

Mangrove Mountain and Spencer Advisory Committee Meeting Record 21 August 2018



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| Location: | Central Coast Council Wyong Office Committee Room Level 2 2 Hely Street, Wyong | |
| Date: | 21 August 2018 | |
| Time | Started at: 5.01pm | Closed at: 6:33pm |
| Chair | Mayor Jane Smith | |
| File Ref | F2017/02125 | |

Present

Mayor Jane Smith, Councillor Richard Mehrtens (arrived 5.12pm), Councillor Kyle MacGregor, John Asquith, Lillias Bovell, Gary Chestnut, Joy Cooper (arrived 5.20pm), Dr Stephen Goodwin, Wolfgang Koerner (arrived 5.24pm), Pam O'Sullivan, Margaret Pontifex, Marilyn Steiner, Danny Willmott, [Catherine Wade (observer only)]

Also present were:

Gary Murphy – Chief Executive Officer, Brian Glendenning – Executive Manager Governance, Scott Cox – Director Environment and Planning, Kelly Drover – Advisory Group Support Officer, Zoie Magann – Advisory Group Support Officer

Item 1 Apologies

Stephen Rickards, Councillor Chris Holstein

Item 2 Disclosure of Interest

Gary Chestnut and Danny Willmott have ongoing less than significant pecuniary interests.

Item 3 Confirmation of 26 June 2018 Meeting Record

The Committee confirmed the 26 June 2018 Meeting Record.

The Committee discussed the Action log.

Action: It was requested that the action log is numbered in future for easy reference when discussing action items.

Item 4 Ministerial Response Letters

The Committee noted the Council letters and Ministerial responses regarding the Recommendation 27 of the NSW Parliamentary Inquiry into Waste.

The Committee noted the response date of the Government is due 28 September 2018.

Item 5 Update from Council Staff Regarding Current Council Actions

Scott Cox, Director Environment and Planning provided an update to the Committee regarding the Spencer site.

Brian Glendenning, Executive Manager Governance gave the Committee an update on Mangrove Mountain Landfill site.

Catherine Wade expressed a view that the community may have concerns about the large number of trucks coming and going from the site to remove rubbish.

Action: The Advisory Group recommends that Council, in regard to the Spencer sites and the prosecution by the Environment Protection Authority, in the event that the Environment Protection Authority is successful and as well as penalties, a remediation order is made that Central Coast Council seeks to have input into the remediation plan.

Item 6 Update Regarding Communications with the NSW Department of Industry - Water

The Committee noted the letter sent to Mr Michael Blackmore, Director Water Utilities NSW Department of Industry - Water 12 July 2018 inviting a representative from the Department of Industry - Water to attend today's meeting.

Unit Manager Governance has also spoken with Mr Blackmore advising that the Environment Protection Authority had attended and it would be disappointing were NSW Department of Industry - Water not able to find someone to attend a meeting of the Committee.

No response has been received to date.

Action: The Advisory Group requests that staff follow up the Department of Industry - Water with a further request to attend the next meeting.

Item 7 Base Flow – Ourimbah Creek

Brian Glendenning, Executive Manager Governance gave the Committee an update on Base Flow – Ourimbah Creek.

The relevant flow monitoring for Ourimbah Creek is the WaterNSW gauging station located upstream of Ourimbah Weir and the data is freely available to the public.

Action: Advisory Group Support Officer to circulate the Real Time WaterNSW Website to Committee members, along with the gauge flow trends chart that was discussed at the meeting.

Action: The Advisory Group recommends that Department of Industry - Water provide insight into the gauge flow trends at the next meeting.

Item 8 Clarification on the status of the issue of naming Stringybark Creek

Brian Glendenning, Executive Manager Governance gave the Committee an update on the status of the issue of naming Stringybark Creek.

The Committee notes that the previous resolution of Gosford City Council still stands and that Council staff will progress the renaming of Stringybark creek depending on the identification of the commencement point of the creek.

Action: The Advisory Group to be advised once the naming of Stringybark Creek is finalised.

Item 9 Request for Agenda Topics – Dr Stephen Goodwin

Stephen Rickards, as an apology, would like it formally acknowledged that he fully supports Dr Stephen Goodwin's agenda topics requests and in particular item 3 - Options paper on future of landfill.

Dr Stephen Goodwin discussed his agenda items that had been submitted for inclusion on the agenda prior to the meeting.

- *Item 2 - Response to questions put to the Environment Protection Authority and Water in April*

Action: The Mayor to review the questions sent to Environment Protection Authority and Department of Industry – Water.

- *Item 3 – Options paper on future of landfill*

Action: The Advisory Group requests that at the next meeting Dr Goodwin provide a draft of principles for the Committee in terms of expectations of the long term remediation of the Mangrove Mountain Landfill site.

Action: The Advisory Group requests further advice from staff about options and issues regarding long term remediation of the Mangrove Mountain Landfill site. Below questions from Wolfgang raised at the meeting to be included in consideration.

- Is there an existing Remediation Action Plan (RAP) for the Mangrove Mountain Mountain Landfill site? If not, is one being developed?
- What are the standard statutory remediation requirements or guidelines for landfill waste sites as would be applicable to e.g. Buttonderry, Kincumber or Woy Woy?
- What is the basis for calculating statutory financial provisions to be made by Council for the remediation of its own landfill waste sites?

- *Item 4 - MDA report on LEC case and Auditor General's Report*

Action: Dr Goodwin to provide an update on the Mountain Districts Association mention in the Auditor General's Report to the Advisory Group Support Officer for circulation to the Committee.

- *Item 5 – Offer of confidential presentation to Councillors and Senior staff by Gary Chestnut*

Action: Senior Staff and Councillors be advised of the offer of a confidential presentation by Gary Chestnut (30 minutes).

Item 10 General Business and Close

The committee discussed the possibility of a public meeting calling for a Commission of Inquiry.

Action: Advisory Group Support Officer to follow up action from 26/6/2018 meeting regarding Council writing to the Environment Protection Authority requesting whether it is able to provide a copy of the Follow Up Independent Environmental Report to the Committee.

The meeting closed at 6.33pm

Next Meeting: Wednesday 24th October 2018
5pm – 7pm
Central Coast Council Wyong Office
Committee Room
2 Hely Street, Wyong