



CENTRAL COAST COUNCIL

MINUTES OF THE
ORDINARY COUNCIL MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBER
2 HELY STREET, WYONG
ON 23 NOVEMBER 2016
COMMENCING AT 5.06PM

PRESENT

Ian Reynolds

IN ATTENDANCE

Chief Executive Officer, Executive Manager Governance, Group Leader Environment and Planning, Group Leader Assets, Infrastructure and Business, Group Leader Connected Communities, Chief Financial Officer, Section Manager Marketing Tourism, Communications Coordinator and two administration staff.

The Administrator, Ian Reynolds, declared the meeting open at 5.06pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Administrator, Ian Reynolds, delivered the opening prayer and read an acknowledgment of country statement.

At the commencement of the ordinary meeting report nos 1.1, 1.2, 1.3, 1.4, 1.5 and 2.2 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.

Suspend Standing Orders - Presentation

Mr Reynolds suspended standing orders to present certificates to those who have been successful in the Community Grants Program that is an important part of the NSW Government's Stronger Communities Fund. He welcomed Group Leader Connected Communities, Ms Julie Vaughan to the lectern to provide some background on the program and introduce the recipients.

1.1 Disclosure of Interest

RESOLVED on the motion of Mr REYNOLDS:

466/16 That Council receive the report on Disclosure of Interest and note the fact that no disclosure was made.

1.2 Proposed Briefings and Inspections

RESOLVED on the motion of Mr REYNOLDS:

467/16 That Council receive the report on Proposed Briefings and Inspections.

1.3 Address by Invited Speakers

Ms Helen Monks addressed Council at 5.19pm in relation to item 2.2 - Planning Proposal - 20 James Norton Road, Bensville and retired at 5.24pm.

Ms Emory addressed Council at 5.24pm in relation to item 2.4 - Public Exhibition of Planning Proposal - Beachcomber Site - Toukley and retired at 5.29pm.

Mr Robert Nardi addressed Council at 5.29pm in relation to item 2.9 - DA 1395/2015 - Service Station and convenience store at 356-358 Main Road, Toukley - Supplementary Report and retired at 5.35pm.

Ms Michelle Austin addressed Council at 5.35pm in relation to item 2.9 - DA 1395/2015 - Service Station and convenience store at 356-358 Main Road, Toukley - Supplementary Report and retired at 5.38pm.

Mr Jason Blackwood addressed Council at 5.38pm in relation to item 2.9 - DA 1395/2015 - Service Station and convenience store at 356-358 Main Road, Toukley - Supplementary Report and retired at 5.44pm.

Mr Ralph Peters addressed Council at 5.44pm in relation to item 2.9 - DA 1395/2015 - Service Station and convenience store at 356-358 Main Road, Toukley - Supplementary Report and retired at 5.46pm.

RESOLVED on the motion of Mr REYNOLDS:

468/16 That Council receive the amended report on Invited Speakers.

469/16 That Council agree meeting practice may be varied to allow reports from Group Leaders and/or the Chief Executive Officer to be dealt with following an Invited Speaker's address.

1.4 Confirmation of Minutes of Previous Meeting

RESOLVED on the motion of Mr REYNOLDS:

470/16 That Council confirm the minutes of the previous Ordinary Meeting of Council including the confidential session held on Wednesday, 26 October 2016.

Business Arising

There was no business arising.

1.5 Notice of Intention to Deal with Matters in Confidential Session

RESOLVED on the motion of Mr REYNOLDS:

471/16 That Council consider the following matters in Confidential Session, pursuant to sections 10A 2(c),(d)(i) and (g) of the Local Government Act 1993:

7.1 CPA/284651 - Roads and Maritime Services Sparks Road M1 Motorway Crossing Upgrade - Water and Sewerage Assets

7.2 Central Coast Aero Club

7.3 Enterprise Licence Agreement - Geographic Information System Software - Environmental Systems Research Institute Inc. and ESRI Australia Pty Ltd

7.4 Proposed contract for the supply of electricity to large sites and unmetered street lighting in the former Wyong local government area

472/16 That Council note its reason for considering Item No 7.1 – CPA/284651 - Roads and Maritime Services Sparks Road M1 Motorway Crossing Upgrade - Water and Sewerage Assets in a closed session is that the report contains;

2(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

473/16 That Council note its reason for considering Item No 7.2 - Central Coast Aero Club in a closed session is that the report contains;

2(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

474/16 That Council note its reasons for considering Item No 7.3 - Enterprise Licence Agreement - Geographic Information System Software - Environmental Systems Research Institute Inc. and ESRI Australia Pty Ltd in a closed session is that the report contains;

2(c) *information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business,*

2(d)(i) *commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.*

475/16 *That Council note its reasons for considering Item No 7.4 - Proposed contract for the supply of electricity to large sites and unmetered street lighting in the former Wyong local government area in a closed session is that the report contains;*

2(d)(i) *commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.*

2(g) *advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

476/16 *That Council note that the Administrator will report on these matters in open session of Council.*

Procedural Motion

RESOLVED on the motion of Mr REYNOLDS:

That Council resolves, pursuant to cl. 241(3) of the Local Government (General) Regulation 2015, that the business in the following items be transacted at this meeting and note that the Chairperson ruled this business to be a matter of urgency.

