



Central Coast Council

Ordinary Council Meeting

Held in the Council Chamber
2 Hely Street, Wyong

27 April 2021

MINUTES

Present

Dick Persson AM

In Attendance

David Farmer	Chief Executive Officer
Natalia Cowley	Director Corporate Affairs and Chief Financial Officer
Boris Bolgoff	Director Infrastructure Services
Julie Vaughan	Director Community and Recreation Services
Scott Cox	Director Environment and Planning
Jamie Loader	Director Water and Sewer

Notes

The Administrator, Dick Persson AM, declared the meeting open at 6.30pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Administrator, Dick Persson AM acknowledged the traditional custodians of the land on which the meeting was being held, and paid respect to Elders past, present and emerging.

1.1 Disclosures of Interest

Time commenced: 6.38pm

Moved: Mr Dick Persson AM

107/21 Resolved

That Council receive the report on Disclosure of Interest and the fact that no disclosure was made be noted.

1.2 Confirmation of Minutes of Previous Meeting

Time commenced: 6.38pm

Moved: Mr Dick Persson AM

108/21 Resolved

That Council confirm the minutes of the Ordinary Meeting of Council held on the 13 April 2021 and of the Extraordinary Meeting of Council held on 15 April 2021.

1.3 Notice of Intention to Deal with Matters in Confidential Session

Time commenced: 6.38pm

Moved: Mr Dick Persson AM

109/21 Resolved

That Council note that no matters have been tabled to deal with in a closed session.

1.4 Administrator's Minute - Responsible Pet Ownership Policy

Time commenced: 6.38pm

Moved: Mr Dick Persson AM

110/21 Resolved

- 1 *That Council develops a 'Responsible Pet Ownership' Policy, which provides a framework for what is expected of pet owners on the Central Coast.*
- 2 *That Council adopts a zero-tolerance approach for dog attacks with mandatory penalties where an attack has led to the fatality of another dog unless there are extenuating circumstances and they are reviewed by an Enforcement Review Panel led by a Council Executive.*

- 3 *That Council writes to the Minister/Premier, seeking a review of the list of dangerous dog breeds.*

2.1 Audit, Risk and Improvement Committee membership

Time commenced: 6.41pm

Moved: Mr Dick Persson AM

111/21 Resolved

- 1 *That Council appoint Mr Arthur Butler as an Independent External Member of the Central Coast Council Audit, Risk and Improvement Committee for an initial period of three years.*
- 2 *That Council write to each of the unsuccessful applicants to the Audit, Risk and Improvement Committee Independent External Member role and advise them of the outcome, thanking them for their interest in the role.*
- 3 *That Council adopt the amended Audit, Risk and Improvement Committee Charter as attached to this report.*
- 4 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that Attachment 1 to this report remain confidential in accordance with section 10A(2)(a) of the Local Government Act as they contain personnel matters concerning particular individuals (other than Councillors).*

3.1 Affordable Housing

Time commenced: 6.43pm

Moved: Mr Dick Persson AM

112/21 Resolved

- 1 *That Council endorse 23-25 Ashton Avenue The Entrance NSW 2261 (the site) for development of affordable housing (see land detail in Attachment 1).*
- 2 *That Council endorse the exhibition of the Council Affordable Housing Land (CAHL) Proposal for 28 days (Attachment 2)*
- 3 *That Council staff make appropriate adjustments to the CAHL Proposal based on submissions received during the public exhibition period and report back to Council only if changes are significant and material.*

- 4 *That Council commence the Expression of Interest (EOI) process for the site to identify a panel of Affordable Housing Providers.*
- 5 *That Council authorise the Chief Executive Officer to commence the Request for Proposal process for the site and report back to Council with preferred provider and contractual arrangements.*

3.2 Community Grants Program 2021-22

Time commenced: 6.46pm

Moved: Mr Dick Persson AM

113/21 Resolved

- 1 *That Council endorse the recommended changes to the Community Grants Program for 2021-22. The modified program will include –*
 - a *Community Development Grant Program*
 - b *Community Events and Place Activation Grant Program*
 - c *Community Support Grant Program*
- 2 *That Council endorse the recommended changes to the Policy for Community Grants as per Attachment 1.*

3.3 Central Coast Academy of Sport Financial Partnership Support 2020-21

Time commenced: 6.49pm

Moved: Mr Dick Persson AM

114/21 Resolved

That Council provide \$45,000 financial partnership support to Central Coast Academy of Sport in 2020/2021.

