



Central Coast Council

Minutes of the Ordinary Meeting of Council Held in the Council Chamber 2 Hely Street, Wyong On 29 April 2019 Commencing at 6.30PM

Present

Mayor Jane Smith and Councillors Bruce McLachlan, Chris Holstein, Louise Greenaway, Chris Burke, Jilly Pilon, Troy Marquart, Rebecca Gale Collins, Jillian Hogan, Kyle MacGregor, Doug Vincent, , 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) and Evan Hutchings (Director Governance).

The Mayor, Jane Smith, declared the meeting open at 6.55pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

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.

The reports are recorded in their correct agenda sequence.

Leave of Absence

Councillor Best – having been granted a Leave of Absence of the meeting of 29 April 2019 for the period of 29 April 2019 to 13 May 2019.

1.1 Disclosure of Interest

Item 2.1 - DA/54551/2018 170-176 Blackwall Road and 8 Farnell Road, Woy Woy

Councillor Gale Collins declared a less than significant non pecuniary interest in the matter as she has contact with different Chambers of Commerce. Councillor Gale Collins chose to remain in the chamber and participate in discussion and voting as it does not impact her transparent decision making ability.

Item 3.1 – Deferred Report - Consideration of Submissions and Adoption of the Central Coast Affordable and Alternative Housing Strategy

Councillor Hogan declared a less than significant non pecuniary in the matter as she manages a local neighbourhood and works in the community. Councillor Hogan chose to remain in the chamber and participate in discussion and voting.

Item 3.3 – Meeting Record of the Protection of the Environment Trust Management Committee held on 26 February 2019

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she knows Mr Chestnut and handed out election material at the recent State election. Councillor Greenaway chose to remain in the chamber and participate in discussion and voting.

Mayor Smith declared a less than significant non pecuniary interest in the matter as she knows Mr Chestnut and when that matter was discussed at the Trust meeting she declared an interest and left the room. Mayor Smith chose to remain in the chamber and participate in discussion and voting.

Item 3.5 – Terrigal Boardwalk and Rock Pool

Mayor Smith declared a less than significant non pecuniary interest in the matter as it relates to The Haven and she is a regular user of The Haven for recreation purposes. Mayor Smith chose to remain in the chamber and participate in discussion and voting.

Item 3.6 – Gosford Cultural Precinct

Councillor Holstein declared a pecuniary issue in the matter as the site involved includes Regional Youth Support Services of which he is casually employed. Councillor Holstein chose to leave the chamber and not participate in discussion and voting. The matter was dealt with by the exception method.

Item 4.1 - Deferred Item - Sportsground Fees and Charges

Councillor Greenaway declared a less than significant non pecuniary in the matter as her children play significant amounts of sport on Council fields. Councillor Greenaway chose to remain in the chamber and participate in discussion and voting.

Councillor Marquart declared a less than significant non pecuniary in the matter as he is the President of a junior rugby league club and even though they don't use Council's facilities as they have private facilities, he does know Mr Boland through dealing with Country Rugby League. Councillor Marquart chose to remain the chamber and participate in discussion and voting.

Councillor MacGregor declared a less than significant non pecuniary as he plays amateur sport and utilises many of the local sporting facilities on the Central Coast through amateur sport and personal recreation. Councillor MacGregor chose to remain in the chamber and participate in discussion and voting.

Councillor Vincent declared a less than significant non pecuniary in the matter as his children play sport regularly on the Coast. Councillor Vincent chose to remain the chamber and participate in discussion and voting.

