

AMENDED ITEM



Item No: 3.3
Title: Mangrove Mountain and Spencer Advisory Committee
Department: Governance

27 November 2017 Ordinary Council Meeting

TRIM REFERENCE: F2010/00500 - D12876127

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Note

This report has been amended. An additional confidential application was received by Council and has been provided on the final page of the confidential attachment to this report. The additional application was received after the deadline for submissions.

Report Purpose

To inform Council on the expressions of interest received from people seeking to be appointed as community stakeholder members of the Mangrove Mountain and Spencer Advisory Committee (the Committee), and to recommend that Council determine the community stakeholder members and further Councillor members of that Committee.

Recommendation

- 1** *That Council determine the community members of the Mangrove Mountain and Spencer Advisory Committee as follows:*
 - *<insert names>*
- 2** *That Council determine the following Councillors to be additional councillor members of the Mangrove Mountain and Spencer Advisory Committee as follows (in addition to the Mayor, Deputy Mayor, Councillor Marquart and Councillor Mehrtens):*
 - *<insert name/s>*
- 3** *That Council resolve, pursuant to s. 11(3) of the Local Government Act 1993, that the attachment 1 to this report remain confidential as that attachment includes "personnel information" about individuals who are not councillors.*
- 4** *That Council request the Chief Executive Officer convene the first meeting of the Mangrove Mountain and Spencer Advisory Committee, to be held in Mangrove Mountain no later than 31 January 2018.*

Background

At its ordinary meeting on 9 October 2017, the Council resolved as follows:

1. *That Council note with great concern the recent media reports around waste activities and alleged illegal tipping at Spencer and Mangrove Mountain.*
2. *That Council form an Advisory Committee to oversee actions to address issues relating to the Mangrove Mountain Golf Course / Landfill and Spencer dumping.*
3. *That the Advisory Committee considers and oversees actions to:-*
 - a. *investigate and report on the current situation*
 - b. *determine appropriate actions*
 - c. *oversee the implementation of actions*
4. *That the Advisory Committee includes the following members and representation:*
 - *Mayor*
 - *A committee of at least 3 Councillors*
 - *CEO*
 - *Council's Legal Counsel*
 - *Council staff as appropriate*
 - *Community stakeholders*
 - *Appropriate Independent Experts*
5. *That the Advisory Committee has its initial meeting within one month of the date of this resolution.*
6. *That the minutes of the Advisory Committee be reported to Open Council.*
7. *That the committee considers the membership of the committee taking in to consideration any previous involvement in alleged illegal tipping or waste activities in Spencer or Mangrove Mountain.*
8. *That the advisory committee report back to a subsequent Council meeting with an explanation of how this advisory committee complements or contradicts any other (current or future) inquiries in to these alleged activities by bodies such as ICAC or any other government or non-government bodies or agencies.*
9. *That Council request the meetings be open to the public.*

At the ordinary meeting on 23 October 2017, the Council resolved as follows:

- 1 *That the Deputy Mayor, Cr Marquart and Cr Mehrtens be appointed as the Councillor members of the Mangrove Mountain and Spencer Advisory Committee.*

- 2 *That Council request that the Chief Executive Officer invite expressions of interest from persons who seek to be appointed as the community stakeholder members of the Mangrove Mountain and Spencer Advisory Committee, and report on those expressions of interest to the last ordinary meeting of the Council in November 2017.*
- 3 *That the first meeting of the Advisory Committee be deferred until the community stakeholder positions are filled.*
- 4 *That Council invite other Councillors to nominate if they wish to join this committee with a further report to the next Ordinary Meeting in November 2017 if nominations are received.*

The following advertising was undertaken to invite expressions of interest from members of the public seeking to be community stakeholder members of the Committee, in accordance with the resolution of Council:

- A media release was published on 25 October 2017.
- An advertisement appeared in the 2 November 2017 edition of the Central Coast Express.
- An advertisement appeared in community newspapers on 30 October, 2 November and 7 November 2017.
- An article appeared on Council's "yourvoiceourcoast" site.
- Invitations were sent to Mountain Districts Association and Community Environment Network.

In total 11 applications were received from members of the community. Those applications are in confidential attachment 1 to this report.

It should be noted that one of the applications was received after the deadline for expressions of interest had closed, and it is a matter for Council to determine whether or not to accept this as a valid application.

Councillors were invited to nominate as a member of the Committee. Councillors were invited to nominate by 5pm on Friday 10 November 2017 by way of the Councillor Update provided on 27 October 2017 (with a reminder on 10 November 2017). To the date of publishing this report, no additional nominations were received from Councillors.

Recommendations – community stakeholder membership

Council has the following alternate options in respect to community stakeholder membership of the Committee:

1. Council appoint all 11 people who submitted an expression of interest to be a community stakeholder member of the Committee.
2. Council appoint a reduced number of community stakeholder members of the Committee, based on the most meritorious of those expressions of interest set out in attachment 1. (This is the recommended option, with the recommended number of appointees being 4)

3. Decline to appoint any community stakeholder members to the Committee. (This is not recommended).

Recommendation – further Councillor members

It is recommended that the Council consider additional councillor members of the Committee.

Financial Impact

Advisory Groups (such as this Group) of Council require staff resources to ensure consistent and effective operation. This can vary from Group to Group and from meeting to meeting. No specific provision has been made to support the Mangrove Mountain and Spencer Advisory Committee.

Attachments

- 1 Confidential - EOI Applications for Mangrove Mountain and Spencer Advisory Committee - D12876381