



## Central Coast Council

Minutes of the  
**Ordinary Council Meeting of Council**  
Held in the Council Chamber  
2 Hely Street, Wyong  
on 24 September 2018  
Commencing at 6.30PM

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### **Present**

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

### **In Attendance**

Gary Murphy (Chief Executive Officer), Boris Bolgoff (Acting Director Assets, Infrastructure and Business), Julie Vaughan (Director Connected Communities), Scott Cox (Director Environment and Planning) and Brian Glendenning (Executive Manager Governance).

The Mayor, Jane Smith, declared the meeting open at 6.31pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor, Jane Smith read an acknowledgement of country statement.

## **1.1 Disclosure of Interest**

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### **2.1 Deferred Item - Mayoral Minute - Review of Community Facilities**

Councillor Gale Collins declared a pecuniary interest in the matter as she is on the Board of Coast Community Connections, Mc Masters Road, Woy Woy. Councillor Gale Collins left the chamber at 6.51pm, returning at 7.14pm and did not participate in discussion and voting.

Councillor Hogan declared a pecuniary interest in the matter as the organisation she works for, San Remo Neighbourhood Centre, is a tenant of several community buildings and associated parklands. Councillor Hogan left the chamber at 6.51pm, returning at 7.13pm and did not participate in discussion and voting.

### **4.1 Gosford Cultural Precinct**

Councillor Holstein declared a pecuniary interest in the matter as he is employed by a tenant of ET Australia. Councillor Holstein left the chamber at 7.46pm, returning at 8.20pm and did not participate in discussion and voting.

### **7.1 Notice of Motion - 2019 State and Federal Election Funding Opportunities**

Councillor Mehrtens declared a less than significant non-pecuniary interest in the matter as he is employed by a local State Member of Parliament who may have a say in funding opportunities. Councillor Mehrtens chose to remain in the chamber and participate in discussion and voting as the matter is not one he considers requires him to subvert his responsibilities as a local Councillor, nor one his employer would consider an issue.

### **7.4 Notice of Motion - Local Procurement Policy and Buy Local Campaign for Central Coast Council**

Councillor Marquart declared a pecuniary interest in the matter as he is the Director of a local company that provides service to Central Coast Council. Councillor Marquart left the chamber at 10.16pm, returning at 10.29pm and did not participate in discussion and voting.

**Moved:** Mayor Smith  
**Seconded:** Councillor Burke

**Resolved**

**965/18 That Council receive the report on Disclosure of Interest and note advice of disclosures.**

**For:**  
**Unanimous**

**Procedural Motion - Recommit**

**Moved:**            **Councillor Vincent**

**Seconded:**       **Councillor Best**

**Resolved**

**966/18        That Council recommit Item 1.1 – Disclosure of Interest to allow for additional disclosures to be made by Councillors.**

**For:**

**Unanimous**

**2.1    Deferred Item - Mayoral Minute - Review of Community Facilities**

Councillor Greenaway declared a less than significant non-pecuniary interest in the matter as she is a member of various community/sporting groups in the community. Councillor Greenaway chose to remain in the chamber and participate in discussion and voting as the conflict is minor and will not affect her ability to execute her public duty.

**5.2    Busking on Footpaths**

Councillor Pilon declared a less than significant non-pecuniary interest in the matter as her son held a Council busking licence. Councillor Pilon chose to remain in the chamber and participate in discussion and voting as the licence is no longer held.

Councillor Vincent declared a less than significant non-pecuniary interest in the matter as his children are musicians who may perform on the Central Coast. Councillor Vincent chose to remain in the chamber and participate in discussion and voting as it is a region wide policy.

