



Central Coast Council

## Ordinary Council Meeting

Held in Council Chambers  
2 Hely Street, Wyong

26 September 2023

# MINUTES

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### **Present**

Rik Hart

### **In Attendance**

David Farmer	Chief Executive Officer
Boris Bolgoff	Director Infrastructure Services
Andrew Roach	Director Environment and Planning (Acting)
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 6:31pm 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, paying respects to Elders, past, present and emerging and recognising their continued connection to these lands and waterways, acknowledging our shared responsibility to care for and protect our place and people.

The Administrator updated the meeting on recent activities of Council.

## **PROCEDURAL ITEMS**

### **1.1 Disclosures of Interest**

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Time Commenced: 6:38pm

**Moved:** Rik Hart

**149/23 Resolved**

***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**

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Time Commenced: 6:38pm

**Moved:** Rik Hart

**150/23 Resolved**

***That Council confirm the minutes of the Ordinary Meeting of Council held on 22 August 2023 with an amendment to resolution 137/23 to refer to lot 9 rather than lot 19 in DP 235385, to correct a typographical error.***

### **1.3 Notice of Intention to Deal with Matters in Confidential Session**

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Time Commenced: 6:39pm

**Moved:** Rik Hart

**151/23 Resolved**

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

## ADMINISTRATOR MINUTE

### 1.4 Administrator's Minute

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Time Commenced: 6:42pm

**Moved:** Rik Hart

#### **152/23 Resolved**

**1 Remove Austin Butler Access, WOY WOY (Lot 9 DP 235385 [part only]) from the current bulk reclassification of land process.**

**2 Rescind Part 8 of resolution 137/23 that was carried at the Ordinary Meeting of Council on 22 August 2023, as follows:**

*137/23 (in part) RESCINDED*

**8 As part of the consultation process to reclassify land described in parts 5 and 7, seek community feedback on the following options with respect to Austin Butler Access, WOY WOY (Lot 9 DP 235385 [part only]):**

- a. Retain the site in Council ownership, or**
- b. Proceed with the sale and allocate all proceeds from that sale via the 10-year Long Term Financial Plan to the greening of the local community, for example, via an extensive street tree planting program.**

**3 Seek community feedback on the following options with respect to Austin Butler Access, WOY WOY (Lot 9 DP 235385 [part only]) as soon as possible for a period of not less than 28 days:**

- a. Retain the site in Council ownership, or**
- b. Proceed with the sale and allocate all proceeds from that sale via the Long Term Financial Plan and allocation to a trust or similar structure, to the greening of the local community, for example, via an extensive street tree planting program.**

**4 Request that the Chief Executive Officer provide a further report back to Council on the outcomes of the community feedback.**

**Procedural Motion**

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Time Commenced: 6:45pm

**Moved:** Rik Hart

**153/23     Resolved**

- 1     *That Council consider item 2.4 now.***
- 2     *For the sake of clarity, the items will be recorded in the minutes in their published agenda sequence.***

**REPORTS**

**2.1            Monthly Finance Report August 2023**

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Time Commenced: 6:57pm

**Moved:** Rik Hart

**154/23     Resolved**

***That Council receive the report Monthly Financial Reports – August 2023.***

**2.2            Investment Report for August 2023**

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Time Commenced: 6:57pm

**Moved:** Rik Hart

**155/23     Resolved**

- 1     *That Council note the Investment Report for August 2023.***
- 2     *That Council note that internally restricted funds are unrestricted funds that have been internally allocated to a certain purpose.***
- 3     *That Council allocate the required unrestricted funds available in the General Fund to meet its August 2023 unrestricted funds deficit of \$36.4M in the Drainage Fund as set out in this report.***