2.10 *82A Review of DA/47050/2015 - 49 Masons Road, Point Frederick*

4.10 *Fire Safety Report*

Procedural Motion

RESOLVED on the motion of Mr REYNOLDS:

That Council adopt, with the exception of Items 2.2, 2.4, 2.6, 2.7, 2.9, 4.3, 4.6, 4.8, 6.1, 7.1, 7.2, 7.3 and 7.4 the recommendations contained in the remaining reports. For the sake of clarity, that means that Items 2.1, 2.3, 2.5, 2.8, 2.10, 3.1, 3.2, 3.3, 4.1, 4.2, 4.4, 4.5, 4.7, 4.9, 4.10, 5.1, 5.2, 5.3 and 5.4 were dealt with in accordance with the recommendations of the Council staff.

2.1 Planning Proposal - 1101 & 1103 MacLeay Drive Halekulani RZ/13/2014

RESOLVED on the motion of Mr REYNOLDS:

477/16 That Council refuse the request to prepare a planning proposal (RZ/13/2014), on the following grounds:

- a. The proposal is inconsistent with the green corridor network as identified within the North Wyong Shire Structure Plan; and**
- b. The proposal promotes an inefficient and unorderedly development outcome; and**
- c. The proposal is inconsistent with Central Coast Regional Plan actions related to managing ecosystems and establishing biodiversity corridors; and**
- d. The proposal is not supported by sufficient information; and**
- e. The proposed rezoning would create an isolated residential zone which is out of character with the surrounding zones applying to the Halekulani locality; and**
- f. The proposed rezoning would introduce the R1 General Residential zone which has the capacity to support an intensity of development which is not compatible with the Halekulani locality; and**
- g. The site is not adequately serviced, nor in proximity to social, transport and open space infrastructure and services, which are required to support a R1 General Residential zone; and**
- h. The proposed R1 General Residential zone is incompatible with the ecological values of the site and does not adequately consider impacts on the sensitive downstream wetland environments.**

2.2 Planning Proposal - 20 James Norton Road, Bensville

Ms Helen Monks addressed Council at 5.19pm and retired at 5.24pm.

RESOLVED on the motion of Mr REYNOLDS:

478/16 That Council refuse the request 26/2012 to prepare a planning proposal, on the following grounds:

- a) The land contains environmental attributes consistent with the existing 7(a) zone and which are unsuitable to be included in the 7(c2) zone;**
- b) The planning proposal will adversely impact on the biodiversity of the locality as it would facilitate significant vegetation removal to establish access, services, construction and bushfire asset protection;**
- c) The planning proposal would include land identified as being high hazard landslip in a zone that permits more intensive development.**
- d) The proposed outcome of the planning proposal to create a 5 lot subdivision would result in development that adversely affects the environmental value of the site and create future residential sites in high risk (bushfire and landslip mapped) areas.**

479/16 The Council advise the applicant of Council's decision.

2.3 Planning Proposal - Reads Road, Wamberal

RESOLVED on the motion of Mr REYNOLDS:

- 480/16** That Council prepare a planning proposal for Lot 1 DP 802041 Reads Road, Wamberal, that seeks to amend the Gosford Interim Development Order 122 (IDO 122) and the Gosford Local Environmental Plan 2014 (GLEP 2014) by converting 7(c2) Conservation and Scenic Protection (Rural Small Holdings) to R2 Low Density Residential under Gosford Local Environmental Plan 2014 (GLEP 2014) with a minimum lot size of 1850m² pursuant to Section 55 of the Environmental Planning and Assessment (EP&A) Act 1979.
- 481/16** That Council forward the planning proposal to the Department of Planning and Environment (DP&E) requesting a gateway determination, as well as requesting delegation for Council to finalise and make the draft Local Environmental Plan, pursuant to Section 56 (1) of the EP&A Act, 1979.
- 482/16** That Council undertake community and public authority consultation in accordance with the gateway determination requirements.
- 483/16** That Council consider a further report on the results of the agency and community consultation.
- 484/16** That Council request from the Department of Planning & Environment delegations for the Chief Executive Officer (or delegate) to finalise and make the draft LEP.

2.4 Public Exhibition of Planning Proposal - Beachcomber Site - Toukley

Ms Emory addressed Council at 5.24pm and retired at 5.29pm.

RESOLVED on the motion of Mr REYNOLDS:

- 485/16** That Council support the planning proposal, to
- a. *rezone and amend the Key Site Development and Floor Space Ratio controls Lots 31 and 32, DP 805021, and Lot 7014, DP 1125263 (200 Main Road, Toukley), and*
 - b. *Rezone Lot 31 DP 805021 (sewer pump station lot) from SP3 Tourist, to SP2 Infrastructure; and*
 - c. *Rezone Lot 7014 DP 1125263 (foreshore reserve lot) from Part R3 Medium Density Residential and Part SP3 Tourist, to W2 Waterways.*
- 486/16** That Council request the Chief Executive Officer to exercise the delegation issued by the Department of Planning and Environment (15 March 2016) for RZ/6/2015 and proceed with the steps for drafting and making of Amendment No. 26 to Wyong Local Environmental Plan 2013.

- 487/16 That Council **request** the Chief Executive Officer exercise his Delegation to execute the draft Voluntary Planning Agreement endorsed by the landowner on 3 August, 2016, prior to the finalisation of the rezoning.
- 488/16 That Council **adopt** the Draft Wyong Development Control Plan (DCP) 2013 Chapter 6.27: Toukley – Beachcomber Key Site and **give** appropriate public notice that the draft DCP as amended will come into effect on the date nominated in that notice.
- 489/16 That Council **forward** a copy of the amended Wyong DCP 2013 to the Secretary of the Department of Planning and Environment within 28 days of the DCP becoming effective.
- 490/16 That Council **advise** all those who made submissions of Council's decision.