**Moved:**            **Councillor Gale Collins**

**Seconded:**       **Councillor Pilon**

**Resolved**

**967/18        That Council receive the report on Disclosure of Interest and note advice of disclosures.**

**For:**

**Unanimous**

**1.2 Confirmation of Minutes of Previous Meetings**

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**Moved:** Councillor Gale Collins

**Seconded:** Councillor MacGregor

**Resolved**

**968/18 That Council confirm the minutes of the Ordinary Meeting of the Council held on 10 September 2018 with amendments to the following items:**

**Item 2.1 Mayoral Minute - Central Coast Tourism Advisory Committee;**

**900/18 That Council establish a Central Coast Tourism Advisory Committee.**

**901/18 That Council invite Councillors to indicate their interest in participating in the committee.**

**902/18 That Council request the Chief Executive Officer provide a report to the first Ordinary Meeting in November including a draft Terms of Reference and recommendations regarding the membership structure of the committee (ie. stakeholder representation).**

**Item 1.1 Disclosure of Interest – Councillor Greenaway declared a less than significant non pecuniary interest after the meeting in Item 4.3 - Request to Name Park - Corner Coburg and Wells Streets East Gosford.**

**For:**

**Unanimous**

**1.3 Notice of Intention to Deal with Matters in Confidential Session**

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**Moved:** Councillor Burke

**Seconded:** Councillor Sundstrom

**Resolved**

**969/18 That the Council resolve that the following matters be dealt with in closed session, pursuant to s. 10A(2)(c) of the Local Government Act 1993 for the following reasons:**

**Item: 8.1**

**Title: Response to Notice of Motion - Council After Hours Call Centre Relocated to Central Coast**

**Reason for considering in closed session:**

**2(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.**

**Item: 8.2**

**Title: Snowy Hydro Scheme Legacy Fund**

**Reason for considering in closed session:**

**2(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.**

**For:**

**Mayor Smith and Councillors Marquart, Holstein, Mehrtens, Sundstrom, Matthews, MacGregor, McLachlan, Greenaway, Burke, Vincent and Hogan**

**Against:**

**Councillors Best, Pilon and Gale Collins**

#### **Procedural Motion – Exception**

**Moved: Mayor Smith**

**Seconded: Councillor MacGregor**

**Resolved**

**970/18 That with the exception of the following reports, Council adopt the recommendations contained in the remaining reports:**

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| Item 2.1 - Deferred Item - Mayoral Minute - Review of Community Facilities                                     |
| Item 3.2 - Classification of Land, Lots 155, 156 and 157 DP 1234460 at Pacific Highway, Hamlyn Terrace         |
| Item 3.3 - Classification of Land, Lot 8 DP 1244627 at Hamlyn Road, Hamlyn Terrace                             |
| Item 4.1 - Gosford Cultural Precinct – <b>Amended Item</b>   |
| Item 4.2 - Amended Code of Meeting Practice and consideration of submissions                                   |
| Item 4.3 - Plastic Wise Policy / Program   |
| Item 4.5 - Code of Conduct Review Panel  |
| Item 4.6 - 2018 Local Government NSW Annual Conference - Voting Delegate                                       |
| Item 5.1 - 2018/19 Capital Works Project Status  |
| Item 7.1 - Notice of Motion - 2019 State and Federal Election Funding Opportunities                            |
| Item 7.2 - Notice of Motion - Council's Genuine Appreciation   |
| Item 7.3 - Notice of Motion - Special Commission of Inquiry into Mangrove Mountain and Spencer illegal dumping |
| Item 7.4 - Notice of Motion - Local Procurement Policy and Buy Local Campaign for Central Coast Council        |
| Item 7.5 - Notice of Motion - Woy Woy Rail Underpass – Development of a Business Case                          |
| Item 8.1 - Response to Notice of Motion - Council After Hours Call Centre Relocated to Central Coast           |
| Item 8.2 - Snowy Hydro Scheme Legacy Fund  |

**971/18 That Council adopt the following items en-masse and in accordance with the report recommendations:**

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| Item 3.1 - Acquisition of Land at Somersby Industrial Park for Road Widening                             |
| Item 4.4 - Meeting Record of the Mangrove Mountain and Spencer Advisory Committee held on 21 August 2018 |
| Item 5.2 - Busking on Footpaths  |
| Item 5.3 - Investment Report for August 2018   |

**For:  
Unanimous**

## **2.1 Deferred Item - Mayoral Minute - Review of Community Facilities**

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Councillor Gale Collins declared a pecuniary interest in the matter as she is on the Board of Coast Community Connections, Mc Masters Road, Woy Woy. Councillor Gale Collins left the chamber at 6.51pm, returning at 7.14pm and did not participate in discussion and voting.

