



Central Coast Council

Minutes of the
Ordinary Council Meeting of Council
Held in the Council Chamber
2 Hely Street, Wyong
on 9 September 2019

Present

Mayor Jane Smith and Councillors Greg Best, Jillian Hogan, Kyle MacGregor, Doug Vincent (arrived 7.06pm), Troy Marquart, Chris Burke, Bruce McLachlan, Jilly Pilon, Rebecca Gale Collins, Louise Greenaway, Jeff Sundstrom, Richard Mehrtens and Lisa Matthews.

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), Dr Liz Devlin (Director Governance), Jamie Loader (Director Water and Sewer) and Craig Norman (Chief Finance 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 commencement of the ordinary meeting report no's 1.1, 1.2, 1.3, 2.1, 3.1 and recommitted item 2.1 were dealt with first then the remaining reports in order. However for the sake of clarity the reports are recorded in their correct agenda sequence.

Apologies

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

Resolved

834/19 *That the apology from Councillor Holstein be accepted.*

For:
Unanimous

Councillor Vincent submitted an apology as he would be a late arrival.

1.1 Disclosures of Interest

Item 2.1 - DA/708/2018 Multi-dwelling housing comprising 54 dwellings and community title subdivision – 7 Stratford Avenue, Charmhaven

Councillor Best declared a less than significant non pecuniary interest in the matter as the speaker on the item, Mr Gazzard, is a distant relation. Councillor Best chose to remain in the chamber and participate in voting, as the connection is quite remote and Mr Gazzard is not the applicant.

Item 7.1 - Mayoral Minute - Performance Review of the Chief Executive Officer

Mr Gary Murphy, Chief Executive Officer, declared a declared a pecuniary interest in the matter as the report has a bearing on his employment at Central Coast Council.

Moved: Councillor MacGregor
Seconded: Councillor Gale Collins

Resolved

835/19 That Council receive the report on Disclosures of Interest and note advice of disclosures.

For:
Unanimous

1.2 Confirmation of Minutes of Previous Meetings

Moved: Councillor MacGregor
Seconded: Councillor Burke

Resolved

836/19 That Council confirm the minutes of the Ordinary Meeting of the Council held on 26 August 2019.

For:
Unanimous

1.3 Notice of Intention to Deal with Matters in Confidential Session

Moved: Mayor Smith
Seconded: Councillor Best

Resolved

837/19 That the Council resolve that the following matters be dealt with in closed session, pursuant to s. 10A(2)(a) of the Local Government Act 1993 for the following reasons:

Item 7.1 - Mayoral Minute – Performance Review of the Chief Executive Officer

Reason for considering in closed session:

2(a) personnel matters concerning particular individuals (other than Councillors)

That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

For:
Unanimous

Procedural Motion – Adoption of Items by Exception

Moved: Councillor Gale Collins
Seconded: Councillor Hogan

Resolved

838/19 That with the exception of the following reports, Council adopt the recommendations contained in the remaining reports:

Item 2.1 DA/708/2018 Multi-dwelling housing comprising 54 dwellings and community title subdivision – 7 Stratford Avenue, Charmhaven

Item 3.1 Permanent Protection of Porters Creek Wetland - Outcome of Consultant's Investigations (2)

Item 3.5 Winney Bay

Item 3.6 Commencement time - Ordinary Meeting 23 September 2019

Item 6.1 Notice of Motion - Lakes Lost

Item 6.2 Notice of Motion - Gosford to Finally Shake Off the Ghetto

Item 6.3 Notice of Motion - Declaration Legal Advice Around Impacts on Property Owned by Councillors Due to Climate Change Policy

Item 6.4 Notice of Motion - World Record Opportunity for The Entrance

Item 6.5 Notice of Motion - Water Security Emergency (deferred)

Item 6.6 Notice of Motion - Council welcomes the Central Coast Local Planning Panel (deferred)

839/19 That Council adopt the following items en-masse and in accordance with the report recommendations:

Item 3.2 Meeting Record of the Tourism Advisory Committee held on 24 July 2019

Item 3.3 Central Coast Bike Plan and Pedestrian Access and Mobility Plan

Item 3.4 Public Exhibition of proposed changes to 2019-20 Sportsfield Fees

Item 7.1 Mayoral Minute – Performance Review of the Chief Executive Officer

**For:
Unanimous**

2.1 DA/708/2018 Multi-dwelling housing comprising 54 dwellings and community title subdivision – 7 Stratford Avenue, Charmhaven

Councillor Best declared a less than significant non pecuniary interest in the matter as the speaker on the item, Mr Gazzard, is a distant relation. Councillor Best chose to remain in the chamber and participate in voting, as the connection is quite remote and Mr Gazzard is not the applicant.

