



Central Coast Council

Minutes of the Ordinary Meeting of Council

Held in the Council Chamber
49 Mann Street, Gosford
on 14 May 2018
Commencing at 6.30pm

Present

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

In Attendance

Brian Glendenning (Acting Chief Executive Officer), Mike Dowling (Director Assets, Infrastructure and Business), Julie Vaughan (Director Connected Communities), Scott Cox (Director Environment and Planning) and Vivienne Louie (Chief Financial Officer).

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.

At the ordinary meeting reports were considered in the following order: 1.1, 2.1, 2.3, U6/18, 6.4, 1.2, 1.3, 3.1. However for the sake of clarity the reports are recorded in their correct agenda sequence.

Apologies/Leave of Absence

Councillor Holstein

1.1 Disclosure of Interest

1.3 Mayoral Minute – Appointment of Chief Executive Officer

Brian Glendenning, Acting Chief Executive Officer declared a significant pecuniary interest in the matter as the decision will have a direct financial effect on him. Brian Glendenning left the chamber at 10.55pm during consideration of this matter and returned at 10.56pm.

2.1 Proposed Shed - 49 Wards Hill Road, Killcare Heights

Councillor McLachlan declared a less than significant non-pecuniary interest in the matter due to recent dealings with the owner in relation to the purchase of Old Sydney Town as a joint venture with Council. Councillor McLachlan chose to remain in the Chamber and participate in discussion and voting as it will not affect his ability to be unbiased.

2.3 Notice of Motion – Child Care Centre Wamberal

Councillor Pilon declared a less than significant non-pecuniary interest in the matter as she has a close relationship to some residents who live in the area. Councillor Pilon chose to remain in the Chamber and participate in discussion and voting as the conflict does not impede her decision making ability.

3.3 Installation of HMAS Adelaide II Mast

Mayor Smith declared a significant non-pecuniary interest in the matter due to her involvement with the Marine Discovery Centre and a number of the dive clubs that have been involved in the matter. Mayor Smith advised that she would leave the Chamber during consideration of this item and not participate in discussion and voting. This item was resolved by the exception method.

Moved: Councillor Pilon
Seconded: Councillor Vincent

Resolved

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

For:
Unanimous

Procedural Motion – Address by Invited Speakers

Moved: **Councillor Gale Collins**

Seconded: **Councillor Pilon**

Resolved

That Council invite the following speakers to address Council:

SPEAKERS	REPORT
Mr Rod Dawson Against the motion	Item No 2.1 Proposed Shed – Wards Hill Road, Killcare Heights
Mr Ian Bull Against the motion	Item No 2.1 Proposed Shed – Wards Hill Road, Killcare Heights
Mr Michael Leavey In favour of the motion	Item No 2.1 Proposed Shed – Wards Hill Road, Killcare Heights
Mr Richard Wells Against the motion	Item No 2.3 Supplementary Report – Child Care Centre 612 The Entrance Road, Wamberal
Mr Steve Nixon Against the motion	Item No 2.3 Supplementary Report – Child Care Centre 612 The Entrance Road, Wamberal
Mr Robert Bateman In favour of the motion	Item No 2.3 Supplementary Report – Child Care Centre 612 The Entrance Road, Wamberal
Mrs Jennie McGhie In favour of the motion	Item No 2.3 Supplementary Report – Child Care Centre 612 The Entrance Road, Wamberal
Mr Lloyd Taylor In favour of the motion	Item No 6.2 Notice of Motion - Councils Sister City Trip to Japan
Mr Stuart Harvey, SLSC In favour of the motion	Item No 6.3 Notice of Motion – Central Coast Council 'Opts-in' on Rock Fishing Life Jackets
Mr Geoff Scott In favour of the motion	Item No. 6.4 Notice of Motion- Darkinjung LALC MOU

For:

Unanimous

Procedural Motion – Suspension of Standing Orders

Moved: **Councillor Greenaway**

Seconded: **Councillor Burke**

Resolved

That Council suspend standing orders and consider items 2.1, 2.3, 6.2, 6.3 and 6.4 after each speaker address and then the remaining items in agenda sequence.

