



Central Coast Council

Ordinary Council Meeting

**ATTACHMENTS PROVIDED UNDER
SEPARATE COVER**

Tuesday 26 March 2024

Central Coast Council
ATTACHMENTS PROVIDED UNDER SEPARATE COVER to the
Ordinary Council Meeting
To be held in the Central Coast Council Chambers,
2 Hely Street, Wyong
on Tuesday 26 March 2024
Commencing at 6:30 PM

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Central Coast Council
Ordinary Council Meeting
Held in the Council Chamber
2 Hely Street, Wyong

27 February 2024

MINUTES

Present

Rik Hart

In Attendance

David Farmer	Chief Executive Officer
Boris Bolgoff	Director Infrastructure Services
Dr Alice Howe	Director Environment and Planning
Jamie Loader	Director Water and Sewer
Marissa Racomelara	Director Corporate Services
Melanie Smith	Director Community and Recreation Services

Notes

The Administrator, Rik Hart, declared the meeting open at 6:30pm and advised in accordance with the Code of Meeting Practice that the meeting was being recorded.

The Administrator acknowledged the Traditional Custodians of the land on which we live, work and play. We pay our respects to Darkinjung country, and Elders past and present. We recognise the continued connection to these lands and waterways and extend this acknowledgement to the homelands and stories of those who also call this place home. We recognise our future leaders and the shared responsibility to care for and protect our place and people.

The Administrator updated the meeting on recent activities of Council.

Minutes of the Ordinary Council Meeting of Council 27 February 2024 cont'd

PROCEDURAL ITEMS

1.1 Disclosures of Interest

Time Commenced: 6:37pm

10/24 RESOLVED on the motion of RIK HART:

That Council notes the report on Disclosures of Interest and the fact that no disclosures were made.

1.2 Confirmation of Minutes of Previous Meeting

Time Commenced: 6:37pm

11/24 RESOLVED on the motion of RIK HART:

That Council confirms the minutes of the Ordinary Meeting of Council held on 23 January 2024.

1.3 Notice of Intention to Deal with Matters in Confidential Session

Time Commenced: 6:37pm

12/24 RESOLVED on the motion of RIK HART:

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

REPORTS

2.1 Monthly Finance Report December 2023

Time Commenced: 6:38pm

13/24 RESOLVED on the motion of RIK HART:

That Council receives the Monthly Financial Report – December 2023.

Minutes of the Ordinary Council Meeting of Council 27 February 2024 cont'd

2.2 Monthly Finance Report January 2024

Time Commenced: 6:38pm

14/24 RESOLVED on the motion of RIK HART:

That Council receives the Monthly Financial Report – January 2024.

2.3 Investment Report for January 2024

Time Commenced: 6:38pm

RESOLVED on the motion of RIK HART:

That Council:

15/24 Notes the Investment Report for January 2024.

16/24 Allocates the required unrestricted funds available in the General Fund to meet its January 2024 unrestricted funds deficit of \$32.38M in the Drainage Fund.

2.4 2023-24 Quarter 2 Review

Time Commenced: 6:44pm

RESOLVED on the motion of RIK HART:

That Council:

17/24 Adopts the Q2 Business Report 2023-24 (Attachment 1), including the proposed amendments to the Operational Plan actions as outlined in this report.

18/24 Adopts the amendments to the 2023-24 Full Year Budget as outlined in this report.

19/24 Includes changes to the Capital Works Program as detailed in this report in future updates to the Long-Term Financial Plan.

Minutes of the Ordinary Council Meeting of Council 27 February 2024 cont'd

2.5 Water and Sewer Delivery Plan Progress Report (July - December 2023)

Time Commenced: 6:51pm

20/24 RESOLVED on the motion of RIK HART:

That Council notes the Water and Sewer Delivery Plan 2022-2026 (Delivery Plan) Progress Report for July – December 2023 for publication on Council's website.