**2.3 Draft 2022-2023 Financial Reports for Central Coast Council and Central Coast Council Water Supply Authority**

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Time Commenced: 7:02pm

**Moved:** Rik Hart

**156/23 Resolved**

- 1 That Council note that the draft Consolidated Financial Reports for Central Coast Council for the period from 1 July 2022 to 30 June 2023 are presented to Council. The Consolidated Financial Report includes the General Purpose financial report, Special Purpose financial report and Special Schedules, which are Attachments 1, 2 and 3 to the business paper.**
- 2 That Council also note that the draft Consolidated Financial Reports have been prepared in accordance with the requirements of the Local Government Act 1993 ("LG Act"), the Local Government (General) Regulation 2005 ("LG Reg") and the relevant accounting and reporting requirements of the Office of Local Government prescribed Code of Accounting Practice and Financial Reporting 2022/23 and Australian Accounting Standards.**
- 3 That Council note that the draft Financial Reports for Central Coast Council Water Supply Authority for the period from 1 July 2022 to 30 June 2023 are presented to Council, which is Attachment 4 to the business paper.**
- 4 That Council note that the draft Financial Reports for Central Coast Council Water Supply Authority as presented are in accordance with s.45 of the Government Sector Audit Act 1983, the Public Finance and Audit Regulation 2015, Australian Accounting Standards and other pronouncements of the Australian Accounting Standards Board.**
- 5 That Council authorise the Administrator to execute all documents related to the draft 2022-2023 Consolidated Financial Reports in accordance with s413(2)(c) of the LG Act, and cl. 215(1)(b)(i) of the LG Reg.**
- 6 That Council authorise the Chief Executive Officer to execute all documents related to the draft 2022-2023 Consolidated Financial Reports in accordance with s413(2)(c) of the LG Act, and cl. 215(1)(b)(iv) of the LG Reg.**
- 7 That Council authorise the Responsible Accounting Officer of the Council to execute all documents related to the draft 2022-2023 Consolidated Financial Reports with s413(2)(c) of the LG Act, and cl. 215(1)(b)(iii) of the LG Reg.**
- 8 That Council authorise, for the purposes of s.45 of the Government Sector Audit Act 1983, its Administrator, Chief Executive Officer and Responsible Accounting Officer to execute all documents related to the draft 2022-2023 Financial Reports for Central Coast Council Water Supply Authority.**

- 9** *That Council resolve, for the purposes of s. 413(1) of the LG Act, to refer the draft Consolidated Financial Reports for Central Coast Council and the draft Financial Reports for Central Coast Council Water Supply Authority for the period from 1 July 2022 to 30 June 2023 to the Audit Office of New South Wales, for external audit.*
- 10** *That Council delegate to the Chief Executive Officer to set the date for the meeting to present the audited 2022-2023 financial reports, together with the auditor's reports, to the public in accordance with s418(1)(a), (b) of the LG Act.*

**2.4 RZ/3/2023 - Request to Prepare Planning Proposal - Reclassification of Council Land**

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Time Commenced: 6:46pm

**Moved:** Rik Hart

**157/23 Resolved**

**That Council:**

- 1** *Notes advice provided by the Local Planning Panel and confirms that no rezoning is proposed as part of the Planning Proposal to reclassify Council land identified in Attachment 1.*
- 2** *Requests a Gateway Determination from the Minister for Planning and Public Spaces in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979, in relation to the Planning Proposal in Attachment 1, with the exception of Austin Butler Access, WOY WOY (Lot 9 DP 235385 [part only]).*
- 3** *Undertakes community and public authority consultation in accordance with the Gateway Determination requirements.*
- 4** *Receives a report to further consider the Planning Proposal following public consultation.*
- 5** *Note Part 1 of resolved Administrator's Minute being:*  
  
*Remove Austin Butler Access, WOY WOY (Lot 9 DP 235385 [part only]) from the current bulk reclassification of land process.*

**2.5 Gosford Regional Library Project Status Update**

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Time Commenced: 7:15pm

**Moved:** Rik Hart

**158/23 Resolved**

- 1 That Council notes that a contract for the Design Development and Construction of Gosford Regional Library has been entered into with North Construction & Building Pty Ltd, in accordance with Resolution 104/23.**
- 2 That Council notes Attachment 1, which details progress on the Gosford Regional Library project.**
- 3 That Council notes that, in accordance with the Office of Local Government, further reports will be provided to Council every quarter to inform Council on the following items for the Regional Library project:**
  - The project's progress**
  - Costs and budget variances**
  - Any issue that may have an adverse impact on the project, both monetary and non-monetary**

**2.6 Adoption of Kibble Park Place Plan and Kibble Park Concept Plan**

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Time Commenced: 7:19pm

**Moved:** Rik Hart

**159/23 Resolved**

- 1 That Council adopt the Kibble Park Place Plan (Attachment 1) and Kibble Park Concept Plan.(Attachment 2).**
- 2 That Council prepare documentation and obtain relevant approvals to demolish the existing Gosford Library in March 2025 post the opening of the Gosford Regional Library, to expand the public open space in the Gosford CBD.**

