthews**
Seconded: **Councillor Best**

Resolved

1131/19 ***That Council suspend standing orders and consider item 6.2 – Notice of Motion - Jayden's Message, suicide prevention 2020 and then the remaining items in agenda sequence.***

For:
Unanimous

2.1 DA/288/2018 Section 8.2 Review of Determination - Proposed Short Term Rental Accommodation at 18 Soldiers Point Drive, Norah Head

Councillor Best declared a significant non pecuniary interest as he owns property in the area. Councillor Best left the chamber at 6.56pm, returned at 7.28pm and did not participate in discussion or voting on this item. Council returned to the item and therefore Councillor Best left the chamber again at 7.36pm, returned at 7.42pm and did not participate in discussion or voting on this item.

Councillor Greenaway returned to the chamber at 6.56pm during consideration of this item.

Moved: **Councillor Pilon**
Seconded: **Councillor Marquart**

- 1** ***That Council grant consent for the proposed short term rental accommodation for an initial period of 12 months, subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 8.2 of the Environmental Planning and Assessment Act 1979 and other relevant issues.***
- 2** ***That Council advise those who made written submissions of its decision.***
- 3** ***That Council amend the conditions of consent to specify the times the pool can be used on a Sunday from 8.00am to 10.00pm.***
- 4** ***That Council amend the conditions of consent to prohibit the use of the outdoor deck beyond 10.00pm on weekdays and 11.30pm on weekends.***

- 5 *That Council amend the conditions of consent to ensure that hours of use of the outdoor lighting is consistent with the hours of use of the outdoor deck.*

For:
Councillors Holstein, Smith, Gale, Pilon, Burke and Marquart

Against:
Mayor Matthews, Councillors Sundstrom, Mehrstens, Hogan, MacGregor and Greenaway

The Motion was LOST on the Casting Vote of the Mayor.

The item was then at LARGE.

Council returned to the item for consideration at 7.36pm.

Moved: **Councillor Hogan**
Seconded: **Councillor Mehrstens**

Resolved

1132/19 *That Council refuse consent for the proposed short term rental accommodation for the following reasons;*

- a The proposed development does not comply with the objectives of the zone as it will not maintain the residential amenity of the surrounding area.***
- b The proposed development is not compatible with the adjacent low density residential development having regard for visual and acoustic privacy.***
- c The proposed short term rental accommodation is not in the public interest as it will create unacceptable impacts in relation to increased noise and loss of amenity on the adjoining properties.***

For:
Mayor Matthews, Councillors Sundstrom, Mehrstens, Hogan, MacGregor and Greenaway

Against:
Councillors Holstein, Smith, Gale, Pilon, Burke and Marquart

The Motion was declared CARRIED on the Casting Vote of the Mayor.

2.2 Supplementary Report DA/54622/2018 Multi Dwelling Housing (3 units) & Demolition of Existing Structures on LOT: 10 DP: 10455, 4 Clifford Street Umina Beach

Councillor Gale declared a less than significant non pecuniary interest in the matter as she is in contact with the Chamber Board Members. Councillor Gale chose to remain in the

chamber and participate in discussion and voting as she advised she will remain impartial and vote transparently.

Moved: **Councillor Gale**
Seconded: **Councillor Mehrtens**

Resolved

1133/19 That Council grant consent subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 4.15 of the Environmental Planning and Assessment Act 1979 and other relevant issues.

1134/19 That Council advise those who made written submissions of its decision.

For:	Against:
Mayor Matthews, Councillors Best, Holstein, Sundstrom, Mehrtens, Hogan, Gale, Pilon, Burke and Marquart	Councillors Smith, MacGregor and Greenaway

At this stage of the meeting being 7.36pm Council returned to item 2.1 - DA/288/2018 Section 8.2 Review of Determination - Proposed Short Term Rental Accommodation at 18 Soldiers Point Drive, Norah Head for consideration.

2.3 Fire Safety Report - 40 Lakehaven Drive KANWAL

This item was resolved by the exception method.

Moved: **Councillor Hogan**
Seconded: **Councillor MacGregor**

Resolved

1135/19 That Council note the content of the Fire Safety Report from Fire and Rescue NSW in accordance with Section 17(2)(a) of Part 8 of Schedule 5 of the Environmental Planning and Assessment Act (EP&A), 1979; and

1136/19 That Council receive a further report to be provided to the next Council meeting in accordance with Section 17(2)(b) of Part 8 of Schedule 5 of the 121ZD(2)(b) of the Environmental Planning and Assessment Act (EP&A), 1979.