Moved: Councillor Best

Seconded: Councillor Gale Collins

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.

Amendment Moved: Councillor Hogan

Amendment Seconded: Mayor Smith

That Council defer the matter to allow for a site visit for interested Councillors and residents regarding traffic and road issues.

For the Amendment:
Mayor Smith, Councillors Matthews, Mehrtens,
Sundstrom, Greenaway, MacGregor and
Hogan.

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

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

Moved: Councillor Hogan
Seconded: Mayor Smith

That Council defer the matter to allow for a site visit for interested Councillors and residents regarding traffic and road issues.

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

The Motion was put to the vote and declared LOST.

The matter was then at LARGE.

A procedural item was moved and Item 2.1 was recommitted, the time being 7.14pm.

Moved: Councillor Hogan
Seconded: Mayor Smith

- 1 That Council defer the matter to allow for a site visit for interested Councillors and residents regarding traffic and road issues.*
- 2 That Council, in the interim, request the Chief Executive Officer to seek advice as to whether an additional condition of consent can be imposed to regulate car parking on site and the likelihood of success.*

Amendment Moved: Councillor Best
Amendment Seconded: Councillor Gale Collins

- 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 the Amendment:	Against the Amendment:
Councillors Gale Collins, Pilon, McLachlan, Burke, Marquart and Best.	Mayor Smith, Councillors Matthews, Mehrtens, Sundstrom, Greenaway, Vincent, MacGregor and Hogan.

The Amendment was put to the vote and declared LOST.

Moved: Councillor Hogan

Seconded: Mayor Smith

Resolved

840/19 That Council defer the matter to allow for a site visit for interested Councillors and residents regarding traffic and road issues.

841/19 That Council in the interim request the Chief Executive Officer to seek advice as to whether an additional condition of consent can be imposed to regulate car parking on site and the likelihood of success.

For:

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

Against:

Councillors Gale Collins, Pilon, McLachlan, Burke, Marquart and Best.

A division was called by Councillors Best and McLachlan.

For:

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

Against:

Councillors Gale Collins, Pilon, McLachlan, Burke, Marquart and Best.

3.1 Permanent Protection of Porters Creek Wetland - Outcome of Consultant's Investigations (2)

Councillor Vincent arrived in Chambers at 7.06pm during this item.

Moved: Mayor Smith

Seconded: Councillor MacGregor

Resolved

842/19 That Council receive and note the report on Permanent Protection of Porters Creek Wetland – Outcome of Consultant's Investigations.

843/19 That Council refer the item to the Catchments and Coast Committee - Tuggerah Lakes for a detailed briefing and consideration of the Consultant's report.

844/19 That Council request the Chief Executive Officer to consider allocating funds, from the unallocated budget as a result of savings from the Emergency Services Levy increase. for the implementation of actions to protect Porters Creek Wetland and other priority actions identified in the Tuggerah Lakes Estuary Management Plan (TLEMP).

845/19 That Council request the Chair of the Catchments and Coast Committee – Tuggerah Lakes - convene an extraordinary meeting by the end of September 2019 to consider the consultant’s report and priority actions from the TLEMP for implementation.

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

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

Procedural Motion – Recommit Item 2.1 - DA/708/2018 Multi-dwelling housing comprising 54 dwellings and community title subdivision – 7 Stratford Avenue, Charmhaven

Moved: Councillor Best
Seconded: Councillor Gale Collins

Resolved

846/19 That Council recommit Item 2.1 - DA/708/2018 Multi-dwelling housing comprising 54 dwellings and community title subdivision – 7 Stratford Avenue, Charmhaven for consideration, the time being 7.14pm.

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

Abstained:
Councillor Greenaway and Vincent.