2.5 Wyong LEP 2013 Amendment Request - 30 Summerland Road, Summerland Point

RESOLVED on the motion of Mr REYNOLDS:

- 491/16 That Council **refuse** the request RZ/9/2015 to prepare a Planning Proposal which seeks to amend Wyong Local Environmental Plan 2013 to rezone Lot 3 DP 270067, on the following grounds:
- a The proposal is inconsistent with the green corridor network as identified within the North Wyong Shire Structure Plan; and
 - b The proposal promotes an inefficient and unorderedly development outcome; and
 - c The proposal is inconsistent with Central Coast Regional Plan actions related to managing ecosystems and establishing biodiversity corridors; and
 - d Progressing the planning proposal would likely create precedent for other rezonings in this locality; and
 - e The proposal is not supported by sufficient information; and
 - f The proposal is premature and requires broader strategic assessment of issues.

2.6 Central Coast Regional Plan

RESOLVED on the motion of Mr REYNOLDS:

- 492/16 That Council **note** the information report on the Central Coast Regional Plan 2036.
- 493/16 That Council **meet** with the Minister for Planning to discuss the importance of an Infrastructure Plan for the region and request input into its content and expected release.

494/16 That Council ***meet*** with the Minister for Planning to discuss future regional planning for the Central Coast in light of the creation of the new Central Coast Council.

495/16 That Council ***prepare*** a project plan for the delivery of projects identified as immediate priorities in the Central Coast Regional Plan Implementation Plan (North and South Regional Corridor and Housing Policy).

2.7 Preparation of Consolidated Central Coast Local Environmental Plan and Development Control Plan

RESOLVED on the motion of Mr REYNOLDS:

496/16 That Council ***prepare*** a planning proposal for the Central Coast Council to consolidate Wyong Local Environmental Plan 2013, Gosford Local Environmental Plan 2014, Gosford Interim Development Order 122 and the Gosford Planning Scheme Ordinance pursuant to Section 55 of the Environmental Planning and Assessment Act 1979.

497/16 That Council ***prepare*** an interim amalgamated Development Control Plan to complement the Central Coast Local Environmental Plan.

498/16 That Council ***forward*** the planning proposal to the Department of Planning and Environment requesting a gateway determination.

499/16 That Council ***undertake*** community and public authority consultation, in accordance with the gateway determination requirements, including the concurrent exhibition of an amalgamated Development Control Plan.

500/16 That Council ***commence*** investigative studies to support the future Comprehensive Local Environmental Plan.

501/16 That Council ***consider*** a further report on results of the agency and community consultation.

2.8 Proposed Subdivision at Forresters Beach

RESOLVED on the motion of Mr REYNOLDS:

502/16 That Council ***approve*** DA/49274/2016 for a residential subdivision of 102 lots as a deferred commencement consent subject to the conditions provided in Attachment 1.

503/16 Council ***advise*** those who made written submissions of its decision.

504/16 That Council undertake a review of the current contributions framework to ensure that appropriate developer contributions are collected toward the provision of essential infrastructure to support the incoming communities across the Central Coast LGA.

505/16 That Council in response to the review undertaken per Resolution 3 above, prepare and exhibit amendments to the existing contributions plans, civic improvement plan and prepare and exhibit new contributions plans (if necessary).

2.9 DA 1395/2015 - Service Station and convenience store at 356-358 Main Road, Toukley - Supplementary Report

Mr Robert Nardi addressed Council at 5.29pm and retired at 5.35pm.

Ms Michelle Austin addressed Council at 5.35pm and retired at 5.38pm.

Mr Jason Blackwood addressed Council at 5.38pm and retired at 5.44pm.

Mr Ralph Peters addressed Council at 5.44pm and retired at 5.46pm.

RESOLVED on the motion of Mr REYNOLDS:

506/16 That Council grant consent to DA/1395/2015 subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 79C of the Environmental Planning and Assessment Act and other relevant issues.

507/16 That Council advise those who made written submissions of its decision.

508/16 That Council advise the relevant State Government Agencies of its decision.

2.10 82A Review of DA/47050/2015 - 49 Masons Road, Point Frederick

RESOLVED on the motion of Mr REYNOLDS:

509/16 That Council refuse the application under s. 82A of the Environmental Planning and Assessment Act 1979 for review of the determination of Development Application No 47050/2015 for a Residential Flat Building & Demolition of Existing Structures on Lot 4 DP 327014, 49 Masons Parade Point Frederick, for the following reasons:

- a) The proposed development exceeds the maximum floor space ratio for the site under clause 8.3 of Gosford Local Environmental Plan 2014.
- b) The submission under clause 4.6 of Gosford Local Environmental Plan 2014 is not well founded, with adherence to the development standard is both reasonable and necessary in this case.