For:
Unanimous

2.4 Outcomes of Public Exhibition of Draft Central Coast Community Participation Plan

Moved: *Councillor Smith*
Seconded: *Councillor MacGregor*

Resolved

1137/19 *That Council adopt the draft Central Coast Community Participation Plan (CPP) (Attachment 2) as amended as per the following items outlined in response to the exhibition period;*

- *Contents Table was expanded for easier reference.*
- *A clear Intention Statement for the Central Coast CPP was inserted.*
- *Information was included to clarify the relationship between the CPP (produced under the EP&A Act) with other Corporate strategy documents,*
- *Types of Exhibition Table was developed and expanded to include Council's intended exhibition periods for planning documents produced by Council which do not have a Statutory public exhibition period.*
- *A section was included to clearly identify how a formal submission is made in relation to policies, plans and developments.*
- *Key Points in relation to the Community Participation Principles from Council's Engagement Framework were added to the document.*

1138/19 *That Council publish the Central Coast Community Participation Plan on the NSW Planning Portal by 1 December 2019;*

1139/19 *That Council publish the Central Coast Community Participation Plan on the Central Coast Council website;*

1140/19 *That Council advise those who made submissions to the draft Central Coast Community Participation Plan of Council's decision.*

1141/19 *That Council further review the CPP at a Councillor Planning workshop within 4 months in order to:*

- *Include a description of the role of Councillors*
- *Provide a description of the different categories of development and opportunities for community participation*
- *Improvements to ease of access to planning information*
- *Consider how the CPP will be implemented*

1142/19 *That Council request the Chief Executive Officer provide a further report by the first meeting in April, 2020.*

For:
Unanimous

3.1 Deferred Item - Response to Notice of Motion - Proposed Sale - 4 and 10 Warren Road, Warnervale

Moved: Councillor Greenaway

Seconded: Councillor MacGregor

- 1 That Council receive the report on Deferred Item – Response to Notice of Motion – Proposed Sale – 4 and 10 Warren Road, Warnervale.
- 2 That Council provide a further report on the sale including the type of sale and the biocertification issues including the departure from the time table 2016 and whether or not the Lots 4 and 10 Warren Road, Warnervale were or were not included in the map on page 43 or 65 of the business paper of 13 July 2016.
- 3 That Council authorise the budget allocation to undertake the biocertification study for the entire Wyong Employment Zone precinct.
- 4 That Council progress the sale of 4 and 10 Warren Road, Warnervale and develop a strategic direction for the Wyong Employment Zone; including bio-certification, infrastructure and servicing strategy as well as a development masterplan.

Amendment Moved: Councillor Best

Amendment Seconded: Councillor Gale

- 1 That Council receive the report on Deferred Item – Response to Notice of Motion – Proposed Sale – 4 and 10 Warren Road, Warnervale.
- 2 That Council defer any sale of 4 and 10 Warren Road, Warnervale and develop a strategic direction for the Wyong Employment Zone; including bio-certification, infrastructure and servicing strategy as well as a development masterplan.

Amendment For:
Councillors Best, Holstein, Gale, Pilon, Burke
and Marquart

Amendment Against:
Mayor Matthews, Councillors Smith,
Sundstrom, Hogan, MacGregor and
Greenaway

Amendment Abstained: Councillor Mehrtens

The Amendment was put to the vote and declared LOST.

Moved: Councillor Greenaway

Seconded: Councillor MacGregor

Resolved

1143/19 That Council receive the report on Deferred Item – Response to Notice of Motion – Proposed Sale – 4 and 10 Warren Road, Warnervale.

1144/19 That Council provide a further report on the sale including the type of sale and the bio-certification issues including the departure from the time table

2016 and whether or not the Lots 4 and 10 Warren Road, Warnervale were or were not included in the map on page 43 or 65 of the business paper of 13 July 2016.

1145/19 That Council authorise the budget allocation to undertake the bio-certification study for the entire Wyong Employment Zone precinct.