3.2 Meeting Record of the Tourism Advisory Committee held on 24 July 2019

This item was resolved by the exception method.

Moved: Councillor Gale Collins
Seconded: Councillor Hogan

Resolved

847/19 That Council receive the report on Meeting Record of the Tourism Advisory Committee held on 24 July 2019 that is Attachment 1 to this report.

848/19 That Council adopt the Terms of Reference for the Tourism Advisory Committee, as set out in Attachment 2 to this report.

849/19 That Council appoint Councillor Chris Holstein as the Chairperson for the Tourism Advisory Committee.

For:
Unanimous

3.3 Central Coast Bike Plan and Pedestrian Access and Mobility Plan

This item was resolved by the exception method.

Moved: Councillor Gale Collins
Seconded: Councillor Hogan

Resolved

850/19 That Council receive and endorse the Central Coast Bike Plan and Central and Pedestrian Access and Mobility Plan.

For:
Unanimous

3.4 Public Exhibition of proposed changes to 2019-20 Sportsfield Fees

This item was resolved by the exception method.

Moved: Councillor Gale Collins
Seconded: Councillor Hogan

Resolved

851/19 That Council endorse, for public exhibition pursuant to s. 610F of the Local Government Act 1993, the changes to Sportsfield Categories and related fees and charges as set out in attachment 1 to this report.

852/19 That Council note the proposed fees subject of resolution 1 have not been adopted and that a further report will be presented to Council after the public exhibition of the fees has been completed.

For:
Unanimous

3.5 Winney Bay

Moved: Councillor Sundstrom

Seconded: Councillor MacGregor

Resolved

- 853/19** *That Council request that subject to the public consultation report being favourable to the construction of Winney Bay Cliff Top Walk – Stage 2 and a clear preference for either “Plan A” or “Plan B”, and no irresolvable issue are identified that the Chief Executive Officer formally accept the funding offer, instruct staff to finalise the funding agreement and progress the development of the project in accordance with identified changes.*
- 854/19** *That Council note the diversity of community opinion on the scope of Winney Bay Cliff Top Walk – Stage 2.*
- 855/19** *That Council request the Chief Executive Officer provide plans and costings for Winney Bay Cliff Top Walk – Stage 2 in line the Council resolution of 10 December 2018, with this be known as “Plan A”. That a concept of “Plan C” be included in any consultation which would comprise an upgrade of the informal track, fencing in locations where there is a safety risk, weed removal and rehabilitation and an upgrade of Captain Cook Lookout.*
- 856/19** *That Council note the Infrastructure NSW letter (see attachment) dated 28 August 2019.*
- 857/19** *That with consideration of Infrastructure NSW endorsing a number of the changes requested by Council, that Council request the Chief Executive Officer to instruct staff to produce plans and costings for a revised design including the bridge spanning the chasm, and the north facing lookout, but retaining Council’s other previously adopted design changes. These plans to be known as “Plan B”*
- 858/19** *That both Plans A and B provide for the provision of walking tracks that are in the style of those in Bouddi National Park, Wyrabalong National Park and Kincumba Mountain Regional Reserve.*
- 859/19** *That Council commit to the remediation of the native vegetation in Winney Bay Reserve.*
- 860/19** *That Council exhibit the revised designs for “Plan A” and “Plan B” for community consultation.*
- 861/19** *That Council request the result of the community consultation be brought back to Council prior to construction commencing on Winney Bay Cliff Top Walk – Stage 2.*

For:
Mayor Smith, Councillors Matthews, Mehrstens, Sundstrom, Greenaway, Vincent, McGregor and Hogan.

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

A division was called by Councillors Marquart and Best.

For:
Mayor Smith, Councillors Matthews, Mehrstens, Sundstrom, Greenaway, Vincent, McGregor and Hogan.

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

The Mayor adjourned the meeting at 8.29pm, resuming at 8.50pm.

3.6 Commencement time - Ordinary Meeting 23 September 2019

Moved: Mayor Smith
Seconded: Councillor Hogan

- 1 That Council resolve to conduct the Mayoral and Deputy Mayoral Elections as the only items of business at the Ordinary Council meeting to be held at 6.30pm on Monday, 23 September 2019 at 2 Hely Street Wyong.
- 2 That Council further resolve to conduct an additional Ordinary Council Meeting to be held at 6.30pm on 25 September 2019 at 2 Hely Street Wyong for the purpose of considering those items that had been planned for consideration on 23 September 2019.
- 3 That Council request the Chief Executive Officer give appropriate notice of the above.

