

**PRESENT**

**Members:**

Councillor Peta Pinson (Mayor)  
Councillor Lisa Intemann (Deputy Mayor)  
Councillor Sharon Griffiths  
Councillor Peter Alley  
Councillor Justin Levido  
Councillor Geoff Hawkins  
Councillor Lee Dixon

**Other Attendees:**

General Manager (Craig Swift-McNair)  
Director Corporate Performance (Rebecca Olsen)  
Director Development and Environment (Melissa Watkins)  
Director Strategy and Growth & Acting Director Infrastructure (Jeffery Sharp)  
Group Manager Governance and Procurement (Blair Hancock)  
Governance Support Officer (Bronwyn Lyon)  
Communications Manager (Andy Roberts)

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The meeting opened at 5:30pm.

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**01 WELCOME TO COUNTRY**

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The Mayor opened the Meeting and invited Uncle Bill O'Brien of the Birpai Nation, to deliver the Welcome to Country.

Uncle Bill delivered the Welcome to Country.

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**02 LOCAL GOVERNMENT PRAYER**

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Reverend Nathan Killick from the Camden Haven Church delivered the Local Government Prayer.

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### **03 APOLOGIES**

*RESOLVED: Levido/Hawkins*

That the apologies received from Councillor M Cusato and Councillor R Turner be accepted.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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### **04 CONFIRMATION OF MINUTES**

*RESOLVED: Alley/Levido*

That the Minutes of the Ordinary Council Meeting held on 19 September 2018 be confirmed.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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### **05 DISCLOSURES OF INTEREST**

Mayor Pinson declared a Pecuniary Interest in Item 14.03 – T-18-41 – Extension of Sewer Rising Mains and Watermain – Dunbogan Tip Access Road, the reason being that Mayor Pinson's business, Stabilcorp, has business dealings on occasion with one of the tenderers.

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#### **06.01 MAYORAL DISCRETIONARY FUND ALLOCATIONS**

*RESOLVED: Pinson*

That the Mayoral Discretionary Fund allocations for the period 6 September to 3 October 2018 inclusive be noted.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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**06.02 GRANT FUNDING SUCCESS FOR UPGRADE OF STUART PARK, PORT  
MACQUARIE**

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*RESOLVED: Pinson*

That Council:

1. Note that Council has been successful in receiving grant funding of \$3.192 million from the NSW government under the Regional Sports Infrastructure Fund.
2. Thank Council staff for their efforts in putting together the Stuart Park application, noting that this project is one of only twenty-one successful projects across the State announced in this round of funding.
3. Thank the Member for Port Macquarie, Mrs Leslie Williams MP, for her support throughout the application process.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**07 CONFIDENTIAL CORRESPONDENCE TO ORDINARY COUNCIL MEETING**

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The General Manager advised that there is no confidential correspondence.

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**08 PUBLIC FORUM**

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The Mayor advised of applications to address Council in the Public Forum from:

1. Mr Jason Koenig regarding planning and engineering of pathways and priority section.

*RESOLVED: Pinson/Levido*

That the above request to speak in the Public Forum be acceded to.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**08.01 PLANNING AND ENGINEERING OF PATHWAYS AND  
PRIORITY SECTION**

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Mr Jason Koenig, representing the Camden Haven Schools to Schools, addressed Council in regard to planning and engineering of pathways and priority section.

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## REQUESTS TO SPEAK ON AN AGENDA ITEM

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The Mayor advised of requests to speak on an agenda item, as follows:

Item 12.02 – Mr Stuart Redman in support of the recommendation.

Item 12.07 – Mr John Oxley in opposition of the recommendation.

Item 12.07 – Mr Tony Thorne in support of the recommendation.

*RESOLVED: Levido/Dixon*

That the requests to speak on an agenda item be acceded to.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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## SUSPENSION OF STANDING ORDERS

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*RESOLVED: Levido/Dixon*

That Standing Orders be suspended to allow Items 12.02 and 12.07 to be brought forward and considered next.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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## 12.02 NOTICE OF MOTION - PETITION - REQUEST FOR UPGRADE AND SEALING OF ROADS SERVICING THE HATCH

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Mr Stuart Redman, representative of residents, addressed Council in support of the recommendation and answered questions from the Mayor. Mr Redman showed the Councillors a photo taken of a resident's car after travelling along The Hatch Road.