1146/19 That Council progress the sale of 4 and 10 Warren Road, Warnervale and develop a strategic direction for the Wyong Employment Zone; including bio-certification, infrastructure and servicing strategy as well as a development masterplan.

For:
Mayor Matthews, Councillors Smith, Sundstrom, Mehrtens, Hogan, MacGregor, Greenaway

Against:
Councillors Best, Gale, Pilon, Burke and Marquart

Abstained: Councillor Holstein

3.2 Response to Council resolutions - Amalgamation process

This item was resolved by the exception method.

Moved: Councillor Hogan
Seconded: Councillor MacGregor

Resolved

1147/19 That Council note the information provided in the report "Response to Council resolutions – Amalgamation process".

1148/19 That a further report be provided to Council in early 2020 to address the remaining requests for information being:

- a A realistic estimate of the costs involved in amalgamating the two former Councils and the projected time period for completion of amalgamation (Minute numbers 813/18 1(B), 649/17 and Question on Notice);**
- b A report on the progress of all the various aspects of the amalgamation (Minute numbers 813/18 1(C);**
- c A report that outlines expenditure on amalgamation and what percentage of the amalgamation process has been effectively delivered (Minute Number 650/17).**

For:
Unanimous

3.3 Works at Gosford Chambers in response to Safety Audit

Moved: Councillor Marquart

Seconded: Councillor Pilon

Resolved

1149/19 That Council note the report on Works at Gosford Chambers in response to the Safety Audit.

1150/19 That a further report be provided to Council at a meeting in early 2020 providing the costs of changes made at Gosford Chambers during the period of Administration.

1151/19 That Council resolve, pursuant to s10A(2)(f) of the Local Government Act 1993, that Attachment 1 to this report remain confidential as it contains information affecting the security of the Council, Councillors, Council staff and Council property, and because consideration of the matter in open Council would be, on balance, contrary to the public interest as it may compromise the ability to ensure the safety of those attending Council Meetings at Gosford Chambers.

For:

Unanimous

3.4 Update on progress of review into Central Coast Airport

Moved: Councillor Smith

Seconded: Councillor Sundstrom

Resolved

1152/19 That, as provided under clause 178 (3)(e) of the Local Government (General) Regulations 2005, Council request the Chief Executive Officer to continue negotiations with the current consultant to complete Phase Two of the Airport Review as no compliant tender responses were received by Council and this continuation represents the best value for money in completing the proposed works.

1153/19 That pursuant to the recommendation above, that the consultant be instructed to undertake the works in line with Option Two, which partners the consultant with a Council Officer, who has experience in Council's record system and no direct or indirect association with the Airport at an estimated cost of between \$30,000 and \$45,000, with the addition of the key activity - invite and consider public submissions (including the ability for confidential submissions if necessary).

1154/19 That Council request the Chief Executive Officer provide a further

confidential report to Council following the completion of Phase Two that outlines findings and provides recommendations on any further investigations, along with associated cost estimates for Phase Three.

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

Against:
Councillors Best, Holstein, Gale, Pilon, Burke and Marquart

3.5 Proposed Council Meeting Dates

Moved: Mayor Matthews
Seconded: Councillor Gale

Resolved

1155/19 That Council adopt the proposed Ordinary Council Meeting dates for 2020.

1156/19 That Council, in accordance with clause 232 of the NSW Local Government (General) Regulation 2005, publish the 2020 Ordinary Council Meeting dates in the local newspaper.

1157/19 That Council request the Chief Executive Officer provide a monthly detailed report with the delegations during the December and January 2020 period.

For:
Mayor Matthews, Councillors Best, Holstein, Mehrtens, Hogan, MacGregor, Gale, Pilon, Burke and Marquart

Against:
Councillors Smith and Greenaway

Abstained: Councillor Sundstrom

3.6 Winter Trial of Lifeguard Patrols at The Grant McBride Baths

Moved: Councillor Pilon
Seconded: Mayor Matthews

Resolved

1158/19 That Council note the review of the winter trial of Council Lifeguards at The Grant McBride Baths during April to September 2019.

1159/19 That the provision of Council Lifeguards is continued on an ongoing basis at The Grant McBride Baths from April to September for five hours a day, seven days a week.

For:
Unanimous

3.7 Community Grants Program Round 1 2019-2020

This item was resolved by the exception method.