Moved: **Councillor Gale Collins**
Seconded: **Councillor Pilon**

Resolved

296/19 *That Council now disclose any conflicts of interest in matters under consideration by Council at this meeting.*

For:
Unanimous

1.2 Confirmation of Minutes of Previous Meetings

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

Resolved

297/19 *That Council confirm the minutes of the Ordinary Meeting of the Council held on 8 April 2019.*

For:
Unanimous

1.3 Notice of Intention to Deal with Matters in Confidential Session

Moved: **Councillor Pilon**
Seconded: **Councillor Matthews**

Resolved

298/19 *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 MacGregor**

Seconded: **Councillor Hogan**

Resolved

299/19 *That with the exception of the following reports, Council adopt the recommendations contained in the remaining reports being:*

Item 2.1 - DA/54551/2018 170-176 Blackwall Road and 8 Farnell Road, Woy Woy
Item 2.2 - DA/55321/2018 Proposed New dwelling House on at 64 Fishermans Parade, Daleys Point
Item 3.1 - Deferred Report - Consideration of Submissions and Adoption of the Central Coast Affordable and Alternative Housing Strategy
Item 3.2 - Unsolicited Proposals Policy
Item 3.3 - Meeting Record of the Protection of the Environment Trust Management Committee held on 26 February 2019
Item 3.4 - Redevelopment of Woy Woy Town Centre Wharf - Successful Grant Funding and Council's Co-contribution
Item 3.5 - Terrigal Boardwalk and Rock Pool
Item 4.1 - Deferred Item - Sportsground Fees and Charges
Item 4.2 - Community Facilities Review Progress Status Report
Item 4.3 - Response to Notice of Motion - Proposed Sale - 4 and 10 Warren Road, Warnervale
Item 4.4 - Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 27 February 2019
Item 4.7 - Reports Due to Council
Item 6.1 - Notice of Motion - Reflection Seat Plaque, Slade Park Budgewoi
Item 6.2 - Urgency Motion – Terrigal Beach

300/19 *That Council adopt the following items en-masse and in accordance with the report recommendations:*

Item 3.6 - Gosford Cultural Precinct
Item 4.5 - Meeting Record of the Employment and Economic Development Committee held on 7 March 2019
Item 4.6 - Investment Report at 31 March 2019

For:

Unanimous

2.1 DA/54551/2018 170-176 Blackwall Road and 8 Farnell Road, Woy Woy

Councillor Gale Collins declared a less than significant non pecuniary interest in the matter as she has contact with different Chambers of Commerce. Councillor Gale Collins chose to remain in the chamber and participate in discussion and voting as it does not impact her transparent decision making ability.

Moved: Councillor Holstein

Seconded: Mayor Smith

Resolved

301/19 That Council defer consideration of the report to the next meeting of Council and, prior to that meeting, a site inspection be conducted.

For:

**Mayor Smith and Councillor Matthews,
Mehrtens, Sundstrom, Vincent, MacGregor,
Hogan, Burke, Greenaway, Holstein and
McLachlan**

Against:

**Councillors Gale Collins, Marquart and
Pilon**

2.2 DA/55321/2018 Proposed New dwelling House on at 64 Fishermans Parade, Daleys Point

Moved: Mayor Smith

Seconded: Councillor Sundstrom

Resolved

302/19 That Council defer consideration of the application to allow for a site inspection with a report on the site inspection to be prepared and submitted to the earliest possible meeting of Council.

For:

**Mayor Smith and Councillor Matthews,
Mehrtens, Sundstrom, Vincent, MacGregor,
Hogan, Greenaway, Holstein and McLachlan**

Against:

**Councillors Gale Collins, Marquart, Pilon
and Burke**

3.1 Deferred Report - Consideration of Submissions and Adoption of the Central Coast Affordable and Alternative Housing Strategy

Councillor Hogan declared a less than significant non pecuniary in the matter as she manages a local neighbourhood and works in the community. Councillor Hogan chose to remain in the chamber and participate in discussion and voting.