*RESOLVED: Intemann/Alley*

That Council:

1. Note the petition received by residents of The Hatch requesting the upgrade and sealing of roads servicing The Hatch.
2. Note that the petition has been included as a submission on the Draft Unsealed Roads Policy.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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## **12.07 PLANNING PROPOSAL: ADMINISTRATIVE REVIEW OF PORT MACQUARIE-HASTINGS LEP 2011 (AMENDMENT NO 52) - CONSIDERATION OF SUBMISSIONS**

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Mr John Oxley, neighbouring property owner, addressed Council in opposition of the recommendation.

Mr Tony Thorne, King and Campbell, and representing Rinmill Pty Ltd, property owner, addressed Council in support of the recommendation.

*RESOLVED: Griffiths/Dixon*

That Council:

1. Take the necessary steps under sections 3.35 and 3.36 of the Environmental Planning and Assessment Act 1979 (the Act) to finalise Port Macquarie-Hastings Council Local Environmental Plan 2011 (Amendment 52) as attached.
2. Delegate authority to the Director Strategy and Growth to make any minor amendments to the Planning Proposal in finalising the Local Environmental Plan.
3. Notify all persons who lodged submissions of the meeting outcome.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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## **09.01 STATUS OF REPORTS FROM COUNCIL RESOLUTIONS**

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*RESOLVED: Griffiths/Alley*

That Council note the information contained in the Status of Reports from Council Resolutions report.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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## **09.02 DISCLOSURES REGISTER - ANNUAL RETURNS 2017-2018**

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*RESOLVED: Levido/Alley*

That Council note the information in the Disclosure Register for 2017-2018.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**09.03 REQUEST FOR LEAVE OF ABSENCE - COUNCILLOR MICHAEL CUSATO**

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*RESOLVED: Alley/Hawkins*

That Council grant leave of absence for Councillor Michael Cusato for the period 24 September 2018 to 5 November 2018 inclusive.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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**09.04 POLICY REVIEW - PUBLIC INTEREST DISCLOSURE - INTERNAL REPORTING**

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*RESOLVED: Intemann/Levido*

That Council:

1. Place on public exhibition the draft Public Interest Disclosure – Internal Reporting Policy commencing from 24 October 2018 for a minimum of 28 days.
2. Note that a further report will be tabled at the December 2018 meeting of Council, detailing the submissions received from the public during the exhibition period.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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**09.05 MONTHLY FINANCIAL REVIEW - SEPTEMBER 2018**

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*RESOLVED: Hawkins/Alley*

That Council:

1. Adopt the adjustments in the “Financial and Economic Implications” section of the Monthly Financial Review - September 2018.
2. Amend the 2018-2019 Operational Plan to include all budget adjustments approved in this report.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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## **09.06 INVESTMENTS - SEPTEMBER 2018**

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*RESOLVED: Hawkins/Levido*

That Council note the Investment Report for the month of September 2018.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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## **09.07 GRANT APPLICATIONS STATUS REPORT INVESTIGATION**

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*RESOLVED: Griffiths/Alley*

That Council:

1. Request the General Manager to produce a quarterly 'Grant Application Status Report', in relation to grants applied for by Port Macquarie-Hastings Council for a 12 month trial period with the first report to Council due to the February 2019 Council meeting; and
2. Request the General Manager provide a report to Council on the expiration of the trial period to detail the ongoing resourcing requirements and to assess the ongoing benefits of the report.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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## **09.08 DIGITAL TECHNOLOGY PROJECT STATUS**

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*RESOLVED: Hawkins/Dixon*

That Council:

1. Note the information in the Digital Technology Project Status report and the progress made to date.
2. Note that as previously resolved by Council, future cyclic reports will include efficiencies gained as Digital Technology projects are completed.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**09.09 DEVELOPING A SKILLED, DIVERSE AND ENGAGED COUNCIL  
WORKFORCE**

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*RESOLVED: Intemann/Hawkins*

That Council note the information relating to Council's initiatives to recruit and develop a skilled and engaged workforce, and the benefits of such an environment.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**09.10 POLICY REVIEW - BANNERS OVER PUBLIC ROADS AND RESERVES  
POLICY - RESCIND**

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*RESOLVED: Alley/Griffiths*

That Council:

1. Place on public exhibition from Monday 22 October until 18 November 2018 (28 days) the intent to rescind the Banners Over Public Roads and Reserves Policy.
2. Note that a further report will be tabled at the 12 December 2018 meeting of Council, detailing the submissions received from the public during the exhibition period.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**10.01 RECOMMENDED ITEMS FROM THE MAYOR'S SPORTING FUND SUB-  
COMMITTEE - OCTOBER 2018**

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*RESOLVED: Pinson/Dixon*

That Council, pursuant to the provisions of Section 356 of the Local Government Act 1993, grant financial assistance from the Mayor's Sporting Fund as follows:

1. Grant Madelaine Goodridge \$350.00 to assist with the expenses incurred travelling to and competing at the NSW CHS Track & Field Championships held at Sydney Olympic Park from 5 – 7 September 2018 inclusive.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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## **11.01 OPPORTUNITIES FOR LOCAL FIRMS TO DO BUSINESS WITH COUNCIL**

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### **MOTION**

*MOVED: Pinson/Hawkins*

That Council:

1. Note the information provided relating to the Local Preference Policy 12 month trial period.
2. Adopt the attached Local Preference Policy incorporating a 5% Notional Price Offset.
3. Request the General Manager provide an annual report each August on the outcomes of the Local Preference Policy.

### **AMENDMENT**

*MOVED: Alley/*

That Council:

1. Note the information provided relating to the Local Preference Policy 12 month trial period.
2. Extend the trial for a further twelve months and request the General Manager to bring a further report to the October 2019 meeting.

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### **THE MOTION WAS PUT**

*RESOLVED: Pinson/Hawkins*

That Council:

1. Note the information provided relating to the Local Preference Policy 12 month trial period.
2. Adopt the attached Local Preference Policy incorporating a 5% Notional Price Offset.
3. Request the General Manager provide an annual report each August on the outcomes of the Local Preference Policy.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**12.01 NOTICE OF MOTION - PETITION - OPPOSITION TO OPTION FOR PROPOSED FUTURE DUPLICATION TO FOUR LANES OF OCEAN DRIVE, LAKE CATHIE**

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*RESOLVED: Pinson/Dixon*

That Council:

1. Note the petition received in opposition to the option for the proposed future duplication to four lanes of Ocean Drive, Lake Cathie.
2. Note that the petition has been included with other submissions received by Council on the preliminary design plans for Ocean Drive, Lake Cathie.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

Item - 12.02 Notice of Motion - Petition - Request for Upgrade and Sealing of Roads Servicing The Hatch - has been moved to another part of the document.

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**12.03 CLASSIFICATION OF LAND TO BE TRANSFERRED TO COUNCIL**

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*RESOLVED: Intemann/Levido*

That Council classify Lot 374 Deposited Plan 1237302 (land off Phar Lap Circuit, Port Macquarie) as operational land.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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**12.04 ACQUISITION OF EASEMENT - TELEGRAPH POINT SEWER SCHEME**

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*RESOLVED: Levido/Griffiths*

That Council:

1. Pay compensation in the amount of \$1,425.00 (GST Exclusive) to the owners of Lot 1 Deposited Plan 1241130, C J & A M Ylias, for the acquisition of the easement to drain sewage variable width marked as (Z) in Deposited Plan 1243358 as it affects Lot 1 Deposited Plan 1241130.
2. Pay compensation in the amount of \$2,180.00 (GST Exclusive) to the owner of Lot 57 & Lot 58 Deposited Plan 754404, J Hack, for the acquisition of the easement to drain sewage variable width marked as (Z) in Deposited Plan 1243358 as it affects Lot 57 & Lot 58 Deposited Plan 754404.
3. Pursuant to Section 59 of the Land Acquisition (Just Terms Compensation) Act 1991 meet the reasonable legal and finance costs incurred by the landowners arising from the acquisition of the easement.

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4. Pursuant to Section 377 of the Local Government Act 1993 delegate authority to the General Manager to execute, electronically or otherwise, all documents including but not limited to any authorisation form as required, associated with the acquisition in accordance with the Electronic Transactions Act 2000.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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#### **12.05 SEALING OF MARIA RIVER ROAD - COUNCIL ALLOCATION**

*RESOLVED: Pinson/Alley*

That Council reduce the funding allocation for the proposed project to seal Maria River Road to \$600,000 to match the Kempsey Shire Council's funding offer, subject to grant funding being successful.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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#### **12.06 ROAD SAFETY REPORT 2017-2018**

*RESOLVED: Intemann/Alley*

That Council receive and note the Road Safety Report 2017-2018 for the Port Macquarie-Hastings Local Government Area.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

Item - 12.07 Planning Proposal: Administrative Review of Port Macquarie-Hastings LEP 2011 (Amendment No 52) - Consideration of Submissions - has been moved to another part of the document.