Councillor Holstein declared a pecuniary interest in the matter on the basis that he casually works for one of the grant applicants. This item was resolved by the exception method.

Councillor Gale declared a less than significant non pecuniary interest in the matter as she is in contact with the Chamber Board Members. This item was resolved by the exception method.

Councillor Hogan declared a less than significant non pecuniary interest in the matter on the basis that she knows of or has had contact with community groups through her work at the San Remo Neighbourhood Centre. This item was resolved by the exception method.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she uses the facilities of and/or attends functions of some of the recipients of the grant. . This item was resolved by the exception method.

Councillor Marquart declared a less than significant non pecuniary interest as his employer is completing flooring maintenance works at Gosford Sports Stadium. This item was resolved by the exception method.

Councillor Sundstrom declared a less than significant non pecuniary interest in the matter as he is familiar with some applicants, events and associations. This item was resolved by the exception method.

Moved: Councillor Hogan
Seconded: Councillor MacGregor

Resolved

1160/19 That Council allocate \$103,093.00 from the 2019-20 grants budget to the Community Events and Place Activation Program as outlined in the tables (Attachment 1).

1161/19 That Council allocate \$177,239.23 from the 20109-20 grants budget to the Community Development Grant Program as outlined in the tables (Attachment 2).

1162/19 That Council allocate \$299,230.50 from the 2019-20 grants budget to the Community Infrastructure Grant Program as outlined in the tables (Attachment 3).

1163/19 That Council allocate \$51,460.18 from the 2019-20 grants budget to the Social and Creative Enterprise Program as outlined in the tables (Attachment 4).

1164/19 *That Council decline the Grants program applications for the reasons indicated in the Tables (Attachment 1, 2, 3 and 4), and the applicants be advised and where relevant, directed to alternate funding.*

For:

Unanimous

3.8 Community Support Grant Program - September 2019

This item was resolved by the exception method.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she uses the facilities of and/or attends functions of some of the recipients of the grant. This item was resolved by the exception method.

Councillor Hogan declared a less than significant non pecuniary interest in the matter on the basis that she knows of or has had contact with community groups through her work at the San Remo Neighbourhood Centre. This item was resolved by the exception method.

Moved: **Councillor Hogan**

Seconded: **Councillor MacGregor**

Resolved

1165/19 *That Council allocate \$25,722.38 from the 2019-20 grants budget to the community grant programs as outlined in the following report and Attachment 1.*

1166/19 *That Council decline applications for the reasons indicated in Attachment 2 the applicants be advised and where relevant, directed to alternate funding.*

For:

Unanimous

3.9 Community Support Grant Program - October 2019

This item was resolved by the exception method.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she uses the facilities of and/or attends functions of some of the recipients of the grant. This item was resolved by the exception method.

Councillor Hogan declared a less than significant non pecuniary interest in the matter on the basis that she knows of or has had contact with community groups through her work at the San Remo Neighbourhood Centre. This item was resolved by the exception method.

Moved: Councillor Hogan
Seconded: Councillor MacGregor

Resolved

1167/19 That Council allocate \$39,240.00 from the 2019-20 grants budget to the community grant programs as outlined in the following report and Attachment 1.

1168/19 That Council decline applications for the reasons indicated in Attachment 2 the applicants be advised and where relevant, directed to alternate funding.

For:
Unanimous

3.10 2019 Chain Valley Colliery/Delta Coal Community Funding Program

Moved: Councillor Marquart
Seconded: Councillor MacGregor

Resolved

1169/19 That Council allocates \$48,898.95 from the 2019 Chain Valley Colliery Community Funding Program as outlined in the following report and Attachment 3.

1170/19 That Council resolve, for the purposes of s.11(3) of the Local Government Act 1993, that Attachment 1 is to be treated and remain as confidential because these documents contain information that would, if disclosed confer a commercial advantage on a person with whom Council is conducting (or proposing to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

For:
Unanimous

That Council adjourn the meeting at 9.05pm for a period of 10 minutes.

Resumed at 9.18pm.

3.11 After Hours Call Centre Service - Alternative Service Delivery Models

Moved: Councillor MacGregor
Seconded: Councillor Sundstrom

That Council commence with Model 1: In-house 24/7 Customer Service Call Centre.

Amendment Moved: Councillor Best

Amendment Seconded: Councillor Holstein

That Council commence with the tender process for the After Hours Call Centre Service, as noted for Model 2.