- c) *The proposed development does not meet the Design Excellence requirements of clause 8.5 of Gosford Local Environmental Plan 2014;*
- d) *The proposal development does not comply with the side setbacks advised under Gosford Development Control Plan 2013*
- e) *The proposal does not provide adequate car parking on site in accordance with the requirements of Gosford Development Control Plan 2013, Roads Maritime Services standards, or AS 2890.1:2004 Off Street Car Parking.*
- f) *The proposed development does not comply with State Environmental Planning Policy 65 in relation to side setbacks, building separation and overshadowing of the adjoining properties;*
- g) *The proposed development will likely have an adverse impact on the future development potential of the northern adjoining property;*
- h) *The proposed development will have an adverse impact on the streetscape in the area;*
- i) *The proposed development does not make appropriate provision for waste management and collection as recommended in the Gosford Development Control Plan 2013.*

510/16 *That Council notify those who made written submissions of Council's decision.*

3.1 CPA/271462 - Summerland Point Reserve Internal Roadway and Carpark Construction

RESOLVED on the motion of Mr REYNOLDS:

511/16 *That Council decline to accept any of the tenders received for Contract CPA/271462 - Summerland Point Reserve Internal Roadway and Carpark Construction.*

512/16 *That Council determine the Tender Evaluation Report in Attachment A remains confidential in accordance with Section 11 (3) of the Local Government Act 1993 as the report contains commercial information of a confidential nature.*

513/16 *That Council decline to invite fresh tenders for the reason that the market has responded and there is no commercial advantage expected to call fresh tenders.*

514/16 *That Council resolve that Council enter into negotiations with the companies nominated as Tender No.2 & Tender No.3, for the reason that these Tenders present a sound basis to establish a satisfactory negotiation outcome, with a view to entering into a contract in relation to the subject matter of the Tender.*

3.2 CPA/282292 Group Training Organisation Services

RESOLVED on the motion of Mr REYNOLDS:

515/16 That Council resolves to accept the tenders received from Central Coast Group Training and Hunter Valley Group Training Company for Contract CPA/282292 – Group Training Organisation (GTO) Services.

516/16 That Council note that:

- a. the acceptance of those two tenders establishes a panel of suppliers providing group training organisation services, where the successful tenderers are ranked equal; and**
- b. the equal ranking of those tenderers on that panel is not intended to entitle either successful tenderer to provide any quantum of service to the Council.**

517/16 That Council resolves that the Tender Evaluation Report that is Attachment 1 to this report is to be treated and remain confidential in accordance with s. 11(3) of the Local Government Act 1993, as that Tender Evaluation Report contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

3.3 Tender - P357 Woy Woy Pressure Reduction Valve (PRV) Upgrade and Trunk Main Duplication

RESOLVED on the motion of Mr REYNOLDS:

518/16 That Council accept the tender from Eire Constructions Pty Ltd for contract P357 Woy Woy PRV Upgrade and Trunk Main Duplication.

519/16 That Council determine the Tender Evaluation Report in Attachment 1, remains confidential in accordance with s.11 (3) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that, except for the name of the successful tenderer, which may be disclosed after Council has resolved to accept that tender.

4.1 Acquisition of Land for proposed Roundabout over Part Lot 442 DP755251 Corner of Dandaloo Street and Woy Woy Road Kariong

RESOLVED on the motion of Mr REYNOLDS:

520/16 That Council acquire part of Lot 422 DP755251 (Crown Reserve R2146) ('Land') for road widening, in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991.

521/16 That Council make application to the Minister for Local Government seeking approval pursuant to section 187(2) of the Local Government Act 1993 to the issue of a proposed acquisition notice and for approval of his Excellency, the Governor to the publication of an Acquisition Notice, for the acquisition of the Land.

522/16 That Council authorises the affixing of the seal of the Council on any documents required to effect the proposed acquisition of the Land.

523/16 The Council authorises the Acting CEO to execute all necessary documentation required to effect the proposed acquisition of the Land.

4.2 Amend Ordinary Meeting Date for January 2017

RESOLVED on the motion of Mr REYNOLDS:

524/16 That Council amend the date of its Ordinary Meeting scheduled for Wednesday 25 January 2017 to Tuesday 24 January 2017.

525/16 That Council give public notice of the amended date for that meeting.

4.3 Delivery Program Progress Report 2015-16 - Former Gosford City Council, January to 12 May 2016 and former Wyong Shire Council, 1 April – 12 May 2016 (Q4)

RESOLVED on the motion of Mr REYNOLDS:

526/16 That Council receive the 2015-2016 Delivery Program Progress Report and the information therein be noted.

527/16 That Council publish the 2015- 2016 Delivery Program Progress Report on Council's website.

4.4 Community Matching Fund and Community Benefit Grants

RESOLVED on the motion of Mr REYNOLDS:

528/16 That Council allocate \$116,806.00 from the 2016-17 Community Matching Fund program as follows:

Applicant	Project Name and Summary	Committee Funding Recommended
Canteen - The Australian Organisation For Young People Living With Cancer	CanTeen and Lutanda Toukley: Supporting Young People & Families Living With Cancer in the Wyong Area 2017	\$9,468.00 Project has merit, has a strong matching component and meets community grants program objectives. Recommend part fund for three day camp component only

<i>Applicant</i>	<i>Project Name and Summary</i>	<i>Committee Funding Recommended</i>
<i>Soldiers Beach Surf Life Saving Club Inc</i>	<i>4WD Vehicle to Transport Valuable Lifesaving Equipment</i>	<i>\$20,342.00 Project has merit, has a strong matching component and meets community grants program objectives. Recommended conditional on Council support acknowledged on vehicle through signage</i>
<i>Northern Power Cricket Club Inc</i>	<i>Harry Moore Oval Changerooms</i>	<i>\$74,996.00 Project has merit, has a strong matching component and meets community grants program objectives. Recommended for funding conditional on lease and Development Application being approved and Construction Certificate issued prior to funding being released</i>
<i>Jopuka Productions Incorporated</i>	<i>Jopuka Productions' 2017 Musical Season</i>	<i>\$12,000.00 Project concept has merit and meets Central Coast Council (CCC) creative arts development objectives. Recommend part fund for venue hire and production costs for one musical. Funding conditional on applicant liaising with CCC staff to finalise proposal prior to funds being released</i>
<i>Total</i>		<i>\$116,806.00</i>