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**12.08 QUESTION FROM PREVIOUS MEETING - REVETMENT WALL, LAKE CATHIE**

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*RESOLVED: Intemann/Pinson*

That Council note the information contained within the response to the Question from Previous Meeting – Revetment Wall, Lake Cathie and provide a copy of this report to the Lake Cathie Progress Association.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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**12.09 QUESTION FROM PREVIOUS MEETING - STATE ENVIRONMENTAL PLANNING POLICY (COASTAL MANAGEMENT) 2018**

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*RESOLVED: Levido/Griffiths*

That Council note the information contained within the response to the question from previous meeting regarding the State Environmental Planning Policy (Coastal Management) 2018.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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**12.10 UPDATE ON PUBLIC TREE MANAGEMENT IN URBAN AREAS**

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*RESOLVED: Alley/Hawkins*

That Council:

1. Note the information contained within the update on public tree management in urban areas report; and
2. Endorse the Risk Matrix (4x4) and Evaluation of Hazard Trees in Urban Areas Methodology (Matheny & Clark) as detailed in the report and included as Attachment 1.

*CARRIED: 7/0*  
*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*  
*AGAINST: Nil*

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**13 QUESTIONS FOR NEXT MEETING**

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Nil.

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## CONFIDENTIAL COMMITTEE OF THE WHOLE

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*RESOLVED: Griffiths/Dixon*

1. That pursuant to section 10A subsections 2 & 3 and 10B of the Local Government Act 1993 (as amended), the press and public be excluded from the proceedings of the Council in Confidential Committee of the Whole (Closed Session) on the basis that items to be considered are of a confidential nature.
2. That Council move into Confidential Committee of the Whole (Closed Session) to receive and consider the following items:
  - Item 14.01 Innes Gardens Memorial Park Crematorium and Lawn Cemetery  
This item is considered confidential under Section 10A(2)(c) of the Local Government Act 1993, as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
  - Item 14.02 T-18-31 Destination Media Planning and Buying  
This item is considered confidential under Section 10A(2)(d(ii)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.
  - Item 14.03 T-18-41 Extension of SRM's and WM - Dunbogan Tip Access Road  
This item is considered confidential under Section 10A(2)(d(ii)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.
  - Item 14.04 T-18-28 Port Macquarie-Hastings Council Advertising - Community Now Notices  
This item is considered confidential under Section 10A(2)(d(ii)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.
  - Item 14.05 Supply of Electricity  
This item is considered confidential under Section 10A(2)(d(i)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
3. That the resolutions made by the Council in Confidential Committee of the Whole (Closed Session) be made public as soon as practicable after the conclusion of the Closed Session and such resolutions be recorded in the Minutes of the Council Meeting.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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## **ADJOURN MEETING**

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The Ordinary Council Meeting adjourned at 7:04pm.

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## **RESUME MEETING**

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The Ordinary Council Meeting resumed at 7:36pm.

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## **ADOPTION OF RECOMMENDATIONS FROM THE CONFIDENTIAL COMMITTEE OF THE WHOLE**

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*RESOLVED: Hawkins/Alley*

That the undermentioned recommendations from Confidential Committee of the Whole (Closed Session) be adopted:

Item 14.01 Innes Gardens Memorial Park Crematorium and Lawn Cemetery

This item is considered confidential under Section 10A(2)(c) of the Local Government Act 1993, as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

### **RECOMMENDATION**

That Council:

1. Acknowledges the importance of cremation and burial services to our community, and note that any future sale or lease of the Innes Gardens Memorial Park Crematorium and Lawn Cemetery facility to a third-party operator would, through the terms of sale or lease, ensure the perpetual care, protection and management of existing interments and inurnments at the facility.
2. Note the information contained within the Innes Gardens Memorial Park Crematorium and Lawn Cemetery report.
3. Proceed to seek formal expressions of interest from providers of funeral, cemetery, crematoria and related services, to determine market interest in the potential sale or long term lease of (a) the Innes Gardens Memorial Park Crematorium and Lawn Cemetery facility or (b) the Innes Gardens Memorial Park Crematorium facility alone.
4. Engage a suitably qualified business consultant to provide a valuation of the facility, prepare the EOI documentation, and provide an advisory service to Council on the EOI process, which will be conducted by Council's responsible officer and in accordance with Council's designated procurement processes.