For:

Unanimous

1.2 Confirmation of Minutes of Previous Meetings

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Councillor Matthews left the Chamber at 10.54pm during consideration of this item, returned at 10.56pm and was absent for the vote.

Moved: **Councillor Best**

Seconded: **Councillor Gale Collins**

Resolved

That Council confirm the minutes of the Ordinary Meeting of the Council held on 23 April 2018 with the following amendment:

- ***7.1 – Notice of Motion - Ettalong Channel Dredge Action – Councillor Gale Collins requested that the procedural motion to put the amendment be recorded in the minutes.***

For:

Unanimous

1.3 Extension of Acting Chief Executive Officer

Brian Glendenning, Acting Chief Executive Officer declared a significant pecuniary interest in the matter as the decision will have a direct financial effect on him. Brian Glendenning left the chamber at 10.55pm during consideration of this matter and returned at 10.56pm.

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Councillor Matthews left the Chamber at 10.54pm during consideration of this item, returned at 10.56pm and was absent for the vote.

Moved: Mayor Smith

Resolved

That Mr Brian Glendenning's temporary appointment as Acting Chief Executive Officer be extended on the same terms and conditions as previously agreed until Monday 2 July 2018 or until Mr Gary Murphy commences employment as the on-going Chief Executive Officer of Central Coast Council.

For:

Unanimous

2.1 Proposed Shed - 49 Wards Hill Road, Killcare Heights

Councillor McLachlan declared a less than significant non-pecuniary interest in the matter due to recent dealings with the owner in relation to the purchase of Old Sydney Town as a joint venture with Council. Councillor McLachlan chose to remain in the Chamber and participate in discussion and voting as it will not affect his ability to be unbiased.

Mr Rod Dawson addressed Council at 6.39pm.

Mr Ian Bull addressed Council at 6.45pm.

Mr Michael Leavey addressed Council at 6.49pm.

Moved: Councillor Best

Seconded: Councillor Pilon

Resolved

1 That Council grant consent to Development Application No 53256/2017 subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 4.15 of the Environmental Planning and Assessment Act 1979 and other relevant issues.

2 That Council advise those who made written submissions of its decision.

For:
**Mayor Smith and Councillors Marquart,
Mehrtens, Sundstrom, Gale Collins,
Matthews, Pilon, McLachlan, Burke,
Vincent, Hogan and Best**

Abstain:
Councillors MacGregor and Greenaway

2.2 DA52864/2017 - Proposed Dwelling at 25 Fishermans Parade, Daleys Point

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

- 1 That Council grant consent subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 4.15 of the Environmental Planning and Assessment Act 1979 and other relevant issues.**
- 2 That Council advise those who made written submissions of its decision.**

For:
Unanimous

2.3 Supplementary Report - Child Care Centre 612 The Entrance Road, Wamberal

Councillor Pilon declared a less than significant non-pecuniary interest in the matter as she has a close relationship to some residents who live in the area. Councillor Pilon chose to remain in the Chamber and participate in discussion and voting as the conflict does not impede her decision making ability.

Mr Richard Wells addressed Council at 7.02pm.

Mr Steve Nixon addressed Council at 7.07pm.

Mr Robert Bateman addressed Council at 7.15pm.

Mrs Jennie McGhie addressed Council at 7.29pm.

Moved: Councillor Marquart
Seconded: Councillor Burke

- 1 That Council grant consent subject to the conditions, as amended, detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 4.15 of the Environmental Planning and Assessment Act 1979 and other relevant issues.**

2 That Council advise those who made written submissions of its decision.

<i>For:</i> Councillors Marquart, Gale Collins, Matthews, Burke and Best	<i>Against:</i> Mayor Smith and Councillors Mehrtens, Sundstrom, MacGregor, Pilon, McLachlan, Greenaway, Vincent and Hogan
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The Motion was put to the vote and declared LOST.