3.4 Adoption of Events on Open Space Areas Policy and Adoption of Temporary Licensing of a Trade or Business on Open Space Areas Policy

Time commenced: 6.50pm

Moved: Mr Dick Persson AM

115/21 Resolved

That Council adopt the attached Events on Open Space Areas Policy and Temporary Licensing of a Trade or Business on Open Space Areas Policy having given consideration to submissions made during the public exhibition period.

4.1 Presentation of Financial Reports and related Auditor's Reports for Central Coast Council and Central Coast Council Water Supply Authority for the period 1 July 2019 to 30 June 2020

Time commenced: 6.51pm

Moved: Mr Dick Persson AM

116/21 Resolved

That Council defer consideration of the Presentation of Financial Reports and related Auditor's Reports for the Central Coast Council and Central Coast Water Supply Authority for the period of 1 July 2019 to 30 June 2020 report, to the meeting of Council to be held on 10 May 2021.

4.2 Investment Report for March 2021

Time commenced: 6.52pm

Moved: Mr Dick Persson AM

117/21 Resolved

That Council receive the Investment Report for March 2021.

4.3 Consideration of Submissions and Adoption of Code of Meeting Practice

Time commenced: 6.52pm

Mr Kevin Armstrong addressed the meeting at 6.52pm.

Moved: Mr Dick Persson AM

118/21 Resolved

1 *That Council in accordance with section 363 of the NSW Local Government Act 1993 adopt the amended Code of Meeting Practice that is Attachment 1 to this report having given consideration to all submissions and feedback received concerning the amended Code of Meeting Practice as required by section 362 of the NSW Local Government Act 1993 with the following additions:*

- *That Council cannot deal with Finance Reports by exception in accordance with Part 13 of the Code of Meeting Practice*
 - *That Council Meetings be conducted on Tuesdays during the period of Administration*
- 2 *That Council write to those who made submissions, thanking them and advising them of the outcome.*

4.4 Fire Protection Systems and Equipment - Inspection, Servicing and Maintenance

Time commenced: 6.59pm

Moved: Mr Dick Persson AM

119/21 Resolved

- 1 *That Council enters into a contract with the preferred proponent identified in confidential Attachment 1 for the provision of fire protection systems and equipment services for a period of 2 years.*
- 2 *That Council approve the provision of forward budget for financial years FY2021/2022 through to FY2022/2023 up to a maximum of \$1.401 million over the maximum contract term.*
- 3 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that Attachment 1 remains confidential in accordance with section 10A(2)(d)(i) of the Local Government Act as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Council's ability to obtain value for money services for the Central Coast Community.*

4.5 Sale of 11-23 Wyong Road, Tuggerah

Time commenced: 6.59pm

Moved: Mr Dick Persson AM

120/21 Resolved

That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.

4.6 Metro Cinema - Variation of Rent

Time commenced: 7.00pm

Moved: Mr Dick Persson AM

121/21 Resolved

- 1 *That Council adopt a 20% turnover rent from April 2021 to December 2021 in keeping with Council's obligations as landlord under the Retail and Other Commercial Leases (COVID-19) Regulation 2020 (NSW) and associated Mandatory Code of Conduct.*
- 2 *That Council review the retail and commercial Mandatory COVID regulation in December 2021 and report back to Council on implication to Metro Lease if applicable.*
- 3 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that Attachments 1, 2 and 3 remain confidential in accordance with section 10A(2)(d)(i) of the Local Government Act as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Council's ability to obtain value for money services for the Central Coast Community.*

4.7 Sale of 15-23 Hely Street, Wyong (Oasis)

Time commenced: 7.01pm

Moved: Mr Dick Persson AM

122/21 Resolved

- 1 *That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.*
- 2 *That Council resolve, pursuant to Section 10A(2)(d)(ii) of the Local Government Act 1993, that Attachment 1 remain confidential as it contains commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Council's ability to negotiate a land sale.*

4.8 Sale of Part Lot 2 in DP550364 - 77 Howarth St, Wyong

Time commenced: 7.01pm

Moved: Mr Dick Persson AM

123/21 Resolved

That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.

