



Central Coast Council

Minutes of the Ordinary Meeting of Council

Held in the Council Chamber

2 Hely Street, Wyong

on 25 February 2019

Commencing at 6.30pm

Present

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

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), Bileen Nel (Director Water and Sewer), Shane Sullivan (Acting Director Governance), Vivienne Louie (Unit Manager, Financial Performance and Responsible Accounting Officer) and Krystie Bryant (Acting Executive Manager, People and Culture).

The Mayor, Jane Smith, declared the meeting open at 6.30pm 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.

The Mayor, Jane Smith also acknowledged the connection that we all have to this land and place, and the shared responsibility that we have to care for and protect this land for future generations.

At the commencement of the ordinary meeting report no's 2.1, 3.1, 5.1, 5.2 and 6.1 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.

Leaves of Absence

Moved: **Councillor Sundstrom**

Seconded: **Councillor MacGregor**

Resolved

116/19 That Council accept the following leave of absence requests:

- **Councillor Marquart for the Council Meetings of 25 February 2019 and 11 March 2019, due to medical reasons.**
- **Councillor Matthews for the Council Meeting of 25 February 2019, due to medical reasons.**

For:
Unanimous

Apology

Councillor Vincent

1.1 Disclosure of Interest

Item 3.1 – Response to Notice of Motion regarding Apprentices and Trainees

Councillor Best declared a pecuniary interest in the matter as the General Manager of Central Coast Group Training, which has provided training services to the Council since its inception. Councillor Best left the chamber at 7.15pm, returning at 7.18pm, and did not participate in discussion or voting.

Item 5.2 - Notice of Motion - Terrigal Haven - Water Quality

Mayor Smith declared a less than significant non pecuniary interest in the matter due to her involvement in the Water Watch Program. Mayor Smith chose to remain in the chamber and participate in discussion and voting as it the interest does not affect her decision making.

Moved: **Councillor Gale Collins**
Seconded: **Councillor MacGregor**

Resolved

117/19 That Council receive the report on Disclosure of Interest and note advice of disclosures.

For:
Unanimous

1.2 Confirmation of Minutes of Previous Meetings

Moved: **Councillor MacGregor**
Seconded: **Councillor Mehrtens**

Resolved

118/19 That Council confirm the minutes of the Ordinary Meeting of the Council held on 11 February 2019.

For:
Unanimous

1.3 Notice of Intention to Deal with Matters in Confidential Session

Moved: **Councillor MacGregor**

Seconded: **Councillor Burke**

Resolved

119/19 That Council receive the report and note that no matters have been tabled to deal with in a closed session.

For:

Unanimous

Procedural Motion – Exception

Moved: **Councillor Best**

Seconded: **Councillor Gale Collins**

Resolved

120/19 That with the exception of the following reports, Council adopt the recommendations contained in the remaining reports:

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| Item 2.1 - 2018-19 Q2 Business Report |
| Item 3.1 - Response to Notice of Motion regarding Apprentices and Trainees |
| Item 5.1 - Notice of Motion - Public Library Funding |
| Item 5.2 - Notice of Motion - Terrigal Haven - Water Quality |
| Item 6.1 - Rescission Motion - Draft Aviation HUB |

121/19 That Council adopt the following items en-masse and in accordance with the report recommendations:

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|---|
| Item 2.2 - Investment Report January 2019 |
| Item 2.3 - 2018-19 Community Support Grant Program |
| Item 2.4 - Request for Memorial Seat |
| Item 2.5 - Meeting Record of Mangrove Mountain and Spencer Advisory Committee held on 18 December 2018 |
| Item 3.2 - Activities of the Development Assessment and Environmental and Certification Units - October - December 2018 Quarter |

For:

Unanimous

Procedural Motion

Moved: **Councillor Best**
Seconded: **Councillor Burke**

Resolved

122/19 ***That Council suspend standing orders and bring Item 5.2 forward for consideration.***

For:
Unanimous

2.1 **2018-19 Q2 Business Report**

Moved: **Councillor Best**
Seconded: **Councillor MacGregor**

Resolved

123/19 ***That Council receive Central Coast Council's Q2 Business Report on progress against Central Coast Council's 2018-19 Operational Plan.***

124/19 ***That Council note that Council's Responsible Accounting Officer has declared the financial position of Central Coast Council to be satisfactory.***

125/19 ***That Council approve the proposed budget amendments included in Central Coast Council's Q2 Business Report for 2018-19.***

For:
Unanimous

2.2 **Investment Report January 2019**

Moved: **Councillor Best**
Seconded: **Councillor Gale Collins**

Resolved

126/19 ***That Council receive the Investment Report January 2019.***

For:
Unanimous

2.3 2018-19 Community Support Grant Program

Moved: Councillor Best
Seconded: Councillor Gale Collins

Resolved

127/19 That Council allocate \$3,800.00 from the 2018-19 grants budget to the community grant programs as outlined in the following report and Attachment 1.

For:
Unanimous

2.4 Request for Memorial Seat

Moved: Councillor Best
Seconded: Councillor Gale Collins

Resolved

128/19 That Council approve the application by Mr Gregory Monaghan for a memorial seat to be installed in memory of his late parents, Alan Monaghan and Enid Monaghan.