Amendment For:

*Councillors Best, Holstein, Smith, Greenaway,
Gale, Pilon and Marquart*

Amendment Against:

*Mayor Matthews, Councillors Sundstrom,
Mehrtens, Hogan, MacGregor and Burke*

The Amendment was put to the vote declared CARRIED, thereby becoming the Motion.

Moved: Councillor Best

Seconded: Councillor Holstein

Resolved

1 That Council commence with the tender process for the After Hours Call Centre Service, as noted for Model 2.

For:

*Councillors Best, Holstein, Smith, Gale, Pilon
and Marquart*

Against:

*Mayor Matthews, Councillors Sundstrom,
Mehrtens, Hogan, MacGregor, Greenaway
and Burke*

The Motion put to the vote and declared LOST.

3.12 2019-20 Q1 Business Report

Moved: Councillor Best

Seconded: Councillor MacGregor

Resolved

1171/19 That Council receive Central Coast Council's Q1 Business Report on progress against Central Coast Council's 2019-20 Operational Plan.

1172/19 That Council note that Council's Responsible Accounting Officer has declared the financial position of Central Coast Council to be satisfactory.

1173/19 That Council approve the proposed budget amendments included in Central Coast Council's Q1 Business Report for 2019-20.

1174/19 That Council approve the proposed budget for the Central Coast Stadium pitch replacement included in Central Coast Council's Q1 Business Report for

2020-21.

1175/19 That Council request the Q4 Business Report for 2018-19 be released to Councillors and the community.

For:

Unanimous

3.13 Investment Report for October 2019

This item was resolved by the exception method.

Moved: Councillor Hogan

Seconded: Councillor MacGregor

Resolved

1176/19 That Council receive the Investment Report for October 2019.

For:

Unanimous

Procedural Motion – Exception

Moved: Councillor Holstein

Seconded: Councillor Gale

Resolved

1177/19 That Council adopt the following items as a group and in accordance with the report recommendations, the time being 10.16pm:

Item 3.14 - 31 Aldenham Road, Warnervale
Item 3.15 - \$70M Federal Government Funding Commitment - Central Coast Roads Package
Item 3.17 - Meeting Record of the Companion Animals Advisory Committee held 10 October 2019
Item 3.18 - Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 28 August 2019
Item 6.7 - Notice of Motion - Protection of Porters Creek Wetland

For:

Unanimous

Procedural Motion – Defer items

Councillor Holstein left the meeting at 10.21pm and did not return.

Moved: Councillor Gale
Seconded: Councillor Sundstrom

Resolved

1178/19 That Council defer consideration of the following items to the 9 December 2019 Ordinary Meeting:

Item 4.4 - Meeting Record of the Social Inclusion Advisory Committee held on 24 October 2019
Item 4.6 - 2019 Election Commitments – Progress Update
Item 6.1 - Deferred Item - Notice of Motion - Redress Scheme
Item 6.3 - Notice of Motion - The Missing Munmorah SK8Park

For:
Unanimous

3.14 31 Aldenham Road, Warnervale

This item was resolved in accordance with minute number 1177/19.

Moved: Councillor Holstein
Seconded: Councillor Gale

Resolved

1179/19 That Council endorse the sale of the operational Council owned land at 31 Aldenham Road, Warnervale (Lot 1 in DP 1234942) as an englobo development parcel through a competitive sales and marketing campaign, provided the sale price is not less than the independent valuation.

For:
Unanimous

3.15 \$70M Federal Government Funding Commitment - Central Coast Roads Package

This item was resolved in accordance with minute number 1177/19.

Moved: Councillor Holstein
Seconded: Councillor Gale

Resolved

1180/19 That Council authorise the Chief Executive Officer to enter into the Funding

Deeds of agreement with the Federal Government for \$70M to undertake twenty-nine road projects as identified in Attachment 1 – \$70M Central Coast Roads Package.

1181/19 ***That Council include in the 2019/20 and future capital works programs the identified road projects to reflect individual project costs associated with undertaking the projects across the 2019/20 to 2024/25 financial years.***

For:

Unanimous

3.16 Application for ANZAC Memorial Stone - Avoca Beach

This item was resolved by the exception method.