Councillor Greenaway declared a less than significant non-pecuniary interest in the matter as she is a member of various community/sporting groups in the community. Councillor Greenaway chose to remain in the chamber and participate in discussion and voting as the conflict is minor and will not affect her ability to execute her public duty.

Councillor Hogan declared a pecuniary interest in the matter as the organisation she works for, San Remo Neighbourhood Centre, is a tenant of several community buildings and associated parklands. Councillor Hogan left the chamber at 6.51pm, returning at 7.13pm and did not participate in discussion and voting.

**Moved: Mayor Smith  
Seconded: Councillor Vincent**

### **Resolved**

**972/18 That Council note the deferred Mayoral Minute – Review of Arrangements for Council Community Facilities report which is Attachment 1 to this report.**

**973/18 That Council establish a working group comprising interested Councillors and relevant staff to undertake a review of the use and management of community facilities.**

**974/18 That Council engage with the community in order to identify key issues and determine the scope of the review.**

**975/18 That Council request the Chief Executive Officer to engage an appropriate facilitator, if required, to assist with the review.**

**976/18 That Council be provided with a progress report at the first meeting in February 2019 outlining key actions and milestones in the review process.**

**For:**  
**Mayor Smith and Councillors Holstein, Mehrstens, Sundstrom, Gale Collins, MacGregor, McLachlan, Greenaway, Burke and Vincent**

**Against:**  
**Councillors Marquart, Matthews, Pilon and Best**

**3.1 Acquisition of Land at Somersby Industrial Park for Road Widening**

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

**Resolved**

**977/18 That Council acquire the following land as public road:**

**Part Lot 4 DP 1117622 at 231 Wisemans Ferry Road, Somersby**  
**Part Lot 1 DP 595392 at 241 Wisemans Ferry Road, Somersby.**

**978/18 That Council proceed to compulsorily acquire the land in the event that negotiations with the property owners cannot be satisfactorily resolved.**

**979/18 That Council apply to the Minister for Local Government for the approval of the Minister and the consent of the Governor in order to proceed with the compulsory acquisition, pursuant to the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.**

**For:**  
**Unanimous**

**3.2 Classification of Land, Lots 155, 156 and 157 DP 1234460 at Pacific Highway, Hamlyn Terrace**

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**Moved: Mayor Smith**  
**Seconded: Councillor Vincent**

**Resolved**

**980/18 That Council classify the land known as Lots 155, 156 and 157 DP 1234460 at 590-600 Pacific Highway, Hamlyn Terrace as Community Land pursuant to the Local Government Act 1993.**

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

**Against:**  
**Councillors Marquart, Gale Collins, Pilon, McLachlan and Best**

### **3.3 Classification of Land, Lot 8 DP 1244627 at Hamlyn Road, Hamlyn Terrace**

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**Moved:** Councillor Greenaway

**Seconded:** Councillor MacGregor

**Resolved**

**981/18 That Council resolve, pursuant to s. 31 of the Local Government Act 1993, that the land known as Lot 8 DP 1244627 (at Hamlyn Road, Hamlyn Terrace) be classified as "community".**

**For:**

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

**Against:**

**Councillors Marquart, Gale Collins, Pilon, McLachlan and Best**

### **4.1 Gosford Cultural Precinct**

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Councillor Holstein declared a less than significant pecuniary interest in the matter as he is employed by a tenant of ET Australia. Councillor Holstein left the chamber at 7.46pm, returning at 8.20pm and did not participate in discussion and voting.

**Moved:** Councillor Mehrstens

**Seconded:** Councillor Matthews

**Resolved**

**982/18 That Council confirm that its preferred option for the Gosford Regional Library and Regional Performing Arts and Conference Centre (RPACC) is Option 7.2, as presented in the attached Confidential Attachment 2 – Gosford Cultural Precinct Schematic Designs.**

**983/18 That Council request that the Chief Executive Officer proceed with detailed design development of the Gosford Cultural Precinct, based on Option 7.2 and conforming to the appropriate planning legislation, to facilitate submission of a Development Application to the relevant consent authority.**

**984/18 That Council request the Chief Executive Officer negotiate and execute a Deed of Agreement with ET Australia to acquire the land known as Lot 11 DP 746819 (which has a street address of 123B-125A Donnison Street, Gosford).**