<i>Amendment Moved:</i>	Mayor Smith
<i>Amendment Seconded:</i>	Councillor Greenaway

1 That Council refuse development application 51671/2017 for the following reasons having regard to the matters for consideration detailed in section 4.15(1) of the Environmental Planning and Assessment Act 1979 and other relevant issues:

- a) The proposal does not comply with the provisions of Chapter 3.9 of Gosford Development Control Plan 2013, in terms of the following:
 - i. Clause 3.9.5 – Traffic & Parking - the proposed development does not provide separate entry and exit driveways.
 - ii. Clause 3.9.4.2 (a) - Maximum site coverage - the proposed development exceeds the maximum site coverage by 4.75%.
 - iii. Clause 3.9.4.2 (b) - Maximum Land Gradient – the proposed development exceeds, the maximum land gradient of 1 in 20 across the site.
- b) The proposal has not adequately demonstrated that the site is suitable for development in accordance with State Environmental Planning Policy No. 55 – Remediation of Land.
- c) In consideration of the public submissions, the proposal is not in the public interest.
- d) Due to consideration of traffic management issues that are considered insufficient for this particular site including such matters as sun glare.

2 That Council advise those who made written submissions of its decision.

<i>For:</i> Mayor Smith and Councillors Mehrtens, Sundstrom, MacGregor, Pilon, McLachlan, Greenaway, Vincent and Hogan	<i>Against:</i> Councillors Marquart, Gale Collins, Matthews, Burke and Best
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The Amendment was put to the vote and declared CARRIED. The Amendment became the motion.

Procedural Motion – Motion be Put

Moved: Councillor Best
Seconded: Councillor Burke

That Council put the foreshadowed amendment to the vote.

For:	Against:
Councillors Marquart, Gale Collins, Matthews, McLachlan, Greenaway, Burke and Best	Mayor Smith and Councillors Mehrstens, Sundstrom, MacGregor, Pilon, Vincent and Hogan

*The Motion was put to the vote and declared LOST with the casting vote of the Mayor.
Discussions continued in relation to the foreshadowed amendment.*

Resolved

- 1 That Council refuse development application 51671/2017 for the following reasons having regard to the matters for consideration detailed in section 4.15(1) of the Environmental Planning and Assessment Act 1979 and other relevant issues:**
- a) The proposal does not comply with the provisions of Chapter 3.9 of Gosford Development Control Plan 2013, in terms of the following:**
 - iv. Clause 3.9.5 – Traffic & Parking - the proposed development does not provide separate entry and exit driveways.**
 - v. Clause 3.9.4.2 (a) - Maximum site coverage - the proposed development exceeds the maximum site coverage by 4.75%.**
 - vi. Clause 3.9.4.2 (b) - Maximum Land Gradient – the proposed development exceeds, the maximum land gradient of 1 in 20 across the site.**
 - b) The proposal has not adequately demonstrated that the site is suitable for development in accordance with State Environmental Planning Policy No. 55 – Remediation of Land.**
 - c) In consideration of the public submissions, the proposal is not in the public interest.**
 - d) Due to consideration of traffic management issues that are considered insufficient for this particular site including such matters as sun glare.**
- 2 That Council advise those who made written submissions of its decision.**

For:	Against:
Mayor Smith and Councillors Mehrstens, Sundstrom, MacGregor, Pilon, McLachlan, Greenaway, Vincent and Hogan	Councillors Marquart, Gale Collins, Matthews, Burke and Best

The meeting was adjourned from 8:22pm to allow the public gallery to clear. The meeting resumed at 8.34pm.

U6/18 Dredging

The Mayor determined that it was appropriate that Council determine whether this matter should be considered as a matter of urgency.

Moved: Councillor Gale Collins

Seconded: Councillor Best

Resolved

That Council consider a motion of urgency regarding Dredging.