Amendment Moved: Councillor Best
Amendment Seconded: Councillor Gale Collins

- 1 That Council resolve to commence the Ordinary Meeting of Council of 23 September 2019 at 6.00pm noting that following the conduct of the election of the Mayor and Deputy Mayor that there will be an adjournment of 30 minutes prior to resumption of the meeting and consideration of the remaining business.
- 2 That Council request the Chief Executive Officer give public notice of this meeting.

For the Amendment:
Councillors Gale Collins, Pilon, McLachlan , Burke, Marquart, Vincent and Best.

Against the Amendment:
Mayor Smith, Councillors Matthews, Mehrstens, Sundstrom, Greenaway and Hogan.

Abstain: Councillor MacGregor.

The Amendment was declared LOST on the casting vote of the Mayor.

Moved: Mayor Smith
Seconded: Councillor Hogan

Resolved

862/19 That Council resolve to conduct the Mayoral and Deputy Mayoral Elections as the only items of business at the Ordinary Council meeting to be held at 6.30pm on Monday, 23 September 2019 at 2 Hely Street Wyong.

863/19 That Council further resolve to conduct an additional Ordinary Council Meeting to be held at 6.30pm on 25 September 2019 at 2 Hely Street Wyong for the purpose of considering those items that had been planned for consideration on 23 September 2019.

864/19 That Council request the Chief Executive Officer give appropriate notice of the above.

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

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

Abstained: Councillor Vincent.

The Motion was declared CARRIED on the casting vote of the Mayor.

6.1 Notice of Motion - Lakes Lost

Moved: Councillor McLachlan
Seconded: Councillor Best

- 1 That Council concedes that its efforts have now failed to reverse the continuing deterioration and degradation of the Tuggerah Lakes System.
- 2 That with Estuarine environmental and overall water quality now in serious question, Council as a matter of urgency seek further assistance, from both the State and Federal Governments to tackle this escalating environment disaster.
- 3 That Council, for the first time, now seek to convene a 'whole of Government' response through a joint meeting with both State and Federal Members, to discuss funding a 2020 critical Lakes Restoration Project.
- 4 That Council recognises many of the issues affecting our local waterways are man-made problems, and will require man-made solutions.
- 5 That Council recognise the long standing community frustrations, of inaction, and so called "band aid" solutions.
- 6 That Council request the Chief Executive Officer to provide a report as a matter of urgency regarding the progress around this emerging environmental crisis.

Amendment Moved: Mayor Smith
Amendment Seconded: Councillor Vincent

- 1 That Council note the Tuggerah Lakes Estuary Management Plan (TLEMP), adopted by the former Wyong Shire Council in 2006 was developed over a nine-year period and provides strategic direction for the management of the Tuggerah Lakes and its catchment.
- 2 That Council note since the adoption of the TLEMP, Council has received \$26.25M in federal grant funding to support implementation of evidence-based priority programs and actions in the Tuggerah Lakes and catchment.
- 3 That Council congratulate Council staff on their efforts to implement the TLEMP, resulting in improvement works completed at over 170 locations throughout the catchment and consistent high-quality water ratings.
- 4 That Council note that water quality testing has been undertaken regularly since 2011-12 in 13 locations in the estuary with the majority of ratings being A or B (excellent or good) and a few locations receiving a C or fair rating.
- 5 That Council note that Council has established the Catchments and Coast Committee – Tuggerah Lakes with a key responsibility of promoting linkages and co-operation between the community, Council, State and Federal Governments, and other key stakeholders in the development and implementation of coastal, estuarine, catchment and floodplain management studies and plans.
- 6 That Council note during the recent Federal Election the Australian Government has promised a further \$4.7M for Tuggerah Lakes.
- 7 That Council will continue to work with the community, key stakeholders and all levels of government to implement the TLEMP and maintain the high-water quality of the Tuggerah Lakes Estuary.

For the Amendment:

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

Against the Amendment:

Councillors Gale Collins, Pilon, McLachlan,
Burke, Marquart and Best.

