



Central Coast Council

Minutes of the
Ordinary Meeting of Council
Held remotely - online
on 22 June 2020

Present

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

In Attendance

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

The Mayor, Lisa Matthews, declared the meeting open at 6.30pm.

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

Councillor Greenaway left the meeting at 6.33pm and returned at 6.35pm.

The reports are recorded in their correct agenda sequence.

Apologies

Moved: **Councillor MacGregor**

Seconded: **Councillor Burke**

Resolved

554/20 That Council accept the apologies received from Councillors Pilon and Gale.

555/20 That Council grant the following leaves of absence;

- **Councillor Pilon until 30 June 2020 and**
- **Councillor Marquart for the 13 July 2020 Ordinary Meeting**

For:

Unanimous

Procedural Motion – Observation of Minutes Silence

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

Resolved

556/20 That Council observe a minutes silence as a mark of respect for the late former Councillor and Mayor of Gosford City Council, Mr Malcolm Brooks OAM.

For:
Unanimous

Councillors Smith, Burke, Holstein and MacGregor spoke briefing in commemoration of Mr Malcolm Brooks OAM.

1.1 Disclosures of Interest

Item 2.7 – Terrigal Trojans Rugby Club - Outstanding Loan Repayment

Councillor Burke declared a less than significant non pecuniary interest in the matter as his company used to sponsor a team. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Councillor McLachlan declared a less than significant non pecuniary interest in the matter as he knows some of the Directors on board of the Terrigal Trojans Rugby Club. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she knows someone on the board of the Terrigal Trojans Rugby Club. She chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence her decision on the matter.

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

Resolved

557/20 That Council receive the report on Disclosure of Interest and note advice of disclosures.

For:
Unanimous

1.2 Confirmation of Minutes of Previous Meeting

Moved: Councillor Smith
Seconded: Councillor Hogan

Resolved

558/20 That Council confirm the minutes of the Ordinary Meeting of Council held on the 9 June 2020.

For:
Unanimous

1.3 Notice of Intention to Deal with Matters in Confidential Session

Moved: Councillor MacGregor
Seconded: Councillor Hogan

Resolved

559/20 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 Vincent
Seconded: Councillor Holstein

Resolved

560/20 That Council adopt the following items as a group and in accordance with the report recommendations:

Item #	Item Title
2.3	Classification of Land, Lot 29 DP 1261745 – 10 Virginia Road Hamlyn Terrace
2.10	LEP Amendment (Planning Proposal 105) Lot 30 DP 1172696 (356) Manns Road West Gosford
3.1	Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 29 April 2020
3.2	Meeting Record of the Coastal Open Space Systems (COSS) held on

Item #	Item Title
	30 April 2020
3.3	Meeting Record of the Playspaces Advisory Committee held on 6 May 2020
3.4	Investment Report for May 2020

561/20 That Council discuss the following items individually:

Item #	Item Title
2.1	Adoption of Social Media Policy
2.2	Council Meeting Dates and Locations
2.4	Classification of Land at 40 Fairmont Boulevard, Lot 97 DP 1261646, Hamlyn Terrace
2.5	Making and Fixing of 2020-21 Rates and Charges
2.6	Draft Drinking Water Quality and Recycled Water Quality Policies for Public Exhibition
2.7	Terrigal Trojans Rugby Club - Outstanding Loan Repayment
2.8	Out of Round Sponsorship Program Round 2 2019-20
2.9	Outcomes of consultation the draft Central Coast Council Biodiversity Strategy
5.1	Notice of Motion - Soap in Public Toilets
5.2	Notice of Motion - Airport Employment Hub Community Consultation

For:
Unanimous

2.1 Adoption of Social Media Policy

Councillor Sundstrom left the meeting at 6.52pm and returned at 6.53pm.

Moved: Councillor Smith
Seconded: Councillor MacGregor

Resolved

562/20 That Council note there is currently an existing Social Media Policy that applies to Council staff.

563/20 That Council notes that social media is still an emerging area for community engagement.

564/20 *That Council adopt the Central Coast Council Policy for Social Media as set out in Attachment 1 to this report.*

565/20 *That Council request the Chief Executive Officer provide a further report in June 2021 that reviews the application of the Policy and any relevant issues.*