For:
Mayor Smith and Councillors Marquart, Mehrtens, Sundstrom, Gale Collins, Matthews, Pilon, McLachlan, Greenaway, Burke and Best

Abstain:
Councillors MacGregor, Vincent and Hogan

Moved: Councillor Gale Collins

Seconded: Councillor Pilon

- 1 *That Council notes the urgent 10 May 2018 public meeting held at Ettalong Diggers attended by over 400 residents and ratepayers demanding this Council now take seriously the unfolding channel crisis and partner with the State Government who currently offer to assist with a funding application to resolve this now 'known' public risk issue through a grant.*
- 2 *That Council notes as a result of the current inaction by Council on this issue the Brisbane Waters Channel may now need to be closed due to public safety issues.*
- 3 *That it is with this understanding and in the knowledge that any meaningful dredging program will take many months to commence (subject to any agreement), that closure may well now be unavoidable.*
- 4 *That Council, in association with all relevant authorities now prepare for closure of the channel and request the Acting Chief Executive Officer for an urgent report on the next round of funding. That Council look at its role/risk minimisation and all relevant issues relating to this imminent closure of Ettalong channel if it is not dredged. (This report should consider potential liabilities around commercial losses due to any closure).*
- 5 *That further to Council resolutions around grant funding and the preparation of lengthy funding applications, Council now recognises that the urgency of this matter is now beyond the normal application processes and respectfully requests the State Government to provide assistance through immediate crisis funding understandably matched by Council on a similar basis to emergency bushfire relief funding.*

The meeting was adjourned at 9:07pm during consideration of this item and resumed at 9:08pm.

Procedural Motion – Motion of Dissent

Motion of Dissent Moved: Councillor Best
Motion of Dissent Seconded: Councillor Burke

That Council do not further adjourn the meeting during consideration of this item.

<i>For:</i> Councillors Marquart, Gale Collins, Pilon, McLachlan, Burke and Best	<i>Against:</i> Mayor Smith and Councillors Mehrtens, Sundstrom, Matthews, Macgregor, Greenaway, Vincent and Hogan
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The Motion of Dissent was put to the vote and declared LOST.

The meeting was adjourned at 9:10pm during consideration of this item and resumed at 9:25pm.

Procedural Motion

Moved: Mayor Smith

Resolved

That Council resume consideration of the urgency motion at this meeting.

For:
Unanimous

Amendment Moved: Councillor Mehrtens
Amendment Seconded: Councillor Sundstrom

- 1 That Council acknowledges that dredging of Ettalong Channel and Box Head Channel is a NSW Government responsibility.*
- 2 That Council notes that to this point the NSW Government have refused responsibility for maintaining a safe and open waterway at Ettalong Channel and Box Head Channel for the last decade.*
- 3 In recognition of this, Council moves to take the only action available which is to make a compliant application for Rescuing Our Waterways funding.*
- 4 As a show of good faith, while we wait for the decision on that application, this Council reiterates calls to the NSW Government to provide emergency dredging to open the channel in the short term.*

- 5 *That Council use any dredged sand for replenishment works on adjacent beaches.*
- 6 *That this meeting requests that in the longer term, a working party of stakeholders assess the appropriate approach for the future, looking at maintenance dredging, technical issues, environmental implications, community impacts (including work, tourism, educational issues), and funding.*

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

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

The Amendment was put to the vote and declared CARRIED.

The Amendment became the Motion.

Procedural Motion – Motion be Put

Moved: Mayor Smith

That Council put the amendment to the vote.

**For:
Unanimous**

The Motion was put to the vote and declared CARRIED.

Resolved

- 1 *That Council acknowledges that dredging of Ettalong Channel and Box Head Channel is a NSW Government responsibility.***
- 2 *That Council notes that to this point the NSW Government have refused responsibility for maintaining a safe and open waterway at Ettalong Channel and Box Head Channel for the last decade.***
- 3 *In recognition of this, Council moves to take the only action available which is to make a compliant application for Rescuing Our Waterways funding.***
- 4 *As a show of good faith, while we wait for the decision on that application, this Council reiterates calls to the NSW Government to provide emergency dredging to open the channel in the short term.***
- 5 *That Council use any dredged sand for replenishment works on adjacent beaches.***

- 6** *That this meeting requests that in the longer term, a working party of stakeholders assess the appropriate approach for the future, looking at maintenance dredging, technical issues, environmental implications, community impacts (including work, tourism, educational issues), and funding.*

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

Against:
Councillors Marquart, Burke and Best

The meeting was adjourned at 10:03pm to allow the public gallery to clear. The meeting resumed at 10:12pm.