529/16 That Council decline applications for the reasons indicated in the table below, the applicants be advised and where relevant, directed to alternate funding programs:

Applicant	Project Name and Summary	Committee Assessment
Ourimbah Rugby Club Inc	Ourimbah Rugby Amenities Building	Not recommended in this funding round as applicant was recommended for and were subsequently funded under the Stronger Communities Fund for same project this financial year
The Lakes Evangelical Church Incorporated	Good News Week	Project not recommended as currently proposed due to limited broader community benefit
Wyong (Public School) Parents And Citizens Association	All Weather Sports Field	Project not recommended as currently proposed. Recommend applicant source more suitable funding opportunity

530/16 That Council allocate \$78,245.55 from the 2016-17 Community Benefit Grants program as follows:

Applicant	Project Name and Summary	Committee Funding Recommended
Doyalson Baptist Church	Doyalson Community Garden	\$5,055.70 Project has merit and proposed location could benefit from community development initiatives. A Community Matching Fund application, recommended to be funded under the Community Benefit Grants and part funded for basic garden establishment costs as per application. Recommendation conditional on applicant confirming project can start on reduced funding and confirming it will be accessible and open to all the community to participate

Applicant	Project Name and Summary	Committee Funding Recommended
Camp Breakaway Inc	Purchase of Zero Turn Mower	\$8,900.00 <i>Project has merit and meets community grants program objectives. Recommended full funding conditional on Council support being acknowledged on equipment</i>
Community Environment Network Inc	Greening Wyong Neighbourhoods	\$1,750.00 <i>Project concept has merit. Recommend part fund to trial program, being \$1000 for preparation and design of information brochure and \$750 for one initial community engagement event. Funding conditional on applicant liaising with Central Coast Council (CCC) Program Coordinator Katherine Simmons to finalise and approve brochure content prior to printing, and finalising community location and timing</i>
Killarney Vale Australian Football Club Inc	Purchase of equipment to assist the organisation deliver programs providing a community benefit	\$5,500.00 <i>Project has merit and meets community grants program objectives. Recommend part funding to assist with purchase of footballs</i>
Central Coast Hockey Incorporated	Marquees for Central Coast Hockey Representatives	\$5,800.00 <i>Project has merit and meets community grants program objectives. Recommend full funding conditional on Central Coast Council support acknowledged on equipment</i>
Central Coast Philharmonia Incorporated	Wyong Choral Festival	\$4,089.25 <i>Project has merit, recommend part fund for venue costs (as per quote) conditional on applicant confirming the festival will be open to the general public with no entry fee and applicant liaising with Central Coast Council Cultural Planner to finalise program prior to funds being released</i>

<i>Applicant</i>	<i>Project Name and Summary</i>	<i>Committee Funding Recommended</i>
<i>St Vincent de Paul Society NSW</i>	<i>Gorokan Community Program – Louise House</i>	<i>\$5,490.00</i> <i>Worthwhile concept in an area in need of community development activities. Recommend full funding conditional on applicant clarifying how the broader community will be engaged in the project</i>
<i>Her Cave Incorporated</i>	<i>Starting up, Set up</i>	<i>\$3,373.60</i> <i>Recommend part fund (for all requests less power bond and insurance) to support the establishment of this new community organisation. Recommendation conditional on applicant finding premises prior to funds being released</i>
<i>Central Coast Family Support Services Incorporated</i>	<i>Grandparents Raising Grandchildren Family Fun Day</i>	<i>\$2,500.00</i> <i>Project has merit and meets an identified need (grandparents raising grandchildren) in the area. Recommend part fund towards venue and activity costs only</i>
<i>Ekta Mandir Incorporated</i>	<i>India Australia Day</i>	<i>\$2,600.00</i> <i>Project has merit and meets community grants program objectives. Recommend part fund (\$1000 for catering, \$1000 equipment hire and \$600 in-kind for venue hire)</i>
<i>Food Whisperers Incorporated</i>	<i>Small Steps Cooking Program, Cooking Skills for Life</i>	<i>\$6,290.00</i> <i>Project has merit and meets community grants program objectives. Recommend part fund for one program only. Applicant to liaise with Central Coast Council Community Education Team Leader to align program delivery with similar Council funded initiatives</i>

Applicant	Project Name and Summary	Committee Funding Recommended
The Fathers Table	The Fathers Table Outreach	\$5,148.00 Project has merit and meets community grants program objectives. Recommend part fund for rental costs for period of financial year after application submission
Community Fire Education	Help Saving Lives	\$2,099.00 Project has merit and meets community grants program objectives. Recommend part fund for generator. Applicant to finalise information and content for safety brochure and reapply as an individual project in a further round
Budgewoi Beach Dune Care Incorporated	Whale Mural	\$5,040.00 Project has merit and meets community grants program objectives. Recommended for funding conditional on all relevant approvals obtained from Central Coast Council asset owner and draft artwork approved through relevant CCC mechanism prior to funds being released
The Entrance Rugby Club Incorporated	Increased Community Participation and Upskilling Volunteers Through Rugby Union	\$8,110.00 Project has merit and meets community grants program objectives. Recommend part fund for club jerseys, coaching and referee courses, marquees, first aid kits and safety equipment as detailed in application
China Australia Friendship Association Inc	Central Coast Multicultural Showcase	\$6,500.00 Application has merit and meets local cultural development objectives. Recommend part fund for venue hire only, conditional on applicant confirming project can proceed on reduced funding
Total		\$78,245.55