Moved: Councillor Hogan

Seconded: Councillor MacGregor

Resolved

1182/19 ***That Council approve the application by the Avoca Beach Community Association Inc for a memorial stone and plaque to be installed in memory of ANZAC at Avoca Beach.***

For:

Unanimous

3.17 Meeting Record of the Companion Animals Advisory Committee held 10 October 2019

This item was resolved in accordance with minute number 1177/19.

Moved: Councillor Holstein

Seconded: Councillor Gale

Resolved

1183/19 ***That Council receive the report on Meeting Record of the Companion Animals Advisory Committee held 10 October 2019 that is Attachment 1 to this report.***

1184/19 ***That Council appoint Councillor Greg Best as the Chairperson for the Companion Animals Advisory Committee.***

1185/19 ***That Council appoint Greg Kelman as a voting member of the Companion Animals Advisory Committee as a community representative, and adopt the***

Terms of Reference with this change as set out in Attachment 2 to this report.

1186/19 *That Council note the Companion Animals Advisory Committee supports the SOCARES petition to the NSW Government to legislate mandatory desexing of companion animals in NSW.*

For:
Unanimous

3.18 Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 28 August 2019

This item was resolved in accordance with minute number 1177/19.

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

Resolved

1187/19 *That Council receive the report on Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 28 August 2019 that is Attachment 1 to this report.*

1188/19 *That Council note that a decision regarding acquisition of a new dredge will be deferred until the expert panel report due in December 2020 has been considered. This does not prevent Council from carrying out dredging work under contract if required. Alternative entrance management options at the sand berm are currently being considered by Council staff.*

For:
Unanimous

4.1 Meeting Record of the Catchments and Coast Committee Brisbane Water and Gosford Lagoons held 19 September 2019 and the Terrigal Water Quality Sub-Committee Meeting held 20 June 2019 and 19 September 2019

This item was resolved by the exception method.

Moved: **Councillor Hogan**
Seconded: **Councillor MacGregor**

Resolved

1189/19 *That Council receive the report on Meeting Record of the Catchments and Coast Committee Brisbane Water and Gosford Lagoons held 19 September 2019 and the Terrigal Water Quality Sub-Committee Meeting held 20 June*

2019 and 19 September 2019 .

For:
Unanimous

4.2 Meeting Record of the Coastal Open Space System (COSS) Committee held on 3 September 2019

This item was resolved by the exception method.

Moved: Councillor Hogan
Seconded: Councillor MacGregor

Resolved

1190/19 That Council receive the report on Meeting Record of the Coastal Open Space System (COSS) Committee held on 3 September 2019.

For:
Unanimous

4.3 Meeting Record of the Status of Women Advisory Group held on 22 October 2019

This item was resolved by the exception method.

Moved: Councillor Hogan
Seconded: Councillor MacGregor

Resolved

1191/19 That Council receive the report on Meeting Record of the Status of Women Advisory Group held on 22 October 2019.

For:
Unanimous

4.4 Meeting Record of the Social Inclusion Advisory Committee held on 24 October 2019

Council deferred the consideration of items 4.4, 4.6, 6.1 and 6.3 to the Ordinary Meeting to be held on 9 December 2019 (minute 1178/19).

4.5 Meeting Record of the Tourism Advisory Committee held on 16 October 2019

This item was resolved by the exception method.

Moved: Councillor Hogan
Seconded: Councillor MacGregor

Resolved

1192/19 That Council receive the report on Meeting Record of the Tourism Advisory Committee held on 16 October 2019.

For:
Unanimous

4.6 2019 Election Commitments – Progress Update

Council deferred the consideration of items 4.4, 4.6, 6.1 and 6.3 to the Ordinary Meeting to be held on 9 December 2019 (minute 1178/19).

6.1 Deferred Item - Notice of Motion - Redress Scheme

Council deferred the consideration of items 4.4, 4.6, 6.1 and 6.3 to the Ordinary Meeting to be held on 9 December 2019 (minute 1178/19).

6.2 Notice of Motion - Jayden's Message, suicide prevention 2020

Councillor Greenaway left the chamber at 6.52pm during consideration of this item and as a result took no part in voting.

Moved: Councillor Best
Seconded: Councillor Hogan

Resolved

1193/19 That Council applauds young Jayden Delbridge for his strength, courage and leadership around Suicide Awareness and Prevention.