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

Against:
Councillors Best, Burke, McLachlan and Mehrrens

2.2 Council Meeting Dates and Locations

Moved: Councillor Marquart
Seconded: Councillor Smith

- 1 *That Council adopt the proposed Ordinary Council Meeting dates for the remainder of 2020.*
- 2 *That Council resolve to amend the Code of Meeting Practice to provide for the conduct of Council Meetings at 2 Hely Street, Wyong, noting the identified variations to schedule within the report.*
- 3 *That Council resolve that once meetings are able to be conducted in person and still unable to allow a public gallery (and should it be prior to the completion of works at Wyong Chambers) that the Council meetings be conducted at Gosford.*
- 4 *That Council request the Chief Executive Officer to continue to investigate the capability to have Council Meetings effectively and efficiently at Gosford Chambers, or identify a suitable alternate location in the vicinity, in order to meet community expectation that Council conduct its meetings in both Gosford and Wyong as originally intended under the amalgamation.*
- 5 *That Council request the Chief Executive Officer to investigate and report back to Council before the end of September 2020 on options for the establishment of Committees under Part 20 of the Code of Meeting Practice for the purpose of conducting meetings on specific items in locations relevant to the topic being considered.*
- 6 *That Council resolve to conduct Councillor briefings at Mann Street, Gosford with a requirement that Councillors attend in person, however, allow remote participation (video conference) for non-confidential briefings only where the Councillor has sought leave for a briefing for a specific reason (aligned with standard leave provisions) and in advance.*
- 7 *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.*

- 8 *That in accordance with section 361 of the Local Government Act that a draft Code of Meeting Practice that provides for the conduct of Council Meetings at 2 Hely Street, Wyong be placed on public exhibition for a period of not less than 28 days, with submissions accepted for a period of not less than 42 days.*
- 9 *That in accordance with section 362 of the Local Government Act a further report be provided to Council in September following the conduct of the public exhibition period.*

Amendment Moved: Councillor Vincent

Amendment Seconded: Councillor McLachlan

- 1 *That Council adopt the proposed Ordinary Council Meeting dates for the remainder of 2020.*
- 2 *That Council resolve to amend the Code of Meeting Practice to provide for the conduct of Council Meetings at 2 Hely Street, Wyong, noting the identified variations to schedule within the report.*
- 3 *That Council resolve that once meetings are able to be conducted in person and still unable to allow a public gallery (and should it be prior to the completion of works at Wyong Chambers) that the Council meetings be conducted at Gosford.*
- 4 *That Council request the Chief Executive Officer to continue to investigate the capability to have Council Meetings effectively and efficiently at Gosford Chambers, or identify a suitable alternate location in the vicinity, in order to meet community expectation that Council conduct its meetings in both Gosford and Wyong as originally intended under the amalgamation.*
- 5 *That Council request the Chief Executive Officer to investigate and report back to Council before the end of September 2020 on options for the establishment of Committees under Part 20 of the Code of Meeting Practice for the purpose of conducting meetings on specific items in locations relevant to the topic being considered.*
- 6 *That Council resolve to conduct Councillor briefings at Mann Street, Gosford with a preference that Councillors attend in person, however, allow remote participation (video conference) for non-confidential briefings.*
- 7 *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.*
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- 9 *That in accordance with section 362 of the Local Government Act a further report be provided to Council in September following the conduct of the public exhibition period.*

For:

Unanimous

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

Moved: Councillor Vincent

Seconded: Councillor McLachlan

Resolved

566/20 That Council adopt the proposed Ordinary Council Meeting dates for the remainder of 2020.

567/20 That Council resolve to amend the Code of Meeting Practice to provide for the conduct of Council Meetings at 2 Hely Street, Wyong, noting the identified variations to schedule within the report.

568/20 That Council resolve that once meetings are able to be conducted in person and still unable to allow a public gallery (and should it be prior to the completion of works at Wyong Chambers) that the Council meetings be conducted at Gosford.

569/20 That Council request the Chief Executive Officer to continue to investigate the capability to have Council Meetings effectively and efficiently at Gosford Chambers, or identify a suitable alternate location in the vicinity, in order to meet community expectation that Council conduct its meetings in both Gosford and Wyong as originally intended under the amalgamation.

570/20 That Council request the Chief Executive Officer to investigate and report back to Council before the end of September 2020 on options for the establishment of Committees under Part 20 of the Code of Meeting Practice for the purpose of conducting meetings on specific items in locations relevant to the topic being considered.

571/20 That Council resolve to conduct Councillor briefings at Mann Street, Gosford with a preference that Councillors attend in person, however, allow remote participation (video conference) for non-confidential briefings.

572/20 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.

573/20 That in accordance with section 361 of the Local Government Act that a draft Code of Meeting Practice that provides for the conduct of Council Meetings at 2 Hely Street, Wyong be placed on public exhibition for a period of not less than 28 days, with submissions accepted for a period of not less than 42 days.

574/20 That in accordance with section 362 of the Local Government Act a further

report be provided to Council in September following the conduct of the public exhibition period.

For:

Unanimous

2.3 Classification of Land, Lot 29 DP 1261745 - 10 Virginia Road Hamlyn Terrace

This item was resolved by the exception method.

Moved: Councillor Vincent

Seconded: Councillor Holstein

Resolved

575/20 That Council adopt the classification of the land known as Lot 29 DP 1261745 at 10 Virginia Road Hamlyn Terrace as Operational Land.