Moved: Councillor Holstein

Seconded: Mayor Smith

Resolved

- 303/19 That Council note that the Draft Central Coast Affordable and Alternative Housing Strategy was publicly exhibited from 10 September 2018 to 21 December 2018 and note and receive the submissions.**
- 304/19 That Council acknowledge and thank Judith Stubbs and Associates for her work in preparing a Draft Central Coast Affordable and Alternative Housing Strategy for Council.**
- 305/19 That Council endorse the attached Strategies (attached) to be included in a separate Central Coast Affordable Housing Strategy.**
- 306/19 That Council authorise the Chief Executive Officer to complete a Central Coast Council Affordable Housing Strategy, appropriately referencing the report of Judith Stubbs and Associates, including the following elements:**
- 1 Strategy Summary**
 - 2 Strategy Purpose**
 - 3 Strategy Background/rationale**
 - 4 Definitions**
 - 5 Strategy actions (to be grouped under the following sub-headings):**
 - i Key Definitions and Indicators**
 - ii Affordable Housing Partnerships using Council land**
 - iii Development of Comprehensive LEP**
 - iv Strategies addressing homelessness**
 - v Monitoring and Reporting**
 - 6 Review**
 - 7 Related Resources and References**
- 307/19 That Council request the Chief Executive Officer circulate the completed Central Coast Council Affordable Housing Strategy to Councillors.**
- 308/19 That Council delegate authority to the Chief Executive Officer to finalise the Strategy.**
- 309/19 That Council request that the Chief Executive Officer provide a report on the implementation of the strategy in 18 months.**

A division was called by Councillors Sundstrom and Mehrtens.

For:

**Mayor Smith and Councillor Matthews,
Mehrtens, Sundstrom, Vincent, MacGregor,**

Against:

Councillor Marquart

**Hogan, Gale Collins, Pilon, Burke,
Greenaway, Holstein and McLachlan**

3.2 Unsolicited Proposals Policy

Councillor Hogan left the chamber at 7.42pm, returning at 7.51pm and did not participate in discussion or voting.

Moved: Mayor Smith
Seconded: Councillor Mehrtens

Resolved

310/19 That Council defer consideration of the matter to the next meeting of Council to allow consideration of the following changes;

- 1 That Council note the Central Coast Unsolicited Proposals Policy.**
- 2 That Council request the Chief Executive Officer make the following changes to the Policy:**
 - a Include an additional purpose of the Policy to 'ensure transparency, accountability and fairness in Council's dealings with all stakeholders for the benefit of the Central Coast community'.**
 - b Include an additional purpose of the Policy 'is to protect Council's reputation and minimise risk of corruption'.**
 - c Amend the Policy and Procedures to require a triple bottom line approach (economic, environmental and social) to the consideration, assessment and implementation of proposals. This includes, but is not limited to, amending:**
 - Guiding principles – 8. Optimise Outcomes**
 - 10. Assessment Criteria – Value for Money**
 - 10. Assessment Criteria – Return on Investment.**
 - d Include as a 'Guiding Principle' that the Policy does not apply to Council community facilities unless outside the scope of current operation, lease arrangements and procedures.**
- 3 That Council authorise the Chief Executive Officer to finalise Policy and circulate to Councillors.**

For:
Mayor Smith and Councillors Mehrtens,

Against:
Councillors Matthews, MacGregor and

***Sundstrom, Vincent, Gale Collins, Marquart, Greenaway
Pilon, Burke, Holstein and McLachlan***

3.3 Meeting Record of the Protection of the Environment Trust Management Committee held on 26 February 2019

Councillor Greenaway declared a less than significant non pecuniary interest in the matter as she knows Mr Chestnut and handed out election material at the recent State election. Councillor Greenaway chose to remain in the chamber and participate in discussion and voting.

Mayor Smith declared a less than significant non pecuniary interest in the matter as she knows Mr Chestnut and when that matter was discussed at the Trust meeting she declared an interest and left the room. Mayor Smith chose to remain in the chamber and participate in discussion and voting.

Councillor Holstein left the chamber at 7.48pm and did not return.

Moved: Mayor Smith

Seconded: Councillor MacGregor

Resolved

311/19 That Council note the draft Meeting Record of the Protection of the Environment Trust Management Committee held on 26 February 2019 that is Attachment 1 to this report.

312/19 That Council appoint Gary Chestnut to the Protection of the Environment Trust Management Committee as a voting community representative.