2.6 Acquisition - Toowoon Bay Road and Watkins Street - Intersection Upgrade

Time Commenced: 6:55pm

RESOLVED on the motion of RIK HART:

That Council:

- 21/24 Resolves to acquire the following land for the purpose of road widening due to the Intersection Upgrade. That part of Lots 17/2/DP10984, SP21025 and 1/DP1078040 as highlighted in green in the plan Attachment 1 ('Land').**
- 22/24 Authorises the Chief Executive Officer to execute all necessary documentation relevant to the acquisition of the lands.**
- 23/24 Resolves to acquire the lands by compulsory process for the purposes of a road widening, pursuant to Section 177 of the Roads Act 1993 and in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991, in the event that negotiations for the acquisition of the Lands with the relevant property owner or owners cannot be satisfactorily resolved.**
- 24/24 Resolves to make an application to the Minister for Local Government and the Governor for approval to acquire the Lands by compulsory process pursuant to the Land Acquisition (Just Terms Compensation) Act 1991, in the event that negotiations for the acquisition of the land with the relevant property owner or owners cannot be satisfactorily resolved.**
- 25/24 Resolves, pursuant to section 11(3) of the Local Government Act 1993, that Attachment 2 remains confidential in accordance with section 10A(2)(d)(iii) 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 attachments in open Council would on balance be contrary to the public interest as it would affect Council's ability to obtain value for money for the Central Coast community.**

Minutes of the Ordinary Council Meeting of Council 27 February 2024 cont'd

2.7 Outcome of Public Exhibition of the Draft Hardship and Debt Recovery Policy

Time Commenced: 6:56pm

RESOLVED on the motion of RIK HART:

That Council:

26/24 Adopts the Draft Hardship and Debt Recovery Policy 2024 (attachment 1).

27/24 Revokes the Debt Recovery and Hardship Policy 2021 (attachment 2).

2.8 Submission to Department Planning, Housing & Infrastructure on proposed Transport Orientated Development Program and Low Mid Rise Housing Reforms

Time Commenced: 6:59pm

RESOLVED on the motion of RIK HART:

That Council:

28/24 Notes and endorses the submission to the Department of Planning, Housing and Infrastructure made by staff in response to proposed low and mid-rise housing reforms (Attachment 1).

29/24 Notes and endorses the submission to the Department of Planning, Housing and Infrastructure made by staff in response to the proposed Transport Orientated Development Program (Attachment 2).

2.9 Submission - Local Infrastructure Contribution Practice Notes

Time Commenced: 7:03pm

30/24 RESOLVED on the motion of RIK HART:

That Council makes a submission (Attachment 1) to the Department of Planning Housing and infrastructure on the draft Local infrastructure Practice Notes.

Minutes of the Ordinary Council Meeting of Council 27 February 2024 cont'd

2.10 Central Coast Local Planning Panel Membership - Extension of Appointment

Time Commenced: 7:04pm

RESOLVED on the motion of RIK HART:

That Council:

- 31/24** *Notes the amendment to Ministerial Directions, dated 22 January 2024, for the operation of Local Planning Panels in NSW, resolve in accordance with Section 2.18(1) of the Environmental Planning and Assessment Act 1979 to extend the term of the current membership of the Central Coast Local Planning Panel (as set out in Attachment 1) until 30 June 2024.*
- 32/24** *Notes that the Department of Planning, Housing and Infrastructure has advised the commencement of recruitment of a revised pool of Local Planning Panel experts and chairs for the next three-year term. The Department has advised that the Minister will appoint this pool by 30 June 2024 so that councils with a Local Planning Panel can appoint their chairs and experts for the new term commencing on 1 July 2024.*

2.11 Variations to Development Standards - October to December 2023

Time Commenced: 7:05pm

RESOLVED on the motion of RIK HART:

That Council:

- 33/24** *Notes the report on Variations to Development Standards – October to December 2023.*
- 34/24** *Notes that the Department of Planning, Housing and Infrastructure no longer requires councils to report on variations to development standards quarterly, as this information is now available in real time via the NSW Planning Portal.*
- 35/24** *Resolves that quarterly reporting to Council of variations to development standards be discontinued.*