4.9 Part lot sale of 325 Pacific Hwy, Wyong

Time commenced: 7.02pm

Moved: Mr Dick Persson AM

124/21 Resolved

- 1 *That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.*
- 2 *That Council resolve, pursuant to Section 10A(2)(d(ii) of the Local Government Act 1993, that Attachment 1 remain confidential as it contains commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Council's ability to negotiate a land sale.*

4.10 Part Lot Sale of 1 Austin Butler Acc Woy Woy

Time commenced: 7.02pm

Moved: Mr Dick Persson AM

125/21 Resolved

- 1 *That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.*
- 2 *That Council resolve, pursuant to Section 10A(2)(d(ii) of the Local Government Act 1993, that Attachment 1 remain confidential as it contains commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council and because consideration of the matter in open Council would*

on balance be contrary to the public interest as it would affect Council's ability to negotiate a land sale.

4.11 Sale of Council Operational Assets (Tranche 3)

Time commenced: 7.02pm

Moved: Mr Dick Persson AM

126/21 Resolved

That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.

4.12 Proposed reclassification, rezoning and sale of Council Assets (Tranche 3)

Time commenced: 7.02pm

Moved: Mr Dick Persson AM

127/21 Resolved

- 1 *That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days regarding the lots identified in the Council report with the exception of 4 Wilson Road, Terrigal (Lot 2 DP 630641) which is not to be considered for sale.*
- 2 *That a further report to be provided to Council to consider submissions made during the exhibition period.*

4.13 Proposed reclassification and sale of Council Assets (Tranche 3)

Time commenced: 7.03pm

Moved: Mr Dick Persson AM

128/21 Resolved

That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.

4.14 Proposed agreement for lease NG Central School

Time commenced: 7.03pm

Moved: Mr Dick Persson AM

129/21 Resolved

- 1 *That Council resolve to enter into an agreement for lease of an area of 1,000m² with the Ngaruki Gulgul School, or associated company, within Part Lot 2 in DP1234942 (known as the Warnervale Education and Business Precinct, 30 Jack Grant Ave, Warnervale) to build an educational facility.*
- 2 *That Council authorise the Chief Executive Officer to execute all necessary documentation relevant to the Agreement for Lease and Lease with Ngaruki Gulgul School, or associated company, at Warnervale Education and Business Precinct.*

4.15 Central Coast Aero Club

Time commenced: 7.04pm

Mr Wolfgang Koerner addressed the meeting at 7.04pm.

Mr Michael Allen addressed the meeting at 7.08pm.

Ms Zina Harije addressed the meeting at 7.13pm.

Mr Andrew Smith addressed the meeting at 7.17pm.

Moved: Mr Dick Persson AM

130/21 Resolved

- 1 *That Council exercises its option to purchase Lots 211 and 212 DP 812718 at 25 Jack Grant, Warnervale and enters into a contract of sale with Central Coast Aero Club at a purchase price not exceeding the valuation price as contained in Confidential Attachment 2, with a delayed settlement for 12 months.*
- 2 *That during the 12 month settlement period the Council seek to negotiate a land swap with the Central Coast Aero Club of an equivalent area of land located between Lots 211 and 212 DP 81271825 Jack Grant, Warnervale and the newly created lot (within Lot 3 DP 1230740, set out in Attachment 1), instead of completing the purchase of the Central Coast Aero Club's land.*
- 3 *If the negotiations for a land swap are successful that the Council enters into a contract to do all things necessary to effect the land swap including as appropriate by variation of, or mutually agreed termination of, the contract for sale of the Central Coast Aero Club's land.*
- 4 *That if the negotiations for a land swap are not successful that the Council complete the purchase of the Central Coast Aero Club's land.*