**985/18 That Council request that the Chief Executive Officer continue to proceed with acquisition of the lots included in Confidential Attachment 12 by private treaty, or by a compulsory process in accordance with the Land Acquisition (Just Terms Compensation) Act 1991.**



- 986/18** *That Council request that the Chief Executive Officer invite expressions of interest or tenders for the appointment of a suitably experienced commercial agent to commence pre-leasing for the proposed commercial and retail space located within the selected Option 7.2.*
- 987/18** *That Council approve a \$4,319,930 increase to the 2018-19 capital budget to accommodate the proposed delivery program as detailed in Confidential Attachment 1 – Gosford Cultural Precinct Project Briefing Paper.*
- 988/18** *That the Mayor and Chief Executive Officer seek urgent discussions with both State and Federal Government funding bodies to assist with the funding shortfall for these much needed community projects.*
- 989/18** *That Council resolve, pursuant to s.11(3) of the Local Government Act 1993, that all the confidential attachments to this report remain confidential, as the information in those attachments would, if disclosed, confer a commercial advantage on a person with whom the Council proposes to conduct business with.*

*A division was called by Councillor Best.*

**For:**  
*Mayor Smith and Councillors Mehrtens, Sundstrom, Gale Collins, Matthews, MacGregor, Pilon, Greenaway, Burke, Vincent and Hogan*

**Against:**  
*Councillors Marquart, McLachlan and Best*

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#### **4.2 Amended Code of Meeting Practice and consideration of submissions**

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**Moved:** *Councillor Holstein*  
**Seconded:** *Councillor MacGregor*

#### **Resolved**

- 990/18** *That Council note that a Councillor Briefing session was held on Monday 13 August 2018 at which further feedback was received from Councillors and included in the amended Code of Meeting Practice that is Attachment 1 to this Report.*
- 991/18** *That Council note that one submission was received during the exhibition period that is Attachment 2 to this Report.*
- 992/18** *That, having given consideration to all submissions and feedback received concerning the draft Code of Meeting Practice as required by s. 362 of the LG Act 1993, Council in accordance with s. 360 of the Local Government Act 1993 adopt the Code of Meeting Practice that is Attachment 1 to this report with the following amendments to the identified parts:*

- 32 The Council or Committee must not resolve to adopt any item of business under Part D Clause 30 that a Councillor has identified as being one they wish to speak on. To assist in this process, Councillors may identify the item of business on the agenda they wish to speak on by notifying meeting support staff by 10 AM on the day of the Ordinary Meeting of Council.**
- 52 To speak at a public forum, a person should first make an application to Council in the approved form that is Annexure 1 'Request to Speak Form' which contains guidelines for Speakers' participation in a public forum.**
- 53 Applications to speak at the public forum must be received by 10 AM on the day of the Council Meeting, and must identify the item of business on the agenda of the Council Meeting the person wishes to speak on, and whether they wish to speak 'for' or 'against' the item.**
- 56 Serving Councillors are not permitted to speak at a public forum.**
- 60 If more than two speakers apply to speak 'for' or 'against' any item of business, the Chief Executive Officer or their delegate may request the speakers to nominate from among themselves the persons who are to address Council on the item of business. To facilitate this, the speakers contact details contained in the 'Request to Speak Form' (Annexure 1) may be passed onto others with their prior consent.**
- 61 If the speakers are not able to agree on whom to nominate to address Council, the Chief Executive Officer or their delegate is to determine who will address Council at the public forum based on the sequence of registration.**
- 70 Speakers are not permitted to ask questions.**
- 70A The public forum be webcast by Council subject to the Chairperson making a statement informing those in attendance that the forum is being webcast and that those in attendance should refrain from making any defamatory statements.**

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

**Against:**  
**Councillors Marquart, Gale Collins and Best**

**Abstain: Councillor Pilon**

The meeting adjourned at 9.11pm and resumed at 9.25pm.