576/20 That Council note that:

- a Nothing in the above resolution authorises the sale of the subject land (section 377(1)(h) of the Local Government Act 1993 provides that any sale of land can only be by resolution of Council).***
- b Section 31 (3) of the Local Government Act 1993 provides that Council must not resolve that land be classified as operational land if the resolution is inconsistent with the terms of any trust applying to the land.***

For:

Unanimous

2.4 Classification of Land at 40 Fairmont Boulevard, Lot 97 DP 1261646, Hamlyn Terrace

Moved: Councillor Smith

Seconded: Councillor Greenaway

That Council classify the land known as Lot 97 DP 126146 No 40 Fairmont Boulevard, Hamlyn Terrace as Community Land pursuant to the Local Government Act 1993.

Amendment Moved: Councillor Best

Amended Seconded: Mayor Matthews

That Council defer consideration of this item to allow a further report to be provided setting out the reasons for which the categorisation is recommended with an emphasis of the benefits and

ramifications of either option – operational or community.

<i>For:</i> <i>Mayor Matthews, Councillors Best, Burke, Holstein, Marquart, McLachlan, Mehrtens and Sundstrom</i>	<i>Against:</i> <i>Councillors Hogan, Greenaway, MacGregor, Smith and Vincent</i>
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The Amendment was put to the vote and declared CARRIED and then become the Motion.

Moved: Councillor Best
Seconded: Mayor Matthews

Resolved

577/20 That Council defer consideration of this item to allow a further report to be provided setting out the reasons for which the categorisation is recommended with an emphasis of the benefits and ramifications of either option – operational or community.

<i>For:</i> <i>Mayor Matthews, Councillors Best, Burke, Holstein, Marquart, McLachlan, Mehrtens and Sundstrom</i>	<i>Against:</i> <i>Councillors Hogan, Greenaway, MacGregor, Smith and Vincent</i>
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2.5 Making and Fixing of 2020-21 Rates and Charges

Councillor Best left the meeting at 8.17pm and returned at 8.19pm.

Councillor Greenaway left the meeting at 8.21pm and returned at 8.23pm.

Moved: Councillor Best
Seconded: Councillor Marquart

That Council not levy the 2.6% increase and that the ad valorem rates be adjusted accordingly and reported back to Council for final determination.

<i>For:</i> <i>Councillors Best, Burke, Marquart and McLachlan</i>	<i>Against:</i> <i>Mayor Matthews, Councillors Greenaway, Hogan, Holstein, MacGregor, Mehrtens, Smith and Sundstrom</i>
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Abstained: Councillor Vincent

The Motion was put to the vote and declared LOST.

Moved: Councillor MacGregor
Seconded: Councillor Mehrtens

Resolved

- 578/20** *That Council note rate and charge rebates to pensioners are prescribed by s. 575 of the Local Government Act 1993.*
- 579/20** *That Council is of the opinion that all rateable land that is used for business purposes and categorised as such in accordance with s. 518 of the Local Government Act 1993 will derive benefit from the provision of certain facilities, services and activities contributing to business and tourism development that are funded in part or whole by a Business/Tourism Development Special Rate (as set out in attachment 1).*
- 580/20** *That Council is of the opinion that the following rateable land will derive benefit from the activities that are funded in part or whole by the Gosford Parking Special Rate and/or funded in whole or in part by the Gosford Central Business District Special Rate, which (respectively) fund the operation and maintenance of the Baker Street Parking Station and the provision of facilities, services and activities that contribute to business and tourism development in the area:*
- a Rateable land within Registered Plan 97/6.*
 - b Rateable land within the area indicated in the Gosford Central Business District Improvement and Parking Area map (as set out in attachment 2):*
 - i. Commencing west of Mann Street, at Lot 1 DP 156665, bounded by Etna, Hills, Watt and Faunce Streets; and*
 - ii. From Henry Parry Drive to Allotment 1, Section 96, Town of Gosford to the intersection of Erina Street, north to Donnison Street, west of Henry Parry Drive to Georgiana Terrace to include unnamed lane in DP 13734; and*
 - iii. Then from Allotment 4, Section 9, Town of Gosford to its intersection with the centre line of the Great Northern Railway bounded by Henry Parry, Mann Street, Georgiana Terrace, Dane Drive to the railway line and back to the point of commencement.*
- 581/20** *That Council is of the opinion that the following rateable land will derive benefit from the activities that are funded in part or whole by The Entrance Area Special Rate, which promotes the economic development, marketing and development of The Entrance area and provides for the organisation and management of promotional events within and around The Entrance area for the purpose of improving the market penetration of The Entrance area and its traders (as set out in attachment 3):*
- a All rateable land used for business purposes and categorised as such in accordance with s. 518 of the Local Government Act 1993 in the suburb known as The Entrance; and*

b All rateable land in the suburbs of Magenta, The Entrance, North, The Entrance, Blue Bay, Long Jetty, Toowoan Bay, Shelly Beach and Bateau Bay used predominately for any of the following purposes, as those terms are defined in the Wyong Local Environmental Plan 2013 or the former Wyong Council's "Retail Centres Strategy":