- 5 *That, conditional upon and commencing upon the land swap being effected, Council enter into a licence agreement with the Central Coast Aero Club to access the Aircraft landing area and taxiways for not less than 45 years from the area to be owned by the Central Coast Aero Club after the land swap has been effected.*
- 6 *That Council enter into a short term licence agreement with the Central Coast Aero Club to occupy Lots 211 and 212 DP 812718, at 25 Jack Grant Ave Warnervale after the land swap has been effected, and to access the aircraft landing area and taxiways, for a period of 2 years with a 2 year option to allow time for development approvals and construction of a new Central Coast Aero Club facility at the proposed new location (within Lot 3 DP 1230740, refer to Attachment 1).*
- 7 *That Council provides owners consent for the Central Coast Aero Club to lodge applications for appropriate approvals for development of the land to be transferred to the club as part of the land swap, for the purposes of an aero club.*
- 8 *That Council authorise the Chief Executive Officer to finalise the terms of sale, and any land swap and licences.*
- 9 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that Attachment 2 and 3 remain confidential in accordance with section 10A(2)(d)(i) of the Local Government Act as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Council's ability to obtain value for money services for the Central Coast Community.*

4.16 Albany Street, Masterplanning and Private Partners

Time commenced: 7.28pm

Moved: Mr Dick Persson AM

131/21 Resolved

That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.

4.17 Gosford Waterfront Renewal Framework

Time commenced: 7.28pm

Mr Mark Ellis addressed the meeting at 7.28pm.

Moved: Mr Dick Persson AM

132/21 Resolved

- 1 *That Council adopt the proposed Waterfront Renewal Framework for the Gosford Waterfront, ensuring the execution and delivery of various opportunities which have been identified in previous proposals and current local and state government documents.*
- 2 *That Council leads this development renewal initiative via the Gateway phases as outlined in the Waterfront Renewal Framework.*
- 3 *That the Chief Executive Officer engages with relevant stakeholders such as the Greater Sydney Commission, Government Departments and other relevant stakeholders.*
- 4 *That Council negotiates where applicable any aboriginal land claims or crown land leases or licences.*
- 5 *That Council, based on previous Masterplans, prepares three options for renewal of the Gosford Waterfront accompanied by further financial assessment to assure proof of concept. This would occur in consultation with relevant specialist consultants outlined in this report.*
- 6 *That Council stage the execution and delivery of those various opportunities that have been identified in previous proposals and current local and state government documents to achieve optimal development outcomes.*
- 7 *That Council, based on the preferred option, lodge a Planning Proposal to amend the SEPP zoning categorisation which will amend the current land use, permitted building heights and FSR.*
- 8 *That Council issues an Expression of Interest to private partners, exploring potential development sites along the Waterfront once a detailed business case has been completed.*
- 9 *That Council award an Expression of Interest to a private partner to execute and deliver those development sites that have been identified as part of the detailed business case.*

4.18 Central Coast Stadium- Rezoning and Reclassification

Time commenced: 7.37pm

Moved: Mr Dick Persson AM

133/21 Resolved

That this matter be deferred to allow for the conduct of community consultation for a period of not less than 21 days, with a further report to be provided to Council to consider submissions made during the exhibition period.

5.1 Exhibition of the draft Operational Plan 2021-22

Time commenced: 7.37pm

Moved: Mr Dick Persson AM

134/21 Resolved

- 1 *That Council endorse the draft Operational Plan (Attachment 1), including Fees and Charges (Attachment 2), for the 2021-2022 financial year for the purposes of public exhibition from Thursday 29 April to Wednesday 26 May 2021 and invite public submissions in accordance with the Local Government Act 1993.*
- 2 *That Council give public notice of the draft Operational Plan 2021-2022, including Fees and Charges, in accordance with s.405(3) of the Local Government Act 1993, and publicly exhibit that draft Operational Plan 2021-2022 in accordance with that public notice.*
- 3 *That Council resolve, for the purpose of s. 405(4) of the Local Government Act 1993, that maps showing the parts of the Central Coast local government area to which each category and sub-category of ordinary and special rates proposed in the draft Operational Plan 2021-2022 be made available in Council's Gosford and Wyong Administration Offices.*
- 4 *That Council consider submissions and final adoption of the draft Operational Plan 2021-2022, including Fees and Charges, at a meeting of the Council on 28 June 2021.*

5.2 Strategic Planning 2 Year Priority Projects

Time commenced: 7.40pm

Moved: Mr Dick Persson AM

135/21 Resolved

That the draft Strategic Planning Priority Projects program for financial years 2021/2022 and 2022/2023 be adopted.

5.3 Planning Proposal RZ/4/2019, 6-8 Pacific Highway Wyong

Time commenced: 7.42pm

Ms Katy Gregory addressed the meeting at 7.42pm.