For:

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

Against:

***Councillors Gale Collins, Marquart, Pilon,
Burke and McLachlan***

3.4 Redevelopment of Woy Woy Town Centre Wharf - Successful Grant Funding and Council's Co-contribution

Councillor Holstein left the chamber at 7.48pm and did not return.

Moved: Mayor Smith

Seconded: Councillor Mehrstens

Resolved

313/19 That Council reflect the grant funding under the NSW Government's Regional Communities Development Fund for the redevelopment of Woy

Woy Town Centre Wharf in accordance with the grant funding agreement in future budgets.

- 314/19** ***That Council update the draft capital works program to reflect the total project cost of \$5.32M to be phased as follows; \$3.591 million in the 2019/20 financial year and \$1.729 million in the 2020/21 financial year.***

For:

Unanimous

3.5 Terrigal Boardwalk and Rock Pool

Mayor Smith declared a less than significant non pecuniary interest in the matter as it relates to The Haven and she is a regular user of The Haven for recreation purposes. Mayor Smith chose to remain in the chamber and participate in discussion and voting.

Councillor Holstein left the chamber at 7.48pm and did not return.

Moved: Mayor Smith

Seconded: Councillor Sundstrom

Resolved

- 315/19** ***That Council receive and note this report.***

- 316/19** ***That Council progress the rockpool works as a stand alone project including consideration in the design of mitigating any impacts of stormwater from nearby drains***

- 317/19** ***That Council defer consideration of the Terrigal Boardwalk to allow for:***

- ***A site visit with the designer / engineer***
- ***A briefing from a suitably qualified design engineer to address any issues raised as a result of the site visit, if required***
- ***Further consideration from staff regarding the utilisation of The Haven carpark***

- 318/19** ***That Council request that the Chief Executive Officer provide a further report to Council as soon as possible.***

For:

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

Against:

Councillors Gale Collins, Marquart, Pilon and Burke

3.6 Gosford Cultural Precinct

Councillor Holstein declared a pecuniary issue in the matter as the site involved includes Regional Youth Support Services of which he is casually employed. Councillor Holstein chose to leave the chamber and not participate in discussion and voting. The matter was dealt with by the exception method.

Moved: **Councillor MacGregor**

Seconded: **Councillor Hogan**

Resolved

319/19 That Council purchase the land known as Lot 11 DP 746819 (which has a street address of 123B-125A Donnison Street, Gosford) by private treaty, in accordance with either Option 1 or Option 2 outlined in Confidential Attachment.

320/19 That Council purchase the land in Certificate of Title Folio Identifier B/321076 being Lot B in DP 321076 (known as 73 Mann Street, Gosford) by private treaty.

321/19 That Council purchase the land in Certificate of Title Folio 2/543135 being Lot 2 in DP 543135 (known as 75 Mann Street, Gosford) by private treaty.

322/19 The Chief Executive Officer be authorised to carry out all actions necessary to complete the purchases.

323/19 That Council resolve, pursuant to s10A(2)(c) of the Local Government Act 1993, that Attachment 1 and 2 to this report remain confidential as they contain information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

For:

Unanimous

4.1 Deferred Item - Sportsground Fees and Charges

Councillor Greenaway declared a less than significant non pecuniary in the matter as her children play significant amounts of sport on Council fields. Councillor Greenaway chose to remain in the chamber and participate in discussion and voting.

Councillor Marquart declared a less than significant non pecuniary in the matter as he is the President of a junior rugby league club and even though they don't use Council's facilities as they have private facilities, he does know Mr Boland through dealing with Country Rugby League. Councillor Marquart chose to remain the chamber and participate in discussion and voting.

Councillor MacGregor declared a less than significant non pecuniary as he plays amateur sport and utilises many of the local sporting facilities on the Central Coast through amateur sport and personal recreation. Councillor MacGregor chose to remain in the chamber and participate in discussion and voting.

Councillor Vincent declared a less than significant non pecuniary in the matter as his children play sport regularly on the Coast. Councillor Vincent chose to remain the chamber and participate in discussion and voting.