- i. Amusement centres,**
- ii. Camping grounds,**
- iii. Caravan parks,**
- iv. Eco-tourist facilities,**
- v. Pubs,**
- vi. Registered clubs, or**
- vii. Service stations,**
- viii. Tourist and visitor accommodation**

582/20 That Council is of the opinion that all rateable land in the suburbs known as Toukley, Canton Beach, Noraville and Norah Head that is used for business purposes and categorised as such in accordance with s. 518 of the Local Government Act 1993 will derive benefit from the activities that are funded in part or whole by the Toukley Area Special Rate, which markets and promotes the economic development of the Toukley area (as set out in attachment 4).

583/20 That Council is of the opinion that the following rateable land will derive benefit from the activities that are funded in part or whole by the Wyong Area Special Rate, which is used to market and promote the economic development of the Wyong area within which this special rate applies (as set out in attachment 5):

a All land used for business purposes and categorised as such in accordance with s. 518 of the Local Government Act 1993 in the suburb known as Watanobbi.

b All land used for business purposes and categorised as such in accordance with s. 518 of the Local Government Act 1993 in the suburb known as Wyong, bounded by the following:

- i. North of the Wyong River from Tacoma in the east to the M1 Freeway in the west;**
- ii. East of the M1 Freeway from the Wyong River to the suburb boundary between Wyong and Warnervale but to exclude Lot 32 DP 814964;**
- iii. South of the northern Wyong boundary to its intersection with the Pacific Highway and then south of the Pacific Highway to the intersection of Pollock Avenue, but to include the land known as Lot 400 DP 1114793 (being to the north of the Pacific Highway);**

iv. The eastern boundary of the suburb of Wyong from Johns Road to Wyong River.

584/20 That Council resolve to make, in respect of land within the former Gosford Local Government Area, the following ordinary rates for the 2020-21 rating and financial year where such rates consist of an ad valorem amount and subject to a minimum amount, pursuant to ss. 492-494, 497-498, 533-535 and 543 (inclusive) of the Local Government Act 1993:

Ordinary Rate Category Section 493	Ordinary Rate Sub Category Section 529	Ad Valorem Amount (cents in the \$)	Minimum Rate Amount
Farmland	-	0.119365	\$554.00
Residential	-	0.235395	\$554.00
Residential	Flood	0.271689	\$283.00
Business	-	0.417268	\$554.00

585/20 That Council resolve to make, in respect of land within the former Wyong Local Government Area, the following ordinary rates for the 2020-21 rating and financial year consisting of an ad valorem amount and subject to a minimum amount, pursuant to sections 492-494, 497-498, 533-535 and 543 (inclusive) of the Local Government Act 1993 (refer attachment 6):

Ordinary Rate Category Section 493	Ordinary Rate Sub Category Section 529	Ad Valorem Amount (cents in the \$)	Minimum Rate Amount
Farmland	-	0.245081	\$300.00
Residential	-	0.386287	\$300.00
Mining	-	14.874325	\$300.00
Business	-	0.842029	\$300.00
Business	Business Major Retail	1.266792	\$300.00
Business	Business Local Retail	1.055717	\$300.00

586/20 That Council resolve to make, the following special rates for the 2020-21 rating and financial year consisting of an ad valorem amount, pursuant to ss. 492, 495, 497-500, 535-538 and 543 (inclusive) of the Local Government Act 1993 where those special rates are to apply only to and be levied on only the rateable land identified in the table below:

Special Rate	Base Amount	Ad Valorem Amount (cents in the \$)	Special rate applies to the following rateable land
Business/Tourism Development	-	0.044161	All rateable land identified in resolution 1
Gosford Parking	-	0.119652	All rateable land identified in resolution 2

Gosford Central Business District Improvement	-	0.312151	All rateable land identified in resolution 2
The Entrance Area	\$95.00	0.321766	All rateable land identified in resolution 3
Toukley Area	\$95.00	0.236237	All rateable land identified in resolution 4
Wyong Area	\$95.00	0.086428	All rateable land identified in resolution 5

587/20 That Council apply land valuations, with a base date 1 July 2019, for rating purposes in the 2020-21 rating and financial year.