**4.3 Plastic Wise Policy / Program**

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**Moved:** Councillor Greenaway

**Seconded:** Mayor Smith

**Resolved**

**993/18 That Council defer consideration of the draft policy to allow the conduct of a briefing, including consideration of the following points:**

- **A commitment to providing leadership in the community through policy and practice.**
- **Building capacity within the community for change in social practices, via:**

**i) promoting alternatives to single use plastic**

**ii) ensuring that all public events and functions held on Council property and public open space promote and practice waste avoidance principles by:**

- **minimising the amount of waste generated**
- **prohibiting the sale and/or distribution of single -use plastic products and single use sachets, polystyrene, plastic bags, plastic straws and/or balloons**

**994/18 That Council request the Chief Executive Officer to support and assist organisations or individuals organising an event to comply with this policy, however, if there is ongoing poor adherence to this policy, officers may recommend that these events not be supported or approved by Council.**

**For:**

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

**Against:**

**Councillors Marquart, Gale Collins and Burke**

**4.4 Meeting Record of the Mangrove Mountain and Spencer Advisory Committee held on 21 August 2018**

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**Moved:** Mayor Smith

**Seconded:** Councillor MacGregor

**Resolved**

**995/18 That Council note this report and the draft Meeting Record of the Mangrove Mountain and Spencer Advisory Committee held on 21 August 2018 that is Attachment 1 to this report.**

**For:**  
**Unanimous**

#### **4.5 Code of Conduct Review Panel**

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Councillor Greenaway left the chamber at 9.34pm, returning at 9.47pm and did not participate in discussion and voting.

**Moved: Mayor Smith**  
**Seconded: Councillor Matthews**

**Resolved**

**996/18 That Council defer this matter to Ordinary Meeting of 8 October 2018 to allow for information to be provided to Councillors.**

**For:**  
**Unanimous**

#### **4.6 2018 Local Government NSW Annual Conference - Voting Delegate**

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Councillor Greenaway left the chamber at 9.34pm, returning at 9.47pm and did not participate in discussion and voting.

**Moved: Councillor Matthews**  
**Seconded: Councillor Gale Collins**

**Resolved**

**997/18 That Council appoint the following Councillor as the seventh voting delegate for voting on motions at the 2018 Local Government NSW Annual Conference:**

- **Councillor Best**

**998/18 That Council request the Chief Executive Officer notify Local Government NSW of the replacement appointment no later than 5.00pm Tuesday, 2 October 2018.**

**999/18 That Council request the Chief Executive Officer to provide information on the motions submitted to the conference to all Councillors.**

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| <b>For:</b><br><b>Mayor Smith and Councillors Marquart, Holstein, Mehrrens, Sundstrom, Gale Collins, Matthews, Pilon, McLachlan, Burke, Vincent, Hogan and Best</b> | <b>Against:</b><br><b>Councillor MacGregor</b> |
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**5.1 2018/19 Capital Works Project Status**

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**Moved:** *Councillor Gale Collins*

**Seconded:** *Councillor Holstein*

**Resolved**

**1000/18 That Council receive the report on 2018/19 Capital Works Project Status.**

**For:**

**Unanimous**

**5.2 Busking on Footpaths**

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Councillor Pilon declared a less than significant non-pecuniary interest in the matter as her son held a Council busking licence. Councillor Pilon chose to remain in the chamber and participate in discussion and voting as the licence is no longer held.

Councillor Vincent declared a less than significant non-pecuniary interest in the matter as his children are musicians who may perform on the Central Coast. Councillor Vincent chose to remain in the chamber and participate in discussion and voting as it is a region wide policy.

**Moved:** *Mayor Smith*

**Seconded:** *Councillor MacGregor*

**Resolved**

**1001/18 That Council receive the report on Busking on Footpaths.**

**For:**

**Unanimous**

**5.3 Investment Report for August 2018**

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**Moved:** *Mayor Smith*

**Seconded:** *Councillor MacGregor*

**Resolved**

**1002/18 That Council receive the Investment Report for August 2018.**

**For:**

**Unanimous**

## **7.1 Notice of Motion - 2019 State and Federal Election Funding Opportunities**

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Councillor Mehrstens declared a less than significant non-pecuniary interest in the matter as he is employed by a local State Member of Parliament who may have a say in funding opportunities. Councillor Mehrstens chose to remain in the chamber and participate in discussion and voting as the matter is not one he considers requires him to subvert his responsibilities as a local Councillor, nor one his employer would consider an issue.