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5. In parallel with the above process, undertake an initial assessment of trees and vegetation on the site, options for management, and potential value for biobanking or offset planting.
  6. Report on progress through the Finances, Corporate Services and ICT portfolio.
  7. Request the General Manager present a further report to a future meeting of Council on completion of the expression of interest process, for Council's further consideration.

Item 14.02 T-18-31 Destination Media Planning and Buying

This item is considered confidential under Section 10A(2)(d(ii)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.

**RECOMMENDATION**

That Council:

1. Accept the Schedule of Rates from Enigma Communication Pty Ltd for the provision of Destination Media Planning and Buying for a one (1) year period commencing 01 December 2018, with two (2) options to extend for a further one (1) year period, such option(s) to be for the benefit of the Council and may be exercised only by the Council in its sole discretion.
2. Affix the seal of Council to the necessary documents.
3. Maintain the confidentiality of the documents and considerations in respect of Tender T-8-31.

Item 14.03 T-18-41 Extension of SRM's and WM - Dunbogan Tip Access Road

This item is considered confidential under Section 10A(2)(d(ii)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.

**RECOMMENDATION**

That Council:

1. Accept the tender from Eire Constructions Pty Ltd for \$826,547 (exclusive of GST) for the Extension of Sewer Rising Main's (SRM) and Water Main (WM) utilities on the Dunbogan Tip Access Road.
2. Accept the Schedule of Rates from Eire Constructions Pty Ltd for the Extension of SRM's and WM on the Dunbogan Tip Access Road.
3. Affix the seal of Council to the necessary documents.
4. Maintain the confidentiality of the documents and consideration in respect of Tender T-18-41.

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Item 14.04 T-18-28 Port Macquarie-Hastings Council Advertising - Community Now Notices

This item is considered confidential under Section 10A(2)(d(ii)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.

**RECOMMENDATION**

That Council:

1. Accept the tender from Regional Publishers Pty Ltd t/a Port Macquarie News for an annual cost of \$118,487.50 (exclusive of GST) for the provision of Advertising Services for "Community Now Notices" for a period of two (2) years commencing 1 November 2018 with an option to extend for a further one (1) year period at Council's sole discretion.
2. Affix the seal of Council to the necessary documents.
3. Maintain the confidentiality of the documents and considerations in respect of Tender T-18-28.

Item 14.05 Supply of Electricity

This item is considered confidential under Section 10A(2)(d(i)) of the Local Government Act 1993, as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

**RECOMMENDATION**

That Council:

1. In accordance with Local Government Act 1993, Section 55 (3)(g), endorses Local Government Procurement to seek a 12 month extension for the supply of electricity for:
  - a) Large Sites (Buildings & Facilities) with Origin Energy Electricity Limited for the period 1 January 2019 to 31 December 2019;
  - b) Unmetered Streetlighting Supply with ERM Power Retail Pty Ltd for the period 1 January 2019 to 31 December 2019; and
  - c) Multisites (Small Tariff Sites) with Powerdirect Pty Ltd for the period 1 January 2019 to 31 December 2019.
2. Acknowledges the Maximum Price that can be accepted by Local Government Procurement.
3. Delegate the General Manager the authority to sign the required Maximum Price Acceptance Declaration and any required contract to enact the extension for Supply of Electricity for:
  - a) Large Sites (Buildings & Facilities) with Origin Energy Electricity Limited for the period 1 January 2019 to 31 December 2019;
  - b) Unmetered Streetlighting Supply with ERM Power Retail Pty Ltd for the period 1 January 2019 to 31 December 2019; and
  - c) Multisites (Small Tariff Sites) with Powerdirect Pty Ltd for the period 1 January 2019 to 31 December 2019.



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4. Note that a further report will be tabled providing the rates accepted by Local Government Procurement for the contract extension options.
  5. Maintain the confidentiality of the documents and considerations in respect of the Supply of Electricity contracts.

*CARRIED: 7/0*

*FOR: Alley, Dixon, Griffiths, Hawkins, Intemann, Levido and Pinson*

*AGAINST: Nil*

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The meeting closed at 7:37pm.

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Peta Pinson  
Mayor