588/20 That Council resolve to make, the following annual domestic waste management service charges for the 2020-21 rating and financial year, pursuant to ss. 496 and 535 of the Local Government Act 1993 (refer attachment 7):

Name	Charge Amount
Domestic Waste Management - Availability Charge	\$71.00
Domestic Waste Management Service – Eastern Area	\$512.00
Domestic Waste Management Service – Western Area	\$454.00
Domestic Waste Management Service – 140 litre to 240 litre Waste Upgrade	\$136.00
Domestic Waste Management Service – 140 litre to 360 litre Waste Upgrade	\$272.00
Domestic Waste Management Service – Additional 140 litre Waste Bin Service	\$269.00
Domestic Waste Management Service – Additional 240 litre Waste Bin Service	\$407.00
Domestic Waste Management Service – Additional 360 litre Waste Bin Service	\$544.00
Domestic Waste Management Service – Additional 240 litre Recycling Bin Service	\$102.00
Domestic Waste Management Service – Additional 360 litre Recycling Bin Service	\$136.00
Domestic Waste Management Service – Additional 240 litre Vegetation Bin Service	\$110.00
Domestic Waste Management Service – Additional Short Term Extra Service – 140 litre Waste Bin - price per service	\$18.65
Domestic Waste Management Service – Additional Short Term Extra Service – 240 litre Waste Bin - price per service	\$19.85
Domestic Waste Management Service – Additional Short Term Extra Service – 360 litre Waste Bin - price per service	\$21.05

Domestic Waste Management Service – Additional Short Term Extra Service – 660 litre Waste Bin - price per service	\$38.60
Domestic Waste Management Service – Additional Short Term Extra Service – 1.1 cubic meter Waste Bin - price per service	\$64.30
Domestic Waste Management Service – Additional Short Term Extra Service – 1.5 cubic meter Waste Bin - price per service	\$87.70
Domestic Waste Management Service – Additional Short Term Extra Service – 240 litre Recycling Bin - price per service	\$19.85
Domestic Waste Management Service – Additional Short Term Extra Service – 360 litre Recycling Bin - price per service	\$21.05
Domestic Waste Management Service – Additional Short Term Extra Service – 660 litre Recycling Bin - price per service	\$38.60
Domestic Waste Management Service – Additional Short Term Extra Service – 1.1 cubic meter Recycling Bin - price per service	\$64.30
Domestic Waste Management Service – Additional Short Term Extra Service – 1.5 cubic meter Recycling Bin - price per service	\$87.70
Domestic Waste Management Service – Additional Short Term Extra Service – 240 litre Vegetation Bin - price per service	\$19.85

589/20 *That Council provide domestic waste management services only to parcels of land which have current Council consent or approval for a residential building.*

590/20 *That Council resolve to make, the changes set out in the adopted Delivery Program and Operational Plan for the 2020-21 financial year including but not limited to the following waste management charges for the 2020-21 rating and financial year, pursuant to ss. 501 and 535 of the Local Government Act 1993:*

Name	Charge Amount
Waste Management Service – 140 litre Waste Bin Service	\$381.00
Waste Management Service – 240 litre Waste Bin Service	\$509.00
Waste Management Service - 360 litre Waste Bin Service	\$627.00
Waste Management Service - 660 litre Waste Bin Service	\$2,173.00
Waste Management Service - 1.1 cubic metre Waste Bin Service	\$3,033.00
Waste Management Service - 1.5 cubic metre Waste Bin Service	\$4,085.00

Waste Management Service – 240 litre Recycling Bin Service	\$102.00
Waste Management Service – 360 litre Recycling Bin Service	\$136.00
Waste Management Service – 660 litre Recycling Bin Service	\$281.00
Waste Management Service – 1.1 cubic meter Recycling Bin Service	\$467.00
Waste Management Service – 1.5 cubic meter Recycling Bin Service	\$638.00
Waste Management Service – 240 litre Vegetation Bin Service	\$110.00

591/20 *That Council apply, a proportional charge adjustment, calculated on a daily basis, where domestic waste management services or waste management services commence or cease during the 2020-21 rating year.*

592/20 *That, for the period between 1 July 2020 and 30 June 2021 in respect to overdue rates and charges, Council charge the lesser of the following:*

- a the maximum rate of interest as determined by the Minister for Local Government under s. 566(3) of the Local Government Act 1993, being 0% per annum for the period 1 July to December 2020 and 7% for the period 1 January to 30 June 2021; or*
- b the maximum rate of interest payable on overdue rates and charges under s. 356 of the Water Management Act 2000, being the rate applicable on an unpaid judgment of the Supreme Court;*
- c and this interest to be calculated on a daily basis using the simple interest method in accordance with s. 566 of the Local Government Act 1993.*

For:
Mayor Matthews, Councillors Greenaway, Holstein, MacGregor, Mehrrens, Smith and Sundstrom

Against:
Councillors Best, Burke, Marquart and McLachlan

Abstained: Councillors Hogan and Vincent

The meeting adjourned at 8.32pm and resumed at 8.43pm.

2.6 Draft Drinking Water Quality and Recycled Water Quality Policies for Public Exhibition

Councillor Greenaway left the meeting at 8.43pm and returned at 8.44pm.