1194/19 That Council notes with grave concern the escalating trend around suicide, the biggest killer of males between the ages of 15-21 years taking 3046 Australian lives annually (2018).

1195/19 That further to the wide range of community initiatives and support around this issue, Council embrace the upcoming September 2020 'World Suicide

Prevention Day' initiative.

1196/19 *That Council requests the Chief Executive Officer to provide a report around current initiatives including the 'World Suicide Day Prevention' Program and necessary 2020 budgetary allocation requirements.*

1197/19 *That Council takes this opportunity to extend to all those that have been affected by suicide our and indeed, our broader community's, sincere condolences.*

1198/19 *That should any of this discussion create concerns for anyone listening to or watching this discussion that we encourage them to contact Lifeline on 131144.*

1199/19 *That with the appropriate support from his Guardian that Jayden Delbridge be invited to attend a further briefing with Councillors to discuss this important issue.*

For:

Unanimous

6.3 Notice of Motion - The Missing Munmorah SK8Park

Council deferred the consideration of items 4.4, 4.6, 6.1 and 6.3 to the Ordinary Meeting to be held on 9 December 2019 (minute 1178/19).

Procedural Motion – Extend Meeting

Moved: **Councillor MacGregor**

Seconded: **Councillor Greenaway**

Resolved

1200/19 *That Council extend the meeting for a period of 30 minutes.*

For:

Unanimous

6.4 Notice of Motion - Tuggerah Lakes Intergovernment Rescue Action Plan

Councillor Holstein left the meeting at 10.21pm and did not return.

Moved: **Councillor Pilon**

Seconded: **Councillor Marquart**

1 *That Council request the Chief Executive Officer seek to vary the terms of the Federal \$4.7*

million grant so that it be applied to fund the recommendations of the State-funded Expert Panel.

- 2 *That Council redirects its current Tuggerah Lakes strategy to comply with recommendations of the Expert Panel.*
- 3 *That should further funding be required, Council allocate funding in its future budgets and negotiate grant funding with Federal and State Governments to facilitate works recommended by the Expert Panel.*

Amendment Moved: Councillor Smith

Amendment Seconded: Councillor Greenaway

- 1 *That Council request the Chief Executive Officer to investigate the need for a funding proposal by the 28 November 2019 and submit if required.*
- 2 *That Council notes that and expert panel has been established and welcomes the opportunity to consider their recommendations.*

*Amendment For:
Mayor Matthews, Councillors Smith,
Sundstrom, Mehrtens, Hogan, MacGregor and
Greenaway*

*Amendment Against:
Councillors Best, Gale, Pilon, Burke and
Marquart*

The Amendment was put to the vote and declared CARRIED.

The Amendment became the Motion.

Moved: Councillor Smith

Seconded: Councillor Greenaway

Resolved

1201/19 That Council request the Chief Executive Officer to investigate the need for a funding proposal by the 28 November 2019 and submit if required.

1202/19 That Council notes that and expert panel has been established and welcomes the opportunity to consider their recommendations.

**For:
Mayor Matthews, Councillors Smith,
Sundstrom, Mehrtens, Hogan, MacGregor
and Greenaway.**

**Against:
Councillors Best, Gale, Pilon, Burke and
Marquart**

6.5 Notice of Motion - Davistown Wetlands Acquisition

Councillor Holstein declared a pecuniary interest in the matter on the basis that part owner of the site is the landlord of his wife's business premises. Councillor Holstein left the chamber at

10.21pm and did not return.

Councillor Marquart tabled a petition from the Davistown Progress Association Inc.

Moved: Councillor Marquart

Seconded: Councillor Gale

Resolved

1203/19 That Council request the Chief Executive Officer advise (at the following Ordinary Council meeting) what actions Council has undertaken to exercise the function and intent of the Davistown Wetlands Acquisition fund and policy since the original establishment of the Central Coast Council

1204/19 That Council requests the Chief Executive Officer, or his suitably qualified agent, to enter into negotiations with the vendor of the Davistown Wetlands parcels to purchase the land in whole or in part to the extent the funds make possible and that these negotiations commence at the earliest opportunity and be concluded within 3 months, considering the \$1,436,049.00 held by Council is directly for the purpose of acquisition;

1205/19 That Council request the Chief Executive Officer to provide a brief report to be presented to Council detailing the actual outcome of the negotiation process and a plan to execute the acquisition be presented to Councillors for consideration at the conclusion of negotiations.