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

Moved: Mayor Smith
Seconded: Councillor Vincent

Resolved

- 865/19 That Council note the Tuggerah Lakes Estuary Management Plan (TLEMP), adopted by the former Wyong Shire Council in 2006 was developed over a nine-year period and provides strategic direction for the management of the Tuggerah Lakes and its catchment.**

- 866/19 ***That Council note since the adoption of the TLEMP, Council has received \$26.25M in federal grant funding to support implementation of evidence-based priority programs and actions in the Tuggerah Lakes and catchment.***
- 867/19 ***That Council congratulate Council staff on their efforts to implement the TLEMP, resulting in improvement works completed at over 170 locations throughout the catchment and consistent high-quality water ratings.***
- 868/19 ***That Council note that water quality testing has been undertaken regularly since 2011-12 in 13 locations in the estuary with the majority of ratings being A or B (excellent or good) and a few locations receiving a C or fair rating.***
- 869/19 ***That Council note that Council has established the Catchments and Coast Committee – Tuggerah Lakes with a key responsibility of promoting linkages and co-operation between the community, Council, State and Federal Governments, and other key stakeholders in the development and implementation of coastal, estuarine, catchment and floodplain management studies and plans.***
- 870/19 ***That Council note during the recent Federal Election the Australian Government has promised a further \$4.7M for Tuggerah Lakes.***
- 871/19 ***That Council will continue to work with the community, key stakeholders and all levels of government to implement the TLEMP and maintain the high-water quality of the Tuggerah Lakes Estuary.***

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

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

6.2 Notice of Motion - Gosford shakes off its past - looks to the future

Moved: Councillor McLachlan

Seconded: Councillor Pilon

- 1 *That Council recognise Gosford had suffered a poor public image and reputation damage from decades of stagnation and development inactivity however is now finally in transition.*
- 2 *That Council has a core responsibility to assist our local economy, and to maintain that forward momentum.*
- 3 *That Council now recognises the major opportunity to transform Gosford's public image into a vibrant, revitalised modern waterfront Regional CBD city.*

- 4 *That Council recognises the strategic geographic position of Gosford, as the first major city north of Sydney Harbour, and Pittwater, with the recreational, business, and public fast ferry transport opportunity, this geographic advantage offers.*
- 5 *That Council recognises the major new high rise developments both planned, and underway in Gosford, will require new resident recreational amenity and we are a Coastal society, and the major resident attractions are our beaches and waterways,*
- 6 *That the Central Coast in general has lagged behind other regions, in adding new waterfront amenity.*
- 7 *That Council recognises any new commercial / Marina development would provide new car parking, opportunity for fast ferry terminal, and additional bike/ walking pathway linkage to Tascott Koolewong reserves, over Narara Creek*
- 8 *That Council recognise the former Gosford City Council and RDACC had already undertaken studies into the location, and are available to Council.*
- 9 *That Council request the the Chief Executive Officer now investigate, and provide a briefing back to Councillors, on options available to activate Gosford Waterfront.*
- 10 *That Council request the Chief Executive Officer write to the NSW Government Architects office, and seek design input and assistance in progressing the matter.*

For:
Councillors Gale Collins, Pilon, McLachlan,
Burke, Marquart and Best.

Against:
Mayor Smith, Councillors Matthews,
Mehrtens, Sundstrom, Vincent, MacGregor
and Hogan.

Abstain: Councillor Greenaway

The Motion was put to the vote and declared LOST.

6.3 Notice of Motion - Declaration Legal Advice Around Impacts on Property Owned by Councillors Due to Climate Change Policy

Moved: Councillor Best
Seconded: Councillor Pilon

- 1 *That Council recognises the importance of providing adequate and accurate disclosure declarations.*
- 2 *That due to the emerging impacts around Council's Climate Change Policy on Regional Property Values, Council now seek legal advice as to what obligations Councillors may have around their disclosures as a consequence of Climate Change Policy impacts on their homes.*

For:
*Councillors Gale Collins ,Pilon, McLachlan,
Burke, Marquart and Best*

Against:
*Mayor Smith, Councillors Matthews,
Mehrtens, Sundstrom, Greenaway, Vincent,
MacGregor and Hogan.*

The Motion was put to the vote and declared LOST.