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

Resolved

593/20 That Council endorse the following draft policies for the purpose of community consultation:

- i. Drinking Water Quality Policy**
- ii. Recycled Water Quality Policy**

594/20 That Council place the above draft policies on public exhibition for a period of 28 days.

595/20 That Council also refer the draft policies to the Water Advisory Committee for their review and input.

596/20 That Council request the Chief Executive Officer provide a further report back to Council on the outcomes of the public exhibitions.

For:

Unanimous

2.7 Terrigal Trojans Rugby Club - Outstanding Loan Repayment

Councillor Burke declared a less than significant non pecuniary interest in the matter as his company used to sponsor a team. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Councillor McLachlan declared a less than significant non pecuniary interest in the matter as he knows some of the Directors on board of the Terrigal Trojans Rugby Club. He chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence his decision on the matter.

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she knows someone on the board of the Terrigal Trojans Rugby Club. She chose to stay in the meeting and participate in discussion and voting on this matter as it does not prejudice or influence her decision on the matter.

Councillor Greenaway left the meeting at 9.24pm and returned at 9.25pm.

Moved: Councillor Burke

Seconded: Councillor Marquart

- 1 That Council receive the report on Terrigal Trojans Rugby Club – Outstanding Loan Repayment.*
- 2 That Council acknowledge that Terrigal Trojans Rugby Club Pty Ltd have contributed a total amount of \$727,854, by way of cash and capital grants contributions directly toward*

the building.

- 3 That Council apply the total contribution of \$727,854, to the current outstanding amount owed by Terrigal Trojans (\$554,014.45) to Central Coast Council, and it be determined that the loan has been satisfied entirely, superseding any previous resolution relating to the loan repayment.*

Amendment Moved: Councillor Holstein

Amendment Seconded: Councillor Best

- 1 That Council require the Terrigal Trojans Rugby Club Pty Ltd to give evidence over the next 12 months and show their community contribution and diversity of that contribution to the community for the Councils consideration to the balance of the loan.*
- 2 That Council apply the Terrigal Trojans Rugby Club Pty Ltd cash contributions only (\$318,504.00) be used toward the loan and exclude any grants contributions.*
- 3 That Council note Terrigal Trojan's would have an outstanding loan balance of \$235,960.45, which would need to be reflected in a new Load Repayment Deed.*

For:

Councillors Best, Burke, Holstein, Marquart and McLachlan

Against:

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

The Amendment was put to the vote and declared LOST.

Moved: Councillor Burke

Seconded: Councillor Marquart

- 1 That Council receive the report on Terrigal Trojans Rugby Club – Outstanding Loan Repayment.*
- 2 That Council acknowledge that Terrigal Trojans Rugby Club Pty Ltd have contributed a total amount of \$727,854, by way of cash and capital grants contributions directly toward the building.*
- 3 That Council apply the total contribution of \$727,854, to the current outstanding amount owed by Terrigal Trojans (\$554,014.45) to Central Coast Council, and it be determined that the loan has been satisfied entirely, superseding any previous resolution relating to the loan repayment.*

For:

Councillors Best, Burke, Holstein, Marquart and McLachlan

Against:

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

The Motion was put to the vote and declared LOST.

2.8 Out of Round Sponsorship Program Round 2 2019-20

Moved: Councillor Holstein
Seconded: Councillor MacGregor

Resolved

597/20 That Council allocate \$44,150.00 from the sponsorship budget, to be paid within the 2019-20 financial year to the Central Coast Academy of Sport.

598/20 That Council request the Chief Executive Officer to contact the Central Coast Academy of Sport to request a briefing be provided to Councillors on their activities and future plans.

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

2.9 Outcomes of Consultation the Draft Central Coast Council Biodiversity Strategy

Councillor Hogan left the meeting at 9.46pm and returned at 9.50pm.

Moved: Councillor Smith
Seconded: Councillor MacGregor

Resolved

599/20 That Council note Action 12.4 in the NSW Government's Central Coast Regional Plan 2036: "Strengthen the Coastal Open Space System by expanding its links and extending new corridors to balance growth in the north of the region and protect the network of natural areas across the region".

600/20 That Council note Council's Community Strategic Plan 2018-2028 Objective F2: "Promote greening and ensure the wellbeing of communities through the protection of local bushland, urban trees, tree canopies and expansion of the Coastal Open Space System (COSS)".

601/20 That Council amend the draft Central Coast Biodiversity Strategy to include an additional Theme: Protect and expand the Coastal Open Space System (COSS) that includes, but is not limited to the following:

- **Brief history of COSS**

- *Explanation of the mechanisms that identified and enabled COSS including, but not limited to, Bonus Lot Provision, COSS Levy, COSS Committee and voluntary acquisition process*
- *Actions related to expanding COSS, protection of COSS lands and funding options that are independent of a reliance on Offsetting*

602/20 *That Council request that the Chief Executive Officer provide an opportunity for interested Councillors to meet via audio visual link with relevant staff in July, 2020 at Gosford Administration building to review the draft Strategy and discuss any further amendments and receive further information about costings.*

603/20 *That Council request the Chief Executive Officer provide a further report at the first meeting in September, 2020 for the adoption of the draft Central Coast Biodiversity Strategy.*

For:
Unanimous

2.10 LEP Amendment (Planning Proposal 105) Lot 30 DP 1172696 (356) Manns Road West Gosford

This item was resolved by the exception method.