Mr Tim Shelley addressed the meeting at 7.45pm.

Moved: Mr Dick Persson AM

136/21 Resolved

- 1 That Council refuse the request to prepare a planning proposal to amend the Wyong Local Environmental Plan 2013 on Lot 1 DP 335938, Lot 1 DP781734, Lot 135 DP 755245 (6-8 Pacific Highway, Wyong) to enable a height and floor space ratio increase for the following reasons:
- a) The Applicants justification for increased height and floor space cannot be supported because they have not been adequately justified and are not supported by any Strategic Study;
 - b) The Planning Proposal is considered to be inconsistent with:
 - The Central Coast Regional Plan
 - Ministerial Directions 2.2 Coastal Management and 4.3 Flood Prone Land
 - State Environmental Planning Policy (Coastal Management) 2018
 - State Environmental Planning Policy 65 - Design Quality of Residential Apartment Development
 - c) The proposed height and floor space ratio are out of scale with the current and desired future character of the area.
 - d) Vehicular access to the site has not been adequately resolved with respect to providing:
 - Access to the site which does not pass through a Flood Planning Area.
 - Legal and physical access to the site via the creation of a right-of-way

5.4 Request to Prepare a Planning Proposal for Part of 121 and 129 Newling Street, Lisarow

Time commenced: 7.54pm

Moved: Mr Dick Persson AM

137/21 Resolved

- 1 That Council prepare a Planning Proposal to amend the Gosford Local Environmental Plan 2014 (GLEP 2014), or draft Central Coast Council Local Environmental Plan (if in effect), by rezoning proposed lot 2 under the consolidation and re-subdivision of Lot 122 DP 1218619 and Lot 4 DP 660988 (DA 58001/2020 of 21/7/20) from B2 Local Centre to R1 General Residential.
- 2 That Council forward the Planning Proposal to the Minister requesting a Gateway Determination.
- 3 That Council request delegation for Council to finalise and make the draft Local Environmental Plan.

- 4 *That if required Council authorise the Chief Executive Officer (or delegate) to enter into a Planning Agreement (PA), and to negotiate and execute all documentation in relation to the finalisation of the PA.*
- 5 *That if required Council prepare and exhibit an amendment to the relevant Section 7.11 Development Contributions Plan and Development Control Plan to support the development of the land subject to this planning proposal.*
- 6 *That Council undertake public authority and community consultation in accordance with the Gateway Determination requirements, including the concurrent exhibition of any draft Voluntary Planning Agreement, draft Development Control Plan amendment and / or draft Section 7.11 Development Contributions Plan amendment (if required).*

5.5 Request to Prepare a Planning Proposal for land at Bakali Road and Central Coast Highway, Forresters Beach

Time commenced: 7.55pm

Mr Paul Bowditch addressed the meeting at 7.56pm.

Moved: Mr Dick Persson AM

138/21 Resolved

- 1 *That Council prepare a Planning Proposal to:*
 - a) *Rezone the following lots to R2 Low Density Residential under Gosford Local Environmental Plan 2014 or Central Coast Local Environmental Plan (whichever is in effect at the time):*
Lot 1 DP 405510,
Lot 51 DP 1028301,
Lot 62 DP 838562,
Lots 155 & 156 DP 531710,
Lots 1-14, 18 & 19 DP 23283,
Lots 1-8 DP 24187,
Lots 1-3 DP 101649,
part of Lot 522 DP 1077907,
Lots 1, 2 & 4 DP 1000694, and
part of Lot 3 DP 1000694.
 - b) *Rezone part of Lot 522 DP 1077907 and part of Lot 3 DP 1000694 to E2 Environmental Conservation under Gosford Local Environmental Plan 2014 or Central Coast Local Environmental Plan (whichever is in effect at the time);*
 - c) *Rezone part of Lot 522 DP 1077907 (or part of Lot 522 DP 1077907 and part of Lot 3 DP 101649) Central Coast Highway, Forresters Beach to RE1 Public Recreation under the Gosford Local Plan 2014 or Central Coast Local Environmental Plan (whichever is in effect at the time);*