1206/19 That should negotiations prove substantially unsatisfactory and do not substantially progress acquisition, then the Chief Executive Officer present to the chamber options by which Council may acquire the land.

1207/19 That Council request the Chief Executive Officer to provide another valuation.

1208/19 That Council reaffirm that the motion to request staff to negotiate is in line with Councils' policies and procedures.

For:

Unanimous

6.6 Notice of Motion - Identification and allocation of necessary resources to progress the Wyong Employment Zone

Councillor Holstein left the meeting at 10.21pm and did not return.

Moved: Councillor MacGregor

Seconded: Councillor Gale

Resolved

- 1209/19** *That Council note the strategic significance of the development of the Wyong Employment Zone (WEZ) to our local economy and the delivery of potentially up to 15 000 local full time jobs on the Central Coast and the expansion of our gross regional product (GRP) by up to 30%.*
- 1210/19** *That Council recognise the opportunities that exist around the development of smart manufacturing, renewable energy technology, food manufacturing, warehousing, logistics and freight, robotics, computers, data and information technology services, health, education and community facilities, and other highly profitable enterprises and businesses of the future to develop their business in the WEZ and on the Central Coast in general.*
- 1211/19** *That Council request the Chief Executive Officer organise a workshop to be held on or before our February budget planning weekend with key staff and councillors working collaboratively together to identify and plan to develop this key strategic economic area for the Central Coast.*
- 1212/19** *That Council request the Chief Executive Officer at the workshop identify what is required to progress the WEZ project and to consider relevant budgetary allocations to kickstart this essential project for the Central Coast. That this workshop consider issues and options around servicing of identified sites and land, bio security legislation, economic impact of the project on the local economy and any other relevant issues identified by council staff that are required to be addressed in order to develop these key employment lands for the ultimate benefit of the people of the Central Coast.*

For:

Unanimous

6.7 Notice of Motion - Protection of Porters Creek Wetland

This item was resolved in accordance with minute number 1177/19.

Moved: **Councillor Holstein**

Seconded: **Councillor Gale**

Resolved

- 1213/19** *That Council request the Chief Executive Officer to define the area to be protected as those areas identified as Coastal Wetland and Coastal Wetland proximity areas in accordance with the State Environmental Planning Policy (SEPP) Coastal Management (2018) and any other adjacent associated native vegetation communities located on land owned by Central Coast Council (generally located on and defined by the E2 or E3 zoned land), excluding;*

- ***the current airport runway of 1,196m in length, which is within the maximum length of 1,200m as per Cl. 8(1) of the Warnervale Airport (Restrictions) Act 1996. This includes the current width including flyover areas.***
- ***the area currently zoned as the education precinct and industrial/business zone***
- ***the minimum width of road reserve to provide for the future construction of the proposed Link Road***
- ***easements to allow for planned water and sewer infrastructure, roadworks, utilities and future stormwater to service the Wyong Employment Zone and Warnervale Education and Business Precinct need to be considered when applying any Conservation Agreement over land within Porters Creek Wetland. These should be designed to have the least impact on the environmental values of Porters Creek Wetland.***

1214/19 That Council request the Chief Executive Officer to seek a conservation agreement on the area identified in recommendation 1217/19 and acknowledge that future parcels of Porters Creek Wetland that are acquired for conservation purposes will be included in other Conservation Agreements (as per the Biodiversity Conservation Act).

1215/19 That Council request the Chief Executive Officer to include management of the Porters Creek Wetland as part of the Conservation Agreement and consider options in terms of the OLS (Obstacle Limitation Surface) that have the least impact on vegetation.

1216/19 Note that Council can also seek future Biodiversity Stewardship Agreements on land included in the Conservation Agreement

1217/19 That Council request the Chief Executive Officer proceed with the minimum number of subdivisions required to achieve recommendation 1218/19.

1218/19 That Council request the Chief Executive Officer prioritise the actions required to implement this resolution including allocating resources, as identified in resolution 844/19, to ensure completion by end of March 2020.

1219/19 That Council request the Chief Executive Officer keep the Coasts and Catchments Committee Tuggerah Lakes informed of the progress.

For:

Unanimous

The Meeting closed at 11.04 pm.