Councillor Holstein left the chamber at 7.48pm and did not return.

Moved: Councillor MacGregor

Seconded: Councillor Vincent

Resolved

324/19 That Council notes the deferred Sportsground Fees and Charges report which is Attachment 1 to this report.

325/19 Ground Fees:

- a That all junior competitions receive a 50% discount, whether they use a ground solely by themselves, shared with a senior competition, or with another code.**
- b shared by two (2) separate codes or organisations on the same day the ground fee to be split 50/50.**

Ground Level	Normal Seasonal Ground Cost	Cost with a 20% Discount	Total Amount Received by Council	New Seasonal Shared Cost at 50% each	Total Amount Received by Council
1	\$1,363.25	\$1,090.60	\$2,181.20	\$681.63	\$1,363.26
2	\$1,260.75	\$1,008.60	\$2,017.20	\$630.38	\$1,260.76

Should the ground be by two (2) junior teams the fee to be reduced by 50% i.e.

Level 1 Ground \$340.82 each

Level 2 Ground \$315.19 each

- c Daily Fee Hire – Where a ground is shared by two (2) separate codes on the same day the ground fee to be split 50/50 and if one of the codes is a junior code their fee to receive a 50% discount.**

Ground Level	Normal Daily Ground Cost	Share by two Codes – Fee split 50/50	Total Amount Received by Council	Shared by two junior codes with a 50% Discount for Juniors	Total Amount Received by Council
1	\$68.20	\$34.10 each	\$68.20	\$17.05 each	\$34.10
2	\$63.00	\$31.50 each	\$63.00	\$15.75 each	\$31.50

- d A ground shared by junior and seniors from the same code on the same day based juniors using the ground for four (4) hours and seniors for six (6) hours be charged as follows:-**

Grass Based

Ground Level	Ground Cost per day	Senior Playing Hours cost	Junior Playing Hours cost	Total Cost per Day	Seasonal Hire Cost
1	\$68.20	\$40.92	\$27.28	\$68.20	\$1,330.00
With Junior 50%Discount New Cost		\$40.92	\$13.64	\$54.56	New Cost \$1,091.20
2	\$63.00	\$37.80	\$25.20	\$63.00	\$1,230.00
With Junior 50%Discount New Cost		\$37.80	\$12.65	\$50.45	New Cost \$1,009.00

e Netball

- A court shared by junior and seniors from the same code on the same day based juniors using the ground for five (5) hours and seniors for five (5) hours be charged as follows:-**

	Court Cost per day	Senior Playing Hours cost	Junior Playing Hours cost	Total Cost per Court per Day	Seasonal Hire per Court
	\$87.15	\$43.58	\$43.57	\$87.15	\$1,743.00
With Junior 50%Discount New Cost		\$43.58	\$21.79	\$65.37	New Cost \$1,307.40

That the lighting fees be reviewed and a report to be brought back to Council covering the following;

- i Netball courts to be reviewed as the charges are elevated compared with lighting charges on ovals.***
- ii The lighting fee for summer night time competitions to be reviewed as lights would be used from approximately 7.30pm onwards.***
- iii The lighting fee for summer training to be reviewed as lights may only be used for one (1) to two (2) hours, but are billed for the full period (4pm to 9.30pm)***
- iv The lighting fee for winter training to be reviewed as lights may only be used for one (1) to two (2) hours, but are billed for the full period (4pm to 9.30pm)***
- v An hourly lighting fee to be established.***

327/19 Final Series grounds

If a code's final series is conducted in similar conditions to their normal competition matches, cost for final series games remain within the seasonal hire fee.

328/19 Response to Sports Councils request that the following grounds;

***Old Gosford LGA –
Davistown Oval, Eve Williams, Terry Oval, Fred Pinkstone, Kitchner Oval,
Patrick Croke and Saratoga Oval***

***Old Wyong LGA –
Eastern Road Top Oval, Harry Moore Oval 3, Sir Joseph Banks Passive,
Lakehaven 1 and 2, Mannering Park Oval, Norah Head Hockey Oval, Sohler
Park 4, Tunkuwallin Oval 1 and 2, Tuggerah Oval 1 and Wadalba High
School 3.***

That these grounds revert back to a Level 3 ground and fees charged at a rate of \$858.87 per ground.