Procedural Motion

Councillor MacGregor left the Chamber at 10.03pm, returned at 10.15pm and was absent for the vote on the procedural item.

Councillor Vincent left the Chamber at 10.03pm, returned at 10.15pm and was absent for the vote on the procedural item.

Councillor Hogan left the Chamber at 10.03pm, returned at 10.15pm and was absent for the vote on the procedural item.

Moved: **Mayor Smith**

- 1** *That Council defer the following items to the next Ordinary Meeting of Council being held 28 May 2018 as both speakers have had to leave:*

- **6.2 – Notice of Motion - Council's Sister City Trip to Japan**
- **6.3 – Notice of Motion - Central Coast Council 'Opts-in' on Rock Fishing Life Jackets**

- 2** *That Council now consider the following items in the order listed:*

- **6.4 – Notice of Motion – Darkinjung LALC MOU**
- **1.2 – Confirmation of Minutes of Previous Meetings**
- **1.3 – Mayoral Minute – Extension of Acting Chief Executive Officer**
- **3.1 – Exhibition of the draft Delivery Program and Operational Plan 2018-19 and draft Resourcing Strategy**

For:
Unanimous

2.4 NSW Government Architects Urban Design Implementation Frame Work

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins

Seconded: Councillor Sundstrom

Resolved

That Council defer consideration of this item to the Ordinary Meeting of Council to be held 28 May 2018.

For:

Unanimous

3.1 Exhibition of the draft Delivery Program and Operational Plan 2018-19 and draft Resourcing Strategy

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Best

Seconded: Councillor Vincent

Resolved

- 1 That Council endorse the draft Delivery Program and Operational Plan for the 2018-19 financial year ("Delivery Program and Operational Plan 2018-19") and draft Resourcing Strategy for the purposes of public exhibition from Friday 18 May 2018 to Thursday 14 June 2018 and invite public submissions in accordance with the Local Government Act 1993.**
- 2 That Council give public notice of the draft Delivery Program and Operational Plan 2018-19 and draft Resourcing Strategy in accordance with s.404(4) and s.405(3) of the Local Government Act 1993, and publicly exhibit that draft Delivery Program and Operational Plan 2018-19 and draft Resourcing Strategy in accordance with that public notice.**
- 3 That Council resolve, for the purpose of s. 405(4) of the Local Government Act 1993, that maps showing the parts of the Central Coast local government area to which each category and sub-category of ordinary and special rates proposed in the draft Delivery Program and Operational Plan 2018-19 be made available in Council's Gosford and Wyong Administration Offices.**
- 4 That Council authorise the Acting Chief Executive Officer to make appropriate amendments to the draft Delivery Program and Operational Plan 2018-19 and draft Resourcing Strategy to correct numerical or typographical errors.**

- 5 That Council note that the Council will consider final adoption of the draft Delivery Program and Operational Plan 2018-19 and making of rates and charges, draft Resourcing Strategy, and related draft "Community Strategic Plan, One – Central Coast", at a meeting of the Council on 25 June 2018.**
- 6 That Council request the Acting Chief Executive Officer to hold a further briefing/workshop for all Councillors to review the draft Delivery Program and Operational Plan 2018-19.**

For:
Unanimous

Procedural Motion – Exception

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

- 1 That with the exception of the following reports which will be deferred for consideration at the next Ordinary Meeting of Council to be held 28 May 2018, Council adopt the recommendations contained in the remaining reports:**

2.4	NSW Government Architects Urban Design Implementation Frame Work
3.2	Access to Hely Street Carpark in Wyong
3.4	Free Shade Tree Program
6.5	Notice of Motion - Position of Council Employment

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

2.2	DA52864/2017 - Proposed Dwelling at 25 Fishermans Parade, Daleys Point
3.3	Installation of HMAS Adelaide II Mast
4.1	Speed Mitigation Work in Kanwal
4.2	Grant Funding Update
6.1	Notice of Motion - Low Cost Loan Initiative Adoption

For:
Unanimous

3.2 Access to Hely Street Carpark in Wyong

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council defer consideration of this item to the Ordinary Meeting of Council to be held 28 May 2018.