Moved: **Councillor Vincent**
Seconded: **Councillor Holstein**

Resolved

604/20 *That Council support the Planning Proposal as exhibited to increase the current permissible floor area for 'specialised retail premises' from 12,000 square metres to 16,000 square metres within Schedule 1 – Additional Permitted Uses Clause 10(2) of Gosford Local Environmental Plan 2014;*

605/20 *That Council request the Chief Executive Officer to exercise the delegation issued by the Department of Planning, Industry and Environment for Planning Proposal (RZ/105/2019; PP_2019_CCOAS_001_00) to proceed with the steps for drafting and making of Amendment No. 39 to Gosford Local Environmental Plan 2014.*

For:
Unanimous

3.1 Meeting Record of the Catchments and Coast Committee Tuggerah Lakes

held on 29 April 2020

This item was resolved by the exception method.

Moved: **Councillor Vincent**
Seconded: **Councillor Holstein**

Resolved

606/20 **That Council receive the report on Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 29 April 2020.**

For:
Unanimous

3.2 Meeting Record of the Coastal Open Space Systems (COSS) held on 30 April 2020

This item was resolved by the exception method.

Moved: **Councillor Vincent**
Seconded: **Councillor Holstein**

Resolved

607/20 **That Council receive the report on Meeting Record of the Coastal Open Space Systems (COSS) held on 30 April 2020.**

For:
Unanimous

3.3 Meeting Record of the Playspaces Advisory Committee held on 6 May 2020

This item was resolved by the exception method.

Moved: **Councillor Vincent**
Seconded: **Councillor Holstein**

Resolved

608/20 **That Council receive the report on Meeting Record of the Playspaces Advisory Committee held on 6 May 2020.**

For:
Unanimous

3.4 Investment Report for May 2020

This item was resolved by the exception method.

Moved: Councillor Vincent
Seconded: Councillor Holstein

Resolved

609/20 That Council receive the Investment Report for May 2020.

For:
Unanimous

5.1 Notice of Motion - Soap in Public Toilets

Moved: Councillor Greenaway
Seconded: Councillor Vincent

Resolved

610/20 That Council acknowledges that the number 1 recommendation in Australian government guidelines for Good hygiene for coronavirus (COVID-19) is to wash your hands often with soap and water. The second recommendation is to use alcohol-based hand sanitisers when you can't use soap and water. <https://www.health.gov.au/news/health-alerts/novel-coronavirus-2019-ncov-health-alert/how-to-protect-yourself-and-others-from-coronavirus-covid-19/good-hygiene-for-coronavirus-covid-19>

611/20 That Council requests that the Chief Executive Officer provide a report on the reinstallation of soap in public toilets including information that specifically addresses:

- i. The number of Council run public toilet/amenities blocks**
- ii. The reasons for the removal of soap from public toilets (on the Central Coast and generally throughout NSW/Australia if known)**
- iii. The cost of reintroducing soap to Council's Public Toilet blocks including the cost of materials, servicing and anticipated costs of slip and fall incidents**

612/20 That Council note that the Public Toilet Strategy is currently being undertaken and request that this strategy include at least preliminary information on the matters raised in paragraph 2 above.

613/20 That Council request that the Chief Executive Officer, in the interim, make

inquiries in an effort to source vandal-resistant soap dispensers or brackets or other innovations to give best effect to protecting soap installations should they be recommended. That this be included as part of the report in item 2 above.

For:

Unanimous

Procedural Motion

Moved: Councillor Best

Seconded: Councillor McLachlan

That Council defer consideration of item 5.2 - Notice of Motion - Airport Employment Hub Community Consultation until the 13 July 2020 Ordinary Meeting.

Amendment Moved: Councillor Smith

Amendment Seconded Councillor Greenaway

That Council extend the meeting for a period of 30 minutes to consider item 5.2 - Notice of Motion - Airport Employment Hub Community Consultation the time being 10.37pm.

For:

Councillors Greenaway, Hogan, MacGregor, Mehrstens, Smith, Sundstrom and Vincent

Against:

Mayor Matthews, Councillors Best, Burke, Holstein, Marquart and McLachlan

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

Moved: Councillor Smith

Seconded: Councillor Greenaway

Resolved

614/20 That Council extend the meeting for a period of 30 minutes to consider item 5.2 - Notice of Motion - Airport Employment Hub Community Consultation the time being 10.37pm.