**Moved: Councillor Best**

**Seconded: Councillor McLachlan**

### **Resolved**

**1003/18 That Council recognises the potential and significant electoral funding opportunities that now exist in the lead up to the 2019 State and Federal Elections.**

**1004/18 That Council, through its now significant influence as the States third largest LGA, seeks to leverage electoral funding opportunities.**

**1005/18 That Council resolve to engage with its community (including but not limited to its business community) in a constructive and bipartisan way to identify and prioritise key projects for electoral funding consideration, such funding to include but not be limited to the Snowy Hydro Funding Scheme that is subject of report 8.2 to this meeting of Council.**

**1006/18 That Council request that the Chief Executive Officer provide an urgent report to the Council in October 2018 setting out a proposed strategy for the Council pursuing electoral funding opportunities and to identify the projects to be identified for such funding.**

**For:**

**Unanimous**

## **7.2 Notice of Motion - Council's Genuine Appreciation**

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Councillor Greenaway left the chamber at 9.57pm, returning at 10.00pm and did not participate in discussion and voting.

**Moved: Councillor Best**

**Seconded: Councillor MacGregor**

### **Resolved**

**1007/18 That Council recognises the outstanding contribution over the years made by Mr Brian Glendenning in his role as Council's Legal Counsel.**

**1008/18 That Council further takes this opportunity to thank Mr Glendenning for his leadership and professionalism as Council's Acting General Manager in what can be best described as a particularly challenging period.**

**1009/18** *That Council respects Mr Glendenning's decision to move on and wishes him and his family every success in their future endeavours.*

**For:**

**Unanimous**

**7.3 Notice of Motion - Special Commission of Inquiry into Mangrove Mountain and Spencer illegal dumping**

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Councillor Best left the chamber at 10.13pm, returning at 10.16pm and did not participate in discussion and voting.

**Moved:** **Councillor MacGregor**

**Seconded:** **Councillor Mehrtens**

**Resolved**

**1010/18** *That Central Coast Council make urgent representations to the NSW State Government in support of a Special Commission of Inquiry in the Mangrove Mountain and Spencer land fill sites.*

**1011/18** *That Central Coast Council condemns the frequency and extent of illegal dumping across the Central Coast particularly in the suburbs of Kulnura and Spencer and acknowledges that ongoing investigations into and potential prosecutions in relation to these issues.*

**1012/18** *That Council write to the relevant NSW Minister(s) and Shadow Minister(s) as well as the NSW Legislative Council cross bench spokespersons on the environment or relevant portfolio are to inform them of these decisions.*

**1013/18** *That Council request the Chief Executive Officer give consideration to pro-actively releasing any response to its earlier representations and correspondence to the NSW Government informing them of its support for a Special Commission of Inquiry into Mangrove Mountain landfill site.*

**For:**

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

**Against:**

**Councillors Marquart, Gale Collins and Burke**

**7.4 Notice of Motion - Local Procurement Policy and Buy Local Campaign for Central Coast Council**

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Councillor Marquart declared a pecuniary interest in the matter as he is the Director of a local company that provides service to Central Coast Council. Councillor Marquart left the chamber at 10.16pm, returning at 10.29pm and did not participate in discussion and voting.

**Moved: Councillor MacGregor**

**Seconded: Councillor Mehrtens**

**Resolved**

**1014/18 That Council request the Chief Executive Officer instigate necessary steps to formulate and develop a local procurement policy for Council in consultation with relevant staff and councillors with a view to this policy being included in next years operational budget and adopted by Council as soon as possible.**

**1015/18 That Council ensure this local procurement policy consider relevant options to engage local labour and local businesses products and services in the delivery of council services that are not delivered by directly employed staff or council directorates.**

**1016/18 That Council consider favouring local workers and local businesses in the tendering processes as an option, or consider if weightings or ratios are appropriate for these tenders to encourage the use of local workers and businesses in delivering services and stimulating our local economy through the fiscal activity of Central Coast Council.**

**1017/18 That Council consider support for a buy local campaign that promotes and encourages the purchase and use of local businesses services and products by our local community similar to the buy Australian made campaign that has been so successful at the national level for Australian businesses.**

**1018/18 That Council recognise the unique skills, products, produce and exceptionally high quality of our local workforce and small businesses particularly in the agriculture, construction and manufacturing sectors and seek to promote these to strengthen our local economy and local community.**