For:
Unanimous

3.3 Installation of HMAS Adelaide II Mast

Mayor Smith declared a significant non-pecuniary interest in the matter due to her involvement with the Marine Discovery Centre and a number of the dive clubs that have been involved in the matter. Mayor Smith advised that she would leave the Chamber during consideration of this item and not participate in discussion and voting. This item was resolved by the exception method.

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council request the Acting Chief Executive Officer install the mast from the HMAS Adelaide II at Site 1 identified in the attached photograph.

For:
Unanimous

3.4 Free Shade Tree Program

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council defer consideration of this item to the Ordinary Meeting of Council to be held 28 May 2018.

For:
Unanimous

4.1 Speed Mitigation Work in Kanwal

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council receive the report on Speed Mitigation Work in Kanwal.

For:
Unanimous

4.2 Grant Funding Update

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council receive the report on Grant Funding Update.

For:
Unanimous

6.1 Notice of Motion - Low Cost Loan Initiative Adoption

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council adopt the State Government's Low Cost Loan Initiative to fund critical infrastructure projects that support new homes across the Central Coast Region.

For:
Unanimous

6.2 Notice of Motion - Council's Sister City Trip to Japan

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council defer consideration of this item to the Ordinary Meeting of Council to be held 28 May 2018.

For:
Unanimous

6.3 Notice of Motion - Central Coast Council 'Opts-in' on Rock Fishing Life Jackets

Moved: Councillor Gale Collins
Seconded: Councillor Sundstrom

Resolved

That Council defer consideration of this item to the Ordinary Meeting of Council to be held 28 May 2018.

For:
Unanimous

6.4 Notion of Motion - Darkinjung LALC MOU

Mr Geoff Scott addressed Council at 10.14pm.

Moved: **Councillor Gale Collins**

Seconded: **Councillor McLachlan**

Resolved

- 1 That Council establish an Aboriginal Coordination Committee, which is to have amongst its purposes the following objectives:**
 - a. Foster an effective working relationship between the Central Coast Council and the Darkinjung Local Aboriginal Land Council;**
 - b. Enhance cultural, economic, environment and social outcomes for the people of the Central Coast region;**
 - c. Improve relations between Aboriginal and non-Aboriginal Australians; and**
 - d. Explore Aboriginal tourism opportunities.**

- 2 That Council request the Acting Chief Executive Officer provide suggested Terms of Reference and process for appointments to the Committee to the next Ordinary Meeting of Council.**

- 3 That Council enter into a Memorandum of Understanding with Darkinjung Local Aboriginal Land Council that is consistent with the objectives set out in resolution 1 above.**

- 4 That Council engage in the broader Aboriginal community through the development of the Reconciliation Action Plan.**

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

Abstain:
Councillor Marquart

Procedural Item

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: **Councillor Sundstrom**

Seconded: **Councillor Pilon**

Resolved

That Council move an extension of the meeting finish time to allow the following items to be considered:

- **1.2 - Confirmation of Minutes of Previous Meetings**
- **1.3 - Mayoral Minute - Extension of Acting Chief Executive Officer**
- **3.1 - Exhibition of the draft Delivery Program and Operational Plan 2018-19 and draft Resourcing Strategy**
- **Question on Notice**

For:

Unanimous

6.5 Notice of Motion - Position of Council Employment

Councillor Greenaway left the Chamber at 10.52pm, did not return and was absent for the vote.

Moved: **Councillor Gale Collins**

Seconded: **Councillor Sundstrom**

Resolved

That Council defer consideration of this item to the Ordinary Meeting of Council to be held 28 May 2018.