For:

Councillors Greenaway, Hogan, MacGregor, Mehrstens, Smith, Sundstrom and Vincent

Against:

Mayor Matthews, Councillors Best, Burke, Holstein, Marquart and McLachlan

The Mayor vacated the Chair and left the meeting.

The Deputy Mayor, Councillor Smith assumed the Chair at 10.37pm.

The Mayor resumed the Chair at 10.41pm.

Procedural Motion – Extension of Time

Moved: Councillor McLachlan

Seconded: Councillor Best

Resolved

615/20 That Council extend the meeting for a period of 30 minutes to further consider item 5.2 – Notice of Motion - Airport Employment Hub Community Consultation the time being 11.05pm.

For:

Councillors Best, Burke, Greenaway, Holstein, Marquart, McLachlan, Smith and Vincent

Against:

Mayor Matthews, Councillors Hogan, MacGregor, Mehrstens and Sundstrom

5.2 Notice of Motion - Airport Employment Hub Community Consultation

Moved: Councillor Best

Seconded: Councillor McLachlan

- 1 *That Council now recognises in the wake of COVID 19 and the recent announcement of recession, employment opportunities and the economic drivers that underpin them have now become of critical importance.*
- 2 *That Council further notes that many similar sister regions have significantly benefited through anchoring and activating their employment precincts utilising Airport Employment Hubs.*
- 3 *That it is with this understanding (2 above) and in keeping with Council's 'well worn' mantra of openness and transparency that Council now provides our community with the formal opportunity to review and finally participate in the Central Coast Airport Employment Hub planning process.*
- 4 *That Council thank staff for their extraordinary efforts over many years now in developing this cutting edge, \$450,000.00 Employment Master Plan for the Central Coast Aero Hub.*
- 5 *That Council now formally consult with our community through the 'formal' release of the Central Coast Airport Master Plan stages 1 to 5.*

Amendment Moved: Councillor Hogan

Amendment Seconded: Mayor Matthews

- 1 *That Council now recognises in the wake of COVID 19 and the recent announcement of recession, employment opportunities and the economic drivers that underpin them have now become of critical importance.*

- 2 *That Council notes that Council has established a Warnervale Working Group to progress employment opportunities in the Warnervale Employment Area.*
- 3 *That Council notes that we have engaged an independent consultant to undertake an audit of the key decisions made regarding the development of Central Coast Airport and associated projects.*
- 4 *That Council also notes that we have not received the outcome from the review of the WAR Act from the state government.*
- 5 *That Council acknowledge the costs associated with public exhibitions and it would be irresponsible of us to impose such costs on our ratepayers during these challenging financial times.*
- 6 *That the Chief Executive Officer please ask staff to direct Councillors and residents to the Council website for information on the airport: <https://cdn.centralcoast.nsw.gov.au/sites/default/files/proactiverelaseWEZ-261118.pdf>*
- 7 *That given the community interest in this topic and the desire for openness and transparency, Council request the Chief Executive Officer to write to the Liberal State Government and request that they publicly release the findings of their 2017 Review into the Warnervale Airport Restrictions Act which ultimately saw the retention of the Act and the then Minister Anthony Roberts stating that the government would consider whether in fact additional controls on future development at Warnervale airport might be needed.*

For:

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

Against:

Councillors Best, Burke, Holstein, Marquart and McLachlan

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

Moved: Councillor Hogan

Seconded: Mayor Matthews

- 616/20 That Council now recognises in the wake of COVID 19 and the recent announcement of recession, employment opportunities and the economic drivers that underpin them have now become of critical importance.**
- 617/20 That Council notes that Council has established a Warnervale Working Group to progress employment opportunities in the Warnervale Employment Area.**
- 618/20 That Council notes that we have engaged an independent consultant to undertake an audit of the key decisions made regarding the development of Central Coast Airport and associated projects.**
- 619/20 That Council also notes that we have not received the outcome from the review of the WAR Act from the state government.**

620/20 *That Council acknowledge the costs associated with public exhibitions and it would be irresponsible of us to impose such costs on our ratepayers during these challenging financial times.*

621/20 *That the Chief Executive Officer please ask staff to direct Councillors and residents to the Council website for information on the airport: <https://cdn.centralcoast.nsw.gov.au/sites/default/files/proactiverel easeWEZ-261118.pdf>*

622/20 *That given the community interest in this topic and the desire for openness and transparency, Council request the Chief Executive Officer to write to the Liberal State Government and request that they publicly release the findings of their 2017 Review into the Warnervale Airport Restrictions Act which ultimately saw the retention of the Act and the then Minister Anthony Roberts stating that the government would consider whether in fact additional controls on future development at Warnervale airport might be needed.*

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

Against:
Councillors Best, Burke, Holstein, Marquart and McLachlan

The Meeting closed at 11.17 pm.