531/16 That Council ***decline*** applications for the reasons indicated in the table below, the applicants be advised and where relevant, directed to alternate funding programs:

<i>Applicant</i>	<i>Project Name and Summary</i>	<i>Committee Assessment</i>
<i>Coastal a Cappella</i>	<i>Purchase of chorus jackets</i>	<i>Not recommended in current round as benefit to former Wyong Shire residents limited. Recommend applicant reapply after new Central Coast Council grants program is reviewed and finalised</i>
<i>Central Coast Tae Kwon Do Association Inc</i>	<i>Strength Starts from Within</i>	<i>Not recommended as currently proposed. Application requests significant funding for staff/instructor costs with minimal in kind support and limited broader community benefit</i>
<i>The Shepherd Centre – For Deaf Children</i>	<i>'Confident ClassMate' - School readiness program for deaf and hearing impaired children in the Wyong area</i>	<i>Project not recommended as currently proposed. Recommend applicant source more suitable funding opportunities</i>
<i>Ngaimpe Aboriginal Corporation</i>	<i>The Glen gym fit-out</i>	<i>Not recommended in this round as applicant has previously received significant Council grant funding for this project. Recommend applicant source more suitable funding opportunities</i>
<i>The Toukley & District Senior Citizens Club Inc</i>	<i>A Concert for School Students and Another for Aged Care Residents</i>	<i>Project concept has merit but application not recommended as currently proposed. Recommend applicant confirm pricing and key details and reapply in the next round</i>

Applicant	Project Name and Summary	Committee Assessment
Central Coast Community Women's Health Centre Ltd	Reach Out Past the Trauma	Project not recommended as currently proposed and includes significant staff costs, recommend applicant source more suitable funding opportunities
Uniting (NSW.ACT)	Brighter Futures Children's Christmas Party	Recommend application for use of Council reserve be move to Community Subsidy Program and assessed in the next round. Other requested costs associated with external funded program and not eligible to be funded through the Community Benefits Grant program
Road Safety Education Limited	RYDA Central Coast	Not recommended in this funding round as applicant was recommended for and were subsequently funded under the Stronger Communities Fund for same project this financial year
Mingara Orchid Club Incorporated	2017 Mingara Orchid Fair and Show	Project not recommended as currently proposed. Recommend applicant apply through Central Coast Council Sponsorship Program
Charmhaven Lions Club	Charmhaven Lions Club Storage & Activity Shed	Project not recommended as currently proposed and relates to major fixed infrastructure. Recommend applicant reapply in a future round of the Community Matching Fund when location and relevant approvals are finalised

Applicant	Project Name and Summary	Committee Assessment
The Entrance Physical Culture Club Inc	Strength, Performance and Confidence Program	Project not recommended as currently proposed. Limited broader community benefit
Laura's Place Family Support Limited	Bereavement Group	Project not recommended as currently proposed. Recommend applicant source more suitable funding opportunity

4.5 Community Subsidy Program, Neighbourhood Activation Program, Sport & Cultural Sponsorship Program and Developing and Recognising Talent Program

RESOLVED on the motion of Mr REYNOLDS:

532/16 That Council allocate \$2,659.59 from the 2016-17 Community Subsidy Program as follows:

Applicant	Project	Staff Funding Recommended
National Water Ski Racing Association-Region V Australia	Venue Hire Osborne Park and Event Services	\$1,944.00
Mannering Park Branch CWA of NSW	Rates Subsidy 2015/16	\$715.59
Total		\$2,659.59

533/16 That Council allocate \$500.00 from the 2016-17 Neighbourhood Activation Program as follows:

Applicant	Project	Staff Funding Recommended
Mannering Park Tidy Towns	Purchase of equipment to assist the organisation deliver programs providing a community benefit	\$500.00
Total		\$500.00

534/16 That Council allocate \$8,548.53 from the 2016-17 Sport & Cultural Sponsorship Program as follows:

Applicant	Project	Staff Funding Recommended
Blake Holmes	The Princess Chulabhorn Water Polo Cup, Thailand, representing Australia	\$1,000.00
Clare Billson	World Championships of Performing Arts, USA, representing Australia	\$1,000.00
Brooke McCaffery	World Championships of Performing Arts, USA, representing Australia	\$1,000.00
Jett Long	Australian International Futsal Team, Malaysia, representing Australia	\$1,000.00
Shannon Rose	Touch Football Australia National 19 Years Mixed Team, New Zealand, representing Australia	\$1,000.00
Noah Fearnside	Australian 12 Boy's Futsal Team, Malaysia, representing Australia	\$1,000.00
Isaac Broomfield	Australian International Futsal Team, Malaysia, representing Australia	\$1,000.00
Ashley Pernecker	NSWPSSA Track & Field, Homebush, representing NSW	\$500.00
Hannah Greenshields	International Foundation for Arts and Culture Handa Singing Competition, New Zealand, representing Central Coast	\$250.00
Wallarah Community Band	National Band Championships, Launceston, representing NSW	\$798.53
Total		\$8,548.53

535/16 That Council allocate \$2,000.00 from the 2016-17 Developing and Recognising Talent program as follows:

Applicant	Project	Staff Funding Recommended
Natalie Carlyle	ITU Cross Triathlon World Championships, Lake Crackenback, representing Australia	\$500.00
MacCallum Johnson	Asia-Pacific Economic Cooperation Voices of the Future Leadership Summit, Peru, representing Australia	\$1000.00
Zoe McNamara	Australian Classic Gymnastics Competition, Geelong, representing NSW	\$500.00
Total		\$2,000.00

4.6 Tourism Funding

RESOLVED on the motion of Mr REYNOLDS:

536/16 That Council invite Expressions of Interest for a suitably qualified external organisations to manage and deliver destination marketing in collaboration with the industry for the Central Coast region from 1 July 2017 for a two year period with one year extension option.