**For:**

**Unanimous**



**7.5 Notice of Motion - Woy Woy Rail Underpass – Development of a Business Case**

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**Moved:** Mayor Smith  
**Seconded:** Councillor Holstein

**Resolved**

**1019/18 That Council make representation to the State Government in order to secure funding for the development of a Business Case for the construction of a new railway underpass at Woy Woy so as to remove the Rawson Road level crossing.**

**1020/18 That Council request the Chief Executive Officer provide a briefing to Councillors on costing of a business case for Woy Woy underpass.**

**For:**  
**Unanimous**

**Procedural Motion – Extension of Meeting**

**Moved:** Mayor Smith  
**Seconded:** Councillor Holstein

**Resolved**

**1021/18 That Council extend the meeting to consider items 8.1, 8.2 and Questions on Notice.**

**For:**  
**Unanimous**

**Procedural Motion – Closed Session**

**Moved:** Councillor Sundstrom  
**Seconded:** Councillor Burke

**Resolved**

**1022/18 That Council move into closed session to consider Confidential Items 8.1 and 8.2.**

**For:**  
**Unanimous**

At this stage of the meeting being 10.38pm 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:-

- 2(c) *information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

**Procedural Motion – Open Session**

**Moved:**            **Mayor Smith**  
**Seconded:**       **Councillor Holstein**

**Resolved**

**1023/18    That Council move into open session.**

**For:**  
**Unanimous**

Councillor Matthews left the chamber at 11.06pm and did not return.

Councillor Best left the chamber at 11.07pm and did not return.

The meeting resumed in open session at 11.26pm and the Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting as follows:

**8.1            Response to Notice of Motion - Council After Hours Call Centre Relocated to Central Coast**

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**1024/18    That Council request the Chief Executive Officer provide a report on the tender process including any local content.**

**8.2            Snowy Hydro Scheme Legacy Fund**

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**1025/18    That Council receive the report on Snowy Hydro Scheme Legacy Fund.**

**1026/18    That Council note the inclusion of the Gosford Regional Cultural Precinct as a priority project.**

- 1027/18** *That Council request the Chief Executive Officer to provide a further report on the Tuggerah Smart Transit Orientated Development with an outline of the staging of the project including indicative costs, issues and constraints at each stage of the project.*
- 1028/18** *That Council request the Chief Executive Officer to provide a further report on Council's commitments to each of the remaining priority projects including funding, in-kind contributions or staging of works for each project.*
- 1029/18** *That the information from (3) and (4) above is reported to Council by end of November 2018 or the determination of the Snowy Hydro Legacy Fund.*
- 1030/18** *That Council request the Chief Executive Officer to advocate for the Warnervale Employment Zone to be included in the Snowy Hydro Legacy Fund.*

#### **Questions on Notice**

**Q172/18 QON - Political Signage**  
**Councillor Troy Marquart**

*Can you please confirm Councils' position and the current rules governing political signage being placed upon Council assets or power poles by individuals in the Central Coast region? Does Council enforce these rules?*

**Q173/18 QON - Patonga Wharf**  
**Councillor Rebecca Gale Collins**

*Can Council investigate the condition of Patonga Wharf due to excessive use during the ferry diversion from Ettalong Wharf?*

**Q174/18 QON - Section 94 Developer Contribution Fund**  
**Councillor Rebecca Gale Collins**

*How does Council intend allocating the \$96 million unallocated funding within the Section 94 Developer Contribution Funds?*

**Q175/18 QON - Water Theft**  
**Councillor Kyle MacGregor**

*With the NSW drought increasing in severity and anecdotal reports of water carting and haulage theft on private and public land without authorisation likely to increase as it did while we suffering the severe drought of the early 2000's. What steps can council, other levels of government or regulatory bodies or local residents take to ensure that water theft is reported and dealt with appropriately if, when and where it is occurring?*

**Q176/18 QON - Universal Toilet Key Program**  
**Councillor Kyle MacGregor**

*What is the status of the universal disabled toilet key program? I have been informed that these keys cost individuals \$11 each to purchase and are hard to use. What steps are Council taking or have taken to make disabled toilets more accessible and utilised by local residents and visitors to our region in a safe and universally accessible manner?*