For:
Unanimous

2.5 Meeting Record of Mangrove Mountain and Spencer Advisory Committee held on 18 December 2018

Moved: Councillor Best
Seconded: Councillor Gale Collins

Resolved

129/19 That Council note the draft Meeting Record of the Mangrove Mountain and Spencer Advisory Committee which is Attachment 1 to this report, including responses to resolutions of Council being 46/18 and 582/17.

For:
Unanimous

3.1 Response to Notice of Motion regarding Apprentices and Trainees

Councillor Best declared a pecuniary interest in the matter as the General Manager of Central Coast Group Training, which has provided training services to the Council since its inception. Councillor Best left the chamber at 7.15pm, returning at 7.18pm, and did not participate in discussion or voting.

Moved: Councillor MacGregor

Seconded: Councillor Hogan

Resolved

130/19 That Council receive the report on Response to motion regarding apprentices and trainees.

131/19 That Council note Council's commitment to creating ongoing career pathways for youth on the Coast.

For:

Unanimous

3.2 Activities of the Development Assessment and Environmental and Certification Units - October - December 2018 Quarter

Moved: Councillor Best

Seconded: Councillor Gale Collins

Resolved

132/19 That Council receive and note the report on development statistics.

For:

Unanimous

5.1 Notice of Motion - Public Library Funding

Moved: Councillor MacGregor

Seconded: Councillor Mehrtens

Resolved

133/19 That Council endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, Renew Our Libraries.

134/19 That Council note the announcement by the NSW Government on 24 August 2018 of its intention to provide a \$60m funding package for NSW public libraries for the quadrennial period 2019-20 to 2022-23.

- 135/19** *That Council support the ongoing Renew Our Libraries initiative to secure the pledged funding, clarify the funding components and liaise with the government regarding the funding model.*
- 136/19** *That Council support Renew Our Libraries to work with the Government to develop a sustainable future funding model with a view guaranteeing an appropriate level of ongoing and indexed state funding.*
- 137/19** *That Council make representation to the local State Member(s), Leisel Tesch MLA Gosford, David Mehan MLA The Entrance, David Harris MLA Wyong, Yasmin Catley MLA Swansea and Adam Crouch MLA Terrigal in relation to the need for ongoing additional funding from the NSW State Government for the provision of public library services.*
- 138/19** *That Council write to the Hon. Don Harwin, Minister for the Arts and the Hon. Walt Secord, Shadow Minister for the Arts, calling for bi-partisan support for the provision of ongoing and indexed increases in state funding for NSW public libraries, supported by a sustainable future funding model.*
- 139/19** *That Council take a leading role in activating the campaign locally.*
- 140/19** *That Council endorse the distribution of the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative information in Council libraries, as well as involvement in any actions arising from the initiative.*
- 141/19** *That Council formally advise the NSW Public Libraries Association and Local Government NSW that Council has endorsed the library funding advocacy initiative.*

For:

Unanimous

5.2 Notice of Motion - Terrigal Haven - Water Quality

Mayor Smith declared a less than significant non pecuniary interest in the matter due to her involvement in the Water Watch Program. Mayor Smith chose to remain in the chamber and participate in discussion and voting as the interest does not affect her decision making.

Moved: **Councillor Sundstrom**

Seconded: **Councillor MacGregor**

Resolved

- 142/19** *That Council note community concerns including;*
- a** *Consistent poor water quality rating for Terrigal Beach and Terrigal Lagoon in the NSW State of Beaches Report over the years.*

- b Ongoing occurrence of poor water quality results at Terrigal Beach, Terrigal Lagoon and Terrigal Haven.***
- c That at times, due to the potential risk of adverse health impacts, that certain locations may be closed for short periods of time.***
- d That, at times, community members and visitors report of health issues after swimming in Terrigal Lagoon***
- e That Terrigal Beach and the surrounding areas are a key tourist destination for the Central Coast and require a strategy to be developed as soon as possible to address water quality issues.***

143/19 That Council note;

- a An audit of the Terrigal Beach catchment is currently being undertaken to identify potential sources of pollution.***
- b That regular water quality monitoring is being conducted at Terrigal Beach swimming area, Terrigal Lagoon, and The Haven.***

144/19 That Council invite representatives from the Terrigal Haven Supporters Group to present at the next Coasts and Catchments Committee for Brisbane Water and Gosford Lagoons on 21 March 2019.

145/19 That Council establish a Terrigal Water Quality Sub-Committee under the Coasts and Catchments Committee for Brisbane Water and Gosford Lagoons to review existing information and examine ways to improve water quality. Membership of the sub-committee will include representatives from community groups, relevant agencies and staff. The initial term of the sub committee would be for a 12 month period.

146/19 That Council consider engaging interested community volunteers in the Terrigal catchment audit process as follows:-

- a Identify tasks for volunteers such as collecting water samples, street audits of relevant issues and community education***
- b Identify locations for activities, schedules and methods***
- c Initial training workshop to be held for volunteers***
- d Volunteer audit activities to be conducted over a 3 month period during catchment audit***
- e Report back to community at end of audit***

147/19 That Council consider any solutions identified at Terrigal and other locations in the Central Coast Area where similar issues apply.