537/16 That Council advise relevant stakeholders of this approach.

538/16 That Council receive a further report on tourism after the conclusion of the Expression of Interest process.

539/16 That Council continue to fund Central Coast Tourism Incorporated until 30 June 2017 for Central Coast Tourism Incorporated to deliver similar destination marketing and management functions at the same level of funding contained in the 2015-16 funding agreements of the former Gosford and Wyong Councils.

4.7 Proposed Road Renaming at Lisarow

RESOLVED on the motion of Mr REYNOLDS:

- 540/16 That Council resolve to rename the road which links The Ridgeway and MacDonaldis Road at Lisarow to "Nexus Way".
- 541/16 That Council notify all affected owners and seek community feedback on the proposed road name.
- 542/16 That Council formally submit the road renaming proposal to the Geographical Names Board for approval and gazettal following finalisation of Recommendations 1 and 2.

4.8 2015-16 Financial Statements for the Former Wyong Shire Council

RESOLVED on the motion of Mr REYNOLDS:

- 543/16 That Council note the draft 2015-16 Financial Statements for the former Wyong Shire Council as presented include a general purpose financial report and have been prepared in accordance with the accounting and reporting requirements of Australian Accounting Standards, the Office of Local Government prescribed Code of Accounting Practice and Financial Reporting - Update No. 24(b), s. 413(2)(b) of the Local Government Act 1993 ("LG Act"), cl. 214 of the Local Government (General) Regulation 2005 ("LG Reg") and cl. 27(1) of the Local Government (Council Amalgamations) Proclamation 2016.
- 544/16 That Council adopt the draft former Wyong Shire Council 2015-16 Financial Statements as presented in accordance with ss. 213(2)(c) and 377(1)(k) of the LG Act, and cl. 215(1)(a) of the LG Reg.
- 545/16 That Council refer the draft former Wyong Shire Council 2015-16 Financial Statements to external audit in accordance with s. 413(1) of the LG Act.
- 546/16 That Council authorise the Administrator to execute all documents related to the draft 2015-16 Financial Statements in accordance with s. 213(2)(c) of the LG Act, and cl. 215(1)(b)(i) and 215(1)(b)(ii) of the LG Reg.
- 547/16 That Council authorise the Chief Executive Officer to execute all documents related to the draft 2015-16 Financial Statements in accordance with s. 213(2)(c) of the LG Act, and cl. 215(1)(b)(iv) of the LG Reg.
- 548/16 That Council authorise the Responsible Accounting Officer to execute all documents related to the draft 2015-16 Financial Statements in accordance with s. 213(2)(c) of the LG Act, and cl. 215(1)(b)(iii) of the LG Reg.
- 549/16 That Council fix 14 December 2016 as the date for the presentation to Council of the audited 2015-16 Financial Statements and external audit reports for the former Wyong Shire Council in accordance with section 419(1) of the LG Act.

4.9 2016-17 Q1 Business Report Central Coast Council

RESOLVED on the motion of Mr REYNOLDS:

- 550/16 That Council receive Central Coast Council's Q1 Business Report on progress against Central Coast Council's 2016-17 Operational Plan.**
- 551/16 That Council note that Council's Responsible Accounting Officer has declared the financial position of Central Coast Council to be satisfactory.**
- 552/16 That Council approve the proposed budget amendments included in Central Coast Council's Q1 Business Report for 2016-17.**

4.10 Fire Safety Report

RESOLVED on the motion of Mr REYNOLDS:

- 553/16 That Council note the result of the site inspection carried out and the advice provided by staff.**
- 554/16 That Council resolve to not exercise its power to issue an order 6 or 8 with respect to the matter as raised within the fire safety inspection report received from Fire and Rescue NSW.**
- 555/16 That Council give notice of its determination to the Commissioner of Fire and Rescue NSW.**

5.1 Investment Report for October 2016

RESOLVED on the motion of Mr REYNOLDS:

- 556/16 That Council receive the Investment Report for October 2016.**

5.2 Park and Bushland Volunteer Opportunities

RESOLVED on the motion of Mr REYNOLDS:

- 557/16 That Council receive the report on Park and Bushland Volunteer Opportunities.**

5.3 Fire Safety report 13 Lucca Rd North Wyong

RESOLVED on the motion of Mr REYNOLDS:

558/16 That Council note the content of the Fire Safety Inspection Request from Fire and Rescue NSW – 13 Lucca Rd, Wyong (attached), in accordance with S1212D(2)(a) of the Environmental Planning and Assessment Act 1979; and

559/16 That Council receive a further report to be provided to the next Council meeting in accordance with S1212D(2)(b) of the Environmental Planning and Assessment Act 1979.

5.4 Local Representation Committee - Meeting Record 19 October 2016

RESOLVED on the motion of Mr REYNOLDS:

560/16 That Council receive the report on Local Representation Committee - Meeting Record 19 October 2016.

6.1 Proposed rescission of resolution to grant an easement and right of access to Electrical Substation at Wilson Road, Terrigal (Lot 2101 DP 1076672)

561/16 That the following resolution carried at the Ordinary Meeting of Council held on 27 July 2016 be rescinded:

“239/16 That Council grant the easement and right of carriageway for electrical purposes over Lot 2101 DP 1076673, Wilson Road Terrigal, adjacent the existing multi deck car park.