**Response from Julie Vaughan, Director Connected Communities**

*That is an action in the Disability Inclusion Action Plan to actually have a whole program. That includes identifying which toilets are fitted with the keys and then relevant information. It does cost an individual to receive one of those keys and there are processes around that as well.*

**Q177/18 QON - Consultation Meetings - Affordable and Alternative Housing**  
**Councillor Jilly Pilon**

*With regards to community concerns, is it possible to have consultation meetings with the community regarding the Central Coast Affordable and Alternative Housing Strategy and can that be extended for a period?*

**Response from Julie Vaughan, Director Connected Communities**

*The strategy was developed following extensive community consultation. At the moment the strategy is on exhibition and finishes on 8 October 2018. As the strategy is on exhibition it may be something we need to consider as we bring the report back. It's a draft at the moment. A lot of it is about high level planning. I'm hearing that there are large numbers of people in support and obviously there are some questions as well. It may be something that you want to do as Ward Councillors rather than a whole program again.*

**Q178/18 QON - Granny Flats**  
**Councillor Bruce McLachlan**

*Would it be possible to get a report on the number of granny flats that have been approved in the last two years? I don't think the Affordable Housing has taken into consideration the number of granny flats coming online for the rental stock.*

**Q179/18 QON - Boarding Houses - Sites in Bateau Bay**  
**Councillor Bruce McLachlan**

*I have had a request to identify what sites in Bateau Bay are they talking about rezoning for the boarding houses?*

**Response from Julie Vaughan, Director Connected Communities**

*One of the elements of the strategy was to have Judith Stubbs do some work on some Council land but no definite sites have been identified. There is a whole raft of work that would need to be undertaken to identify any particular sites. So in relation to Bateau Bay I know an email had gone through to Scott Cox earlier today and he has forwarded that through to my department. We have identified particular town centres and that comes down to key elements as to what's important with affordable housing in the sense of proximity to transport etc. There are no sites, streets, anything that is identified at present. There is a confusion between what is the intention of affordable housing versus social housing. So the Pacific Delmare is social and public housing. The intent of the affordable housing strategy is a suite of different options and is very much about alternative housing options.*

**Q180/18 QON - Kangy Angy Land Acquisition**  
**Councillor Louise Greenaway**

*In the business paper there is an answer to one of Councillor McLachlan's Questions on Notice that states that Council received \$2.66 million for the Kangy Angy land acquired for the rail maintenance facility, not \$17 million. The figure of \$17 million has been bandied around for months and there is some recollection that it was used by staff in early briefings. So would staff please comment if possible on where the figure of \$17 million came from or what it may have become associated with and if there were any other monies paid over and above the \$2.66 million?*

**Q181/18 QON - Answer to Q81/18 - Airport Survey**  
**Councillor Louise Greenaway**

*The business paper of the meeting of 10 September 2018 purported to provide an answer to my question on notice of Q81/18 which I asked on 28 May 2018, so I re-asked the question at the meeting on 10 September 2018 and I would still ask please if that question could be answered.*

**Q182/18 QON - Abandoned Boat and Dingy Policy**  
**Councillor Doug Vincent**

*Residents living on the Tuggerah lakes and Lake Macquarie foreshores have been reporting that many boats and dinghies, which appear abandoned, have been sitting on reserves and foreshores for months and sometimes years. The former Wyong Shire Council had an "Abandoned boat and dingy policy", which staff were progressively implementing and enforcing. Council staff please advise if the Central Coast Council has a similar policy and resources allocated to implement the policy?*

**Q183/18 QON - Poisoning of Trees**  
**Councillor Doug Vincent**

*Norah Head Residents have recently advised there is further poisoning of trees on Council's Mazlin Reserve. Over a period of two years, trees along the foreshore have been drilled and had poison poured into the trunk of the trees. Can tree preservation officers or Council rangers meet with concerned residents to discuss what strategies can be used to catch or prosecute the offenders who are poisoning the trees?*

**Q184/18 QON - Affordable Housing Strategy**  
**Councillor Jillian Hogan**

*Can staff write a one page report on the difference between social housing, affordable housing and alternative housing?*

***Response from Julie Vaughan, Director Connected Communities***

*There is quite a bit of information within the strategy on the differences. Is that something that Councillors would like?*

**The Meeting** closed at 11.40pm.