For:

Unanimous

Questions on Notice

Councillor Matthews left the Chamber at 11.10pm and did not return.

Councillor Best left the Chamber at 11.15pm and did not return.

Q56/18 Channel Dredging Plan
Councillor Marquart

Is the channel dredging plan currently being used by Central Coast Council to create the required scope of works to maintain and/or remedy the Ettalong Channel issue is based upon all the points noted within the Brisbane Waters Coastal Zone Management Plan which was previously adopted by the former Gosford Council in 2012?

Q57/18 Domestic Violence Report
Councillor Sundstrom

The Acting Chief Executive Officer mentioned a report that may have arrived late for this Business Paper which didn't arrive regarding the questions around domestic violence and leave?

Response – Brian Glendenning, Acting Chief Executive Officer

That is correct. That will go to the next meeting.

Q58/18 Empire Bay Public School Pathway
Councillor Gale Collins

Empire Bay Public School students need a safe pathway. Can Council prioritise a footpath over the road upgrade along Greenfield Road as currently children are walking along the road? This is a community request for safety.

Response – Mike Dowling, Director Assets Infrastructure and Business

Currently in the 2018/19 budget there is an amount of money (\$100,000) for the design and upgrade of the Greenfield Road pathway and then a further commitment in relation to grant funding for a further upgrade of the actual road, kerbside and footpath.

Q59/18 Street Lighting
Councillor Gale Collins

Can Council complete street lighting on John Whiteway Drive, Gosford? Currently, 60% of the street has lighting but not the top eastern 40%.

Q60/18 Ourimbah Creek Flood Management Plan
Councillor MacGregor

Does the Ourimbah Creek Flood Management Plan elucidate what the potential impact of flooding would be on the Kangy Angy Rail Maintenance facility both during the construction phase and once the project is completed? In the event that this document does not do so what other documents are publicly available that would elucidate the impact of flooding from nearby water ways or extreme weather events on this key piece of local infrastructure?

Q61/18 Pedestrian access streets in Ourimbah
Councillor Kyle MacGregor

On the 18 December 2017 I submitted a formal request to Councillor Support regarding the potential for Council to clear pathways in the Ourimbah area on Charles, Bangalore and Station Streets after speaking with local residents in the Ourimbah area who approached me requesting pedestrian access to be improved on these streets.

On the 9 January I received a response saying that this would be reviewed as part of the 2017/18 Operational Plan. What is the current status and future plans for improving pedestrian access to the said streets and others to alleviate pressure on pedestrian flow in the Ourimbah area and rationally organise pedestrian traffic around the school, station and RSL at Ourimbah?

Q62/18 Asbestos
Councillor Pilon

In relation to recent reports on the ABC, there was a resident that said they had picked up asbestos and handed it in to surf life savers. I was wondering if that was actually recorded and logged through asbestos management procedures, and was the material disposed of appropriately? When we actually found out about it first washing in and when was it handed to surf life savers?

Q63/18 Release Wamberal beach documents
Councillor Pilon

Are we on track in relation to releasing the Wamberal Beach Remediation Report?

Response – Brian Glendenning, Acting Chief Executive Officer

Yes, we are on track. I am making enquiries with the relevant people I need to consult with both in relation to that and the cost benefit analysis. We are on track at this stage.

Q/64/18 Reptile and Pelican Show
Councillor McLachlan

Is there a possibility of adding a reptile show in conjunction with the pelican show?

Response – Julie Vaughan, Director Connected Communities

I am happy to have a conversation with the inquiring person who can be referred directly to Connected Communities and will then be linked to the associated people. It is difficult to comment on the appropriateness but I'll look forward to the information.

Q65/18 Terrigal Memorial
Councillor Burke

Just an update on the memorial that we've been talking about going in at Terrigal. The RSL have asked for an update in relation to the memorial being held by the Salvation Army?

Response – Scott Cox, Director Environment and Planning

It is my intention to present that Development Assessment Report to Council at the Ordinary Meeting to be held on 28 May 2018.

The Meeting closed at 11.16pm.

DRAFT