329/19 Review of the above clauses of the motion

That the implementation and progress on the above clauses of this motion on sports fees and charges be reviewed in 12 months time.

330/19 That Council request a detailed briefing from the staff in relation to fees and costs of providing the relevant sporting fields and facilities.

For:
Unanimous

4.2 Community Facilities Review Progress Status Report

Councillor Holstein left the chamber at 7.48pm and did not return.

Moved: **Councillor Hogan**
Seconded: **Councillor Matthews**

Resolved

331/19 That Council receive the report on Community Facilities Review Progress Status Report.

For:
Unanimous

The Council meeting adjourned at 8.48pm, resuming at 9.02pm

4.3 Response to Notice of Motion - Proposed Sale - 4 and 10 Warren Road, Warnervale

Councillor Holstein left the chamber at 7.48pm and did not return.

Councillor Matthews left the chamber at 8.48pm and did not return.

Moved: **Councillor Greenaway**
Seconded: **Councillor MacGregor**

Resolved

332/19 That Council receive the report on Response to Notice of Motion - Proposed Sale - 4 and 10 Warren Road, Warnervale.

333/19 That Council request that the Chief Executive Officer provide a further report on the progress of this matter at the 27 May 2019 Ordinary Meeting and such report include a list (in confidential if appropriate) of all inquiries already made in respect to the purchase of the Warren Road property and the responses given.

For:
Unanimous

4.4 Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 27 February 2019

Councillor Holstein left the chamber at 7.48pm and did not return.

Councillor Matthews left the chamber at 8.48pm and did not return.

Moved: Councillor Vincent
Seconded: Councillor Mehrtens

Resolved

334/19 That Council note the draft Meeting Record of the Catchments and Coast Committee Tuggerah Lakes held on 27 February 2019.

335/19 That Council note the extraordinary meeting will not proceed.

For: Mayor Smith and Councillors Mehrtens, Sundstrom, Vincent, MacGregor, Hogan, Gale Collins, Pilon, Burke, Greenaway and McLachlan	Abstained: Councillor Marquart
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4.5 Meeting Record of the Employment and Economic Development Committee held on 7 March 2019

Moved: Councillor MacGregor
Seconded: Councillor Hogan

Resolved

336/19 That Council note the draft Meeting Record of the Employment and Economic Development Committee held on 7 March 2019.

For:
Unanimous

4.6 Investment Report at 31 March 2019

Moved: Councillor MacGregor
Seconded: Councillor Hogan

Resolved

337/19 That Council receive the Investment Report at 31 March 2019.

For:
Unanimous

4.7 Reports Due to Council

Councillor Holstein left the chamber at 7.48pm and did not return.

Councillor Matthews left the chamber at 8.48pm and did not return.

Moved: Councillor Marquart
Seconded: Councillor Pilon

Resolved

338/19 That Council receive the report on Reports Due to Council.

339/19 That Council note the request that the report resolved at the 8 October 2018 Ordinary Meeting on Item 6.4 – Notice of Motion – Central Coast Dredging be brought back to Council as soon as practicable.

For:
Unanimous

6.1 Notice of Motion - Reflection Seat Plaque, Slade Park Budgewoi

Councillor Holstein left the chamber at 7.48pm and did not return.

Councillor Matthews left the chamber at 8.48pm and did not return.

Moved: Councillor Hogan
Seconded: Councillor Vincent

Resolved

340/19 That Council notes and thanks staff for the beautiful and professional work they undertook with community members on the Slade Park ANZAC and Suicide memorials and also the Reflection seat.

341/19 That Council notes that this is a significant milestone and the first memorial in NSW which recognises and pays respect to military and civilian citizens who served our country and became traumatized by their life experiences.