**2.7 Central Coast Water and Sewer Delivery Plan 2022-2026 - Progress Report for January - June 2023**

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Time Commenced: 7:26pm

**Moved:** Rik Hart

**160/23 Resolved**

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

**2.8 Water and Sewer Performance Report 2023**

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Time Commenced: 7:26pm

**Moved:** Rik Hart

**161/23 Resolved**

***That Council notes the Water and Sewer 2023 Performance Report for the period 1 July 2022 – 30 June 2023 (Performance Report) for publication on Council's website.***

**2.9 Adoption of Water and Sewer Customer Charter and Complaints Management Framework**

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Time Commenced: 7:26pm

**Moved:** Rik Hart

**162/23 Resolved**

***That Council adopts the Water and Sewer Customer Charter (including the Summary document) and Customer Complaints Management Framework for publication on Council's website.***



**2.10 Draft Water and Sewer Community Engagement and Education Strategy for public exhibition**

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Time Commenced: 7:37pm

**Moved:** Rik Hart

**163/23 Resolved**

- 1 That Council places the draft Water and Sewer Community Engagement and Education Strategy on public exhibition for a period of twenty-eight (28) days.**
- 2 That Council consider a further report on the outcome of the public exhibition and for adoption of the Water and Sewer Community Engagement and Education Strategy at the completion of the public exhibition period.**

**2.11 Amendments to Waste Guidance for Development**

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Time Commenced: 7:40pm

**Moved:** Rik Hart

**164/23 Resolved**

**That Council:**

- 1 Publicly exhibit draft DA Guidelines for Resource and Waste Management Planning (Attachment 1) and proposed amendments to Chapter 2.14 Site Waste Management of the Central Coast Development Control Plan 2022 (Attachment 2) for not less than 28 days.**
- 2 Consider a further report following the public exhibition period.**
- 3 Once the DA Guidelines for Resource and Waste Management Planning are adopted by Council, delegate authority to the CEO to make minor amendments to both documents.**

**2.12 Submission on the NSW Arts, Culture and Creative Industries Policy**

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Time Commenced: 7:42pm

**Moved:** Rik Hart

**165/23 Resolved**

**That Council note the response provided regarding the NSW Arts, Culture & Creative Industries Policy.**

## **2.13 Service NSW for Business Partnership Agreement**

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Time Commenced: 7:47pm

**Moved:** Rik Hart

**166/23 Resolved**

***That Council:***

- 1 Endorse the proposed Partnership Agreement with Service NSW for Business (Attachment 1).**
- 2 Delegate authority to the CEO to enter into the Partnership Agreement with Service NSW for Business.**

## **2.14 Community Support Grant Program - July 2023**

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Time Commenced: 7:48pm

**Moved:** Rik Hart

**167/23 Resolved**

- 1 That Council allocate \$30,739.87 (inclusive of GST where applicable) from the 2023/24 grants budget to the Community Support Grant program, as outlined below and in Attachment 1.**
  - a. The Uniting Church in Australia Property Trust (NSW) on behalf of Gosford Uniting Church - \$4,900.00**
  - b. Hardys Bay Community Church \$5,000.00**
  - c. Ourimbah Region Residents Association Incorporated - \$915.87**
  - d. Coastal a Cappella - \$1,782.00**
  - e. Coast & Country Primary Care - \$4800.00**
  - f. Special Olympics Australia - \$1,495.50**
  - g. Umina United Soccer Club Incorporated – \$2,194.50**
  - h. Matcham Holgate Cricket Club Incorporated –\$5,000.00**
  - i. Northern Lakes Junior Rugby League Football Club Incorporated - \$4,652.00**

**2     *That Council decline applications as outlined below, for the reasons indicated in Attachment 1, and the applicants be advised and where relevant, directed to alternate funding sources.***

- a.   China Australia Friendship Association Incorporated – insufficient information to make an accurate assessment.***
- b.   Mannering Park Amateur Sailing Club Incorporated – identified in a more suitable grant program.***
- c.   Central Coast Mariners Foundation Limited– not recommended as currently proposed. Investigate other options for funding.***

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**2.15           Application for Memorial Seat - Mrs Coral Burnham**

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Time Commenced: 7:49pm

**Moved:** Rik Hart

**168/23       Resolved**

***That Council approve the application for a memorial seat to acknowledge the contribution of Mrs Burnham to the community of Mannering Park.***

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**2.16           Application for Memorial Seat - Mr Aaron Costa**

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Time Commenced: 7:50pm

**Moved:** Rik Hart

**169/23       Resolved**

***That Council approve the application for a memorial seat to acknowledge the contribution of Mr Aaron Costa to the community of Tuggerah Lakes and his extensive charity work throughout his life.***

**The Meeting** closed at 7:51pm.