240/16 That Council assess compensation in accordance with the Land Acquisition (Just Terms Compensation) Act 1991.

241/16 That Council agrees that their costs in the matter are to be met by the applicant.

242/16 That Council affix the common seal to documents if required.”

The proposed Rescission Motion is permitted by s. 372 of the Local Government Act 1993 and is consistent with cl.5.8 of the Code of Meeting Practice adopted by the Council pursuant to s. 362 of that Act.

CONFIDENTIAL SESSION

RESOLVED on the motion of Mr Ian Reynolds:

562/16 That the meeting move into Confidential Session.

At this stage of the meeting being 6.19pm the meeting moved into Confidential Session with the members of the press and public excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10a of The Local Government Act, 1993 as the items listed come within the following provisions:-

- 2(c) *information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*
- 2(d)(i) *commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.*
- 2(g) *advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

OPEN SESSION

RESOLVED on the motion of Mr REYNOLDS:

575/16 That the meeting move back into Open Session.

The meeting resumed in open session at 6.22pm and the Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting as follows:

7.1 CPA/284651 - Roads and Maritime Services Sparks Road M1 Motorway Crossing Upgrade - Water and Sewerage Assets

RESOLVED on the motion of Mr REYNOLDS:

563/16 That Council engage Roads and Maritime Services to install water and sewer main crossings of the M1 Pacific Motorway as part of the upcoming upgrade to the Sparks Road, M1 Pacific Motorway Interchange.

564/16 That Council note that the estimated cost of the work is \$980,000, however the actual cost will not be known until Roads and Maritime Services completes its contractor procurement process.

7.2 Central Coast Aero Club

RESOLVED on the motion of Mr REYNOLDS:

565/16 That Council resolve to exercise the option to purchase the land known as Lots 211 and 212 DP 812718, which is currently owned and occupied by the Central Coast Aero Club, based on the terms set out in this report.

566/16 That Council authorise the Chief Executive Officer to execute all necessary documentation relevant to the exercising of that option and exchange of contracts for the sale of the land.

567/16 That Council affix the common seal to documents if required.

7.3 Enterprise Licence Agreement - Geographic Information System Software - Environmental Systems Research Institute Inc. and ESRI Australia Pty Ltd

RESOLVED on the motion of Mr REYNOLDS:

568/16 That Council resolves, for the purposes of s. 55(3)(i) of the Local Government Act 1993, that a satisfactory result will not be achieved by inviting tenders for the provision of the software and services for the Council's ArcGISgraphic information system for the following reasons:

- **The ArcGIS platform is a proven and reliable platform that is essential for the day to day operation of the Council;**
- **The ArcGIS platform is a platform inherited by Council from the former Gosford and Wyong Councils, for which each of the former Councils and this Council have invested significant resources and accumulated significant experience in the use by staff of the Council; and**
- **The anticipated expenditure is competitive.**

7.4 Proposed contract for the supply of electricity to large sites and unmetered street lighting in the former Wyong local government area

RESOLVED on the motion of Mr REYNOLDS:

569/16 That Council note confidential attachments 1 and 2 to this report.

570/16 That Council resolve, for the purposes of s. 55(3)(i) of the Local Government Act 1993, that a satisfactory result would not be achieved by inviting tenders for the supply of electricity to large sites and unmetered street lighting within the former Wyong local government area due to extenuating circumstances, for the following reasons:

- a) ***Existing contracts for the supply of electricity to large sites and to unmetered street lighting within the former Wyong local government area are to expire on 31 December 2016;***
- b) ***The inability of the Council and the Local Government Procurement Partnership to have the services offered to Council in respect to the supply of electricity to large sites and unmetered street lighting within the former Gosford local government area extended to the supply of electricity to large sites and unmetered street lighting within the former Wyong local government area;***
- c) ***The inability to otherwise procure the supply of electricity from suppliers pursuant to contracts with persons specified for the purposes of s. 55(3)(a) or 55(3)(g) of the Local Government Act 1993 at competitive rates;***
- d) ***The volatility of the electricity supply market, as identified in confidential attachment 1; and***
- e) ***The engagement of Energetics Pty Ltd, a specialist energy and carbon management consultancy, has resulted in competitive rates for the supply of electricity to large sites and unmetered street lighting within the former Wyong local government area.***

571/16 That Council resolve to enter in to the following contracts:

- a) ***The contract for the supply of electricity to large sites within the former Wyong local government area that is recommended in confidential attachment 1; and***
- b) ***The contract for the supply of electricity to unmetered street lighting within the former Wyong local government area that is recommended in confidential attachment 1.***

572/16 That Council authorise the Chief Executive Officer to do all acts and things to execute the contracts referred to in resolution 571/16 above.

573/16 That Council resolves that Attachment 1 to this report is to be treated and remain confidential in accordance with s. 11(3) of the Local Government Act 1993 for the following reasons:

- a) ***Attachment 1 contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it; and***
- b) ***Attachment 1 contains that advice that would be privileged from production in legal proceedings on the ground of legal professional privilege, where that advice relates to substantial issues and is both clearly set out and discussed in Attachment 1.***

574/16 That Council resolves that Attachment 2 to this report is to be treated and remain confidential in accordance with s. 11(3) of the Local Government Act 1993, as that Attachment 2 contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

QUESTIONS ON NOTICE

Nil.

THE MEETING closed at 6.28pm.