- d) *Apply a Minimum Lot Size of:*
- *1850 m² to land proposed to be zoned R2 Low Density Residential and fronting Bakali Road on Lot 3 DP 1000694 and parts of Lots 1 & 2 DP 1000694, and*
 - *550 m² to all other land proposed to be rezoned R2 Low Density Residential,*
 - *40 Ha for the land proposed to be rezoned E2 Environmental Conservation.*
- e) *Apply a maximum building height of 8.5 m to all land proposed to be rezoned R2 Low Density Residential and E2 Environmental Conservation.*
- 2 *That Council submit the Planning Proposal to the Minister for Planning in accordance with Section 3.35(2) of the Environmental Planning and Assessment Act 1979, requesting a Gateway Determination, pursuant to Section 3.34 of the Environmental Planning and Assessment Act 1979.*
- 3 *That Council request delegation for Council to finalise and make the draft Local Environmental Plan, pursuant to Section 3.36 of the Environmental Planning and Assessment Act 1979.*
- 4 *That Council prepare appropriate Development Control Plan provisions to support the development of the land subject to this Planning Proposal.*
- 5 *That Council authorize the Chief Executive Officer (or delegate) to enter into a Planning Agreement with the owner of Lot 522 DP 1077907, Lot 4 DP 1000694 and Lot 3 DP 101649 to require:*
- *Dedication of 4000m² of land to Council for a park;*
 - *Undertake roadworks to satisfy the requirements of Transport for NSW and Council;*
 - *Preparation and Implementation of a Vegetation Management Plan for the area proposed to be zoned E2 Environmental Management.*
- 6 *That Council undertakes community and public authority consultation in accordance with the Gateway Determination requirements, including the concurrent exhibition of the draft Planning Agreement and draft Development Control Plan.*

5.6 Request to Prepare a Planning Proposal for Central Coast Local Environmental Plan Deferred Matters Lands

Time commenced: 7.58pm

Mr Gary Chestnut addressed the meeting at 7.59pm.

Moved: Mr Dick Persson AM

139/21 Resolved

- 1 *That Council prepare a planning proposal for the integration of Deferred Matters land under Central Coast Local Environmental Plan into Central Coast Local Environmental Plan.*
- 2 *That Council submit the Planning Proposal to the Minister for Planning and Public Places, in accordance with Section 3.35(2) of the Environmental Planning and Assessment Act 1979, requesting a Gateway Determination, pursuant to Section 3.34 of the Environmental Planning and Assessment Act 1979.*
- 3 *That Council request delegation for Council to finalise and make the draft Local Environmental Plan, pursuant to Section 3.36 of the Environmental Planning and Assessment Act 1979.*
- 4 *That Council prepare appropriate Development Control Plan provisions to support the rezoning of the land subject to this Planning Proposal.*
- 5 *That Council undertakes community and public authority consultation in accordance with the Gateway Determination requirements.*
- 6 *That Council, following public authority and community consultation as required under the Gateway Determination, consider a report on the outcome of this process.*

5.7 Central Coast Local Planning Panel – Membership

Time commenced: 8.11pm

Moved: Mr Dick Persson AM

140/21 Resolved

That Council resolve, in accordance with Schedule 2 Clause 11 (1) of the Environmental Planning & Assessment Act 1979, to continue the existing CCLPP Chair, Expert and Community Panel membership (as noted in Attachment 1), to the maximum allowable period of three years, expiring on 11 May 2023.

5.8 Tree Vandalism Statistics Report

Time commenced: 8.11pm

Moved: Mr Dick Persson AM

141/21 Resolved

- 1 *That Council receive the report on Tree Vandalism Statistics*
- 2 *That the Chief Executive Officer provide a report on tree vandalism statistics twice a year and to also include properties where a Penalty Infringement Notice or prosecution where tree vandalism has occurred.*

5.9 Central Coast Council Flood Recovery Report

Time commenced: 8.13pm

Moved: Mr Dick Persson AM

142/21 Resolved

- 1 *That Council acknowledge the efforts of our community, Central Coast Council staff and external emergency response agencies thanking them for their response and recovery efforts in the clean-up, following the recent flood events on the Central Coast.*
- 2 *That Council request the Chief Executive Officer to express Council's appreciation to the staff involved in the response and recovery of the recent flood event.*

The Meeting closed at 8.18 pm.