342/19 That Council notes that as a region we have high rates of suicide and the Reflection seat is intended to provide a place of comfort and support for those bereaved by suicide to remember their loved ones. This memorial space is to respect and remember the fallen, to raise awareness and to seek comfort for others today.

343/19 *That Council notes that under our policy for 'Memorials, Naming of Council Facilities and Donations of Park Furniture and Trees', memorial plaques must have a name.*

344/19 *That Council recognises in this case, the Reflection seat cannot have one name only because the seat is for the living to sit, reflect and think about that person and not for people that have passed.*

345/19 *That Council approves a plaque to be placed on the base of the Reflection seat (as per policy) that states simply, 'Remembering our family members and friends. We miss you, we love you'.*

For:
Unanimous

Procedural Motion – Matter of Urgency

Councillor Holstein left the chamber at 7.48pm and did not return.

Councillor Matthews left the chamber at 8.48pm and did not return.

The Mayor determined that it was appropriate that Council determine whether this matter should be considered as a matter of urgency. A motion to that effect was then put.

Moved: **Councillor Greenaway**
Seconded: **Councillor Sundstrom**

Resolved

346/19 *That Council consider a motion of urgency regarding Terrigal Beach.*

For:
Unanimous

U1/19 Urgency Motion - Terrigal Beach

Councillor Holstein left the chamber at 7.48pm and did not return.

Councillor Matthews left the chamber at 8.48pm and did not return.

Moved: **Councillor Greenaway**
Seconded: **Councillor Sundstrom**

Resolved

- 347/19 *That Council notes the potentially significant public health issue that has arisen from reports of repeated discharge of malodorous and discoloured water from the 7 drains at the southern end of Terrigal Beach;*
- 348/19 *That Council notes with concern the possible illness to users of Terrigal Beach and potential issues of liability that may arise;*
- 349/19 *That Council notes that the issue of potentially hazardous water entering Terrigal Beach may negatively impact tourism which may cause economic loss to the businesses of Terrigal and the Central Coast generally;*
- 350/19 *That Council recognise that delaying action on this issue may pose reputational risk to Council;*
- 351/19 *That Council arrange for expeditious testing of water in and around the 7 drains at Terrigal Beach and, if appropriate, display signage in the area warning against entering the water and provide a report to Councillors on this aspect of the matter within 7 days;*
- 352/19 *That Council commence an urgent investigation into the possible source of the pollution including investigating matters of compliance, relating to discharging water into the stormwater system that leads to the drains at Terrigal Beach*
- 353/19 *That Council liaise with appropriate agencies and authorities in undertaking the investigations*
- 354/19 *That Council request that the Chief Executive Officer provide a report with at least the results of the water tests and preliminary investigations at the 13 May 2019 Ordinary Meeting.*

For:

Unanimous

Questions on Notice

Q81/19 QON - Street Tree Masterplan Councillor Richard Mehrtens

With the State Government offering the "Five Million Trees for Greater Sydney Grant", so far taken up by 20 Sydney Councils, and Mosman Council implementing a Street Tree Masterplan, why is Central Coast Council so much less willing to plant street trees than other councils who arguably have the same or similar buried infrastructure concerns which are often blamed for a lack of action locally?

Q82/19 QON - Wrack Harvester
Councillor Doug Vincent

Council currently has an aged wrack harvester (in excess of 20 years old) that requires replacing as it breaks down regularly and has high maintenance costs. Could staff please advise when a report will come to the chamber outlining the most cost effective and efficient technologies for approved wrack harvesting in the Tuggerah Lakes Estuaries?

Q83/19 QON - Indian Myna Birds
Councillor Doug Vincent

Residents have commented on the increase of Indian Myna birds in local neighbourhoods. Birds such as Magpies, Wattlebirds and Lorikeets are being displaced by the Indian Myna birds. Indian Myna's are classified a "pest bird" by the NSW Department of Primary Industries for depleting food stocks and nesting hollows.

Communities such as Newcastle and Canberra are taking action to reduce the bird numbers.