148/19 That Council seek funds from any applicable state grant program to implement actions as identified.

For:
Mayor Smith and Councillors Holstein, Mehrrens, Sundstrom, Gale Collins, MacGregor, Pilon, McLachlan, Greenaway, Burke and Hogan

Against:
Councillor Best

6.1 Rescission Motion - Draft Aviation HUB

Moved: Councillor Best

Seconded: Councillor Pilon

That the following resolution carried at the Ordinary Meeting of Council held on 27 November 2017 be rescinded:

- 756/17 *That Council fully support the Warnervale Airport Restrictions Act (WAR Act) (1996).*
- 757/17 *That Council not approve any development at the Warnervale Airport which is not consistent with the WAR Act (1996).*
- 758/17 *That Council not immediately extend or remove the current 1196 metre runway.*
- 759/17 *That Council not alter the position, length, width, thickness or strength of the current runway.*
- 760/17 *That Council immediately suspend all works, land acquisitions and expenditure on the Central Coast Airport, except where those works are required by law or the suspension of those works would put Council in breach of existing contractual obligations and/or expose Council to claims for damages or variation under any such contract.*
- 761/17 *That Council reallocate the Budget for the Airport of \$6 million to employment generating projects across the former Wyong Shire with staff to prepare a strategy and report to council by the 12th February meeting for approval of the strategy.*
- 762/17 *That Council maintain the current site zoning, unaltered and not approve rezoning to SP2.*
- 763/17 *That Council permanently protect all of the Porters Creek wetland owned by Council and south of the current runway, from development for biodiversity, emergency drinking water supply and protection of the water quality into the Tuggerah Lakes Estuary.*
- 764/17 *That Council staff prepare a report to protect the Porters Creek Wetland, as per item 8, and the report be brought back to council for approval on the 26th February meeting.*

A Division was called by Councillor Best

*For:
Councillors Holstein, Gale Collins, Pilon,
McLachlan and Best*

*Against:
Mayor Smith and Councillors Mehrstens,
Sundstrom, MacGregor, Greenaway,
Burke and Hogan*

The Rescission Motion was put to the vote and declared LOST.

Questions on Notice

Q29/19 QON - Water Supply and Sewage Infrastructure Councillor Rebecca Gale Collins

What is the current balance of reserved funds, generally collected under a DSP, for water supply and sewerage infrastructure works intended to service our growing population, and are there funds within this retained account that could be released now to facilitate the delivery of infrastructure that might lead to jobs upon our existing zoned employment lands, or to facilitate land supply (and also job growth) in some of our growing urban release areas (e.g. Wadalba East)? Can staff also provide comment on how we might better align infrastructure delivery to some of the rezoning proposals, or larger DA's currently underway.

Q30/19 QON - Darri Road Wyongah Councillor Kyle MacGregor

How is Council responding to residents' concerns about the state of Darri Road Wyongah?

Response from Boris Bolgoff, Director, Roads Transport Drainage and Waste

There was a two coat seal on the road pavement undertaken in August last year. It is not performing as intended through some loose stones, so that's going to be rectified in the next 4-6 weeks and be resurfaced.

Q31/19 QON - Local Procurement Policy Councillor Kyle MacGregor

How is Council progressing with the implementation of the resolution on the 'local procurement policy and buy local campaign' moved by Councillor MacGregor and seconded by Councillor Mehrtens as endorsed unanimously by Councillors on the 24th of September 2018?

Q32/19 QON - Recycling Councillor Jilly Pilon

What actions are Central Coast Council taking to actively promote support and administer recycling, given that Penrith Council saved \$17m in tipping and collection costs in the past financial year?

Q33/19 QON - Estuary Grant Program
Councillor Jilly Pilon

Why didn't Council apply for any of the tens of millions of dollars available through the Coastal and Estuary Grant Program to address the water quality at Terrigal Beach, Wamberal Lagoon and Terrigal Lagoon despite funding being available?

Q34/19 QON - Airport Job Opportunities
Councillor Louise Greenaway

Is there a report being prepared for Councillors to consider the employment generating opportunities from the monies retained pursuant to the Airport motion of 27 November 2017 (761/17)?

Q35/19 QON - Disability Employment
Councillor Jillian Hogan

Could staff please provide a score card on how we are progressing with increasing employment opportunities for people with a disability?

Q36/19 QON - Aboriginal Employment
Councillor Jillian Hogan

Could staff please provide a score card on how we are progressing with increasing employment opportunities for Aboriginal people?

Q37/19 QON - Hazardous Chemicals
Councillor Greg Best

Please advise whether staff are aware of any hazardous chemical materials such as CCA or the known carcinogenic creosote or any other hazardous material store that may have been unearthed in the greater Warnervale area. If so, when, who has been advised, and what remediation/capping may have been applied if this material has been identified?

The Meeting closed at 7.45pm.