6.4 Notice of Motion - World Record Opportunity for The Entrance

Moved: *Councillor McLachlan*

Seconded: *Councillor Marquart*

Resolved

- 872/19** *That Council recognise our declined tourism numbers compared to competing regions of the Hunter, Blue Mountains and South Coast and that new attractions are needed on the Central Coast to boost our local tourism.*
- 873/19** *That Council recognises the ongoing popularity and success other towns and regions enjoy via the addition of a world's biggest tourism attraction.*
- 874/19** *That Council recognise the opportunity exists to create a tourism attraction via a new "World's Tallest Pelican Statue" for the Central Coast, with the current world's tallest Pelican statue, standing at just 4.7m tall or 15.5 feet.*
- 875/19** *That Council utilise some of the existing budget allocated in this year's budget to replace existing pelican statue and ask the Chief Executive Officer to invite local and international artists, in an expression of interest, tender, or competition to design a new world record attempt pelican statue.*
- 876/19** *That the expression of interest tender for design should ensure that:*
- a any designs aims to create an artistic, educational, landmark pelican statue, that can have an educational environmental message, as well as achieving a new world record for The Entrance, and the Central Coast.*
 - b any design be of artistic endeavour , thought provoking and educational to the impacts of plastic on our local birdlife, and can be a showcase for our local school children to visit on marine study events, as well as a fun selfie landmark, for social media promotion of The Entrance.*
 - c any design demonstrate environmental and educational qualities, that can promote environmental education to the impacts of plastics and litter, and becomes symbolic to our iconic pelican feed.*

- 877/19** *That Council request the Chief Executive Officer to provide a further report on designs and costing once complete.*
- 878/19** *That Council recognise the popular and long standing pelican feed show at The Entrance, and its wonderful volunteers, and review current resourcing and support to make the attraction "World Class".*
- 879/19** *That Council request the Chief Executive Officer provide clarification around any legal matters that have arisen previously.*

For:

Mayor Smith, Councillors Matthews, Sundstrom, Greenaway, Gale Collins, Pilon, McLachlan, Burke, Marquart and Best.

Against:

Councillors Mehrtens, Vincent, MacGregor and Hogan.

Procedural Motion

Moved: **Mayor Smith**

Seconded: **Councillor Gale Collins**

Resolved

880/19 *That Council defer, pursuant to section 18.3 of the Code of Meeting Practice the consideration of the following items to the Ordinary Meeting to be held on 25 September 2019;*

6.5 *Notice of Motion – Water Security Emergency*

6.6 *Notice of Motion – Council welcomes the Central Coast Local Planning Panel*

For:

Unanimous

6.5 Notice of Motion - Water Security Emergency

Council deferred the consideration of items 6.5 and 6.6 to the Ordinary Meeting to be held on 25 September 2019 (minute 880/19)

6.6 Notice of Motion - Council welcomes the Central Coast Local Planning Panel

Council deferred the consideration of items 6.5 and 6.6 to the Ordinary Meeting to be held on 25 September 2019 (minute 880/19)

7.1 Mayoral Minute - Performance Review of the Chief Executive Officer

Mr Gary Murphy, Chief Executive Officer, declared a pecuniary interest in the matter as the report has a bearing on his employment at Central Coast Council.

This item was resolved by the exception method.

Moved: **Councillor Gale Collins**
Seconded: **Councillor Hogan**

Resolved

881/19 That Council receive and note the Performance Review of the CEO for 1 July 2018 to 30 June 2019.

882/19 That Council adopt the proposed Performance Agreement for 1 July 2019 to 30 June 2020 for the CEO (attached).

883/19 That Council conduct a further Performance Review of the CEO after 30 June 2020, but within three months from this date, in accordance with the Guidelines for the Appointment and Oversight of General Manager issued by the Department of Local Government (now Office of Local Government) July 2011.

884/19 That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(a) of the Local Government Act as it contains information regarding personnel matters concerning a particular individual and also noting that this is in accordance with the Guidelines for the Appointment and Oversight of General Manager issued by the Department of Local Government (now Office of Local Government) July 2011.

For:
Unanimous

Against:

The Meeting closed at 10.30 pm.