<https://www.theherald.com.au/story/3637217/solving-a-myna-crisis/>

<http://www.indianmynaaction.org.au/>

Could staff please advise if there is a Council policy or reference in a policy for culling the Indian Myna birds? Could staff also advise if Council can provide assistance with traps and advice on how to catch and humanely dispose of the Indian Myna birds?

Q84/19 QON - Wyoming Road Footpath
Councillor Kyle MacGregor

Does Council have any plans for the construction of a footpath along Wyoming Road Wyoming? I have been informed by residents that this street has been in need of a footpath for multiple decades and plans have previously been made but not implemented by the former Gosford City Council. In the event that we do not presently have plans for the construction of a footpath on Wyoming Road, what needs to occur to address the lack of this footpath that residents are requesting in their area?

Q85/19 QON - Indian Myna Birds
Councillor Kyle MacGregor

Does Council currently employ any programs to target and manage the infestation of *Acridotheres tristis* (Indian Myna birds) afflicting our LGA? Has Council considered employing similar policies or programs to those which have had great success in other LGA's such as Newcastle and Canberra in managing the numbers of these birds in our LGA?

Q86/19 QON - Core Flutes and Banners
Councillor Jillian Hogan

Core flutes and banners have been removed by Rangers for years in the old Wyong Shire with a cost to get them back. The reasoning being that Rangers are simply enforcing State Laws. Could staff please provide a clear report stating where banners and core flutes cannot be placed and the subsequent fines?

Q87/19 QON - Core Flutes and Banners
Councillor Jillian Hogan

Could staff investigate locations and provide a report stating where banners and core flutes 'can' be placed without removal?

Q88/19 QON – Wards Hill Road, Empire Bay
Councillor Rebecca Gale Collins

Can Council advise when the final surface and lane markers be painted on Wards Hill Road in Empire Bay?

Q89/19 QON – Water Info Sheets
Councillor Rebecca Gale Collins

Can Council include the 'How to check for a leak'/'How to read your water meter' info sheet with rate payers bills please?

Q90/19 QON - Signs and Banners
Councillor Jilly Pilon

As a candidate currently running I have instructed all those working for me that they are not to put signs up incorrectly and its only to be where we have permission. I am concerned that wasn't responded to here tonight, because I think if you have the answer isn't that what we actually do that it comes from staff given that we've just been through a State election. We are now in a Federal election and I'm sure that staff would have the answer as to where those core flutes may be placed. There are a number of core flutes out there that are incorrectly placed on Council land, and as I have said, if any of mine are up I've instructed that is not to happen and that I am running this under strict values, so I would like an answer from the staff please so that can be corrected tonight moving forward please?

Scott Cox, Director Environment and Planning

While there are more specifics to it, the general rule that is applied is that it is not in a public place and/or is not a threat to public safety. A lot of the signs that have been removed have been an impediment on a public footway or as such or they have been located on public land.

Q91/19 QON - Fines for Signs
Councillor Jilly Pilon

Are there fines being put in place by Council given that our ratepayers are paying for Rangers to go out and remove signs that are incorrectly placed?

Scott Cox, Director Environment and Planning

Fines are not being imposed on candidates but there is an impounding fee that can be applied for the return of those signs.

Q92/19 QON - Warren Road, Warnervale
Councillor Louise Greenaway

Where does the sale of the Warren Road property (former Chappie Pie site) appear in the Operational Plan; i.e. is there a Line Item identifying the Lots and DP and stating: "value has not been determined, sale pending"? It was resolved to be sold in October 2018 and I am unclear how this is reflected.

Q93/19 QON - Kiar Ridge Airport Site
Councillor Louise Greenaway

Residents have noticed that the Kiar Ridge former airport site appears to have been recently listed under an agent different to the sign at the property and that there is no sold sign on the agency sign. So the question is, what is the status of the Kiar Ridge property? Has it been sold and if so has it settled or has the sale fallen through?

The Meeting closed at 9.58pm.